#### **DOCUMENT 00 41 13**

### **BID FORM AND PROPOSAL**

To: Governing Board of the Oxnard Union High School District ("District" or "Owner")
From:Enterprise Construction Inc
(Proper Name of Bidder)
The undersigned declares that Bidder has read and understands the Contract Documents, including, without limitation, the Notice to Bidders and the Instructions to Bidders, and agrees and proposes to furnish all necessary labor, materials, and equipment to perform and furnish all work in accordance with the terms and conditions of the Contract Documents, including, without limitation, the Drawings and Specifications of
<b>Bid No.</b> <u>616</u> for the following project known as: <u>Playfield Stadium Renovations for Channel Islands HS, Oxnard HS and Rio Mesa HS</u> ("Project" or "Contract") and will accept in full payment for that Work the following total lump sum amount, all taxes included:
BASE BID FOR CHANNEL ISLANDS HS Nity Nousand Rose
Bidder acknowledges and agrees that the Base Bid accounts for any and all costs.
Fire Million Two hundred Party dollars \$ 5, 247,000.00 BASE BID FOR OXNARD HS Seven Thougate eva
Bidder acknowledges and agrees that the Base Bid accounts for any and all costs.
BASE BID FOR RIO MESA HS eight Mru sand even
Bidder acknowledges and agrees that the Base Bid accounts for any and all costs.

A. The undersigned has reviewed the Work outlined in the Contract Documents and fully understands the scope of Work required in this Proposal, understands the construction and project management function(s) is described in the Contract Documents, and that each Bidder who is awarded a contract shall be in fact a prime contractor, not a subcontractor, to the District, and agrees that its Proposal, if accepted by the District, will be the basis for the Bidder to enter into a contract with the District in accordance with the intent of the Contract Documents.

BID NUMBER 616 Playfield Stadium Renovations CIHS, OHS, RMHS OXNARD UNION HIGH SCHOOL DISTRICT GENERAL CONDITIONS

- B. The undersigned has notified the District in writing of any discrepancies or omissions or of any doubt, questions, or ambiguities about the meaning of any of the Contract Documents, and has contacted the Construction Manager before bid date to verify the issuance of any clarifying Addenda.
- C. The undersigned agrees to commence work under this Contract on the date established in the Contract Documents and to complete all work within the time specified in the Contract Documents.
- D. The liquidated damages clause of the General Conditions and Agreement is hereby acknowledged.
- E. It is understood that the District reserves the right to reject this bid and that the bid shall remain open to acceptance and is irrevocable for a period of ninety (90) days.
- F. The following documents are attached hereto:
  - Bid Bond on the District's form or other security
  - Designated Subcontractors List
  - Site Visit Certification
  - Non-Collusion Declaration
  - Iran Contracting Act Certification
- G. Receipt and acceptance of the following Addenda is hereby acknowledged:

No0, Dated4/10/2020	No. 1 , Dated 4/24/2020
No, Dated	No, Dated
No, Dated	No, Dated

- H. Bidder acknowledges that the license required for performance of the Work is a A or B license.
- J. Bidder hereby certifies that Bidder is able to furnish labor that can work in harmony with all other elements of labor employed or to be employed on the Work.
- K. Bidder specifically acknowledges and understands that if it is awarded the Contract, that it shall perform the Work of the Project while complying with all requirements of the Department of Industrial Relations.
- L. Bidder hereby certifies that its bid includes sufficient funds to permit Bidder to comply with all local or state labor laws or regulations during the Project, including payment of prevailing wage, and that Bidder will comply with the provisions of Labor Code section 2810(d) if awarded the Contract
- M. Bidder agrees to comply with all requirements of the Project Labor Agreement.

- N. Bidder represents that it is competent, knowledgeable, and has special skills with respect to the nature, extent, and inherent conditions of the Work to be performed. Bidder further acknowledges that there are certain peculiar and inherent conditions existent in the construction of the Work that may create, during the Work, unusual or peculiar unsafe conditions hazardous to persons and property.
- O. Bidder expressly acknowledges that it is aware of such peculiar risks and that it has the skill and experience to foresee and to adopt protective measures to adequately and safely perform the Work with respect to such hazards.
- P. Bidder expressly acknowledges that it is aware that if a false claim is knowingly submitted (as the terms "claim" and "knowingly" are defined in the California False Claims Act, Gov. Code, § 12650 et seq.), the District will be entitled to civil remedies set forth in the California False Claim Act. It may also be considered fraud and the Contractor may be subject to criminal prosecution.
- Q. The undersigned Bidder certifies that it is, at the time of bidding, and shall be throughout the period of the Contract, licensed by the State of California to do the type of work required under the terms of the Contract Documents and registered as a public works contractor with the Department of Industrial Relations. Bidder further certifies that it is regularly engaged in the general class and type of work called for in the Contract Documents.

Furthermore, Bidder hereby certifies to the District that all representations, certifications, and statements made by Bidder, as set forth in this bid form, are true and correct and are made under penalty of perjury.

Dated this 30	day of	April		20 20_
Name of Bidder:	Enterprise Cons	struction Inc		
Type of Organization:	Corporation	on		editional de verdant de la proposition della pro
Signed by:				www.g.n.commiss.edu.org.middellidd.edisploi(1996)
Title of Signer:	Vice President			
Address of Bidder:	28436 Roadsid	de Drive Su	ite #1, Agoura Hills, CA, 91301	anadem novembro en el propositio de la proposition della propositi
Taxpayer Identification	n No. of Bidder	77-05	49276	
Telephone Number:	818-879-52	22		
E-mail:fa	arhadg@enterpr	iseconst.co	m	
Contractor's License N	o(s): No.: _78	3613	Class: A, B, C8, C12 Expiration Date	e: <u>08/31/202</u> 0
Public Works Contract	or Registration	No.:	1000010886	ethologopolys

#### **DOCUMENT 00 43 13**

#### BID BOND

(Note: If Bidder is providing a bid bond as its bid security, Bidder must use this form, NOT a surety company form.)

