

**RIVERSIDE COUNTY REGIONAL PARK AND OPEN-SPACE DISTRICT  
PUBLIC WORKS (Projects Over \$25,000)**

**Bid Submission Address:**

Riverside County Regional Park & Open-Space District  
4600 Crestmore Road  
Jurupa Valley, CA 92509  
Telephone: (951) 955-4726

**Return bid to address above:**

**Request for Bids # PKARC - 242**

Bid Issue Date: 02/13/2019

Job Walk Date: 02/20/2019

**Bid Closing Date: 03/14/2019**

on or before 1:30 P.M. Pacific Time

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**PUBLIC WORKS  
NOTICE INVITING BIDS**

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1. The **Riverside County Regional Park and Open-Space District**, herein called District, invites sealed bids for:

**District Headquarters Pond Restoration Project**

The Contractor shall furnish all labor, materials, parts, equipment, tools, supervision, services, transportation, waste disposal, facilities and other required items necessary to complete the following work in strict accordance with all of the Contract Documents:

SITE: Front Pond  
District Headquarters  
4600 Crestmore Road  
Jurupa Valley, CA 92509

ESTIMATED PROJECT COST: \$45,000

- 
2. **CONTRACT DOCUMENTS** - Each bid shall be in accordance with all of the Contract Documents.
- a. **GENERAL CONDITIONS:** The General Conditions applicable to the work are included in this RFB as Attachment A - Scope of work.
- b. **DRAWINGS:** The following photos are applicable to this project and made part of the Contract Documents:
1. Attachment – B, Current Pond Conditions
- c. **PURCHASING WEBSITE:** Addenda, registration and other information related to the RFB are available at [www.purchasing.co.riverside.ca.us](http://www.purchasing.co.riverside.ca.us)
3. **LICENSE REQUIRED** - The following license is required for this project:
- a. CONTRACTOR shall possess either a “**B**” **General Building Contractor** at the time the bid is submitted per Business and Professions Code §7028.15.
4. Any contact with District personnel regarding this procurement, other than the District's Purchasing Buyer as identified in this RFB, may result in disqualification of your bid.
5. **QUALITY ASSURANCE-**
- a. The CONTRACTOR shall provide documented experience in the area of pond restoration. Specifically related to increasing pond depths, vastly decrease percolation and evaporation rates and the implement a system that has increased ponds longevity with reduced on-going maintenance costs.

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**6. TIMELINES -**

<p><b>1. Release of Request for Bids:</b></p>	<p><b><u>Date: February 13, 2019</u></b></p>
<p><b>2. Mandatory Bidder Conference:</b> Attendees more than five minutes late will not be allowed to attend. Bids will not be accepted from bidders that did not attend the mandatory bidder conference.</p> <p><b>RSVP</b> prior to pre-bid meeting is preferred. Please email your RSVP to <a href="mailto:jamgarcia@rivco.org">jamgarcia@rivco.org</a> and include the first and last name of attendees along with company name. RSVP's are due no later than <b>February 19, 2019 by 1:30 p.m.</b></p>	<p><b><u>Date: February 20, 2019</u></b> <b><u>Time: 1:00 p.m.</u></b> Location: <b>Front Gate/Pond</b> Crestmore Manor 4600 Crestmore Road Jurupa Valley, Ca 92509</p>
<p><b>3. Deadline For Submission Of Questions:</b> Bidders must submit their questions online at <a href="http://www.publicpurchase.com">www.publicpurchase.com</a></p> <p>All questions submitted are located within the RFP are located on <a href="http://www.publicpurchase.com">www.publicpurchase.com</a></p>	<p><b><u>Date: February 25, 2019</u></b> <b><u>Time: AT 1:30 p.m Pacific time</u></b> Must be in the form of an Email</p> <p>Responses to questions will be posted no later than <b>February 28, 2019</b> at <a href="http://www.publicpurchase.com">www.publicpurchase.com</a></p>
<p><b>4. Deadline For Bids Submittal:</b></p> <p>ALL QUOTES MUST BE DELIVERED TO: Riverside County Regional Park &amp; Open-Space District- Guest Services Attn: Bidder Quote #PKARC-242 4600 Crestmore Road Jurupa Valley, CA 92509</p> <p><b>NO FAXED OR EMAILED QUOTES WILL BE ACCEPTED</b></p>	<p><b><u>Date: March 14, 2019</u></b> on or before 1:30 PM Pacific time</p>

