

DATE SUBMITTED 05/14/2025
 SUBMITTED BY COMMUNITY DEVELOPMENT DIRECTOR
 DATE ACTION REQUIRED 05/21/2025

COUNCIL ACTION (X)
 PUBLIC HEARING REQUIRED ()
 RESOLUTION ()
 ORDINANCE 1ST READING ()
 ORDINANCE 2ND READING ()
 CITY CLERK'S INITIALS ()

**IMPERIAL CITY COUNCIL
 AGENDA ITEM**

SUBJECT: DISCUSSION/ACTION:
 ATEN BLVD. SIDEWALK INSTALLATION - PHASE 1
 BETWEEN PROGRESS TRAIL & OLD SR-86
 BID No. 2025-05 • CML-5134(031)

1. APPROVAL OF RESOLUTION 2025-14 DECLARING TOTAL INDUSTRIES INC A NON-RESPONSIVE BIDDER, AND TO AWARD A CONSTRUCTION CONTRACT TO ROVE ENGINEERING, INC.
2. AUTHORIZE 20% CONTINGENCY.

DEPARTMENT INVOLVED: COMMUNITY DEVELOPMENT DEPARTMENT

BACKGROUND/SUMMARY:
 The Community Development Department was directed by City Council per Agenda Item CC04-16-25_Item-C3 to conduct a competitive BID process for the Aten Blvd Sidewalk Installation - Phase 1 between Progress Trail & Old SR-86.

The scope of work includes, but is not limited to, the site preparation, removal of conflicting existing concrete structures, construction of Sidewalks, Handicap ramps, Alley Driveway Approaches and Under-Sidewalk Drains, as well as the necessary traffic control around the construction zone for managing traffic flow and ensuring safety.

See attached Exhibit A (Improvement Plans) for details.

Staff released a BID published in the City Website, Holtville Tribune, Calexico Chronicle, and several planrooms. Additionally, staff sent out the BID to a total of eighteen (18) Local and Non-Local respected and dependable contractors.

The following four (4) Bids were received during the formal bidding process:

- | | |
|--|----------------------|
| 1. Total Industries, Inc. _____ | \$ 118,218.00 |
| 2. LC Paving & Sealing, Inc. _____ | \$ 240,180.50 |
| 3. Rove Engineering, Inc. _____ | \$ 154,698.00 |
| 4. Pyramid Construction & Aggregates, Inc. _____ | \$ 266,677.11 |

See attached Exhibit 1 ("BID Opening Act") for details.

After carefully reviewing of said Bids documents, it was determined that Total Industries, Inc., was a non-responsive bidder due to failed to meet with all the mandatory requirements specified in the bidding documents. See Resolution 2025-14 attached herewith as Exhibit 2.

Therefore, staff is recommending the contract be awarded to Rove Engineering, Inc.

Due to this area of Aten Blvd has been in use for many years with numerous infrastructure installations and under constant stress, it is also recommended to authorize a 20% Contingency (\$30,939.60) to provide financial cushion for potential unforeseen underground conditions. If authorized, this helps ensure the project can be completed on time and within budget, even if unexpected issues arise.

Exhibit 1



BID Opening Act

BID No. 2025-05

**Aten Blvd Sidewalk Installation Ph 1
Between Progress Trail & Old SR-86**

Bids received by: Aimee Osuna

Were opened at EOC on 5/13/25

By: Aimee Osuna

Witnessed by:
JESUS VILLEGAS

Fernando Williams

Signature
[Signature]
[Signature]

Company	Total Bid Amount	Bid Bond
<u>Total Industries Inc.</u>	<u>118,218.00</u>	<u>✓</u>
<u>LC Paving & Sealing Inc.</u>	<u>240,180.50</u>	<u>✓</u>
<u>Rove Eng.</u>	<u>154,698.00</u>	<u>✓</u>
<u>Pyramid Co.</u>	<u>266,677.11</u>	<u>✓</u>
_____	_____	_____
_____	_____	_____

Bids were given to Jesus Villegas for study and recommendation for City Council.

[Signature]

5/13/25
Date

1.1.1. APPROVALS FOR CONSTRUCTION OF IMPROVEMENTS SHALL BE SUBJECT TO THE APPROVAL OF THE CITY ENGINEER AND THE CITY PUBLIC WORKS DEPARTMENT. THE CITY ENGINEER SHALL BE RESPONSIBLE FOR THE DESIGN AND CONSTRUCTION OF THE IMPROVEMENTS. THE CITY PUBLIC WORKS DEPARTMENT SHALL BE RESPONSIBLE FOR THE INSTALLATION AND MAINTENANCE OF THE IMPROVEMENTS.

1.1.2. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE CITY ENGINEER AND THE CITY PUBLIC WORKS DEPARTMENT. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE COST OF OBTAINING THESE PERMITS AND APPROVALS.

1.1.3. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION OF ALL EXISTING UTILITIES AND STRUCTURES. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE REPAIR AND REPLACEMENT OF ANY UTILITIES OR STRUCTURES DAMAGED DURING THE CONSTRUCTION OF THE IMPROVEMENTS.

1.1.4. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE MAINTENANCE OF ALL EXISTING TRAFFIC SIGNALS AND LIGHTS. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE REPAIR AND REPLACEMENT OF ANY TRAFFIC SIGNALS OR LIGHTS DAMAGED DURING THE CONSTRUCTION OF THE IMPROVEMENTS.

1.1.5. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION OF ALL EXISTING TREES AND LANDSCAPE. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE REPAIR AND REPLACEMENT OF ANY TREES OR LANDSCAPE DAMAGED DURING THE CONSTRUCTION OF THE IMPROVEMENTS.

1.1.6. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION OF ALL EXISTING HISTORIC STRUCTURES AND LANDMARKS. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE REPAIR AND REPLACEMENT OF ANY HISTORIC STRUCTURES OR LANDMARKS DAMAGED DURING THE CONSTRUCTION OF THE IMPROVEMENTS.

