



NEWPORT-MESA UNIFIED SCHOOL DISTRICT

## ADDENDUM NO. 1

## Tennis Court Resurfacing and Patching

**Informal Bid No. MO2024-0007**

NEWPORT MESA UNIFIED SCHOOL DISTRICT  
2985 BEAR ST., BLDG. A  
COSTA MESA, CALIFORNIA 92626

October 22, 2024

The following revisions and/or clarifications shall be made to the bid documents for the above-named work. All work described in the original bid documents and all applicable Sections of the original proposal bid shall be included in the contract, except as herein modified:

Acknowledgement of this Addendum shall be made below and submitted with the bid submission. If acknowledgement is not made the bid may be considered non-responsive.

- REPLACE: Bid Schedule Worksheet with attached revised version.
- ADD: Project Schedule for Corona Del Mar HS to Specifications as follows;
  - **Option A:** November 18th Through November 29th.
  - **Option B:** December 2nd Through December 13th.
  - If Contractor needs additional days to finalize the scope of work for Corona Del Mar HS, please submit how many additional days is needed: 10 Calendar Days.

BELOW, PLEASE ACKNOWLEDGE RECEIPT OF THIS ADDENDUM AND SUBMIT IT WITH YOUR BID.

Name: \_\_\_\_\_

Karol Fair

Signature:

Karel Fálek

Firm Name:

Beynon Sports Surfaces, Inc.

### Address:

4668 N. Sonora Ave. Suite 101 Fresno, CA 93722

Telephone #:

559-237-2590

Fax #:

559-237-2431

(END OF ADDENDUM NO. 1)

## BID SCHEDULE

NO.	ITEM DESCRIPTION	UNIT OF MEASURE			ITEM COST
1.	Corona Del Mar High School Resurface	Dollar			\$ 191,243.00
2.	Costa Mesa High School Patch	Dollar			\$ 42,490.00
3.	Allowance	Dollar			\$15,000.00
<b>BASE BID + ALLOWANCE TOTAL</b>					<b>\$ 248,733.00</b>
Optional Alternate # 1 replacing item # 2 above					
1.	Costa Mesa High School Resurface	Dollar			\$ 94,243.00

TOTAL BID PRICE + ALLOWANCE BASED ON BID SCHEDULE NOT INCLUDING  
ALTERNATE 1

Two Hundred Forty Eight Thousand, Seven Hundred Thirty Three 00/100 Dollars  
\$ \_\_\_\_\_  
Total Base Bid + Allowance in Numbers

The undersigned agrees that this Bid Schedule constitutes a firm offer to the District which cannot be withdrawn for the number of calendar days indicated in the Notice Inviting Bids from and after the bid opening, or until a Contract for the work is fully executed by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

If the Contract Documents specify alternate bid items, the District can choose to include any, all, or none of the alternate bid items in the Work. If the District selects any of the alternate bid items, the corresponding alternate bid prices shall be added to or deducted from Base Bid Price for the work. The District can award/select alternate bid items at any time(s).

Name of Bidder Beynon Sports Surfaces, Inc.

Signature Karol Fair

Name and Title Karol Fair, Director of Operations, SW Region

Dated October 25, 2024

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.

BIDDER:

Beynon Sports Surfaces, Inc.  
(Company Name)

By Karol Fair  
(Signature)

Karol Fair  
(Type or print name)

Director of Operations SW Region  
(Title)

Fresno, California  
(Where signed) (District, State)

Dated: October 25, 20 24  
State of Incorporation: Maryland

Bidder's Business Address:  
4668 N. Sonora Ave., Suite 101  
Fresno, CA 93722



(corporate seal)

*(If the Contractor is a corporation, two signatures of corporate officers are required.)*

Names and addresses of all partners or joint venturers:

N/A

Statement of the authority of signatory to bind Bidder:

See attached declaration of Authority

## NON-COLLUSION DECLARATION

The undersigned declares:

I am the Director of Operations SW Region of Beynon Sports Surfaces, 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 10/25/2024 [date], at Fresno [District], California [state].  
County

Name of Bidder Beynon Sports Surfaces, Inc.