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7. **BID SUBMITTAL** - All bids must be submitted on the Bid Summary page Bid Form (pages 7 through 11). The bid shall be delivered (no e-mail delivery) to Riverside County Parks and Open-Space District at the address stated below on or before 1:30 p.m. on the closing date. The RFB number, title, and closing date and time shall appear on both the envelope and the bid cover sheet.

**Under no circumstances will a bid be accepted after the closing date and time.**

a. **Additional information to be submitted:**

- i. Contractor shall submit documentation showing experience pond restoration completed in the last 3 years
- ii. Copy of current Contractors License required for the project
- iii. Copy of current Department of Industrial Relations (DIR) proof of registration
- iv. Copy of current certificate of liability insurance
- v. Project schedule
- vi. Warranty documents (if applicable) for installation / labor and product
- vii. Project overview and method of installation (include items or service not covered, safety plan, preparation and completion methodology, etc.)
- viii. Itemized breakdown of materials list and cost.
- ix. Itemized breakdown of labor hours and cost.

**BIDS SHALL BE DELIVERED TO:**

**Riverside County Regional Park & Open-Space District  
Guest Services  
Attn: Jamie Garcia  
Bidder Quote #PKARC-242  
4600 Crestmore Road  
Jurupa Valley, CA 92509**

8. **UNIFORM PUBLIC CONSTRUCTION COST ACCOUNTING ACT** - The County has adopted the Uniform Public Construction Cost Accounting Act (Public Contract Code Section 22000 et seq.) pursuant to County Ordinance No. 757. The County through its Purchasing Agent may bid and award a contract pursuant to the procedures stated in the Act. The Purchasing Agent's current maximum authority under the Act is \$175,000 for a single contract. All applicable public works requirements still apply.

9. **PREVAILING WAGES AND LABOR CODE REQUIREMENTS** –

This is a public works project subject to compliance monitoring and enforcement by the California Department of Industrial Relations. The awarded bidder shall comply with all applicable provisions of the California State Labor Code regarding prevailing wages, Department of Industrial Relations Division of Apprenticeship Standards Labor and other requirements, including but not limited to Labor Code Sections 1771.4, 1773.1, 1774, 1775, 1776, and 1777.5.

The District, through County Purchasing and Fleet Services, has obtained the most recent determination of general prevailing rates of per diem wages applicable to the work, and for holiday and overtime work, including employer payments for health and welfare, pension, vacation, and similar purposes; and this will be made available to any bidder upon request. This information can also be obtained at the California State Department of Industrial Relations, 464 West Fourth St., San Bernardino.

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The awarded bidder shall post job site notices as prescribed by regulation. Contractor or subcontractor shall furnish records specified in Labor Code Section 1776 to the Labor Commissioner.

Pursuant to Labor Code Section 1771.1, any contractor submitting a bid, or subcontractor listed on the Bid Form, must be currently registered with the Department of Industrial Relations and qualified to perform public work pursuant to Labor Code Section 1725.5. No contractor or subcontractor will be awarded without proof of current D.I.R. registration.

10. The awarded bidder must hold the required California licenses, in good standing with the Contractor State License Board, at the time of submitting its bid and continuously thereafter until project completion. A subcontractor may possess the required license only if allowed by applicable law. Licensure statements are made under penalty of perjury.
11. The awarded bidder will be required to furnish performance and payment bonds and insurance documents in accordance with the requirements stated in this RFB.