1.1.7. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION OF ALL EXISTING UTILITIES AND STRUCTURES. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE REPAIR AND REPLACEMENT OF ANY UTILITIES OR STRUCTURES DAMAGED DURING THE CONSTRUCTION OF THE IMPROVEMENTS.

1.1.8. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION OF ALL EXISTING UTILITIES AND STRUCTURES. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE REPAIR AND REPLACEMENT OF ANY UTILITIES OR STRUCTURES DAMAGED DURING THE CONSTRUCTION OF THE IMPROVEMENTS.

1.1.9. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION OF ALL EXISTING UTILITIES AND STRUCTURES. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE REPAIR AND REPLACEMENT OF ANY UTILITIES OR STRUCTURES DAMAGED DURING THE CONSTRUCTION OF THE IMPROVEMENTS.

1.1.10. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION OF ALL EXISTING UTILITIES AND STRUCTURES. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE REPAIR AND REPLACEMENT OF ANY UTILITIES OR STRUCTURES DAMAGED DURING THE CONSTRUCTION OF THE IMPROVEMENTS.

1.1.11. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION OF ALL EXISTING UTILITIES AND STRUCTURES. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE REPAIR AND REPLACEMENT OF ANY UTILITIES OR STRUCTURES DAMAGED DURING THE CONSTRUCTION OF THE IMPROVEMENTS.

COMMUNITY DEVELOPMENT DEPARTMENT
IMPROVEMENT PLANS
SPECIFICATIONS
ATEN BLVD. SIDEWALK INSTALLATION PHASE 1
BETWEEN PROGRESS TRAIL & OLD SR-86
CNS-1510(031)



APPROVED BY DIRECTOR OF PUBLIC SERVICES
PLANS PREPARED UNDER THE SUPERVISION OF
BY: [NAME] DATE: 09/20/16
R.C.F. NO.: 61388 EXP.: 09/20/16

CITY OF IMPERIAL
420 South Imperial Avenue
Imperial, CA 92525
Ph: (760) 355-3840 • Fax: (760) 355-4718



EXHIBIT "A"

**BEFORE THE CITY OF IMPERIAL
RESOLUTION NO. 2025-14**

IN THE MATTER OF:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IMPERIAL DECLARING TOTAL INDUSTRIES INC A NON-RESPONSIVE BIDDER REGARDING BID No. 2025-05 ATEN BLVD. SIDEWALK INSTALLATION (PHASE I) BETWEEN PROGRESS TRAIL & OLD SR-86 CML-5134(031),

WHEREAS, the City of Imperial was able to apply for and received Federal and State funding including Congestion Mitigation and Air Quality (CMAQ) Program funds; and

WHEREAS, starting on May 24, 2025 a NOTICE INVITING SEALED BIDS for the above-referenced project was published publicly in the City Website, Holtville Tribune, Calexico Chronicle, and several plan rooms; and

WHEREAS, on May 09, 2025 Addendum No. 1 was issued instructing potential Bidders to use the REVISED Proposal Bid Sheet dated 05/09/2025 (R1) identified as Exhibit "A". Said Addendum was published in the City website and distributed among the plan rooms previously contacted to publish the project; and

WHEREAS, NOTICE INVITING SEALED BIDS and Construction BID set documents specified that only those firms who have purchased the bid documents will be provided any addendums that may be issued for this project prior to the bid opening date; and

WHEREAS, the BID opening was held, as specified in the BID documents, at 2:00 P.M. on Tuesday, May 13, 2025 in the premises of the City of Imperial City Hall located at 420 S. Imperial Avenue, Imperial, CA 92251

WHEREAS, besides City staff, representatives from Total Industries Inc, Rove Engineering Inc and Pyramid Construction & Aggregates Inc were present to observe the conduct of BID Opening process (see Exhibit C); and

WHEREAS, during the BID Opening process, the City Clerk representative declared aloud the Total Industries Inc failed to include Addendum No. 1 in their BID documents; and

WHEREAS, City staff, after carefully reviewing the Bids documents received from the contractors, it was determined that Total Industries, Inc., the lowest bidder, was a non-responsive bidder due to failed to meet with all the mandatory requirements specified in the bidding documents as the following forms were not completed or are missing:

- a) Copy of Addendum No. 1 was not included in the Bid Proposal Package as requested (Exhibit "A").
- b) Bidder's Information Form was only partially filled out (Page 39).
- c) References Form was not completed (Page 42).
- d) Disclosure of Lobbying Activities Form was not completed (Page 49).
- e) Contractor submitted an outdated Proposal Bid Sheet (Page 52-54).
- f) Contractor failed to include Unit Prices in the Proposal Bid Sheet (Page 52-54).
- g) REVISED Proposal Bid Sheet dated 05/09/2025 (R1) was not used (Page 52-54).
- h) The form "Verification of Compliance with Economic Sanctions in Response to Russia's Actions in Ukraine" was not found (Page 57); and

WHEREAS, among the Prospective Bidders, three (3) out of the four (4) of the bidders availed the official bidding documents.; and

NOW THEREFORE BE IT RESOLVED, that the City Council of the City of Imperial hereby agrees:

- I. To declare Total Industries Inc a Non-Responsive Bidder.
- II. To award a construction contract to ROVE Engineering Inc in an amount not to exceed the result of multiplying the quantities by the unit cost as illustrated in the REVISED Proposal Bid Sheet submitted as part of their Bidding documents.

BE IT FURTHER RESOLVED, to authorize the City Attorney to make minor typographical changes to this Resolution that does not change the substance of this Resolution

THE FOREGOING RESOLUTION was passed and adopted by the City Council of the City of Imperial on _____, 2025.

AYES:
NOES:
ABSTAIN:
ABSENT

Signed: _____
James Tucker, Mayor

ATTEST:

Signed: _____
Kristina Shields, City Clerk

Exhibit "A"

CITY OF IMPERIAL

"ATEN BLVD. SIDEWALK INSTALLATION PHASE 1 BETWEEN PROGRESS TRAIL & OLD SR-86"

Bid No. 2025-05

ADDENDUM No. 1

05/09/2025

TO THE CONTRACT DOCUMENTS AND SPECIFICATIONS.