Signature Karol Fair

Name Karol Fair

Title Director of Operations SW Region

## PUBLIC WORKS CONTRACTOR DIR REGISTRATION CERTIFICATION

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.<sup>1</sup>

Name of Bidder: Beynon Sports Surfaces, Inc.

DIR Registration Number: 1000004698

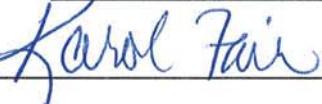
DIR Registration Expiration: 6/30/2025

Small Project Exemption:        Yes or XX No

Unless Bidder is exempt pursuant to the small project exemption, 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 Beynon Sports Surfaces, Inc.

Signature 

Name and Title Karol Fair, Director of Operations SW Region

Dated October 25, 2024

<sup>1</sup> If the Project is exempt from the contractor registration requirements pursuant to the small project exemption under Labor Code Sections 1725.5 and 1771.1, please mark "Yes" in response to "Small Project Exemption."

**DELEGATION OF AUTHORITY FOR THE DIRECTOR OF OPERATIONS,  
SOUTHWEST REGION OF BEYNON SPORTS SURFACES, INC., TRACK  
DIVISION OF THE TARKETT SPORTS GROUP AS OF JUNE 21, 2023.**

Subject to the supervision and authority of the CEO and of the President of Tarkett Sports Division, Karol Fair, as the Director of Operations, Southwest Region of Beynon Sports Surfaces, Inc., track and tennis division, (the "Manager") shall have responsibility and authority for management of the day-to-day operations of sales for the track and tennis division and may make overall policy decisions with respect to the business and affairs directly related to her position with the exceptions listed below which must be submitted to the CEO and President of Tarkett Sports Division for approval.

**General:**

1. Changing or diverting from the Tarkett Group financial manual or any other Tarkett Group policy or procedure issued or approved by the CEO;

**Human Resources:**

2. Appointment, compensation and removal of Manager's direct reports, general lay-offs, establishing or modifying collective bargaining agreements, profit sharing, bonus or similar plans, retirement plans, medical and health insurance plans and modifications of organizational charts at N-1 level;

**Finance:**

3. Reviewing and approving annual budgets;
4. a) Incurring indebtedness outside the Tarkett Group;  
b) Loaning any sums to any entity or person including any officer, director or employee of a Company of the Tarkett Group;  
c) Guaranteeing any indebtedness except as required by governmental customs and tax authorities;

**Assets and Contracts:**

5. a) approving the acquisition, sale or transfer of any asset, including real estate;  
b) entering into any real estate lease;  
c) approving the entry into, amendment, termination or other modification of any contract or arrangement or a group of related contracts or arrangements with an annual value in excess of 250,000 USD with the exception of track and/or tennis sales up to 750,000 USD or for a period of more than one year which cannot be terminated earlier. For greater clarity track and/or tennis sales

in excess of 750,000 USD are to be executed only by one of the following: John Beynon, Drew Beynon, Michael Gasparovic, Stephen Fisher, or Robert Gloeckner;

- d) approving the entry into, amendment, termination or other modification of any contract with clients/vendors for which the annual value exceeds 1 % of the annual revenue of the track division;
- e) approving the choice of attorneys, approving independent accountants and any other consultants;

6. a) Approving the sale or transfer of intellectual property; and

b) Granting any form of lien or security interest in any asset;

**Corporate:**

- 7. Approving the creation, acquisition or sale of any business or a business division from any person, whether by asset purchase, stock purchase, merger or other business combination;
- 8. Incorporating or otherwise creating any entity and, for any company/entity:
  - a) modifying in any way the statutes, by-laws or any other similar corporate document;
  - b) distributing profits or dividends in any form;
  - c) changing its activities; and
  - d) implementing any bankruptcy, winding-up, liquidation or, any similar procedure in each applicable jurisdiction.

**Litigation:**

9. Conducting litigation or settling any claim to which the Company is a party to.

**Communications:**

10. Issuance of any press releases or any other form of media or public communication except those related to marketing;

**Donations:**

11. Donating, or offering any other form of subsidy.

Any powers subsequently delegated to any personnel of Manager are subject to the limits of this delegation of authority.

This delegation of authority is valid for as long as Manager holds the position mentioned above or until revocation or modification of such delegation by the CEO and President of the Tarkett Sports Division or any other person having the appropriate authority.

