

## BID FORM

**NAME OF BIDDER:** Econo Fence, Inc.

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:

### **Bid # 116-23 Sonora Elementary School Fence Replacement**

#### **A. BID SCHEDULE**

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 BID PRICE:

| <b>BASE<br/>BID</b>                        | <b>BID PRICE<br/>(IN WRITTEN FORM)</b>    | <b>BID PRICE<br/>(IN NUMBERS)</b> |
|--------------------------------------------|-------------------------------------------|-----------------------------------|
| <b>TOTAL<br/>BID PRICE +<br/>ALLOWANCE</b> | Three Hundred Sixty-Five Thousand Dollars | \$ 365,000.00                     |

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The undersigned agrees that this Bid Form constitutes a firm offer to the District which cannot be withdrawn for the number of calendar days indicated in the Notice Inviting Bids from and after the bid opening, or until a Contract for the Work is fully executed by the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 successful bidder hereby agrees to sign the contract and furnish the necessary bonds and certificates of insurance within ten (10) working days after the District 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 District, after which the District 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

#### **BID SCHEDULE**

- 12 -

contract no less than the prevailing wage rate within Orange 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 District'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. \_\_\_\_\_ from the \_\_\_\_\_ Bank in the amount of \_\_\_\_\_, which is not less than ten percent (10%) of this bid, payable to Newport-Mesa Unified School District 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 certified check accompanying this proposal and the money payable thereon shall become and shall remain the property of the Newport-Mesa Unified School District.

Bidder is an individual \_\_\_\_\_, or corporation X, 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):

337734 C-13 09/30/23

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 District 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 District, the District may waive the Financial Strength Rating and the Financial Size Category classifications for Workers' Compensation insurance.

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

Addenda No. N/A

Addenda No. \_\_\_\_\_

#### BID SCHEDULE

- 13 -

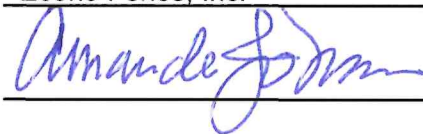
Addenda No. \_\_\_\_\_

1. Attached is the required bid security in the amount of not less than 10% of the Total Bid Price.
2. Attached is the completed Contractor's Certificate Regarding Workers' Compensation form.
3. Attached is the completed Iran Contracting Act Certificate form.
4. Attached is the completed Public Works Contractor Registration Certification form.
5. Attached is the completed Designation of Subcontractors form.
6. Attached is the completed Information Required of Bidders form.
7. Attached is the Asbestos-Free Material Certification.
8. Attached is the Recycled Content Certification.
9. Attached is the Contractor & Subcontractor Fingerprinting Requirements form.
10. Attached is the Drug-Free Workplace Certificate.
11. Attached is the Contractor's Certificate Regarding Alcoholic Beverage and Tobacco-Free Campus Policy.
12. Attached is the fully executed Non-Collusion Declaration 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.

Name of Bidder Econo Fence, Inc.

Signature



Name and Title Amanda Johnson, President

Dated May 31, 2023

**BID SCHEDULE**

- 14 -

**BID BOND**

The makers of this bond are, Econo Fence Inc.

The Ohio Casualty Insurance Company, as Principal, and \_\_\_\_\_, as Surety and are held and firmly bound unto the NEWPORT-MESA UNIFIED SCHOOL 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 06/01, 20 23, for Bid # 116-23 Fencing Replacement at Sonora Elementary 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 12th day of May, 2023, the name and corporate seal of each corporation.

(Corporate Seal)

Econo Fence Inc.

Contractor/Principal

By: Amanda John

Title: President

(Corporate Seal)

The Ohio Casualty Insurance Company

Surety

By: Kerissa Ricciardi

Attorney-in-Fact

(Attach Attorney-in-Fact Certificate)

Title: Kerissa Ricciardi, Attorney-in-Fact

The rate of premium on this bond is \$0.00 per thousand.

The total amount of premium charges, \$ 0.00.

(The above must be filled in by corporate attorney)

**THIS IS A REQUIRED FORM**

Any claims under this bond may be addressed to:

**BID BOND**

- 18 -

(Name and Address of Surety)

The Ohio Casualty Insurance Company  
790 The City Drive South, Suite 200  
Orange, CA 92868

(Name and Address of Agent or  
Representative for service of  
process in California, if different  
from above)

Turner Surety and Insurance Brokerage, Inc.  
6 Hutton Centre Drive, Suite 1020  
Santa Ana, CA 92707

(Telephone number of Surety and  
Agent or Representative for service  
of process in California)

Surety: 714-634-3311  
Agent: 714-955-4029

# CALIFORNIA ACKNOWLEDGMENT

CIVIL CODE § 1189

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

State of California

County of Riverside

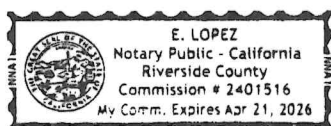
On May 30, 2023 before me, E. Lopez, Notary Public  
Date Here Insert Name and Title of the Officer

personally appeared Amanda Johnson  
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.