Bidders are advised that the contract documents and specifications for the above referenced contract are hereby amended in the following manner and the following manner only:

This Addendum answers bidder's questions:

1. Shall we include the cost for testing?

Yes; the Potential Respondents shall include the cost for required testing.

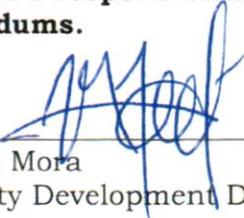
For this purpose, a minor change in the BID documents was made to include the cost for testing as Item No. 16 in the Proposal Bid Sheet. Therefore, the Potential Respondents are instructed to use the REVISED Proposal Bid Sheet dated 05/09/2025 (R1) identified as Exhibit "A" which are attached herewith.

Exhibit "A"

Please acknowledge receipt of this addendum by signing and returning a copy of the Acceptance of Notice via email to jvillegas@imperial.ca.gov and dgoff@imperial.ca.gov.

Each bidder must acknowledge receipt of this addendum in the noted space below and on the signature page of the Bid Sheet Proposal.

Include a copy of this addendum with your Bid Proposal Package. It is the Contractor's responsibility to notify its sub-contractors about changes based all addendums.

P.P. 
By: Othon Mora
Community Development Director

Date 2025/05/09

ACCEPTANCE OF NOTICE

Receipt of the ADDENDUM No. 1 is hereby acknowledged by

Bidder's Company Name Date _____

By _____ Title _____
Type or Print Name & Signature

Exhibit "A"

CITY OF IMPERIAL PROPOSAL BID SHEET Page 1 of 3 (R1 05/09/2025)

FOR
ATEN BLVD. SIDEWALK INSTALLATION PHASE 1
BETWEEN PROGRESS TRAIL & OLD SR-86

BID NO. 2025-05

Item No.	Description	Units	Estimate Quantity	Unit Price	Amount
1	MOBILIZATION /BONDS / INSURANCES	LS	1		
2	PREPARATION / IMPLEMENTATION OF TRAFFIC CONTROL PLANS & CONSTRUCTION AREA SIGNS.	LS	1		
3	CONSTRUCTION STAKING	LS	1		
4	SAWCUT EXISTING PAVEMENT FOR THE FULL DEPTH OF THE ASPHALT ALONG FEDEX & CLAIREMONT RENTALS ACCESS WAYS.	LS	94		
5	REMOVAL AND DISPOSE OF ASPHALT PAVEMENT AND CLASS 2 BASE TO ACCOMMODATE NEW PCC ALLEY DRIVEWAY APPROACHES AT FEDEX & CLAIREMONT RENTALS ACCESS WAYS.	SF	1274		
6	REMOVAL AND DISPOSE OF EXISTING PCC SIDEWALK	SF	72		
7	REMOVAL AND DISPOSE OF TWO (2) PCC ADA CURB RETURNS AND CLASS II BASE AT GENERAL DYNAMICS BLDG DRIVEWAY.	SF	245		
8	INSTALL PCC ADA CURB RETURN RAMP AT GENERAL DYNAMICS DRIVEWAY PER DETAIL 4 ON SHEET 3.	SF	245		
9	INSTALL PCC ADA CURB RETURN RAMP AT NORTHWEST CORNER OF ATEN BLVD & OLD SR-86 INTERSECTION PER CITY STD. DETAIL NO. 409. SEE DETAIL 3 ON SHEET 3.	SF	398.5		
10	INSTALL 4.50' WIDE PCC CONTINUOUS SIDEWALK PER CITY STD. DETAIL NO. 407. SEE DETAIL 1 ON SHEET 3.	SF	2845		

Exhibit "A"

CITY OF IMPERIAL PROPOSAL BID SHEET Page 2 of 3 (R1 05/09/2025)

FOR
ATEN BLVD. SIDEWALK INSTALLATION PHASE 1
BETWEEN PROGRESS TRAIL & OLD SR-86

BID NO. 2025-05

Item No.	Description	Units	Estimate Quantity	Unit Price	Amount
11	INSTALL NEW PCC ALLEY DRIVEWAY APPROACH PER CITY STD. DETAIL #405. SEE DETAIL 6 ON SHEET 3.	SF	1120		
12	INSTALL PCC UNDER-SIDEWALK DRAIN PER DETAIL 2 ON SHEET 3.	EA	4		
13	GRINDING/COLD PLANE THE TOP 1.5" OF EXISTING A.C. PAVEMENT AT FEDEX & CLAIREMONT RENTALS ACCESS WAYS.	SF	186		
14	INSTALL NEW A.C. PAVEMENT AND CLASS 2 BASE AT FEDEX & CLAIREMONT RENTALS ACCESS WAYS PER DETAIL 5 ON SHEET 3.	SF	290		
15	REMOVE AND REPLACED 28" LONG X 18' WIDE TRAFFIC SIGNAL CONCRETE ENCLOSURE (NON-TRAFFIC RATED)	EA	2		
16	GEOTECHNICAL TESTING FOR QUALITY CONTROL	LS	1		
	TOTAL BID PROPOSAL =				\$

Exhibit "A"

CITY OF IMPERIAL
PROPOSAL BID SHEET Page 3 of 3 (R1 05/09/2025)
FOR
ATEN BLVD. SIDEWALK INSTALLATION PHASE 1
BETWEEN PROGRESS TRAIL & OLD SR-86

BID NO. 2025-05

NOTE 1: THE ESTIMATED QUANTITIES INDICATED ABOVE ARE APPROXIMATE. THE ENGINEER WILL NOT ASSUME RESPONSIBILITY FOR THE QUANTITIES ILLUSTRATED IN THE PROJECT PLANS. IT IS THE RESPONSIBILITY OF THE CONTRACTOR TO ESTABLISH THE QUANTITIES.