When taking decisions, the Manager must also insure the proper authorizations/resolutions are obtained in respect of the company by-laws or similar constituting documents of the related company/entity within the Tarkett Sports Division.

Sincerely,



Eric Daliere, CEO and President Tarkett Sports Division

Read, Agreed and Accepted on 22nd of June, 2023



Karol Fair

## **BID FORMS**

### **BID ACKNOWLEDGEMENT**

**NAME OF BIDDER:** Beynon Sports Surfaces, Inc.

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:

#### **MO2024-0007 Tennis Court Resurfacing and Repair**

To the Newport-Mesa Unified School District, with its principal place of business at 2985 Bear Street, Costa Mesa, California 92626:

In response to the Notice Inviting Bids dated October 11, 2024 and in accordance with the accompanying Instructions to Bidders, the undersigned hereby proposes to the District to furnish all labor, technical and professional services, supervision, materials and equipment, other than materials and equipment specified as furnished by the District, and to perform all operations necessary and required to construct the Project in accordance with the provisions of the Contract Documents, including all plans, specifications, and all addenda, and at the prices stated opposite the respective items set forth in the Bid Schedule.

This Bid constitutes a firm offer to the District which cannot be withdrawn for 90 days after the date set for opening of Bids, or until a Contract is executed by the District and a third party, whichever is earlier.

The undersigned certifies that it has examined and is fully familiar with all of the provisions of the Contract Documents and any addenda thereto; that it has carefully checked all of figures shown in its Bid Schedule; that it has carefully reviewed the accuracy of all statements in this Bid and attachments hereto; and that it understands and agrees that the District will not be responsible for any errors or omissions on the part of the undersigned in preparing this Bid.

If awarded a Contract, the undersigned agrees to execute and deliver to the District within ten (10) calendar days after date of receipt of Notice of Award, a signed Contract and the necessary Performance Bond, Payment Bond, and Certificates of Insurance and Endorsements.

The following Bid Forms, which have been completed and executed by the undersigned Bidder, are incorporated by this reference, and made a part of this Bid:

1. Completed Bid Schedule form.
2. Bid Guarantee in the amount of not less than 10% of the Total Bid Price.
3. Completed Designation of Subcontractors form.
4. Completed Bidder Information and Experience form.
5. Fully executed Noncollusion Declaration form.

6. Completed Public Works Contractor DIR Registration Certification form.

Bidder certifies that it is now licensed in accordance with the provisions of the Contractor's License Law of the State of California:

License number 883198

Expiration date 8/31/2026

License classification A; C-61/D-12; C-15

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

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

Addenda No. 1

**[SIGNATURES NEXT PAGE]**

## BID GUARANTEE

### 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, Beynon Sports Surfaces, Inc., as Principal, and Federal Insurance Company, 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 October 25, 20 24, for MO2024-0007 Tennis Court Resurfacing and Repair.

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 District 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 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 25th day of October, 20 24, the name and corporate seal of each corporation.

(Corporate Seal)



Beynon Sports Surfaces, Inc.

Contractor/Principal

By Khalil Far

Title Director of Operations, SW Region

Federal Insurance Company

Surety

By Jeffrey M. Wilson

Attorney-in-Fact

Title Jeffrey M. Wilson, Attorney-in-Fact (CA License #0F41393)

(Attach Attorney-in-Fact Certificate)

## 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

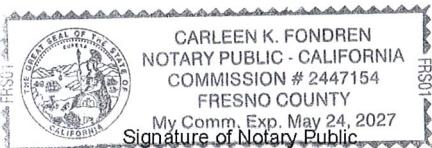
COUNTY OF Fresno

On 10/25/24, 20\_\_\_\_, before me, Carleen K. Fondren, Notary Public, personally appeared Karol Fair \_\_\_\_\_, who proved to me on the basis of satisfactory

Name(s) of Signer(s)

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.

A blue ink signature of "Carleen K. Fondren" over a horizontal line.

### 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.

#### CAPADISTRICT 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

Date of Document

- Trustee(s)

- Guardian/Conservator

- Other:

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~~ ALABAMA  
COUNTY OF SHELBY

On October 25, 2024, before me, Jacquelyn Michele Bryant, Notary Public, personally appeared Jeffrey M. Wilson, 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.