Place Notary Seal and/or Stamp Above

Signature [Signature]  
Signature of Notary Public

## 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: Bd Bond No T523-058

Document Date: 5/14/23 Number of Pages: 4

Signer(s) Other Than Named Above: Surety

### Capacity(ies) Claimed by Signer(s)

Signer's Name: Amanda Johnson Signer's Name: \_\_\_\_\_

☒ Corporate Officer – Title(s): President ☐ Corporate Officer – Title(s): \_\_\_\_\_

☐ Partner – ☐ Limited ☐ General ☐ Partner – ☐ Limited ☐ General

☐ Individual ☐ Attorney in Fact ☐ Individual ☐ Attorney in Fact

☐ Trustee ☐ Guardian or Conservator ☐ Trustee ☐ Guardian or Conservator

☐ Other: \_\_\_\_\_ ☐ Other: \_\_\_\_\_

Signer is Representing: Econofence Signer is Representing: \_\_\_\_\_

## 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.

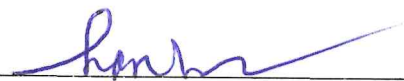
State of California  
County of Orange )

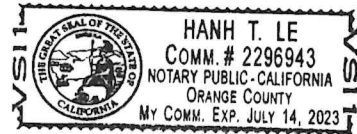
On May 12, 2023 before me, Hanh T. Le, Notary Public  
(insert name and title of the officer)

personally appeared Kerissa Ricciardi,  
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)





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. 8206931- 986376

## 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, Jeremy Pendergast, Kerissa Ricciardi

all of the city of Santa Ana 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 13th day of December, 2021.



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

By: David M. Carey  
David M. Carey, Assistant Secretary

State of PENNSYLVANIA ss  
County of MONTGOMERY

On this 13th day of December, 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 1126044  
Member, Pennsylvania Association of Notaries

By: Teresa Pastella  
Teresa Pastella, Notary Public

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

### ARTICLE IV – OFFICERS: Section 12. Power of Attorney.

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

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

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

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

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

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

**IN TESTIMONY WHEREOF,** I have hereunto set my hand and affixed the seals of said Companies this 12th day of May, 2023.



By: Renee C. Llewellyn  
Renee C. Llewellyn, Assistant Secretary

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

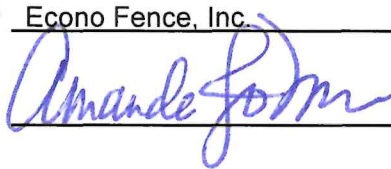
For bond and/or Power of Attorney (POA) verification inquiries, please call 610-832-8240 or email HOSUR@libertymutual.com.

**CONTRACTOR'S CERTIFICATE REGARDING  
WORKERS' COMPENSATION**

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.

Name of Bidder Econo Fence, Inc.

Signature



Name and Title Amanda Johnson, President

Dated May 31, 2023

**CONTRACTOR'S CERTIFICATE REGARDING  
WORKERS COMPENSATION**

- 15 -

**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 District has exempted the Contractor from the requirements of the Iran Contracting Act of 2010 after making a public finding that, absent the exemption, the District 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: Amanda Johnson

Title: President

Firm Name: Econo Fence, Inc.

Date: May 31, 2023

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.

**IRAN CONTRACTING ACT CERTIFICATION**

- 16 -

## PUBLIC WORKS CONTRACTOR REGISTRATION CERTIFICATION

If this bid is due on or after March 1, 2015, then pursuant to Labor Code sections 1725.5 and 1771.1, all contractors and subcontractors that wish to bid on, be listed in a bid proposal, or enter into a contract to perform public work must be registered with the Department of Industrial Relations. See <http://www.dir.ca.gov/Public-Works/PublicWorks.html> for additional information.

No bid will be accepted, nor any contract entered into without proof of the contractor's and subcontractors' current registration with the Department of Industrial Relations to perform public work.

Bidder hereby certifies that it is aware of the registration requirements set forth in Labor Code sections 1725.5 and 1771.1 and is currently registered as a contractor with the Department of Industrial Relations.

Name of Bidder: Econo Fence, Inc.

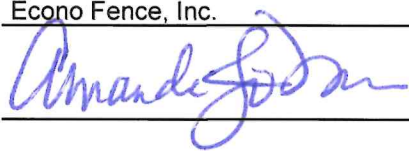
DIR Registration Number: 1000001395

Bidder further acknowledges:

1. Bidder shall maintain a current DIR registration for the duration of the project.
2. Bidder shall include the requirements of Labor Code sections 1725.5 and 1771.1 in its contract with subcontractors and ensure that all subcontractors are registered at the time of bid opening and maintain registration status for the duration of the project.
3. Failure to submit this form or comply with any of the above requirements may result in a finding that the bid is non-responsive.

Name of Bidder Econo Fence, Inc.