NOTE 2: THE LOWEST RESPONSIVE BID WILL BE BASED ON THE LOWEST TOTAL BID PROPOSAL.

TOTAL AMOUNT OF BID PROPOSAL (NUMBERS) _____

TOTAL AMOUNT OF BID PROPOSAL (WORDS) _____

Note: The estimated quantities listed in the Proposal Bid Sheet(s) are supplied to give an indication of the general scope of the work, but the accuracy of these figures is not guaranteed, and the bidder shall make his own estimates from the drawings. In case of a variation between the unit price and the totals shown by the bidder, the unit price will be considered to be the bid.

Bidder's Name and Telephone Number

Exhibit B

CITY OF IMPERIAL BID PROPOSAL

For

CML-5134(031)

ATEN BLVD. SIDEWALK INSTALLATION PHASE 1
BETWEEN PROGRESS TRAIL & OLD SR-86

BID NO. 2025-05

VERIFICATION OF COMPLIANCE
WITH ECONOMIC SANCTIONS IN
RESPONSE TO RUSSIA'S
ACTIONS IN UKRAINE NOT
FOUND (PAGE 57).

TO CITY OF IMPERIAL, as CITY:

In accordance with CITY's "Notice Inviting Sealed Bids", the undersigned BIDDER hereby proposes to furnish all materials, equipment, tools, labor, and incidentals required for the above stated project as set forth in the Contract Documents, and to perform all work in the manner and time prescribed.

BIDDER declares that this proposal is based upon careful examination of the work site, Plans, Specifications, Instructions to Bidders, and Contract Documents. If this proposal is accepted for award, BIDDER agrees to enter into a contract with the CITY at the unit and/or lump sum prices set forth in the following Proposal Bid Sheet. BIDDER understands that failure to enter into a contract in the manner and time prescribed will result in forfeiture to the CITY of the Bid Bond accompanying this proposal.

BIDDER understands that a bid is required for the entire work that the estimated quantities set forth in the Proposal Bid Sheet are solely for the purpose of comparing bids, and that final compensation under the contract will be based upon the actual quantities of work satisfactorily completed. It is agreed that the unit and/or lump sum prices bid include all appurtenant expenses, taxes, royalties, and fees. In the case of discrepancies in the amounts bid, unit prices shall govern over extended amounts.

BIDDER agrees and acknowledges that he is aware of the provisions of Section 3700 of the Labor Code which requires every employer to be insured against liability for workman's compensation or to undertake self-insurance in accordance with the provisions of that code, and that the BIDDER will comply with such provisions of that code before commencing the performance of this Contract if awarded it.

BIDDER certifies that in all previous contracts or subcontracts, all reports which may have been due under the requirements of any agency, State, or Federal equal employment opportunity orders have been satisfactorily filed, and that no such reports are currently outstanding.

BIDDER declares that the only persons or parties interested in this proposal as principals are those named herein; that no officer, agent, or employee of the CITY is personally interested, directly or indirectly, in this proposal; that this proposal is made without connection to any other individual, firm, or corporation making a bid for the same work; and that this proposal is in all respects fair and without collusion or fraud.

BIDDER certifies that affirmative action has been taken to seek out and consider disadvantaged business enterprises for those portions of the work to be subcontracted, and that such affirmative actions have been carefully documented, that said documentation is open to inspection, and that said affirmative action will remain in effect for the life of any contract awarded hereunder. Furthermore, BIDDER certifies that affirmative action will be taken to meet all equal employment opportunity requirements of the contract documents.

Exhibit B

DATED: 05/13, 2025.

BIDDER: TOTAL INDUSTRIES.

BIDDER'S ADDRESS:

BY: 
JOSH QUINTERO

605 E. 12TH ST.

TITLE: PRESIDENT

IMPERIAL CA, 92251

TELEPHONE # (760) 355-9125

FAX #: _____

Exhibit B

BIDDER'S INFORMATION

BIDDER certifies that the following information is true and correct:

Bidder's Name TOTAL INDUSTRIES

Business Address 605 E. 12TH ST. IMPERIAL CA, 92251

Telephone (760) 355-9125

State Contractor's License No. and Class CA LIC # 268153 CLASS A

Original Date Issued 03/18/1971 Expiration Date 07/31/2026

The following are the names, titles, addresses, and phone numbers of all individuals, firm members, partners, joint ventures, and/or corporate officers having a principal interest in this proposal:

The dates of any voluntary or involuntary bankruptcy judgments against any principal having an interest in this proposal are as follows:

All current and prior DBA's, alias, and/or fictitious business names for any principal having an interest in this proposal are as follows:

Bidder's Information document is incomplete. This part needs to be completed, showing who has a principal interest in the proposal.

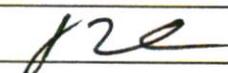
Exhibit B

CONTRACTOR'S LICENSING STATEMENT

The undersigned is licensed in accordance with the laws of the State of California providing for the registration of Contractors.

Contractor's License Number: # 268163

Name of Individual Contractor (Print or type): TOTAL INDUSTRIES

Signature of Owner: 

Business Address: 605 E. 12TH ST. IMPERIAL CA, 92251

Or

Name of Firm: _____

Business Address: _____

Name: _____ Title: _____

Address: _____

Or

Name of Corporation: _____

Corporation Address: _____

Corporation organized under the laws of the State of _____


Signature of President of Corporation


Signature of Secretary of Corporation

Exhibit B

LIST OF SUBCONTRACTORS

BIDDER proposes to subcontract certain portions of the work, and to procure materials and equipment from suppliers and vendors as follows:

Name Under Which Subcontractor Is Licensed	Specific License of No.	Address Office Mill/Shop	Percent of Total Contract	Description of Subcontract
<u>SUPERIOR READY MIX</u>		<u>802 E. MAIN ST EL CENTRO CA 192043</u>	<u>16%</u>	<u>CONCRETE MATERIAL.</u>

JG

Exhibit B

REFERENCES

The following are the names, addresses, and phone numbers for three public agencies for which BIDDER has performed similar work within the past two years:

No References have been included.