KNOW ALL PERSONS BY THESE PRESENTS:	
That the undersigned, Enterprise Construction, Ir	nc. , as Principal ("Principal"),
and Berkley Insurance Company	, as
the State of California and authorized to do t	nd existing under and by virtue of the laws of business as a surety in the State of California, Union High School District ("District") of Venturamount equal to ten percent (10%) of the
Ten Percent of Bid Amount	Dollars (\$ <u>10%</u> )
lawful money of the United States of America to be made, we, and each of us, bind ourselv successors, and assigns, jointly and severally	

THE CONDITION OF THIS OBLIGATION IS SUCH that whereas the Principal has submitted a bid to the District for all Work specifically described in the accompanying bid.

NOW, THEREFORE, if the Principal is awarded the Contract and, within the time and manner required under the Contract Documents, after the prescribed forms are presented to Principal for signature, enters into a written contract, in the prescribed form in accordance with the bid, and files two bonds, one guaranteeing faithful performance and the other guaranteeing payment for labor and materials as required by law, and meets all other conditions to the Contract between the Principal and the Obligee becoming effective, or if the Principal shall fully reimburse and save harmless the Obligee from any damage sustained by the Obligee through failure of the Principal to enter into the written contract and to file the required performance and labor and material bonds, and to meet all other conditions to the Contract between the Principal and the Obligee becoming effective, then this obligation shall be null and void; otherwise, it shall be and remain in full force and effect. The full payment of the sum stated above shall be due immediately if Principal fails to execute the Contract within ten (10) days of the date of the District's Notice of Award to Principal.

Surety, for value received, hereby stipulates and agrees that no change, extension of time, alteration or addition to the terms of the Contract or the call for bids, or to the work to be performed thereunder, or the specifications accompanying the same, shall in any way affect its obligation under this bond, and it does hereby waive notice of any such change, extension of time, alteration or addition to the terms of the Contract or the call for bids, or to the work, or to the specifications.

In the event suit is brought upon this bond by the Obligee and judgment is recovered, the Surety shall pay all costs incurred by the Obligee in such suit, including a reasonable attorneys' fee to be fixed by the Court.

If the District awards the bid, the security of unsuccessful bidder(s) shall be returned within sixty (60) days from the time the award is made. Unless otherwise required by law, no bidder may withdraw its bid for ninety (90) days after the date of the bid opening.

IN WITNESS WHEREOF, this instrument ha above named, on the <u>28th</u> day of		
	Enterprise Construction, Inc. Principal	
	Ву	
	Berkley Insurance Company	
	Surety	
	By Lawrence F. McMahon, Attortey-in-Fact	·
	Alliant Insurance Services, Inc.	3 7
	Name of California Agent of Surety	3 3
	701 B Street, 6th Floor, San Diego, CA 9210	
	Address of California Agent of Surety	1200
	619-238-1828	

Bidder must attach Power of Attorney and Certificate of Authority for Surety and a Notarial Acknowledgment for all Surety's signatures. The California Department of Insurance must authorize the Surety to be an admitted Surety Insurer.

**END OF DOCUMENT** 

Telephone Number of California Agent of Surety

## STATE OF CALIFORNIA **DEPARTMENT OF INSURANCE** Nº 07068

SAN FRANCISCO

# Certificate of Authority

THIS IS TO CERTIFY THAT, Pursuant to the Insurance Code of the State of California, Berkley Regional Insurance Company

of	Wilmington, Delaw	are	, organized under the
laws of	Delaware	, subject to it	s Articles of Incorporation or
other fundame	ntal organizational docume	nts, is hereby authorized to trans	act within the State, subject to
all provisions	of this Certificate, the follov	ving classes of insurance:	Fire, Marine,
Surety, Dis	sability, Plate Gla	ss, Liability, Worker	s' Compensation,
Common Cari	cier Liability, Boi	ler and Machinery, Bu	rglary, Credit,
Sprinkler,	Team and Vehicle,	Automobile, Aircraft,	and Miscellaneous
as such classes	s are now or may hereafter o	be defined in the Insurance Law	s of the State of California.
THIS CEF	RTIFICATE is expressly con	nditioned upon the holder hereo	of now and hereafter being in
full compliance	e with all, and not in violatio	on of any, of the applicable laws o	ınd lawful requirements made
under authorit	y 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 requ	uirements now are, or may hered	ifter be changed or amended.

IN WITNES	SS WHEREOF, ef	fective as of the $\_$	2nd
day of	March		have hereunto
 set my hand	and caused my off	icial seal to be aff	ixed this
<u>1.7th</u>	day of	April	



Ву

#### NOTICE:

Qualification with the Secretary of State must be accomplished as required by the California Corporations Code pmolty after issuance of this Certificate of Authority. Failure to do so will be a violation of Insurance Code Section 701 a will be grounds for revoking this Certificate of Authority pursuant to the convenants made in the application therefor and conditions contained herein.

### CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT Civil Code § 1189 A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document, to which this certificate is attached, and not the truthfulness, accuracy or validity of that document. STATE OF CALIFORNIA County of San Diego APR 2 8 2020 , Notary Public. before me, Lilia De Loera Insert Name of Notary exactly as it appears on the official seal personally appeared Lawrence F. McMahon Name(s) of Signer(s) who proved to me on the basis of satisfactory evidence to be the person(劇) whose name(劇) is/創博 subscribed to the and that by his/附納 signature(場) on the instrument the person(場), or the entity upon behalf of which the person(場) acted, executed the instrument. LILIA DE LOERA NOTARY PUBLIC - CALIFORNIA I certify under PENALTY OF PERJURY under the laws of COMMISSION # 2220344 SAN DIEGO COUNTY the State of California that the foregoing paragraph is true and correct. Witness my hand and official seal. Signature of Notary Public Lilia De Loera Place Notary Seal Above — 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 the form to another document. **Description of Attached Document** Title or Type of Document: Document Date: \_\_\_\_\_ Number of Pages: \_\_\_\_\_ Signer(s) Other Than Named Above: Capacity(ies) Claimed by Signer(s) Signer's Name: Signer's Name: ☐ Individual ☐ Individual ☐ Corporate Officer — Title(s): \_\_\_ Corporate Officer — Title(s): \_\_\_ ☐ Partner ☐ Limited ☐ General ☐ Partner ☐ Limited ☐ General ☐ Attorney in Fact RIGHT THUMBPRINT Attorney in Fact RIGHT THUMBPRINT OF SIGNER ☐ Trustee OF SIGNER Trustee ☐ Guardian or Conservator Top of thumb here ☐ Guardian or Conservator Top of thumb here Other: Other: Signer is Representing: Signer is Representing: Surety Company

# POWER OF ATTORNEY BERKLEY INSURANCE COMPANY WILMINGTON, DELAWARE

NOTICE: The warning found elsewhere in this Power of Attorney affects the validity thereof. Please review carefully.