Signature



Name and Title Amanda Johnson, President

Dated May 31, 2023

**PUBLIC WORKS CONTRACTOR  
REGISTRATION CERTIFICATION**

- 17 -

## DESIGNATION OF SUBCONTRACTORS

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, (b) CSLB contractor license number, (c) DIR 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 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 the construction of 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.

| Work to be done by Subcontractor | Name of Subcontractor | Location of Business | CSLB Contractor License Number | DIR Registration Number |
|----------------------------------|-----------------------|----------------------|--------------------------------|-------------------------|
| NONE TO REPORT                   |                       |                      |                                |                         |
|                                  |                       |                      |                                |                         |
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## DESIGNATION OF SUBCONTRACTORS

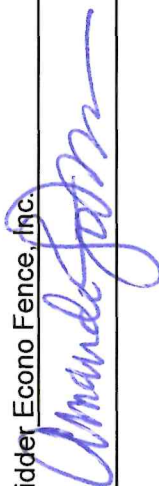
| Work to be done by Subcontractor | Name of Subcontractor | Location of Business | CSLB Contractor License Number | DIR Registration Number |
|----------------------------------|-----------------------|----------------------|--------------------------------|-------------------------|
| NONE TO REPORT                   |                       |                      |                                |                         |
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DESIGNATION OF SUBCONTRACTORS  
- 23 -

| Work to be done by Subcontractor | Name of Subcontractor | Location of Business | CSLB Contractor License Number | DIR Registration Number |
|----------------------------------|-----------------------|----------------------|--------------------------------|-------------------------|
| NONE TO REPORT                   |                       |                      |                                |                         |
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| Work to be done by Subcontractor | Name of Subcontractor | Location of Business | CSLB Contractor License Number | DIR Registration Number |
|----------------------------------|-----------------------|----------------------|--------------------------------|-------------------------|
|                                  |                       |                      |                                |                         |

Name of Bidder Econo Fence, Inc. \_\_\_\_\_

Signature  \_\_\_\_\_

Name and Title Amanda Johnson, President \_\_\_\_\_

Dated May 31, 2023 \_\_\_\_\_

## INFORMATION REQUIRED OF BIDDERS

### A. 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: Econo Fence, Inc.
- 2.0 Type, if Entity: Corporation
- 3.0 Bidder Address: 5261 Pedley Road Riverside, CA 92509
- 951-360-8685 951-685-5000  
Facsimile Number Telephone Number
- 4.0 How many years has Bidder's organization been in business as a Contractor?  
47
- 5.0 How many years has Bidder's organization been in business under its present name? 18
- 5.1 Under what other or former names has Bidder's organization operated?  
Econo Fence Company
- 6.0 If Bidder's organization is a corporation, answer the following:
- 6.1 Date of Incorporation: 2005
- 6.2 State of Incorporation: California
- 6.3 President's Name: Amanda Johnson
- 6.4 Vice-President's Name(s): N/A
- 6.5 Secretary's Name: N/A
- 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

## INFORMATION REQUIRED OF BIDDERS

- 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. N/A
- 10.0 What type of work does the Bidder normally perform with its own forces? Fence and Gates
- 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: Builders Fence Co., Huntington Hardware, Merchants Metals, Pacific Galvanized Sales
- 14.0 List Bank References (Bank and Branch Address): First Bank & Trust 7710 Limonite Ave.  
Riverside, CA 92509 951-361-6481
- 15.0 Name of Bonding Company and Name and Address of Agent: The Ohio Casualty Insurance Co.  
Turner Surety & Ins. - Jeremy Pendergast  
6 Hutton Center Dr., # 1020  
Santa Ana, CA 92707

INFORMATION REQUIRED OF BIDDERS

**B. LIST OF CURRENT PROJECTS (BACKLOG)**

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

**Projects over \$ 500,000**

| Project                                        | Description of Bidder's Work                | Completion Date | Cost of Bidder's Work |
|------------------------------------------------|---------------------------------------------|-----------------|-----------------------|
| La Mirada High School Athletic Fields          | Athletic Field Fencing                      | 2024            | 6,257,830.00          |
| Lawndale HS Athletic Fields & Gym              | Athletic Field Fencing                      | 2024            | 2,799,835.00          |
| La Quinta HS Baseball Field Reno               | Baseball backstops, batting cages & dugouts | 2023            | 1,195,045.00          |
| Rose Ave. ES                                   | Chain Link & Wrought Iron Fence & Gates     | 2023            | 536,290.00            |
| Western HS Soccer Fields                       | Chain Link & Wrought Iron Fence & Gates     | 2023            | 670,000.00            |
| City of Indio - Public Safety Campus           | Wrought Iron Fence & Gates & Gate Operators | 2024            | 1,068,340.00          |
| Pioneer Memorial Cemetery & Seccombe Lake Park | Chain Link & Wrought Iron Fence & Gates     | 2023            | 2,372,565.00          |
| Saddleback HS Sports Complex                   | Athletic Field Fencing                      | 2023            | 604,210.00            |
| Val Verde USD - M & O Facilities               | Wrought Iron Fence & Gates                  | 2023            | 728,043.00            |
|                                                |                                             |                 |                       |
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**INFORMATION REQUIRED OF BIDDERS**