DESIGNATION OF SURETIES

The following are the names, addresses, and phone numbers for all brokers and sureties from whom BIDDER intends to procure insurance and bonds:

ADRIAN LANGRELL

LIC NO. 4211391

1411 N. BATAVIA ST STE. 201

ORANGE CA, 92867

PH. (714) 516-1232

Exhibit B

DEBARMENT AND SUSPENSION CERTIFICATION EXHIBIT 12-E

TITLE 49, CODE OF FEDERAL REGULATIONS, PART 29

The bidder, under penalty of perjury, certifies that, except as noted below, he/she or any other person associated therewith in the capacity of owner, partner, director, officer, manager:

- Is not currently under suspension, debarment, voluntary exclusion, or determination of ineligibility by any federal agency;
- Has not been suspended, debarred, voluntarily excluded or determined ineligible by any federal agency within the past 3 years;
- Does not have a proposed debarment pending; and
- Has not been indicted, convicted, or had a civil judgment rendered against it by a court of competent jurisdiction in any matter involving fraud or official misconduct within the past 3 years.

If there are any exceptions to this certification, insert the exceptions in the following space.

Exceptions will not necessarily result in denial of award but will be considered in determining bidder responsibility. For any exception noted above, indicate below to whom it applies, initiating agency, and dates of action.

Notes: Providing false information may result in criminal prosecution or administrative sanctions. The above certification is part of the Proposal. Signing this Proposal on the signature portion thereof shall also constitute signature of this Certification.

TOTAL INDUSTRIES

NAME OF CONTRACTOR

ADDRESS: 605 E. 12TH ST.
IMPERIAL CA 92251

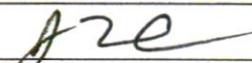
SIGNATURE: 
DATE: 5-13-25

Exhibit B

NON-LOBBYING CERTIFICATION FOR FEDERAL AID CONTRACTS - EXHIBIT 12-E

The prospective participant certifies, by signing and submitting this bid or proposal, to the best of his or her knowledge and belief, that:

(1) No federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any federal contract, the making of any federal grant, the making of any federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any federal contract, grant, loan, or cooperative agreement.

(2) If any funds other than federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure of Lobbying Activities," in accordance with its instructions.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by Section 1352, Title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

The prospective participant also agrees by submitting his or her bid or proposal that he or she shall require that the language of this certification be included in all lower tier subcontracts, which exceed \$100,000 and that all such subrecipients shall certify and disclose accordingly.

TOTAL INDUSTRIES

NAME OF CONTRACTOR

ADDRESS: 605 E. 12TH ST.
IMPERIAL CA 92251

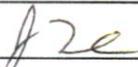
SIGNATURE: 
DATE: 5-13-24

Exhibit B

DISCLOSURE OF LOBBYING ACTIVITIES

COMPLETE THIS FORM TO DISCLOSE LOBBYING ACTIVITIES PURSUANT TO 31 U.S.C. 1352

1. Type of Federal Action: a. contract
 b. grant
 c. cooperative agreement
 d. loan
 e. loan guarantee
 f. loan insurance

2. Status of Federal Action: a. bid/offer/application
 b. initial award
 c. post-award

3. Report Type: a. initial
 b. material change
For Material Change Only:
year _____ quarter _____
date of last report _____

4. Name and Address of Reporting Entity: Prime Subawardee
Tier _____, if known
Congressional District, if known

5. If Reporting Entity in No. 4 is Subawardee, Enter Name and Address of Prime: _____
Congressional District, if known

6. Federal Department/Agency: _____

7. Federal Program Name/Description: _____
CFDA Number, if applicable _____

8. Federal Action Number, if known: _____

9. Award Amount, if known: _____

10. a. Name and Address of Lobby Entity (If individual, last name, first name, MI) _____
b. Individuals Performing Services (including address if different from No. 10a) (last name, first name, MI) _____

11. Amount of Payment (check all that apply) (attach Continuation Sheet(s) if necessary)
\$ _____ actual planned

12. Form of Payment (check all that apply): a. cash b. in-kind; specify: nature _____ value _____

13. Type of Payment (check all that apply): a. retainer b. one-time fee c. commission d. contingent fee e. deferred f. other, specify _____

14. Brief Description of Services Performed or to be performed and Date(s) of Service, including officer(s), employee(s), or member(s) contacted, for Payment Indicated in Item 11:
(attach Continuation Sheet(s) if necessary)

15. Continuation Sheet(s) attached: Yes No

16. Information requested through this form is authorized by Title 31 U.S.C. Section 1352. This disclosure of lobbying reliance was placed by the tier above when his transaction was made or entered into. This disclosure is required pursuant to 31 U.S.C. 1352. This information will be reported to Congress semiannually and will be available for public inspection. Any person who fails to file the required disclosure shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

Signature: _____
Print Name: _____
Title: _____
Telephone No.: _____ Date: _____

Federal Use Only:

Standard Form LLL Rev. 09-12-97

Authorized for Local Reproduction
Standard Form - LLL

**FORM NOT COMPLETED
NOR SIGNED**

Exhibit B

INSTRUCTIONS FOR COMPLETION OF SF-LLL, DISCLOSURE OF LOBBYING ACTIVITIES

This disclosure form shall be completed by the reporting entity, whether subawardee or prime federal recipient, at the initiation or receipt of covered federal action or a material change to previous filing pursuant to title 31 U.S.C. Section 1352. The filing of a form is required for such payment or agreement to make payment to lobbying entity for influencing or attempting to influence an officer or employee of any agency, a Member of Congress an officer or employee of Congress or an employee of a Member of Congress in connection with a covered federal action. Attach a continuation sheet for additional information if the space on the form is inadequate. Complete all items that apply for both the initial filing and material change report. Refer to the implementing guidance published by the Office of Management and Budget for additional information.