KNOW ALL MEN BY THESE PRESENTS, that BERKLEY INSURANCE COMPANY (the "Company"), a corporation duly organized and existing under the laws of the State of Delaware, having its principal office in Greenwich, CT, has made, constituted and appointed, and does by these presents make, constitute and appoint: Lawrence F. McMahon; Sarah Myers; or Janice R. Martin of Alliant Insurance Services, Inc. of San Diego, CA its true and lawful Attorney-in-Fact, to sign its name as surety only as delineated below and to execute, seal, acknowledge and deliver any and all bonds and undertakings, with the exception of Financial Guaranty Insurance, providing that no single obligation shall exceed Fifty Million and 00/100 U.S. Dollars (U.S.\$50,000,000.00), to the same extent as if such bonds had been duly executed and acknowledged by the regularly elected officers of the Company at its principal office in their own proper persons.

This Power of Attorney shall be construed and enforced in accordance with, and governed by, the laws of the State of Delaware, without giving effect to the principles of conflicts of laws thereof. This Power of Attorney is granted pursuant to the following resolutions which were duly and validly adopted at a meeting of the Board of Directors of the Company held on January 25, 2010:

**RESOLVED**, that, with respect to the Surety business written by Berkley Surety, the Chairman of the Board, Chief Executive Officer, President or any Vice President of the Company, in conjunction with the Secretary or any Assistant Secretary are hereby authorized to execute powers of attorney authorizing and qualifying the attorney-in-fact named therein to execute bonds, undertakings, recognizances, or other suretyship obligations on behalf of the Company, and to affix the corporate seal of the Company to powers of attorney executed pursuant hereto; and said officers may remove any such attorney-in-fact and revoke any power of attorney previously granted; and further

RESOLVED, that such power of attorney limits the acts of those named therein to the bonds, undertakings, recognizances, or other suretyship obligations specifically named therein, and they have no authority to bind the Company except in the manner and to the extent therein stated; and further

RESOLVED, that such power of attorney revokes all previous powers issued on behalf of the attorney-in-fact named; and further

**RESOLVED**, that the signature of any authorized officer and the seal of the Company may be affixed by facsimile to any power of attorney or certification thereof authorizing the execution and delivery of any bond, undertaking, recognizance, or other suretyship obligation of the Company; and such signature and seal when so used shall have the same force and effect as though manually affixed. The Company may continue to use for the purposes herein stated the facsimile signature of any person or persons who shall have been such officer or officers of the Company, notwithstanding the fact that they may have ceased to be such at the time when such instruments shall be issued.

IN WITNESS WHEREOF, the Company has caused these presents to be signed and attested by its appropriate officers and its

, 2019

(Seal)

By

Ira'S. Lederman

Executive Vice President & Secretary

WARNING: THIS POWER INVALID IF NOT PRINTED ON BLUE "BERKLEY" SECURITY PAPER.

STATE OF CONNECTICUT)

) ss:

COUNTY OF FAIRFIELD

Berkley Insurance Company

By

Jeffrey M. Hafter

Senior Vice President

SECURITY PAPER.

Sworn to before me, a Notary Public in the State of Connecticut, this 3<sup>Td</sup>day of 4 Mary 1989. By Ira S. Lederman and Jeffrey M. Hafter who are sworn to me to be the Executive Vice President, and Secretary, and the Senior Vice President, norther Public Connecticut

MARIAC RUNDRAKEN NOTARY PUBLIC CONNECTICUT

MY COMMISSION EXPIRES APPILI 30, 2024

Notary Public, State of Connecticut

#### CERTIFICATE

I, the undersigned, Assistant Secretary of BERKLEY INSURANCE COMPANY, DO HEREBY CERTIFY that the foregoing is a true, correct and complete copy of the original Power of Attorney; that said Power of Attorney has not been revoked or rescinded and that the authority of the Attorney-in-Fact set forth therein, who executed the bond or undertaking to which this Power of Attorney is attached, is in full force and effect as of this date.

Given under my hand and seal of the Company, this \_

corporate seal hereunto affixed this 15 day of MAY

\_\_ day of

(Seal)

Vincent P. Forte

#### **DOCUMENT 00 43 13**

#### BID BOND

(Note: If Bidder is providing a bid bond as its bid security, Bidder must use this form, NOT a surety company form.)

KNOW ALL PERSONS BY THESE PRESENTS:		
That the undersigned, Enterprise Construction, Inc.	, as Principal ("Princip	al"),
and Berkley Insurance Company		, as
Surety ("Surety"), a corporation organized and e the State of California and authorized to do busin are held and firmly bound unto the Oxnard Union County, State of California, as Obligee, in an am Base Bid plus alternates, in the sum of	ness as a surety in the State of Californ The High School District ("District") of Ve	rnia, entura
Ten Percent of Bid Amount	Dollars (\$ <u>10%</u> )	)
lawful money of the United States of America, fo to be made, we, and each of us, bind ourselves, successors, and assigns, jointly and severally, fir	our heirs, executors, administrators,	truly

THE CONDITION OF THIS OBLIGATION IS SUCH that whereas the Principal has submitted a bid to the District for all Work specifically described in the accompanying bid.

NOW, THEREFORE, if the Principal is awarded the Contract and, within the time and manner required under the Contract Documents, after the prescribed forms are presented to Principal for signature, enters into a written contract, in the prescribed form in accordance with the bid, and files two bonds, one guaranteeing faithful performance and the other guaranteeing payment for labor and materials as required by law, and meets all other conditions to the Contract between the Principal and the Obligee becoming effective, or if the Principal shall fully reimburse and save harmless the Obligee from any damage sustained by the Obligee through failure of the Principal to enter into the written contract and to file the required performance and labor and material bonds, and to meet all other conditions to the Contract between the Principal and the Obligee becoming effective, then this obligation shall be null and void; otherwise, it shall be and remain in full force and effect. The full payment of the sum stated above shall be due immediately if Principal fails to execute the Contract within ten (10) days of the date of the District's Notice of Award to Principal.