### C. 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 Client    | Description of Bidder's Work | Period of Performance | Cost of Bidder's Work |
|-------------------|------------------------------|-----------------------|-----------------------|
| See Attached List |                              |                       |                       |
|                   |                              |                       |                       |
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### INFORMATION REQUIRED OF BIDDERS

| Question #2 History of Your Firm                                                                                                                                                                                                                                                                                                                                                                                                                             |                                                                                  |                               |                                                                  |                                             |                                                                  |                          |                       |            |                 |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------|-------------------------------|------------------------------------------------------------------|---------------------------------------------|------------------------------------------------------------------|--------------------------|-----------------------|------------|-----------------|
| Utilizing this form, please provide a list of projects that your firm has performed in the Education Market Sector (Community College, K-12 Facilities, University Facilities, or similar) completed in the last five (5) years. Ensure projects listed are sized 50% or greater than the anticipated trade contract value for this project (anticipated trades contract values are listed on Exhibit "A"). [2 pts per project up to a maximum of 30 points] |                                                                                  |                               |                                                                  |                                             |                                                                  |                          |                       |            |                 |
| Project Name                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Project Description/Scope of Work                                                | GC/CM Firm Name               | GC/CM Contact Name, Cell, Email                                  | Owner Name                                  | Owner Contact Name, Cell, Email                                  | Original Contract Amount | Final Contract Amount | Start Date | Completion Date |
| Ontario-Montclair School Dist. 2020 - Fencing                                                                                                                                                                                                                                                                                                                                                                                                                | Provide various fencing & gate upgrades at various locations within the District | Ledesma Meyer                 | Ron Ebarb 909-478-0590<br>rone@lmcdi.com                         | Ontario Montclair School District           | No contact with the owner during project                         | 1108725.00               | 1170345.00            | 05/2020    | 10/20/2020      |
| Savanna HS Mod Increments 3 & 4                                                                                                                                                                                                                                                                                                                                                                                                                              | Provide fence and gate upgrades                                                  | Erickson Hall Construction    | Justin Simcett 760-703-4083<br>jsimcett@ericksonhall.com         | Anaheim Unified School District             | No contact with the owner during project                         | 674690.00                | 799,441.02            | 01/2019    | 02/14/2020      |
| Rancho Buena Vista HS Softball Fields                                                                                                                                                                                                                                                                                                                                                                                                                        | Provide Fence, gates and safety netting                                          | Erickson Hall Construction    | Tori Davis 760-310-8731<br>tdavis@ericksonhall.com               | Vista Unified School District               | No contact with the owner during project                         | 376995.00                | 411934.00             | 04/2020    | 11/13/2020      |
| University of CA-Riverside Barn Expansion                                                                                                                                                                                                                                                                                                                                                                                                                    | Provide specialty fence & gates                                                  | Tilden Coil Constructors      | Steve Fuentes 909-821-0639<br>sfuentes@tilden-coil.com           | University of California                    | No contact with the owner during project                         | 647535.00                | 625524.00             |            | 2/17/2020       |
| Bid No 19-17 Grp 2 P.O. 701665                                                                                                                                                                                                                                                                                                                                                                                                                               | Provide various fencing & gate upgrades at various locations within the District | San Bernardino City USD       | Douglas Melford 909-388-6100<br>douglas.melford@sbcusd.k12.ca.us | San Bernardino City USD                     | Douglas Melford 909-388-6100<br>douglas.melford@sbcusd.k12.ca.us | 1846126.00               | 1800411.50            | 08/2020    | 06/2021         |
| San Jacinto Middle School # 4                                                                                                                                                                                                                                                                                                                                                                                                                                | Provide new fencing and gates throughout campus                                  | Neff Construction             | Elsa Castillo 909-947-3768 x 264<br>elsa@neffcon.com             | San Jacinto Unified School District         | No contact with the owner during project                         | 837175.00                | 801098.56             | 1/2019     | 05/2021         |
| 2201 Fencing - 4 School Sites                                                                                                                                                                                                                                                                                                                                                                                                                                | Provide various fencing & gate upgrades at various locations within the District | Garden Grove USD              | Jeff Thrill 714-663-6442<br>pm-jeff@ggsd.us                      | Garden Grove USD                            | Jeff Thrill 714-663-6442<br>pm-jeff@ggsd.us                      | 1082075.00               | 1082075.00            | 12/2022    | 2/2023          |
| Horton ES - Joint Use Field                                                                                                                                                                                                                                                                                                                                                                                                                                  | Provide new fence & gates near athletic fields                                   | Byrom-Davey, Inc.             | Larry Bivens 858-513-7199<br>larryb@byrom-davey.com              | San Diego Unified School District           | No contact with the owner during project                         | 141750.00                | 152589.13             | 05/2019    | 5/31/2020       |