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**INSTRUCTIONS TO BIDDERS**

1. **CONTRACTOR REGISTRATION** – The awarded bidder shall register all of its current information with the County’s online database at [www.purchasing.co.riverside.ca.us](http://www.purchasing.co.riverside.ca.us), including W-9 and IRS 147C forms; or update its information if already registered. It is suggested that all bidders register in the County database so their information will be available for future consideration.
2. **PRICES/NOTATIONS** - All prices/notations must be typewritten or written in ink. No erasures permitted. Mistakes shall be crossed out, corrections made adjacent and initialed by person signing document. Each item shall be bid separately. All signatures must be by an authorized representative of bidder.
3. **PRICING/TERMS/TAX** - All pricing shall be bid F.O.B. destination, including applicable tax, permits, and licenses. The District pays California sales tax and is exempt from Federal excise tax. The Contractor shall pay all taxes related to the work. In the event of an extension error, the unit price shall prevail.
4. **ADDENDA TO RFB** - The District reserves the right to issue such addenda to the RFB as it may desire at any time prior to the time for receiving bids. The number and date of each addendum shall be listed on each bid in the space provided.
5. **DISTRICT RESERVATION OF RIGHTS** - The District reserves the right to reject any or all bids, to waive any discrepancy, technicality or informalities in a bid or in the bidding process, and to make the award in any manner determined by the District to be most advantageous to the District.
6. **WITHDRAWAL OF BID** - A bid may be withdrawn only prior to the bid closing date and time. No bidder may withdraw or modify its bid for a period of sixty (60) calendar days after the bid closing date.
7. **INTERPRETATION OF THE BID DOCUMENTS** - Discrepancies in and omissions from any of the Contract Documents, questions as to their meaning or uncertainties that might cause disputes, shall immediately be brought to the attention of the District by the bidder. Any interpretation of the terms of the Contract Documents will be made only by written addenda issued by the District and available at [www.purchasing.co.riverside.ca.us](http://www.purchasing.co.riverside.ca.us). The District will not be responsible for any other explanations or interpretations.
8. **ADDITIONAL INFORMATION** – Prior to award, the District reserves the right to require additional information from a bidder, including but not limited to information regarding the bidder’s financial responsibility or other information the District determines is necessary to ascertain whether the bid is in fact the lowest responsible and responsive bid submitted
9. **AWARD OF CONTRACT** - The bid shall be awarded upon issuance of a District purchase order, which shall include the Contract Documents by reference or attachment.

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**BID FORM**

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The bidder, having carefully examined the proposed site and all of the Contract Documents, proposes and agrees to furnish all tools, equipment, services, apparatus, facilities, transportation, labor and materials necessary to complete the project as outlined in this RFB in strict conformity with all of the Contract Documents.

The bidder acknowledges receipt of the following addenda:

Addendum No. \_\_\_\_\_ Date: \_\_\_\_\_

Addendum No. \_\_\_\_\_ Date: \_\_\_\_\_

Addendum No. \_\_\_\_\_ Date: \_\_\_\_\_

**BID SUMMARY**

<b>Item</b>	<b>Description</b>	<b>Quantity</b>	<b>Unit</b>	<b>Amount</b>
1.	Vegetation Removal-	1	EACH	\$ _____
2.	Dredging and Contouring of the pond to the proper width and depth	1	EACH	\$ _____
3.	Installation of plastic membrane	1	EACH	\$ _____
4.	Wiring & Installation of Aeration System	1	EACH	\$ _____

**BASE BID**

The undersigned agrees to perform all work required for this project for the sum of: \$ \_\_\_\_\_

**(List sum of items 1 through 4)**

**Total Contract Cost (Price Written in Words)**

In case of discrepancy between the written price and the numerical price, the written price shall prevail.

**Add Alternates**

<b>Item</b>	<b>Description</b>	<b>Quantity</b>	<b>Unit</b>	<b>1</b>	<b>Amount</b>
1.	Concrete bottom (Provide Specification & Photos)	1	EACH		\$ _____
2.	Clay bottom (Provide Specification & Photos)	1	EACH		\$ _____

These prices include all applicable taxes, permits, licenses, insurance and bond costs, and all other costs incidental or related to the work.