Alabama

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.



Jacquelyn Michele Bryant  
My commission expires: May 5, 2025

### 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.

#### CAPADISTRICT 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

Date of Document

Trustee(s)

Guardian/Conservator

Other:

Signer is representing:

Name Of Person(s) Or Entity(ies)

Federal Insurance Company

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



## **SURETY BOND CORPORATE SEAL NOTICE AND ADDENDUM**

In an effort to facilitate the use of our respective corporate seals during the COVID-19 pandemic, FEDERAL INSURANCE COMPANY (“FEDERAL”) has authorized its respective Attorneys-in-Fact to affix FEDERAL’S corporate seal to any surety bond executed on behalf of FEDERAL by any such Attorney-in-Fact by attaching this Notice and Addendum to said bond.

To the extent this Notice and Addendum is attached to a surety bond that is executed on behalf of FEDERAL by its Attorney-in-Fact, FEDERAL hereby agrees that the corporate seal below for FEDERAL shall be deemed affixed to said bond to the same extent as if its raised corporate seal was physically affixed to the face of the bond.

Dated this 30th day of March, 2020.

FEDERAL INSURANCE COMPANY

By: Stephen M. Haney

Stephen M. Haney, Vice President





## Power of Attorney

Federal Insurance Company | Vigilant Insurance Company | Pacific Indemnity Company  
Westchester Fire Insurance Company | ACE American Insurance Company

Know All by These Presents, that FEDERAL INSURANCE COMPANY, an Indiana corporation, VIGILANT INSURANCE COMPANY, a New York corporation, PACIFIC INDEMNITY COMPANY, a Wisconsin corporation, WESTCHESTER FIRE INSURANCE COMPANY and ACE AMERICAN INSURANCE COMPANY corporations of the Commonwealth of Pennsylvania, do each hereby constitute and appoint Anna Childress, Mark W. Edwards II, Alisa B. Ferris, Robert R. Freel, Richard H. Mitchell, William M. Smith and Jeffrey M. Wilson of Birmingham, Alabama; Robert Read Davis of Atlanta, Georgia; Richard E. Daniels of Pensacola, Florida and Robert M. Verdin of Metairie, Louisiana -----

each as their true and lawful Attorney-in-Fact to execute under such designation in their names and to affix their corporate seals to and deliver for and on their behalf as surety thereon or otherwise, bonds and undertakings and other writings obligatory in the nature thereof (other than bail bonds) given or executed in the course of business, and any instruments amending or altering the same, and consents to the modification or alteration of any instrument referred to in said bonds or obligations.

In Witness Whereof, said FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, PACIFIC INDEMNITY COMPANY, WESTCHESTER FIRE INSURANCE COMPANY and ACE AMERICAN INSURANCE COMPANY have each executed and attested these presents and affixed their corporate seals on this 2<sup>nd</sup> day of April 2024.

Rupert HD Swindells, Assistant Secretary



Warren Eichhorn, Vice President



STATE OF NEW JERSEY

County of Hunterdon

SS.

On this 2<sup>nd</sup> day of April, 2024 before me, a Notary Public of New Jersey, personally came Rupert HD Swindells and Warren Eichhorn, to me known to be Assistant Secretary and Vice President, respectively, of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, PACIFIC INDEMNITY COMPANY, WESTCHESTER FIRE INSURANCE COMPANY and ACE AMERICAN INSURANCE COMPANY, the companies which executed the foregoing Power of Attorney, and the said Rupert HD Swindells and Warren Eichhorn, being by me duly sworn, severally and each for himself did depose and say that they are Assistant Secretary and Vice President, respectively, of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, PACIFIC INDEMNITY COMPANY, WESTCHESTER FIRE INSURANCE COMPANY and ACE AMERICAN INSURANCE COMPANY and know the corporate seals thereof, that the seals affixed to the foregoing Power of Attorney are such corporate seals and were thereto affixed by authority of said Companies; and that their signatures as such officers were duly affixed and subscribed by like authority.