| Glendale HS Aquatics                                                                                                                                                                                                                                                                                                                                                                                                                                         | Provide new fencing around new aquatic center                                    | Balfour-Beatty Construction   | John Squillace 805-607-3637                                      | Glendale Unified School District            | No contact with the owner during project                         | 354560.00                | 400493.00             | 05/2020    | 04/2021         |
| C.E. Hughes MS                                                                                                                                                                                                                                                                                                                                                                                                                                               | Provide new fencing and gates throughout campus                                  | Balfour-Beatty Construction   | Chad Olson<br>colson@balfourbeattyus.com                         | Long Beach Unified School District          | No contact with the owner during project                         | 742690.00                | 786062.44             | 04/2021    | 12/2022         |
| K-8 STEAM Academy Ph. 1, Inc.                                                                                                                                                                                                                                                                                                                                                                                                                                | Provide new fencing and gates throughout campus                                  | Bogh Eng/Erickson Hall Const. | Dustin Sample 760-310-4998<br>dsample@ericksonhall.com           | Temecula Valley Unified School District     | No contact with the owner during project                         | 322875.00                | 336585.00             | 06/2021    | 06/2022         |
| Wilsey MS Wellness, Arts & Tech Center                                                                                                                                                                                                                                                                                                                                                                                                                       | Provide new fencing and gates throughout campus                                  | Bogh Engineering              |                                                                  | Ontario-Montclair School District           | No contact with the owner during project                         | 198340.00                | 238825.52             | 07/2021    | 12/2022         |
| Bonita Vista HS Stadium Fencing                                                                                                                                                                                                                                                                                                                                                                                                                              | Provide new fencing and gates around new stadium upgrades                        | Byrom-Davey, Inc.             | Larry Bivens 858-513-7199<br>larryb@byrom-davey.com              | Sweetwater Union High School District       | No contact with the owner during project                         | 845540.00                | 885094.74             | 2/2022     | 11/2022         |
| Twentynine Palms HS Track & Field Improvements                                                                                                                                                                                                                                                                                                                                                                                                               | Provide new fencing and gates around new stadium upgrades                        | Ohno Construction             | Rafael Aguilar 951-685-5786<br>rafael@ohnoconstruction.com       | Morongo Unified School District             | No contact with the owner during project                         | 98260.00                 | 107210.99             | 06/2022    | 11/2022         |
| Vista High School Softball Field                                                                                                                                                                                                                                                                                                                                                                                                                             | Provide new fencing and gates at play fields                                     | Erickson Hall Construction    | Ted Bray 760-802-8459<br>tbray@erickson-hall.com                 | Vista Unified School District               | No contact with the owner during project                         | 715940.00                | 792773.34             | 08/2020    | 10/2021         |
| Solana Vista ES                                                                                                                                                                                                                                                                                                                                                                                                                                              | Provide specialty fence & gates throughout campus                                | Erickson Hall Construction    | Matthew Riley 760-802-8459                                       | Solana Beach School District                | No contact with the owner during project                         | 205595.00                | 482503.00             | 11/2020    | 04/2022         |
| Pacific Highlands Ranch # 9                                                                                                                                                                                                                                                                                                                                                                                                                                  | Provide specialty fence & gates throughout campus                                | Erickson Hall Construction    | Alex Tierrablanca 760-271-4841<br>atierrablanca@ericksonhall.com | Del Mar Union School District               | No contact with the owner during project                         | 603725.00                | 668873.00             | 09/2021    | 10/2022         |
| Roosevelt ES Reconstruction                                                                                                                                                                                                                                                                                                                                                                                                                                  | Provide specialty fence & gates throughout campus                                | Balfour Beatty Construction   | David Valderrama 949-502-4000<br>dvalderrama@balfourbeattyus.com | Anaheim Elementary School District          | No contact with the owner during project                         | 555540.00                | 576453.35             | 10/2019    | 08/2021         |
| University of CA - Irvine Vista Field Hammer Throw                                                                                                                                                                                                                                                                                                                                                                                                           | Provide new fencing in relation to the Hammer Throw near the Track area          | Asphalt, Fabric & Engineering | Jeff Fenlon 562-997-4129<br>jfenlon@asfesp.com                   | Board of Regents - University of California | No contact with the owner during project                         | 307380.00                | 315009.69             | 12/2019    | 3/2020          |