Surety, for value received, hereby stipulates and agrees that no change, extension of time, alteration or addition to the terms of the Contract or the call for bids, or to the work to be performed thereunder, or the specifications accompanying the same, shall in any way affect its obligation under this bond, and it does hereby waive notice of any such change, extension of time, alteration or addition to the terms of the Contract or the call for bids, or to the work, or to the specifications.

In the event suit is brought upon this bond by the Obligee and judgment is recovered, the Surety shall pay all costs incurred by the Obligee in such suit, including a reasonable attorneys' fee to be fixed by the Court.

If the District awards the bid, the security of unsuccessful bidder(s) shall be returned within sixty (60) days from the time the award is made. Unless otherwise required by law, no bidder may withdraw its bid for ninety (90) days after the date of the bid opening.

IN WITNESS WHEREOF, this instrument he above named, on the28th day o	s been duty executed Apr		ety
	Enterprise Construction	, Inc.	
	Principal		
	Вус		
	Berkley Insurance Com	pany	,
	Surety		
	By Lawrence F. McMa	ahon, Attortey-in-Fact	-
	Alliant Insurance Servi	ces, Inc.	
	Name of California	Agent of Surety	
	701 B Street, 6th Floo	r, San Diego, CA 92101	
	Address of Californi	a Agent of Surety	
	619-238-1828		

Bidder must attach Power of Attorney and Certificate of Authority for Surety and a Notarial Acknowledgment for all Surety's signatures. The California Department of Insurance must authorize the Surety to be an admitted Surety Insurer.

END OF DOCUMENT

Telephone Number of California Agent of Surety

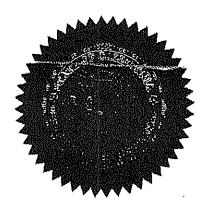
## STATE OF CALIFORNIA **DEPARTMENT OF INSURANCE** Nº 07068

SAN FRANCISCO

# Certificate of Authority

THIS IS TO CERTIFY THAT, Pursuant to the Insurance Code of the State of California, Berkley Regional Insurance Company

, organized under the	Delaware	Wilmington,	of
, subject to its Articles of Incorporation o	ıre	Delawa	laws of
ereby authorized to transact within the State, subject to	documents, is h	ental organizational	other fundan
asses of insurance: Fire, Marine,	re following cl	s of this Certificate, ti	all provision
iability, Workers' Compensation,	e Glass, 1	isability, Plat	Surety, D
nd Machinery, Burglary, Credit,	, Boiler a	crier Liability	Common Ca
obile, Aircraft, and Miscellaneous	.cle, Autor	, Team and Vehi	Sprinkler
ed in the Insurance Laws of the State of California.	reafter be defii	es are now or may he	as such class
ed upon the holder hereof now and hereafter being in	ssly condition	ERTIFICATE is expre	THIS C
y, of the applicable laws and lawful requirements made	violation of an	ce with all, and not in	full complian
nia as long as such laws or requirements are in effect	State of Califor	ity of the laws of the	under author
ts now are, or may hereafter be changed or amended.	ınd requiremen	le, and as such laws o	and applical



IN WITNESS WHEREOF, effective as of the 2nd day of March , 2001. , I have hereunto set my hand and caused my official seal to be affixed this 17th day of <u>April</u>, 2002

By

#### NOTICE:

Qualification with the Secretary of State must be accomplished as required by the California Corporations Code jumptly after issuance of this Certificate of Authority, Failure to do so will be a violation of Insurance Code Section 701 a will be grounds for revoking this Certificate of Authority pursuant to the convenants made in the application therefor and conditions contained herein.

#### A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document, to which this certificate is attached, and not the truthfulness, accuracy or validity of that document. STATE OF CALIFORNIA County of San Diego . Notary Public, before me, Lilia De Loera Insert Name of Notary exactly as it appears on the official seal personally appeared Lawrence F. McMahon Name(s) of Signer(s) who proved to me on the basis of satisfactory evidence to be the person(\$\) whose name(\$\) is/\$\) subscribed to the and that by his/hit/hit/signature(\$) on the instrument the person(\$)), or the entity upon behalf of which the person(\$) acted, executed the instrument. I certify under PENALTY OF PERJURY under the laws of LILIA DE LOERA the State of California that the foregoing paragraph is true NOTARY PUBLIC - CALIFORNIA COMMISSION # 2220344 and correct. SAN DIEGO COUNTY My Comm. Exp. November 21, 2021 Witness my hand and official seal. Signature Signature of Notary Public Lilia De Loera Place Notary Seal Above — 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 the form to another document. **Description of Attached Document** Title or Type of Document: Number of Pages: \_\_\_\_\_ Document Date: Signer(s) Other Than Named Above: Capacity(ies) Claimed by Signer(s) Signer's Name: Signer's Name: ☐ Individual ☐ Individual ☐ Corporate Officer — Title(s): \_\_\_ ☐ Corporate Officer — Title(s): ☐ Limited ☐ General Partner ☐ Partner ☐ Limited ☐ General RIGHT THUMBPRINT ☐ Attorney in Fact RIGHT THUMBPRINT Attorney in Fact OF SIGNER ☐ Trustee OF SIGNER Trustee ☐ Guardian or Conservator Guardian or Conservator Top of thumb here Top of thumb here Other: Other: Signer is Representing: Signer is Representing: Surety Company

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT Civil Code § 1189

# POWER OF ATTORNEY BERKLEY INSURANCE COMPANY WILMINGTON, DELAWARE

NOTICE: The warning found elsewhere in this Power of Attorney affects the validity thereof. Please review carefully.

KNOW ALL MEN BY THESE PRESENTS, that BERKLEY INSURANCE COMPANY (the "Company"), a corporation duly organized and existing under the laws of the State of Delaware, having its principal office in Greenwich, CT, has made, constituted and appointed, and does by these presents make, constitute and appoint: Lawrence F. McMahon; Sarah Myers; or Janice R. Martin of Alliant Insurance Services, Inc. of San Diego, CA its true and lawful Attorney-in-Fact, to sign its name as surety only as delineated below and to execute, seal, acknowledge and deliver any and all bonds and undertakings, with the exception of Financial Guaranty Insurance, providing that no single obligation shall exceed Fifty Million and 00/100 U.S. Dollars (U.S.\$50,000,000.00), to the same extent as if such bonds had been duly executed and acknowledged by the regularly elected officers of the Company at its principal office in their own proper persons.