1. Identify the type of covered federal action for which lobbying activity is and/or has been secured to influence, the outcome of a covered federal action.
2. Identify the status of the covered federal action.
3. Identify the appropriate classification of this report. If this is a follow-up report caused by a material change to the information previously reported, enter the year and quarter in which the change occurred. Enter the date of the last, previously submitted report by this reporting entity for this covered federal action.
4. Enter the full name, address, city, State and zip code of the reporting entity. Include Congressional District if known. Check the appropriate classification of the reporting entity that designates if it is or expects to be a prime or subaward recipient. Identify the tier of the sub awardee, e.g., the first sub awardee of the prime is the first tier. Subawards include but are not limited to subcontracts, subgrants and contract awards under grants.
5. If the organization filing the report in Item 4 checks "Sub awardee" then enter the full name, address, city, State and zip code of the prime federal recipient. Include Congressional District, if known.
6. Enter the name of the federal agency making the award or loan commitment. Include at least one organization level below agency name, if known. For example, Department of Transportation, United States Coast Guard.
7. Enter the federal program name or description for the covered federal action (item 1). If known, enter the full Catalog of Federal Domestic Assistance (CFDA) number for grants, cooperative agreements, loans and loan commitments.
8. Enter the most appropriate federal identifying number available for the federal action identification in item 1 (e.g., Request for Proposal (RFP) number, Invitation for Bid (IFB) number, grant announcement number, the contract grant. or loan award number, the application/proposal control number assigned by the federal agency). Include prefixes, e.g., "RFP-DE-90-001."
9. For a covered federal action where there has been an award or loan commitment by the Federal agency, enter the federal amount of the award/loan commitments for the prime entity identified in item 4 or 5.
10. (a) Enter the full name, address, city, State and zip code of the lobbying entity engaged by the reporting entity identified in item 4 to influenced thecovered federal action.

Exhibit B

- (b) Enter the full names of the individual(s) performing services and include full address if different from 10 (a). Enter Last Name, First Name and Middle Initial (MI).
11. Enter the amount of compensation paid or reasonably expected to be paid by the reporting entity (item 4) to the lobbying entity (item 10). Indicate whether the payment has been made (actual) or will be made (planned). Check all boxes that apply. If this is a material change report, enter the cumulative amount of payment made or planned to be made.
 12. Check the appropriate box(es). Check all boxes that apply. If payment is made through an in-kind contribution, specify the nature and value of the in-kind payment.
 13. Check the appropriate box(es). Check all boxes that apply. If other, specify nature.
 14. Provide a specific and detailed description of the services that the lobbyist has performed or will be expected to perform and the date(s) of any services rendered. Include all preparatory and related activity not just time spent in actual contact with federal officials. Identify the federal officer(s) or employee(s) contacted or the officer(s) employee(s) or Member(s) of Congress that were contacted.
 15. Check whether or not a continuation sheet(s) is attached.
 16. The certifying official shall sign and date the form, print his/her name title and telephone number.

Public reporting burden for this collection of information is estimated to average 30 minutes per response, including time for reviewing instruction, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0046), Washington, D.C. 20503.

Exhibit B

CITY OF IMPERIAL
PROPOSAL BID SHEET Page 1 of 3
 FOR
ATEN BLVD. SIDEWALK INSTALLATION PHASE 1
BETWEEN PROGRESS TRAIL & OLD SR-86

BID NO. 2025-05

**INCORRECT
 PROPOSAL BID
 SHEET. FAILED TO
 SUBMIT BID SHEET
 PER ADDENDUM
 No. 1**

Item No.	Description	Units	Estimate Quantity	Unit Price	Amount
1	MOBILIZATION / BONDS / INSURANCES	LS	1		\$ 4,000
2	PREPARATION / IMPLEMENTATION OF TRAFFIC CONTROL PLANS & CONSTRUCTION AREA SIGNS.	LS	1		\$ 2,500
3	CONSTRUCTION STAKING	LS	1		\$ 2,200
4	SAWCUT EXISTING PAVEMENT FOR THE FULL DEPTH OF THE ASPHALT ALONG FEDEX & CLAIREMONT RENTALS ACCESS WAYS.	LF	94		\$ 3,660
5	REMOVAL AND DISPOSE OF ASPHALT PAVEMENT AND CLASS 2 BASE TO ACCOMMODATE NEW PCC ALLEY DRIVEWAY APPROACHES AT FEDEX & CLAIREMONT RENTALS ACCESS WAYS.	SF	1274		\$ 1,500
6	REMOVAL AND DISPOSE OF EXISTING PCC SIDEWALK	SF	72		\$ 1,000
7	REMOVAL AND DISPOSE OF TWO (2) PCC ADA CURB RETURNS AND CLASS II BASE AT GENERAL DYNAMICS BLDG DRIVEWAY.	SF	245		\$ 1,000
8	INSTALL PCC ADA CURB RETURN RAMP AT GENERAL DYNAMICS DRIVEWAY PER DETAIL 4 ON SHEET 3.	SF	245		\$ 4,620
9	INSTALL PCC ADA CURB RETURN RAMP AT NORTHWEST CORNER OF ATEN BLVD & OLD SR-86 INTERSECTION PER CITY STD. DETAIL NO. 409. SEE DETAIL 3 ON SHEET 3.	SF	398.5		\$ 8,380
10	INSTALL 4.50' WIDE PCC CONTINUOUS SIDEWALK PER CITY STD. DETAIL NO. 407. SEE DETAIL 1 ON SHEET 3.	SF	3270		\$ 54,600

No Unit Prices were included.

Exhibit B

CITY OF IMPERIAL
PROPOSAL BID SHEET Page 3 of 3
FOR
ATEN BLVD. SIDEWALK INSTALLATION PHASE 1
BETWEEN PROGRESS TRAIL & OLD SR-86

BID NO. 2025-05

NOTE 1: THE ESTIMATED QUANTITIES INDICATED ABOVE ARE APPROXIMATE. THE ENGINEER WILL NOT ASSUME RESPONSIBILITY FOR THE QUANTITIES ILLUSTRATED IN THE PROJECT PLANS. IT IS THE RESPONSIBILITY OF THE CONTRACTOR TO ESTABLISH THE QUANTITIES.