#### D. 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:

See attached

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2. Summarize each person's specialized education: \_\_\_\_\_

See attached

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

See attached

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4. Summarize such experience:

See attached

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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 District.

***Changes Occurring Since Prequalification***

If the District conducted a prequalification and if any substantive changes have occurred since Bidder submitted its prequalification package for this Project, Bidder shall list them below. If none are listed, Bidder certifies that no substantive changes have occurred.

None to Report

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#### INFORMATION REQUIRED OF BIDDERS



5261 Pedley Road  
Riverside, CA 92509-3931  
Phone (951) 685-5000  
Fax (951) 360-8685  
State License # 337734  
DIR # 1000001395

*Key Personnel to be assigned to projects in a management, construction supervision or value engineering capacity;*

1. *Amanda Johnson - Company President, Responsible Managing Officer, Secretary, Sr. Safety Officer. Representative for Econo Fence affiliated with Local Laborers Union #1184 as of September 2018.*
2. *Jason Johnson – Company Responsible Managing Employee, Company Quality Assurance and Control Manager, Shop & Field Safety Manager.*
3. *Judd Leslie – Sr. Project Estimator, Sr. Project Manager, Field & Shop Operations Manager, Sr. Quality Assurance and Control Manager, Safety Officer Assistant.*
4. *Phil Benedict - Project Manager/Project Superintendent, Safety Personnel, Quality Control Assistant, Safety Officer Assistant.*

*Years of work experience;*

1. *Amanda Johnson - President and Director to the company since 2014, and has been involved with the fence industry for 29 years. Amanda established a Quality Assurance Control Program and Safety Program for the company in 2001, incorporated the company in 2005, and has been overseeing accounts, management, and the stability of the company since 2004. Amanda has excelled the company's annual sales in recent years from \$4 mil. to above \$35 mil., contracting public works with school security fence and athletics ball-field modernizations.*
2. *Judd Leslie – Senior Project Manager. Involved with estimating for the last 20 years bidding Public Works projects for; School Districts Athletic Sports Fields & Security fencing systems, County Water Districts and City Planning & Engineering Depts. Oversees the bid estimating process, value engineering process, project management, project scheduling, and field supervision. Also manages the Quality Control Program and the Safety Program for the Company. Has worked as a field supervisor for 2 years prior to entering the estimating department.*
3. *Phil Benedict – Involved with the fence industry for 22 years, he has been in estimating departments for 19 years. He holds a Project Estimating/Manager position at Econo Fence, Inc. and is involved with the Safety and Quality Control programs of the company.*

*Summarize company experience;*

*Econo Fence, Inc. has been involved with Commercial, Industrial, Security and Public Works Projects for 42+ years. The last 40 years, mostly in Public Works with School Districts and City/County Water Districts.*

*2023-2024 Workers Comp. Mod Rate: 86%, \$70.m Bond Aggr., CSLB #337734 B, C-13, DIR # 1000001395, Laborers Union # 1184, # 1309, # 652 & # 89*

*E-mails: [ajohnson@econofenceinc.com](mailto:ajohnson@econofenceinc.com) [jleslie@econofenceinc.com](mailto:jleslie@econofenceinc.com) [pbenedict@econofenceinc.com](mailto:pbenedict@econofenceinc.com)*

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***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:

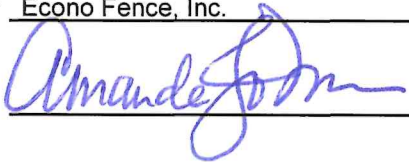
**E. VERIFICATION AND EXECUTION**

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 Econo Fence, Inc.

Signature



Name and Title Amanda Johnson, President

Dated May 31, 2023

**INFORMATION REQUIRED OF BIDDERS**

- 31 -

## ASBESTOS-FREE MATERIALS CERTIFICATION

The undersigned declares that he or she is the person who executed the bid for the Fence Replacement, Sonora ES (116-23) (hereinafter referred to as the "Project"), and submitted it to the **NEWPORT-MESA UNIFIED SCHOOL DISTRICT** (hereinafter referred to as the "District") on behalf of Econo Fence, Inc. (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.

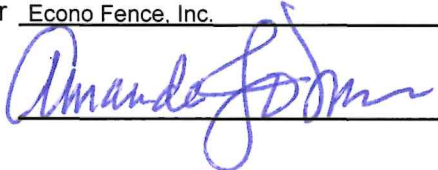
The ASBESTOS REMOVAL CONTRACTOR shall be an EPA accredited contractor qualified in the removal of asbestos and shall be chosen and approved by the Asbestos Consultant who shall have sole discretion and final determination in this matter.

The asbestos consultant shall be chosen and approved by the Architect or 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 31st day of May, 2023 at Riverside.

Name of Bidder Econo Fence, Inc.

Signature 

Name and Title Amanda Johnson, President

Dated May 31, 2023

## ASBESTOS-FREE MATERIALS CERTIFICATION

## 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.

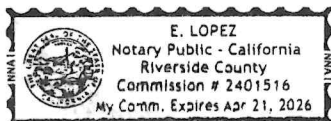
STATE OF CALIFORNIA

COUNTY OF Riverside

On May 31<sup>st</sup>, 2023, before me, E. Lopez, Notary Public, personally appeared Amanda Johnson, 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.



Signature of Notary Public

WITNESS my hand and official seal.

### 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

- ☐ Individual  
☒ Corporate Officer

President

Title(s)

- ☐ Partner(s)  
☐ Attorney-In-Fact  
☐ Trustee(s)  
☐ Guardian/Conservator  
☐ Other:  
☐ Limited  
☐ General

Signer is representing:

Name Of Person(s) Or Entity(ies)

Econo Fence, Inc.

#### DESCRIPTION OF ATTACHED DOCUMENT

Asbestos Free Material Cert.