**Contract will be awarded on Base Bid only and no Alternates. Bidders must nevertheless bid all Alternates.**

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The following percentage information must also be provided for the Base Bid (though it will not be used in awarding the contract):

Labor: \_\_\_\_\_% Materials: \_\_\_\_\_% Other: \_\_\_\_\_% All three must total 100%.

**PAYMENT TERMS**

Check one:

\_\_\_\_\_ Lump sum payment at project completion

\_\_\_\_\_ Progress payments (as stated in General Conditions)

If prompt payment discount offered (for example, 1% Net 15) please describe: \_\_\_\_\_

**TIME FOR COMPLETION** - The period of performance shall be for forty-five (45) days or less, with the completion date on or before 06/01/2019, with no obligation by the District to purchase any specified amount of services





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**BID FORM**

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**AWARD OF CONTRACT**

The bidder understands that a contract is formed upon the acceptance of its bid by the District. The bidder agrees it will promptly execute and deliver to the District the Agreement together with the required Payment and Performance Bonds and insurance documents.

**BID GUARANTEE**

The enclosed certified or cashier's check or bid bond on the provided form, made payable to the District in the amount of ten percent (10%) of the total bid, is hereby given as a guarantee that the bidder will execute and deliver the Agreement and required bonds if awarded the contract. In the event that the bidder fails or refuses to execute and deliver said documents, such check or bond is to be charged with the costs of the damages experienced by the District as a result of such failure or refusal.

Name of Bidder:

\_\_\_\_\_

Type of Organization:

\_\_\_\_\_

Signature:

\_\_\_\_\_

Name and Title:

\_\_\_\_\_

Address of Bidder:

\_\_\_\_\_

Telephone No.:

Email:

\_\_\_\_\_

Contractor's License No.:

Classification:

Expires:

\_\_\_\_\_

DIR Registration No.:

\_\_\_\_\_

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**BID FORM**

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**TO BE SUBMITTED WITH BID  
NON-COLLUSION DECLARATION**  
(Public Contract Code Section 7106)

The undersigned declares:

I am the \_\_\_\_\_ of \_\_\_\_\_, the party making the foregoing bid.

The bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation. The bid is genuine and not collusive or sham. The bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid. The bidder has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or that anyone shall refrain from bidding. The bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or of that of any other bidder.

All statements contained in the bid are true. The bidder has not, directly or indirectly, submitted its bid price of any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, to any corporation, partnership, company, association, organization, bid depository, or to any member or agent thereof to effectuate a collusive or sham bid, and has not paid, and will not pay, any person or entity for such purpose.

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

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration is executed on \_\_\_\_\_ [date], at \_\_\_\_\_ [city], \_\_\_\_\_ [State].

\_\_\_\_\_  
[Signature of Declarant]

\_\_\_\_\_  
[Printed Name of Person Signing]

\_\_\_\_\_  
[Name of Bidder]

\_\_\_\_\_  
[Office or Title]

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**BID BOND**

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(Public Work – Public Contract Code Section 20129 (a))

WHEREAS, The undersigned \_\_\_\_\_ (“Principal”) is herewith submitting to the Riverside County Regional Park & Open-Space District (“District”) a Bid dated \_\_\_\_\_ 20 \_\_\_\_\_, in the amount of \_\_\_\_\_ (\$ \_\_\_\_\_) for the award by District to Principal of a contract (“Contract”) for the following: **District Headquarters Pond Restoration**

**Project**

WHEREAS, Principal is obligated as a condition of said Bid to submit security pursuant to Public Contract Code Section 20129 (a) in the amount of ten percent (10%) of the Bid Amount, which security may be in the form of a Bid Bond issued by an admitted surety insurer pursuant to Code of Civil Procedure Section 995.120 (“Admitted Surety”);