Notarial Seal



Albert Contursi  
NOTARY PUBLIC OF NEW JERSEY  
No 50202369  
Commission Expires August 22, 2027

Notary Public

### CERTIFICATION

Resolutions adopted by the Boards of Directors of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, and PACIFIC INDEMNITY COMPANY on August 30, 2016; WESTCHESTER FIRE INSURANCE COMPANY on December 11, 2006; and ACE AMERICAN INSURANCE COMPANY on March 20, 2009:

\*RESOLVED, that the following authorizations relate to the execution, for and on behalf of the Company, of bonds, undertakings, recognizances, contracts and other written commitments of the Company entered into in the ordinary course of business (each a "Written Commitment"):

- (1) Each of the Chairman, the President and the Vice Presidents of the Company is hereby authorized to execute any Written Commitment for and on behalf of the Company, under the seal of the Company or otherwise.
- (2) Each duly appointed attorney-in-fact of the Company is hereby authorized to execute any Written Commitment for and on behalf of the Company, under the seal of the Company or otherwise, to the extent that such action is authorized by the grant of powers provided for in such person's written appointment as such attorney-in-fact.
- (3) Each of the Chairman, the President and the Vice Presidents of the Company is hereby authorized, for and on behalf of the Company, to appoint in writing any person the attorney-in-fact of the Company with full power and authority to execute, for and on behalf of the Company, under the seal of the Company or otherwise, such Written Commitments of the Company as may be specified in such written appointment, which specification may be by general type or class of Written Commitments or by specification of one or more particular Written Commitments.
- (4) Each of the Chairman, the President and the Vice Presidents of the Company is hereby authorized, for and on behalf of the Company, to delegate in writing to any other officer of the Company the authority to execute, for and on behalf of the Company, under the Company's seal or otherwise, such Written Commitments of the Company as are specified in such written delegation, which specification may be by general type or class of Written Commitments or by specification of one or more particular Written Commitments.
- (5) The signature of any officer or other person executing any Written Commitment or appointment or delegation pursuant to this Resolution, and the seal of the Company, may be affixed by facsimile on such Written Commitment or written appointment or delegation.

FURTHER RESOLVED, that the foregoing Resolution shall not be deemed to be an exclusive statement of the powers and authority of officers, employees and other persons to act for and on behalf of the Company, and such Resolution shall not limit or otherwise affect the exercise of any such power or authority otherwise validly granted or vested.\*

I, Rupert HD Swindells, Assistant Secretary of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, PACIFIC INDEMNITY COMPANY, WESTCHESTER FIRE INSURANCE COMPANY and ACE AMERICAN INSURANCE COMPANY (the "Companies") do hereby certify that

- (i) the foregoing Resolutions adopted by the Board of Directors of the Companies are true, correct and in full force and effect,
- (ii) the foregoing Power of Attorney is true, correct and in full force and effect.

Given under my hand and seals of said Companies at Whitehouse Station, NJ, this

October 25, 2024



Rupert HD Swindells, Assistant Secretary

IN THE EVENT YOU WISH TO VERIFY THE AUTHENTICITY OF THIS BOND OR NOTIFY US OF ANY OTHER MATTER, PLEASE CONTACT US AT:  
Telephone (908) 903-3493 Fax (908) 903-3656 e-mail: [surety@chubb.com](mailto:surety@chubb.com)

## STATE OF CALIFORNIA

DEPARTMENT OF INSURANCE  
SAN FRANCISCO

Amended

## Certificate of Authority

THIS IS TO CERTIFY, *That, pursuant to the Insurance Code of the State of California,****Federal Insurance Company***

*of Indianapolis, Indiana, organized under the laws of Indiana, subject to its Articles of Incorporation or other fundamental organizational documents, is hereby authorized to transact within this State, subject to all provisions of this Certificate, the following classes of insurance:*

**Fire, Marine, Surety, Disability, Plate Glass, Liability, Workers' Compensation,  
Common Carrier Liability, Boiler and Machinery, Burglary, Credit, Sprinkler,  
Team and Vehicle, Automobile, Aircraft, and Miscellaneous**

*as such classes are now or may hereafter be defined in the Insurance Laws of the State of California.*

THIS CERTIFICATE is expressly conditioned upon the holder hereof now and hereafter being in full compliance with all, and not in violation of any, of the applicable laws and lawful requirements made under authority of the laws of the State of California as long as such laws or requirements are in effect and applicable, and as such laws and requirements now are, or may hereafter be changed or amended.