This Power of Attorney shall be construed and enforced in accordance with, and governed by, the laws of the State of Delaware, without giving effect to the principles of conflicts of laws thereof. This Power of Attorney is granted pursuant to the following resolutions which were duly and validly adopted at a meeting of the Board of Directors of the Company held on January 25, 2010:

**RESOLVED**, that, with respect to the Surety business written by Berkley Surety, the Chairman of the Board, Chief Executive Officer, President or any Vice President of the Company, in conjunction with the Secretary or any Assistant Secretary are hereby authorized to execute powers of attorney authorizing and qualifying the attorney-in-fact named therein to execute bonds, undertakings, recognizances, or other suretyship obligations on behalf of the Company, and to affix the corporate seal of the Company to powers of attorney executed pursuant hereto; and said officers may remove any such attorney-in-fact and revoke any power of attorney previously granted; and further

**RESOLVED**, that such power of attorney limits the acts of those named therein to the bonds, undertakings, recognizances, or other suretyship obligations specifically named therein, and they have no authority to bind the Company except in the manner and to the extent therein stated; and further

RESOLVED, that such power of attorney revokes all previous powers issued on behalf of the attorney-in-fact named; and further

**RESOLVED**, that the signature of any authorized officer and the seal of the Company may be affixed by facsimile to any power of attorney or certification thereof authorizing the execution and delivery of any bond, undertaking, recognizance, or other suretyship obligation of the Company; and such signature and seal when so used shall have the same force and effect as though manually affixed. The Company may continue to use for the purposes herein stated the facsimile signature of any person or persons who shall have been such officer or officers of the Company, notwithstanding the fact that they may have ceased to be such at the time when such instruments shall be issued.

IN WITNESS WHEREOF, the Company has caused these presents to be signed and attested by its appropriate officers and its

corporate se	eal hereunto affixed this 15 day of MAY	709
	Attest:	Berkley Insurance Company
(Seal)	By J	By When the Holm
	Ira S. Lederman	Jeffrey M. Hafter
	Executive Vice President & Secretary	Serior Vice President
WARNING	G: THIS POWER INVALID IF NOT PRINTED O	N BLUE "BERKLEY" SECURITY PAPER.
ST	TATE OF CONNECTICUT)	
	) ss:	*
C	OUNTY OF FAIRFIELD )	

Sworn to before me, a Notary Public in the State of Connecticut, this 3 day of 4, 2019, by Ira S. Lederman and Jeffrey M. Hafter who are sworn to me to be the Executive Vice President, and the Senior Vice President, respectively, of Berkley Insurance Company.

MARIA C RUNDRAKEN NOTARY PUBLIC CONNECTICUT MY COMMISSION EXPIRES APPILL 30, 2024

Notary Public, State of Connecticut

#### **CERTIFICATE**

I, the undersigned, Assistant Secretary of BERKLEY INSURANCE COMPANY, DO HEREBY CERTIFY that the foregoing is a true, correct and complete copy of the original Power of Attorney; that said Power of Attorney has not been revoked or rescinded and that the authority of the Attorney-in-Fact set forth therein, who executed the bond or undertaking to which this Power of Attorney is attached, is in full force and effect as of this date.

APR 2 8 2024

Given under my hand and seal of the Company, this day of

(Seal)

Vincent P. Forte

#### **DOCUMENT 00 43 13**

#### **BID BOND**

(Note: If Bidder is providing a bid bond as its bid security, Bidder must use this form, NOT a surety company form.)

KNOW ALL PERSONS BY THESE PRESENTS:	
That the undersigned, Enterprise Construction, Inc.	, as Principal ("Principal"),
andBerkley Insurance Company	, as
Surety ("Surety"), a corporation organized and of the State of California and authorized to do busing are held and firmly bound unto the Oxnard Unio County, State of California, as Obligee, in an am Base Bid plus alternates, in the sum of	iness as a surety in the State of California, in High School District ("District") of Ventura
Ten Percent of Bid Amount	Dollars (\$ <u>10%</u> )
lawful money of the United States of America, for to be made, we, and each of us, bind ourselves, successors, and assigns, jointly and severally, fi	our heirs, executors, administrators,

THE CONDITION OF THIS OBLIGATION IS SUCH that whereas the Principal has submitted a bid to the District for all Work specifically described in the accompanying bid.

NOW, THEREFORE, if the Principal is awarded the Contract and, within the time and manner required under the Contract Documents, after the prescribed forms are presented to Principal for signature, enters into a written contract, in the prescribed form in accordance with the bid, and files two bonds, one guaranteeing faithful performance and the other guaranteeing payment for labor and materials as required by law, and meets all other conditions to the Contract between the Principal and the Obligee becoming effective, or if the Principal shall fully reimburse and save harmless the Obligee from any damage sustained by the Obligee through failure of the Principal to enter into the written contract and to file the required performance and labor and material bonds, and to meet all other conditions to the Contract between the Principal and the Obligee becoming effective, then this obligation shall be null and void; otherwise, it shall be and remain in full force and effect. The full payment of the sum stated above shall be due immediately if Principal fails to execute the Contract within ten (10) days of the date of the District's Notice of Award to Principal.

Surety, for value received, hereby stipulates and agrees that no change, extension of time, alteration or addition to the terms of the Contract or the call for bids, or to the work to be performed thereunder, or the specifications accompanying the same, shall in any way affect its obligation under this bond, and it does hereby waive notice of any such change, extension of time, alteration or addition to the terms of the Contract or the call for bids, or to the work, or to the specifications.

In the event suit is brought upon this bond by the Obligee and judgment is recovered, the Surety shall pay all costs incurred by the Obligee in such suit, including a reasonable attorneys' fee to be fixed by the Court.

If the District awards the bid, the security of unsuccessful bidder(s) shall be returned within sixty (60) days from the time the award is made. Unless otherwise required by law, no bidder may withdraw its bid for ninety (90) days after the date of the bid opening.