NOW THEREFORE, the Principal and \_\_\_\_\_ (“Surety”), an Admitted Surety, are held and firmly bound unto the C in the penal sum of \_\_\_\_\_ (\$ \_\_\_\_\_) for the payment of which sum in lawful money of the United States, well and truly to be made, we, Principal and Surety, bind ourselves, our executors, administrators, successors, heirs and assigns, jointly and severally, firmly by these presents.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, that if Principal is awarded the Contract upon such Bid and thereafter within the period of time specified in District’s bidding documents governing the bidding process applicable to such Bid (“Bidding Documents”) enters into the Contract with District on the terms and conditions required by the Bidding Documents and furnishes the performance and payment bonds, evidence of insurance and other documents that Principal is required to submit under the terms of the Bidding Documents, then this obligation shall be null and void; otherwise, it shall remain in full force and effect and the sum guaranteed by this bond shall, at the option of District, be forfeited to District to pay all losses and damages suffered by District as a result thereof and permitted by applicable law, including, without limitation, the difference between the Bid Amount and amount for which the District may legally contract with another party to perform the Work (if such latter amount be greater than the Bid Amount), costs of publication, and all other losses and damages suffered by District (including, without limitation, those associated with delay to the Project); provided, however, that Surety’s liability shall not exceed the penal amount of this bond.

Surety, for value received, hereby agrees that no change, extension of time, alteration or addition to the terms of the Contract or the Bidding Documents, or to the work to be performed thereunder, nor any withdrawal of the Bid in a manner not permitted by the requirements of the Bidding Documents shall in any way impair or affect Surety’s obligation under this bond, and Surety does hereby waive notice of any such changes, extensions of time, alterations or additions.

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In the event any legal proceeding or arbitration is brought upon this bond by District and judgment or award is entered in favor of District as the prevailing party, Surety shall pay all costs and attorney's fees incurred by the District.

IN WITNESS WHEREOF the undersigned parties have executed this instrument under their several seals this day of \_\_\_\_\_, 20\_\_\_\_, the name and corporate seal of each corporate party being hereto affixed and these presents duly signed by its undersigned representative, pursuant to authority of its governing body.

**Affix Seal if Corporation**

\_\_\_\_\_  
**(Firm Name – Principal)**

\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
**(Business Address)**

**By**  
\_\_\_\_\_  
**(Original Signature)**

\_\_\_\_\_  
**(Title)**

\_\_\_\_\_  
**(Corporation Name – Surety)**

\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
**(Business Address)**

**By**  
\_\_\_\_\_  
**(Original Signature)**  
**ATTORNEY-IN-FACT**

**Affix Corporate Seal**

**Note: Notary acknowledgment for Surety's signature and Surety's Power of Attorney must be included or attached**

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**AGREEMENT**

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THIS AGREEMENT, entered into this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_, by and between \_\_\_\_\_, hereinafter called the "Contractor," and the Riverside County Regional Parks & Open-Space District, hereinafter called "District." The parties mutually agree as follows:

**CONTRACT DOCUMENTS:** The complete contract includes all of the Contract Documents which are intended to be complimentary.

The Contract Documents include: Notice Inviting Bids; Instructions to Bidders; Bid Form; the Request for Bids ("RFB"), including Attachment A and Attachment B, any addenda or other documents attached to or incorporated into the RFB; this Agreement; all project bonds; all applicable plans, specifications and drawings; and approved change orders.

**STATEMENT OF WORK:** The Contractor agrees to furnish all labor, materials, parts, equipment, tools, supervision, services, transportation, waste disposal, facilities and other required items necessary to complete District Headquarters Pond Restoration Project in strict accordance with all of the Contract Documents.

**TIME FOR COMPLETION:** The period of performance shall be for forty-five (45) days or less, with the completion date on or before 06/01/2019, with no obligation by the District to purchase any specified amount of services.

**COMPENSATION TO BE PAID TO CONTRACTOR:** The District agrees to pay and the Contractor agrees to accept in full consideration for the performance of all the work the sum of;

\$(\_\_\_\_\_).