IN WITNESS WHEREOF, *effective as of the 15<sup>th</sup> day of October, 1990, I  
have hereunto set my hand and caused my official seal to be affixed  
this 15<sup>th</sup> day of October, 1990.*

Fee        \$77.00  
Rec. No. 542421  
Filed      5/30/90

By

Roxani M. Gillespie  
Insurance Commissioner

Victoria S. Sidbury  
Deputy

***Certification***

*I, Magnolia Gutierrez, the undersigned Insurance Commissioner of the State of California, do hereby certify that I have compared the above copy of Certificate of Authority with the duplicate of original now on file in my office, and that the same is a full, true, and correct transcript thereof, and of the whole of said duplicate, and said Certificate of Authority is now in full force and effect.*

IN WITNESS WHEREOF, *I have set my hand and caused my official seal to be affixed this 9<sup>th</sup> day of June, 2017.*

Dave Jones  
Insurance Commissioner

By   
Magnolia Gutierrez

## DESIGNATION OF SUBCONTRACTORS

The subcontractor listed below will perform work or labor or render service to the successful Bidder in or about the construction of the work or improvement, or are subcontractors licensed by the State of California who will, under subcontract to the successful Bidder, specially fabricate and install a portion of the work or improvement according to detailed drawings contained in the Contract Documents, in an amount in excess of one-half of one percent (1/2 of 1%) of the Bidder's total bid. 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.

In compliance with the Subletting and Subcontracting Fair Practices Act Chapter 4 (commencing at Section 4100), Part 1, Division 2 of the California Public Contract Code, the Bidder shall set forth below:

- (a) The portion of the work to be done by the subcontractor.
- (b) The name and the location of the place of business.
- (c) The California contractor license number; and
- (d) The DIR public works contractor registration number.

If a Bidder fails to specify a subcontractor or if a Bidder 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.

Portion of Work to be done by Subcontractor	Name of Subcontractor	Location of Business	CSLB Contractor License No.	DIR Registration Number
NONE				

Portion of Work to be done by Subcontractor	Name of Subcontractor	Location of Business	CSLB Contractor License No.	DIR Registration Number
NONE				

## 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: Beynon Sports Surfaces, Inc.

2.0 Type, if Entity: Corporation

3.0 Bidder Address: 4668 N. Sonora Ave., Suite 101  
Fresno, CA 93722

(559) 237-2431 (559) 237-2590

Facsimile Number Telephone Number

kfair@beynonsports.com

Email Address

4.0 How many years has Bidder's organization been in business as a Contractor?  
23

5.0 How many years has Bidder's organization been in business under its present name? 23

5.1 Under what other or former names has Bidder's organization operated? N/A

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

6.1 Date of Incorporation: 12/5/2001

6.2 State of Incorporation: Maryland

6.3 President's Name: John Beynon

6.4 Vice-President's Name(s): Drew Beynon

6.5 Secretary's Name: R. Wayne Barth

6.6 Treasurer's Name: Michael Gasparovic

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.

all 50 states  
\_\_\_\_\_  
\_\_\_\_\_

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

Tennis court and running track construction and surfacing  
\_\_\_\_\_  
\_\_\_\_\_

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:

Byrom-Davey Inc. - Steve Davey (858) 513-7199

Ohno Construction - Tyler Britz (760) 619-7967

Robert A. Bothman - Andrew Bothman (408) 279-2277

14.0 List Bank References (Bank and Branch Address):

Bank of America

300 South Thornton Ave

Dalton, GA 30720

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

Federal Insurance Company

McGriff Surety - 2000 International Park Dr. Suite 800

Birmingham, AL 35253

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## LIST OF CURRENT PROJECTS (BACKLOG)