NOTE 2: THE LOWEST RESPONSIVE BID WILL BE BASED ON THE LOWEST TOTAL BID PROPOSAL.

TOTAL AMOUNT OF BID PROPOSAL (NUMBERS) \$118,218.00

TOTAL AMOUNT OF BID PROPOSAL (WORDS) ONE HUNDRED EIGHTEEN THOUSAND, TWO HUNDRED EIGHTEEN DOLLARS. 00/100.

Note: The estimated quantities listed in the Proposal Bid Sheet(s) are supplied to give an indication of the general scope of the work, but the accuracy of these figures is not guaranteed, and the bidder shall make his own estimates from the drawings. In case of a variation between the unit price and the totals shown by the bidder, the unit price will be considered to be the bid.

TOTAL INDUSTRIES (760) 355-9125
Bidder's Name and Telephone Number

Exhibit B

Bond No. CSBA-31079

CITY OF IMPERIAL BID BOND

CML-5134(031)
ATEN BLVD. SIDEWALK INSTALLATION PHASE 1
BETWEEN PROGRESS TRAIL & OLD SR-86

BID NO. 2025-05

KNOW ALL MEN BY THESE PRESENTS that Total Industries Inc.,
as BIDDER, and Merchants Bonding Company (Mutual)
as SURETY, are held and firmly bound unto the CITY OF IMPERIAL, as CITY, in the penal
sum of Ten Percent of the Amount Bid
dollars (\$10%), which is ten percent (10%) of the total amount bid by
BIDDER to the CITY for the above stated project, for the payment of which sum, BIDDER
and SURETY agree to be bound, jointly and severally, firmly by these presents.

THE CONDITIONS OF THIS OBLIGATION ARE SUCH that, whereas BIDDER is about to
submit a bid to CITY for the above stated project, if said bid is rejected, or if said bid is
accepted and a contract is awarded and entered into by BIDDER in the manner and time
specified, then this obligation shall be null and void, otherwise it shall remain in full force and
effect in favor of AGENCY.

WITNESS our hands this 12th day of May, 2025.

(seal)

Total Industries Inc.
CONTRACTOR (CORPORATION) – TYPE

By: [Signature]
President

By: [Signature]
Secretary/Treasurer

NOTE: SIGNATURE OF CORPORATE OFFICIALS MUST BE NOTARIZED.

Subscribed and sworn to before me
this _____ day of _____, 2025.

Notary Public _____

Exhibit B

Merchants Bonding Company (Mutual)
SURETY'S NAME-TYPE

6700 Westown Parkway
Mailing Address West Des Moines, IA 50266

By: Adrian Langrell
Adrian Langrell Name

Title Attorney-in-Fact

NOTE: SIGNATURE OF SURETY MUST BE NOTARIZED.

Subscribed and sworn to before me
this _____ day of _____, 2025.

Notary Public _____

(seal)

Exhibit B

ACKNOWLEDGMENT

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

State of California
County of Orange)

On 5/12/2025 before me, Melissa Ann Vaccaro, Notary Public
(insert name and title of the officer)

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

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

WITNESS my hand and official seal.

Signature Melissa Ann Vaccaro (Seal)
Melissa Ann Vaccaro



Exhibit B
MERCHANTS
BONDING COMPANY™
POWER OF ATTORNEY

Bond No. CSBA-31079

Know All Persons By These Presents, that MERCHANTS BONDING COMPANY (MUTUAL) and MERCHANTS NATIONAL BONDING, INC., both being corporations of the State of Iowa, d/b/a Merchants National Indemnity Company (in California only) (herein collectively called the "Companies") do hereby make, constitute and appoint, individually,

Adrian Langrell; Arturo Ayala; Ben Stong; Benjamin Wolfe; Chelsea Liberatore; Daniel Huckabay; Dwight Reilly; Frank Morones; Michael D Stong; R Nappi; Shaunna Rozelle Ostrom

their true and lawful Attorney(s)-in-Fact, to sign its name as surety(ies) and to execute, seal and acknowledge any and all bonds, undertakings, contracts and other written instruments in the nature thereof, on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

This Power-of-Attorney is granted and is signed and sealed by facsimile under and by authority of the following By-Laws adopted by the Board of Directors of Merchants Bonding Company (Mutual) on April 23, 2011 and amended August 14, 2015 and April 27, 2024 and adopted by the Board of Directors of Merchants National Bonding, Inc., on October 16, 2015 and amended on April 27, 2024.

"The President, Secretary, Treasurer, or any Assistant Treasurer or any Assistant Secretary or any Vice President shall have power and authority to appoint Attorneys-in-Fact, and to authorize them to execute on behalf of the Company, and attach the seal of the Company thereto, bonds and undertakings, recognizances, contracts of indemnity and other writings obligatory in the nature thereof."

"The signature of any authorized officer and the seal of the Company may be affixed by facsimile or electronic transmission to any Power of Attorney or Certification thereof authorizing the execution and delivery of any bond, undertaking, recognizance, or other suretyship obligations of the Company, and such signature and seal when so used shall have the same force and effect as though manually fixed."

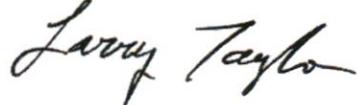
In connection with obligations in favor of the Florida Department of Transportation only, it is agreed that the power and authority hereby given to the Attorney-in-Fact includes any and all consents for the release of retained percentages and/or final estimates on engineering and construction contracts required by the State of Florida Department of Transportation. It is fully understood that consenting to the State of Florida Department of Transportation making payment of the final estimate to the Contractor and/or its assignee, shall not relieve this surety company of any of its obligations under its bond.