Title or Type of Document

1 - One

Number of Pages

5/31/2023

Date of Document

None

Signer(s) Other Than Named Above

ASBESTOS-FREE MATERIALS CERTIFICATION

- 33 -

## RECYCLED CONTENT CERTIFICATION

The undersigned declares that he or she is the person who executed the bid for the Fence Replacement, Sonora ES, (116-23) (hereinafter referred to as the "Project"), and submitted it to the **NEWPORT-MESA UNIFIED SCHOOL DISTRICT** (hereinafter referred to as the "District") on behalf of hereinafter referred to as the "Contractor").

Pursuant to Public Contract Code Section 10308.5, all contractors are required to certify in writing under penalty of perjury the minimum (if not exact) percentage of recycled content in materials, goods, or supplies offered or products used in the performance of their contract, regardless of whether the product meets the required recycled product percentage as defined in Sections 12161 and 12200. The recycled content shall include both post-consumer material and secondary material as defined in Public Contract Code Sections 12161 and 12200 shall apply.

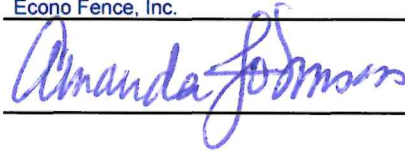
I declare under penalty of perjury under the laws of the State of California that the following percentages of Post-consumer Material and Secondary Material is in the materials, goods or supplies offered for, or products used in, the performance of the Contract for the Project:

70 % Post consumer Material 30 % Secondary Material.

Executed on this 31st day of May, <sup>2023</sup> 20 at Riverside

Name of Bidder Econo Fence, Inc.

Signature



Name and Title Amanda Johnson, President

Dated May 31, 2023

## RECYCLED CONTENT CERTIFICATION

## 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.

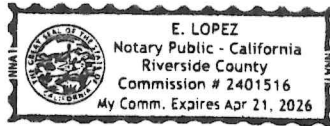
STATE OF CALIFORNIA

COUNTY OF Riverside

On May 31, 2023, before me, E. Lopez, Notary Public, personally appeared Amanda Johnson, 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.



Signature of Notary Public

WITNESS my hand and official seal.

### 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

- ☐ Individual  
☒ Corporate Officer

President

Title(s)

- ☐ Partner(s)  
☐ Attorney-In-Fact  
☐ Trustee(s)  
☐ Guardian/Conservator  
☐ Other:  
☐ Limited  
☐ General

Signer is representing:

Name Of Person(s) Or Entity(ies)

Econo Energy Inc

#### DESCRIPTION OF ATTACHED DOCUMENT

Recycled Content Cert.

Title or Type of Document

1 - One

Number of Pages

5/31/2023

Date of Document

None

Signer(s) Other Than Named Above

RECYCLED CONTENT CERTIFICATION

## CONTRACTOR & SUBCONTRACTOR FINGERPRINTING REQUIREMENTS

---

### CONTRACTOR CERTIFICATION

With respect to the Contract dated May 31 2023 by and between  
NEWPORT-MESA UNIFIED SCHOOL DISTRICT ("District") and  
Econo Fence, Inc. ("Contractor"), Contractor hereby certifies to the District's  
governing board that it has completed the criminal background check requirements of Education  
Code Section 45125.1 and that none of its employees that may come in contact with District's  
pupils have been convicted of a violent felony listed in Penal Code section 667.5(c) or a serious  
felony listed in Penal Code section 1192.7(c).

Amanda Johnson, President

Contractor's Representative

May 31, 2023

Date

---

### CONTRACTOR EXEMPTION

Pursuant to Education Code sections 45125.1 and 45125.2, the **NEWPORT-MESA  
UNIFIED SCHOOL DISTRICT** ("District") has determined that \_\_\_\_\_  
("Contractor") is exempt from the criminal background check certification requirements for  
the Contract dated \_\_\_\_\_, 20\_\_ by and between the District and Contractor  
("Contract") because:

- The Contractor's employees will have limited contact with District students during the course of the Contract.
- Emergency or exceptional circumstances exist; or
- With respect to contractors constructing, reconstructing, rehabilitating, or repairing a school facility, as provided in Section 45125.2, the Contractor has agreed to ensure the safety of pupils at the school facility by the following method(s) specified in Section 45125.2: \_\_\_\_\_.

\_\_\_\_\_  
School District Official

\_\_\_\_\_  
Date

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## CONTRACTOR & SUBCONTRACTOR FINGERPRINTING REQUIREMENTS

## CONTRACTOR & SUBCONTRACTOR FINGERPRINTING REQUIREMENTS

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### SUBCONTRACTOR'S CERTIFICATION

The NEWPORT-MESA UNIFIED SCHOOL DISTRICT ("District") entered into a Contract for services with \_\_\_\_\_ ("Contractor") on or about \_\_\_\_\_, 20\_\_\_\_ ("Contract"). This certification is submitted by \_\_\_\_\_, a subcontractor to the Contractor for purposes of that Contract ("Subcontractor"). Subcontractor hereby certifies to the District's governing board that it has completed the criminal background check requirements of Education Code section 45125.1 and that none of its employees that may come in contact with District pupils have been convicted of a violent felony listed in Penal Code section 667.5(c) or a serious felony listed in Penal Code section 1192.7(c).