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

Project	Client Reference (agency name/contact info)	Description of Bidder's Work	Completion Date	Cost of Bidder's Work
LATC	Colleen Connor	New build	2025	\$3,200,00.00
Meadows School	Bob Deller	PT Overlay	2025	\$1,039,400.00
Scripps Ranch	Tal O'Farrell	New build	2025	\$421,733.00
Mater Dei HS	Ryan Easley	New build	2025	\$627,643.00
RR Sports Park	Mark Fassel	New build	2025	\$629,032.00
Polo Vista	Mark Bradshaw	New build	2025	\$544,127.00
Gompers Academy	Ahmed Alaziz	Build TC	2025	\$446,429.00
Barrington Rec	Andrew Marcus	New build	2025	\$370,265.00
Keizer Park	Cody Taylor	New build	2025	\$222,307.00
Oxnard HS	KYA Group	Resurface/lights	2025	\$213,236.00
Tesoro Valencia	FS Residential	New build	2025	\$167,776.00
Poway Park	KYA Group	Fencing/lights	2025	\$148,625.00
Buena Vida HOA	Geoffery Engel	Overlay	2025	\$155,655.00
West HS	KYA Group	Resurface	2025	\$144,477.00
Barranca Prop.	HITT GC	New build	2025	\$143,374.00
Heritage El Dorado	Chris Chisasm	New build	2025	\$128,000.00
The Meadows	Presitge	Surface	2025	\$117,734.00
Tyler Dev.	Tyler Dev.	New build	2025	\$132,905.00

Extended list of current projects available upon request

## 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 Reference (agency name/contact info)	Description of Bidder's Work	Completion Date	Cost of Bidder's Work
Sanger HS	Dave Christian	Build 8 new TC	10/02/24	\$1,528,160.00
Pepperdine Univ	Rich Burchell	Resurface TC	9/13/24	\$222,043.00
Miramar College	SDCCD	Resurface 8 TC	6/11/24	\$69,900.00
Chico State Univ	Tom Dowdy	Resurface TC	6/26/24	\$69,541.00
Cal State Northridge	Harim De Leon	Resurfacing	5/31/24	\$123,783.00
Gardenerville	Bob Deller	New build	5/30/24	\$599,112.00
Torrey Pines HS	CW Driver	New build	1/31/24	\$390,098.00
Peninsula TC Club	Aisline Bowyer	Resurface	2/16/24	\$98,263.00
Ventura College	Jesse Sluder	Resurface	3/29/24	\$93,380.00
Roeding Park	City of Freson	Resurface	5/09/24	\$185,065.00
Club of RN	Mike Gamboa	Lighting/Fencing	4/23/24	\$149,961.00
Four Seasons	Shannon Alfaro	Resurface	8/02/24	\$120,037.00
Chapman Univ	Rich Burchell	Resurface	8/09/24	\$45,288.00
LAFC	Brigett Flores	Resurface	9/25/24	\$54,925.00
Watford HS	Gene Blocker	Resurface	6/28/24	\$62,000.00

Extended list of completed projects available upon request.

## 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:

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David Rose - Construction Manager

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Trevor Starr - Operations

---

2. Summarize each person's specialized education:

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David Rose - Specialized in construction management, finance, and business

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Trevor Starr - Specialized in communications, customer relations, and management

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

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David Rose - 10 years

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Trevor Starr - 10 years

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4. Summarize such experience:

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David Rose - 2 years on Zaino Team. 10+ years of construction experience

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Trevor Starr - 10+ years of experience and employment at Zaino Tennis

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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.

### ***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:

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## NON-COLLUSION DECLARATION

The undersigned declares:

I am the Director of Operations SW Region of Beynon Sports Surfaces, 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 10/25/2024 [date], at Fresno [District], California [state].  
County

Name of Bidder Beynon Sports Surfaces, Inc.

Signature \_\_\_\_\_

Name Karol Fair

Title Director of Operations SW Region

## PUBLIC WORKS CONTRACTOR DIR REGISTRATION CERTIFICATION

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.<sup>1</sup>

Name of Bidder: Beynon Sports Surfaces, Inc.

DIR Registration Number: 1000004698

DIR Registration Expiration: 6/30/2025

Small Project Exemption:        Yes or XX No

Unless Bidder is exempt pursuant to the small project exemption, 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 Beynon Sports Surfaces, Inc.

Signature \_\_\_\_\_

Name and Title Karol Fair, Director of Operations SW Region

Dated October 25, 2024

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<sup>1</sup> If the Project is exempt from the contractor registration requirements pursuant to the small project exemption under Labor Code Sections 1725.5 and 1771.1, please mark "Yes" in response to "Small Project Exemption."