IN WITNESS WHEREOF, this instrument has been duty executed by the above named, on the28th day ofApril	ne Principal and Surety , 20 <u>20</u>
Enterprise Construction, Inc. Principal	
By	
Berkley Insurance Company	
Surety	
By Lawrence F. McMahon, A	
Alliant Insurance Services, Inc Name of California Agent	
701 B Street, 6th Floor, San D	Diego, CA 92101
Address of California Age	nt of Surety
619-238-1828	

Bidder must attach Power of Attorney and Certificate of Authority for Surety and a Notarial Acknowledgment for all Surety's signatures. The California Department of Insurance must authorize the Surety to be an admitted Surety Insurer.

END OF DOCUMENT

Telephone Number of California Agent of Surety

### STATE OF CALIFORNIA DEPARTMENT OF INSURANCE

Nº 07068

SAN FRANCISCO

# Certificate of Authority

THIS IS TO CERTIFY THAT, Pursuant to the Insurance Code of the State of California, Berkley Regional Insurance Company

of	Wilmington,	Delaware			, 01	rganized under the
laws of	Delawa	are		, subject to it	ts Articles o	of Incorporation of
other fundame	ntal organizational	documents, is	s hereby auth	orized to trans	act within t	he State, subject to
all provisions	of this Certificate, th	he following	classes of in:	urance:	Fire, N	Marine,
Surety, Di	sability, Plat	e Glass,	Liabilit	:y, Worker	s' Compe	ensation,
Common Car	rier Liability	, Boiler	and Mach	inery, Bu	rglary,	Credit,
Sprinkler,	Team and Vehi	.cle, Auto	omobile,	Aircraft,	and Mis	scellaneous
as such classes	s are now or may he	reafter be de	fined in the l	nsurance Law	rs of the Sta	te of California.
THIS CEI	RTIFICATE is expre	ssly conditio	oned upon th	e holder hered	of now and	hereafter being in
full compliance	e with all, and not in	violation of a	any, of the ap	plicable laws a	and lawful r	requirements made
under authorit	y of the laws of the	State of Calif	fornia as lon	g as such laws	or require	ments are in effect
and applicable	, and as such laws o	und requirem	ents now are	, or may hered	ıfter be cha	nged or amended.

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<b>₹</b>		T. subjective
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74	3.	

IN WITNESS WHEREOF, effective as of the \_\_\_\_\_2nd\_\_\_ day of March, 2001, I have hereunto set my hand and caused my official seal to be affixed this 17th day of April , 2002

By

Qualification with the Secretary of State must be accomplished as required by the California Corporations Code problem after issuance of this Certificate of Authority. Failure to do so will be a violation of Insurance Code Section 701 a will be grounds for revoking this Certificate of Authority pursuant to the convenants made in the application therefor and conditions contained herein.

### CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT Civil Code § 1189 A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document, to which this certificate is attached, and not the truthfulness, accuracy or validity of that document. STATE OF CALIFORNIA County of San Diego APR 2 8 2020 , Notary Public, On before me, Lilia De Loera Insert Name of Notary exactly as it appears on the official seal personally appeared Lawrence F. McMahon Name(s) of Signer(s) who proved to me on the basis of satisfactory evidence to be the person(樹) whose name(樹) is/排槽 subscribed to the within instrument and acknowledged to me that he/掛件排件 executed the same in his/排件排件 authorized capacity(排料), and that by his/州柳柳 signature(樹) on the instrument the person(#), or the entity upon behalf of which the person(#) acted, executed the instrument. LILIA DE LOERA NOTARY PUBLIC - CALIFORNIA COMMISSION # 2220344 SAN DIEGO COUNTY My Comm. Exp. November 21, 2021 I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct. Witness my hand and official seal. Signature Signature of Notary Public Lilia De Loera Place Notary Seal Above - 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 the form to another document. **Description of Attached Document** Title or Type of Document: Document Date: Number of Pages: \_\_\_\_\_ Signer(s) Other Than Named Above: Capacity(ies) Claimed by Signer(s) Signer's Name: Signer's Name: ☐ Individual ☐ Individual ☐ Corporate Officer — Title(s): \_\_\_ ☐ Corporate Officer — Title(s): ☐ Partner ☐ Limited ☐ General Partner ☐ Limited ☐ General ✓ Attorney in Fact ☐ Attorney in Fact RIGHT THUMBPRINT RIGHT THUMBPRINT ☐ Trustee OF SIGNER ☐ Trustee OF SIGNER Guardian or Conservator ☐ Guardian or Conservator Top of thumb here Top of thumb here Other: Other: Signer is Representing: Signer is Representing:

Surety Company

# POWER OF ATTORNEY BERKLEY INSURANCE COMPANY WILMINGTON, DELAWARE

NOTICE: The warning found elsewhere in this Power of Attorney affects the validity thereof. Please review carefully.

KNOW ALL MEN BY THESE PRESENTS, that BERKLEY INSURANCE COMPANY (the "Company"), a corporation duly organized and existing under the laws of the State of Delaware, having its principal office in Greenwich, CT, has made, constituted and appointed, and does by these presents make, constitute and appoint: Lawrence F. McMahon; Sarah Myers; or Janice R. Martin of Alliant Insurance Services, Inc. of San Diego, CA its true and lawful Attorney-in-Fact, to sign its name as surety only as delineated below and to execute, seal, acknowledge and deliver any and all bonds and undertakings, with the exception of Financial Guaranty Insurance, providing that no single obligation shall exceed Fifty Million and 00/100 U.S. Dollars (U.S.\$50,000,000.000), to the same extent as if such bonds had been duly executed and acknowledged by the regularly elected officers of the Company at its principal office in their own proper persons.