\_\_\_\_\_  
Subcontractor's Representative

\_\_\_\_\_  
Date

**N/A - No Subs**

---

### SUBCONTRACTOR'S EXEMPTION

The NEWPORT-MESA UNIFIED SCHOOL DISTRICT ("District") entered into a Contract for services with \_\_\_\_\_ ("Contractor") on or about \_\_\_\_\_, 20\_\_\_\_ ("Contract"). Pursuant to Education Code sections 45125.1 and 45125.2, the District has determined that \_\_\_\_\_, a subcontractor to the Contractor for purposes of that Contract ("Subcontractor"), is exempt from the criminal background check certification requirements for the Contract because:

The Subcontractor's employees will have limited contact with District students during the course of the Contract.

Emergency or exceptional circumstances exist; or

With respect to contractors constructing, reconstructing, rehabilitating, or repairing a school facility, as provided in Section 45125.2, the Contractor and/or Subcontractor have agreed to ensure the safety of pupils at the school facility by the following method(s) specified in Section 45125.2:

\_\_\_\_\_.

\_\_\_\_\_  
School District Official

\_\_\_\_\_  
Date

## CONTRACTOR & SUBCONTRACTOR FINGERPRINTING REQUIREMENTS

## DRUG-FREE WORKPLACE CERTIFICATION

This Drug-Free Workplace Certification form is part of the Contract made by and between the **NEWPORT-MESA UNIFIED SCHOOL DISTRICT** (hereinafter referred to as the "District") and

Econo Fence, Inc.

(hereinafter referred to as the "Contractor") for the Fence Replacement, Sonora ES, (116-23) Project (hereinafter referred to as the "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

## DRUG FREE WORKPLACE CERTIFICATION

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.

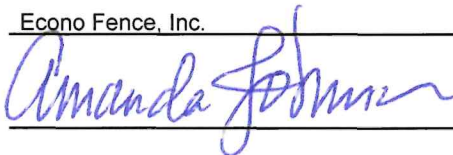
I also understand that if the District determines that I have either: (a) made a false certification herein; or (b) violated this certification by failing to carry out the requirements of Section 8355, the Contract awarded herein is subject to termination, suspension of payments, or both. I further understand 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.

Executed on this 31st day of May,  
20 23 at Riverside.

Name of Bidder Econo Fence, Inc.

Signature



Name and Title Amanda Johnson, President

Dated May 31, 2023

**DRUG FREE WORKPLACE CERTIFICATION**

- 39 -

## 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.

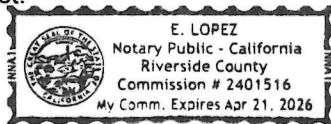
STATE OF CALIFORNIA

COUNTY OF Riverside

On May 31, 2023, before me, E. Lopez, Notary Public, personally appeared Amanda Johnson, 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.



Signature of Notary Public

WITNESS my hand and official seal.

[Signature]

### 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

- ☐ Individual  
☒ Corporate Officer

President  
Title(s)

- ☐ Partner(s) ☐ Limited  
☐ General

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

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

Econo Fuel, Inc.

#### DESCRIPTION OF ATTACHED DOCUMENT

Drug Free Workplace Cert  
Title or Type of Document

2 Two

Number of Pages

5/31/2023

Date of Document

None

Signer(s) Other Than Named Above

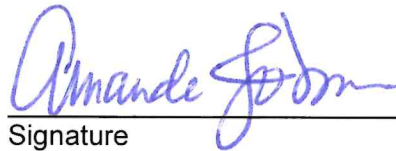
DRUG FREE WORKPLACE CERTIFICATION

- 40 -

**CONTRACTOR'S CERTIFICATE REGARDING ALCOHOLIC BEVERAGE AND  
TOBACCO-FREE CAMPUS POLICY**

The Contractor agrees that it will abide by and implement the District's Alcoholic Beverage and Tobacco-Free Campus Policy, which prohibits the use of alcoholic beverages and tobacco products, of any kind and at any time, in District-owned or leased buildings, on DISTRICT property and in DISTRICT vehicles. The Contractor shall procure signs stating, "ALCOHOLIC BEVERAGE AND TOBACCO USE IS PROHIBITED" and shall ensure that these signs are prominently displayed in all entrances to school property at all times.

Econo Fence, Inc.  
Contractor Name

  
Signature

May 31, 2023  
Date

**CONTRACTOR'S CERTIFICATE REGARDING ALCOHOLIC BEVERAGE AND TOBACCO-  
FREE CAMPUS POLICY**

## NON-COLLUSION DECLARATION

The undersigned declares:

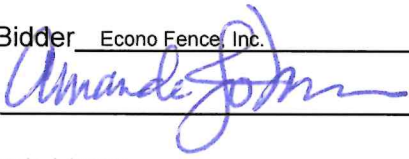
I am the President of Econo Fence, Inc., the party making the foregoing Bid.

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 5/31/2023 [date], at Riverside [city], California [state].

Name of Bidder Econo Fence, Inc.

Signature 

Name Amanda Johnson

Title President

## NON-COLLUSION DECLARATION