In connection with obligations in favor of the Kentucky Department of Highways only, it is agreed that the power and authority hereby given to the Attorney-in-Fact cannot be modified or revoked unless prior written personal notice of such intent has been given to the Commissioner-Department of Highways of the Commonwealth of Kentucky at least thirty (30) days prior to the modification or revocation.

In Witness Whereof, the Companies have caused this instrument to be signed and sealed this 30th day of July, 2024.

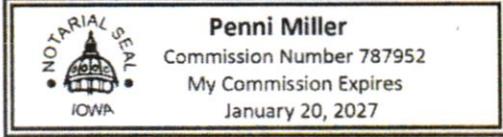


MERCHANTS BONDING COMPANY (MUTUAL)
MERCHANTS NATIONAL BONDING, INC.
d/b/a MERCHANTS NATIONAL INDEMNITY COMPANY

By 
President

STATE OF IOWA
COUNTY OF DALLAS ss.

On this 30th day of July, 2024, before me appeared Larry Taylor, to me personally known, who being by me duly sworn did say that he is President of MERCHANTS BONDING COMPANY (MUTUAL) and MERCHANTS NATIONAL BONDING, INC.; and that the seals affixed to the foregoing instrument are the Corporate Seals of the Companies; and that the said instrument was signed and sealed in behalf of the Companies by authority of their respective Boards of Directors.




Notary Public

(Expiration of notary's commission does not invalidate this instrument)

I, Elisabeth Sandersfeld, Secretary of MERCHANTS BONDING COMPANY (MUTUAL) and MERCHANTS NATIONAL BONDING, INC., do hereby certify that the above and foregoing is a true and correct copy of the POWER-OF-ATTORNEY executed by said Companies, which is still in full force and effect and has not been amended or revoked.

In Witness Whereof, I have hereunto set my hand and affixed the seal of the Companies on this 12th day of May, 2025.




Secretary

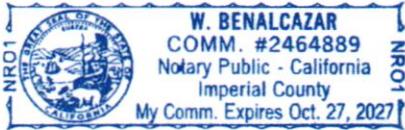
Exhibit B

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 Imperial

Subscribed and sworn to (or affirmed) before me on this 13
day of May, 2025, by Joshua Quintero

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



(Seal)

Signature W. Benalcazar

Non-collusion Affidavit
Bid Bond

Exhibit B

NON-COLLUSION AFFIDAVIT

STATE OF CALIFORNIA)
COUNTY OF Imperial) SS

Joshua Quintero being first duly sworn deposes and says that he is President (sole owner, a partner, president, etc.) of Total Industries Inc the party making the foregoing bid; that such bid is not made in the interest of or behalf of any undisclosed person, partnership, company, association, organization or corporation, that such bid is genuine and not collusive or a sham, that said bidder has not directly or indirectly induced or solicited any other bidder to put in a sham bid, or that anyone shall refrain from bidding, that said bidder has not in any manner, directly or indirectly sought by agreements, communication or conference with anyone to fix the bid price of said bidder or of any other bidder, or to fix the overhead, profit, or cost element of such bid price, or of that of any other bidder, or to secure any advantage against the public body awarding the contract or anyone interested in the proposed contract; that all statements contained in such bid are true, and further, that said bidder has not, directly or indirectly submitted his bid price, or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, or paid and will not pay any fee in connection, organization, bid depository, or to any member or persons as have a partnership or other financial interest with said bidder in his general business.

Signed: [Signature]

Title: President

Subscribed and sworn to before me
this 13th day of May, 2025.

Notary Public [Signature]

JB

Exhibit B

EQUAL EMPLOYMENT OPPORTUNITY CERTIFICATION EXHIBIT 12-E

The bidder TOTAL INDUSTRIES, proposed subcontractor(s) _____, hereby certifies that he/she has has not , participated in a previous contract or subcontract subject to the equal opportunity clauses, as required by Executive Orders 10925, 11114, or 11246, and that, where required, he has filed with the Joint Reporting Committee, the Director of the Office of Federal Contract Compliance, a Federal Government contracting or administering agency, or the former President's Committee on Equal Employment Opportunity, all reports due under the applicable filing requirements.

Note: The above certification is required by the Equal Employment Opportunity Regulations of the Secretary of Labor (41 CFR 60-1.7(b) (1)), and must be submitted by bidders and proposed subcontractors only in connection with contracts and subcontracts which are subject to the equal opportunity clause. Contracts and subcontracts which are exempt from the equal opportunity clause are set forth in 41 CFR 60-1.5. (Generally only contracts or subcontracts of \$10,000 or under are exempt.)

Currently, Standard Form 100 (EEO-1) is the only report required by the Executive Orders or their implementing regulations.

Proposed prime contractors and subcontractors who have participated in a previous contract or subcontract subject to the Executive Orders and have not filed the required reports should note that 41 CFR 60-1.7(b) (1) prevents the award of contracts and subcontracts unless such contractor submits a report covering the delinquent period or such other period specified by the Federal Highway Administration or by the Director, Office of Federal Contract Compliance, U.S. Department of Labor.

Exhibit C

Bid Opening Sign-In Sheet

Pre Bid Meeting

BID No. 2025-05

CML-5134(031)

ATEN BLVD. SIDEWALK INSTALLATION PHASE 1

BETWEEN PROGRESS TRAIL & OLD SR-86



Date: Tuesday, May 13, 2025

Time: 02:00 P.M.

No.	Name	Company	Contact Information
1	Jesus Villagas	CITY OF IMPERIAL	jvillagas@imperial.ca.gov +1 (760) 355-3840
2	Kayla Smail	Pyramid Construction	ryan@pyramidca.com 760-337-5839
3	J.R. Hatfield	ROVE	JR@ROVEENGINEERS.COM 949-416-1660
4	LARRY TERAN	TOTAL INDUSTRIES	LT@TOTALINDUSTRIES.COM
5	Fernando L. Williams	City of Imperial	fwilliams@imperial.ca.gov