This Power of Attorney shall be construed and enforced in accordance with, and governed by, the laws of the State of Delaware, without giving effect to the principles of conflicts of laws thereof. This Power of Attorney is granted pursuant to the following resolutions which were duly and validly adopted at a meeting of the Board of Directors of the Company held on January 25, 2010:

RESOLVED, that, with respect to the Surety business written by Berkley Surety, the Chairman of the Board, Chief Executive Officer, President or any Vice President of the Company, in conjunction with the Secretary or any Assistant Secretary are hereby authorized to execute powers of attorney authorizing and qualifying the attorney-in-fact named therein to execute bonds, undertakings, recognizances, or other suretyship obligations on behalf of the Company, and to affix the corporate seal of the Company to powers of attorney executed pursuant hereto; and said officers may remove any such attorney-in-fact and revoke any power of attorney previously granted; and further

**RESOLVED**, that such power of attorney limits the acts of those named therein to the bonds, undertakings, recognizances, or other suretyship obligations specifically named therein, and they have no authority to bind the Company except in the manner and to the extent therein stated; and further

RESOLVED, that such power of attorney revokes all previous powers issued on behalf of the attorney-in-fact named; and further

**RESOLVED**, that the signature of any authorized officer and the seal of the Company may be affixed by facsimile to any power of attorney or certification thereof authorizing the execution and delivery of any bond, undertaking, recognizance, or other suretyship obligation of the Company; and such signature and seal when so used shall have the same force and effect as though manually affixed. The Company may continue to use for the purposes herein stated the facsimile signature of any person or persons who shall have been such officer or officers of the Company, notwithstanding the fact that they may have ceased to be such at the time when such instruments shall be issued.

IN WITNESS WHEREOF, the Company has caused these presents to be signed and attested by its appropriate officers and its

(Seal)

Attest:

Berkley Insurance Company

By

Ira'S. Lederman

Executive Vice President & Secretary

Serior Vice President

WARNING: THIS POWER INVALID IF NOT PRINTED ON BLUE "BERKLEY" SECURITY PAPER.

STATE OF CONNECTICUT)
) ss:
COUNTY OF FAIRFIELD
)

Sworn to before me, a Notary Public in the State of Connecticut, this 3 day of 4 y y, 2019, by Ira S. Lederman and Jeffrey M. Hafter who are sworn to me to be the Executive Vice President, and Secretary, and the Senior Vice President, respectively, of Berkley Insurance Company.

MARIA C RUNDRAKEN NOTARY PUBLIC CONNECTICUT
MY COMMISSION EXPIRES APHIL 30, 2024

Notary Public, State of Connecticut

#### CERTIFICATE

I, the undersigned, Assistant Secretary of BERKLEY INSURANCE COMPANY, DO HEREBY CERTIFY that the foregoing is a true, correct and complete copy of the original Power of Attorney; that said Power of Attorney has not been revoked or rescinded and that the authority of the Attorney-in-Fact set forth therein, who executed the bond or undertaking to which this Power of Attorney is attached, is in full force and effect as of this date.

Given under my hand and seal of the Company, this day of

Vincent P. Forte

(Seal)

here subs for all Three projects!

#### **DOCUMENT 00 43 36**

### **DESIGNATED SUBCONTRACTORS LIST** (Public Contact Code Sections 4100-4114)

Bidder acknowledges and agrees that it must clearly set forth below the name, location and California contractor license number of each subcontractor who will perform work or labor or render service to the Bidder in or about the construction of the Work or who will specially fabricate and install a portion of the Work according to detailed drawings contained in the plans and specifications in an amount in excess of one-half of one percent (0.5%) of Bidder's total Base Bid and the kind of Work that each will perform. Vendors or suppliers of materials only do not need to be listed.

Bidder acknowledges and agrees that, if Bidder fails to list as to any portion of Work, or if Bidder lists more than one subcontractor to perform the same portion of Work, Bidder must perform that portion itself or be subjected to penalty under applicable law. In case more than one subcontractor is named for the same kind of Work, state the portion of the kind of Work that each subcontractor will perform.

If alternate bid(s) is/are called for and Bidder intends to use subcontractors different from or in addition to those subcontractors listed for work under the Base Bid, Bidder must list subcontractors that will perform Work in an amount in excess of one half of one percent (0.5%) of Bidder's total Base Bid plus alternate(s).

If further space is required for the list of proposed subcontractors, attach additional copies of page 2 showing the required information, as indicated below.

Subcon	tractor Name: _	leam west Contracting Corporation
	CA Cont. Lic. #: _	934357 Location: Blooming ton (A
	Portion of Work: _	Chair Link Fence & Gates
Subcon	tractor Name: _	ACH Mechanical Contractors Inc
	CA Cont. Lic. #:	780 566 Location: Redlands O1
1	Portion of Work: _	HVAC
Subcon	tractor Name: _	Cal Tranworks
	CA Cont. Lic. #:_	97893 Location: Temecula, C/
	Portion of Work: _	structural steel
Subcon	tractor Name: _	Blum & Son Electric
	CA Cont. Lic. #:	494283 Location: Carpenteriu, CA
1	Portion of Work: _	3. 1 1 1. 1.

**BID NUMBER 616 Playfield Stadium Renovations** CIHS, OHS, RMHS

**OXNARD UNION HIGH SCHOOL DISTRICT GENERAL CONDITIONS** 

1

CA Cont. Lic. #: \_\_ Location: \ Ywind Portion of Work: (and Scaping Subcontractor Name: Location: Sim. Valley, CA Cont. Lic. #: 26 88 8 Uti-Ucties Portion of Work: Vlumbing Subcontractor Name: \_\_ CA Cont. Lic. #: \_\_\_\_\_ Location: \_\_\_\_\_ Portion of Work: Subcontractor Name: CA Cont. Lic. #: \_\_\_\_\_ Location: \_\_\_\_ Portion of Work: \_\_\_\_\_ Subcontractor Name: \_\_\_\_\_ CA Cont. Lic. #: \_\_\_\_\_\_ Location: \_\_\_\_\_ Portion of Work: \_\_\_\_\_ Subcontractor Name: \_\_\_\_\_ CA Cont. Lic. #: \_\_\_\_\_ Location: \_\_\_\_ Portion of Work: \_\_\_\_\_ 04/30/2020 Date: Proper Name of Bidder: Enterprise Construction Inc Signature: Farhat Ghaemi Print Name: Vice President Title:

Subcontractor Name:		
CA Cont. Lic. #:		Location:
Portion of Work:		
Subcontractor Name:		
CA Cont. Lic. #:		Location:
Portion of Work:		
Subcontractor Name:		
CA Cont. Lic. #:		Location:
Portion of Work:		
CA Cont. Lic. #:		Location:
Portion of Work:		
Subcontractor Name:		
CA Cont. Lic. #:		Location:
Portion of Work:		
Subcontractor Name:		
CA Cont. Lic. #:		Location:
Portion of Work:		
Date:	04/30/2020	naprovince and the first of the second state o
Proper Name of Bidder:	Enterprise Construction Inc	
Signature:		
Print Name:	Farhat Ghaemi	
Title:	Vice President	

Subcontractor Name:		
CA Cont. Lic. #:		Location:
Portion of Work:		
Subcontractor Name:		
CA Cont. Lic. #:		Location:
Portion of Work:		
Subcontractor Name:		
CA Cont. Lic. #:		Location:
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Subcontractor Name:		
CA Cont. Lic. #:		Location:
Portion of Work:		
Subcontractor Name: _		
CA Cont. Lic. #:		Location:
Portion of Work:		
Subcontractor Name:		
CA Cont. Lic. #:		Location:
Portion of Work:		
Date:	04/30/2020	aponing programme and the latest private and of contrary in the story design despite
Proper Name of Bidder:	Enterprise Construction Inc	described and the state of the
Signature:	Reduction	Control of the Contro
Print Name:	Farhat Ghaemi	
Title:	Vice President	

#### **DOCUMENT 00 45 01**

### **SITE VISIT CERTIFICATION**

Project/Contract between the Oxnard Union High School District ("District") and					
Enterprise Cons	truction Inc	("Contractor" or "Bidder").			
TO BE EXECUTED BY BIDI	TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID				
Check option that applies:	:				
with the conditions relatin	X I certify that I visited the Site of the proposed Work and became fully acquainted with the conditions relating to construction and labor. I fully understand the facilities, difficulties, and restrictions attending the execution of the Work under contract.				
X I certify that Emily Heinisch (Bidder's representative) visited the Site of the proposed Work, received the attached 0 pages of information, and became fully acquainted with the conditions relating to construction and labor. The Bidder's representative fully understood the facilities, difficulties, and restrictions attending the execution of the Work under contract.					
Bidder fully indemnifies the Oxnard Union High School District, its Architect, its Engineers, its Construction Manager, and all of their respective officers, agents, employees, and consultants from any damage, or omissions, related to conditions that could have been identified during my visit and/or the Bidder's representative's visit to the Site.					
I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.					
Date:	04/30/2020				
Signature:					
Print Name:	Farhat Ghaemi				
Title:	Vice President				

#### **DOCUMENT 00 45 19**

# NON-COLLUSION DECLARATION (Public Contract Code Section 7106)

The undersigned declares:	:		
I am theVice Presider		of	
Enterprise Construc		, the party mak	ing the foregoing bid.
[Nam The bid is not made in the company, association, org sham. The bidder has not a false or sham bid. The bor agreed with any bidder The bidder has not in any communication, or confere bidder, or to fix any overhother bidder. All statemen indirectly, submitted his o or divulged information or association, organization, collusive or sham bid, and purpose.	anization, or corpordirectly or indirect idder has not direct or anyone else to manner, directly or ence with anyone the contained in the result of the resu	behalf of, any undisclosed pration. The bid is genuine by induced or solicited any city or indirectly colluded, put in a sham bid, or to report in a sham bid, or to report in a sham bid, or to report indirectly, sought by ago fix the bid price of the let element of the bid price, a bid are true. The bidder any breakdown thereof, or eto, to any corporation, put of any member or agent in the bid price any member or agent in the bid price.	d person, partnership, and not collusive or y other bidder to put in conspired, connived, refrain from bidding. reement, bidder or any other, or of that of any has not, directly or the contents thereof, artnership, company, thereof, to effectuate a
Any person executing this partnership, joint venture, other entity, hereby reprethis declaration on behalf	, limited liability co sents that he or sh	mpany, limited liability pa	artnership, or any
I declare under penalty of foregoing is true and corre	perjury under the	laws of the State of Califor	ornia that the 04/30/2020
at Agoura Hills [City]	, <u>CA</u> [State]		[Date]
Date:	04/30/2020	)	
Signature: .			Managaran nagaran katan nagaran nagara
Print Name:	Farhat Gha	aemi	Secretaristics states out to the secretaristic secretaristic secretaristics and the secretaristic secretaristics of the secretaristic secretaristics and the secretaristics of t
Title:	Vice Presid	dent	
	END OF	DOCUMENT	

#### **DOCUMENT 00 45 19.01**

# IRAN CONTRACTING ACT CERTIFICATION (Public Contract Code Sections 2202-2208)

Project/Contract between the Oxnard Union High School District ("District") and				
Enterprise Construction Inc ("Contractor" or "Bidder"				
\$1,000	o bidding on or submitting a proposal for a contr 0,000 or more, the bidder/proposer must submit act Code section 2204.	act for goods or services of this certification pursuant to Public		
OPTIO OPTIO	dder/proposer must complete <b>ONLY ONE</b> of the ON 1, check the corresponding box <b>and</b> complete ON 2, check the corresponding box, complete the nentation demonstrating the exemption approval	the certification below. To complete certification below, and attach		
X	OPTION 1. Bidder/Proposer is not on the current list of persons engaged in investment activities in Iran created by the California Department of General Services ("DGS") pursuant to Public Contract Code section 2203(b), and we are not financial institution extending twenty million dollars (\$20,000,000) or more in credit to another person, for 45 days or more, if that other person will use the credit to provide goods or services in the energy sector in Iran and is identified on the current list of persons engaged in investment activities in Iran created by DGS.			
	OPTION 2. Bidder/Proposer has received a written exemption from the certification requirement pursuant to Public Contract Code sections 2203(c) and (d). A copy of the written documentation demonstrating the exemption approval is included with our bid/proposal.			
CERTIFICATION:				
I, the official named below, CERTIFY UNDER PENALTY OF PERJURY, that I am duly authorized to legally bind the bidder/proposer to the OPTION selected above. This certification is made under the laws of the State of California.				
Vendo	r Name/Financial Institution (Printed)	Federal ID Number (or n/a)		
Enterprise Construction Inc 77-0549276				
By (Authorized Signature)				
Printe	d Name and Title of Person Signing	Date Executed		
	Farhat Ghaemi 04/30/2020			

**END OF DOCUMENT** 

BID NUMBER 616 Playfield Stadium Renovations CIHS, OHS, RMHS OXNARD UNION HIGH SCHOOL DISTRICT GENERAL CONDITIONS