Pursuant to Labor Code Section 1861, the Contractor gives the following certification: "I am aware of the provisions of Section 3700 of the Labor Code which require every employer to be insured against liability for worker's compensation or to undertake self-insurance in accordance with the provisions of that code, and I will comply with such provisions before commencing the performance of work of this contract."

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**AGREEMENT FORM**

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Contractor's legal type of organization: \_\_\_\_\_

List names of all persons who have authority to bind the Contractor:

\_\_\_\_\_

\_\_\_\_\_

**AGREED:**

Firm Name:			
Address:			
Contractor's License No.		Expires:	
DIR Registration No:			
Signature:			Date:
Name and Title:			

Riverside County Regional Parks & Open-Space District

Signature: \_\_\_\_\_

Name and Title: \_\_\_\_\_

Date: \_\_\_\_\_

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**PAYMENT BOND**

Page 1 of 2

(Public Work - Civil Code Sections 9550 et seq.)

WHEREAS, the Riverside County Parks & Open-Space District ("District") on \_\_\_\_\_, 20\_\_\_\_\_, has awarded Construction Contract Number: **BID # PKARC-242** ("Contract") to the undersigned \_\_\_\_\_, as Principal ("Principal") to perform the work ("Work") for the following project; **District Headquarters Pond Restoration Project.**

WHEREAS, said Principal is required by the Contract and/or by Division 3, Part IV, Title XV, Chapter 7 (commencing at Section 9550) of the California Civil Code to furnish a payment bond in connection with the Contract;

NOW THEREFORE, we, the Principal and \_\_\_\_\_ ("Surety"), an admitted surety insurer pursuant to Code of Civil Procedure, Section 995.120, are held and firmly bound unto District in the penal sum of \_\_\_\_\_ Dollars (\$\_\_\_\_\_), this amount being not less than one hundred percent (100%) of the total sum payable by District under the Contract at the time the Contract is awarded by District to the Principal, lawful money of the United States of America, for the payment of which sum well and truly to be made, we, Principal and Surety, bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH that if Principal, its heirs, executors, administrators, successors, or assigns approved by District, or its subcontractors, of any contracting tier, shall fail to pay any person or persons named in California Civil Code, Section 9554, then Surety will pay for the same, in or to an amount not exceeding the penal amount hereinabove set forth, and also will pay to the prevailing party if suit is brought upon this bond, reasonable attorney's fees as provided in California Civil Code, Section 9564.

Surety, for value received, agrees that no change, extension of time, alteration or addition to the terms of the Contract, or to the Work to be performed thereunder, nor any rescission or attempted rescission of the Contract or this bond, nor any conditions precedent or subsequent in the bond or Contract attempting to limit the right of recovery of any claimant otherwise entitled to recover under the Contract or this bond shall in any way impair or affect Surety's obligation under this bond, and Surety does hereby waive notice of any such changes, extensions of time, alterations or additions.

**RIVERSIDE COUNTY REGIONAL PARK AND OPEN-SPACE DISTRICT  
PUBLIC WORKS (Projects Over \$25,000)**

**Bid Submission Address:**

Riverside County Regional Park & Open-Space District  
4600 Crestmore Road  
Jurupa Valley, CA 92509  
Telephone: (951) 955-4726

**Return bid to address above:**

**Request for Bids # PKARC - 242**

Bid Issue Date: 02/13/2019

Job Walk Date: 02/20/2019

**Bid Closing Date: 03/14/2019**

on or before 1:30 P.M. Pacific Time

**PAYMENT BOND**

Page 2 of 2

Surety is not released from liability to those for whose benefit this bond has been given, by reason of any breach of the Contract by District or Principal.

Surety's obligations hereunder are independent of the obligations of any other surety for the performance of the Contract, and suit may be brought against Surety and such other sureties, joint and severally, or against any one or more of them or against less than all of them, without impairing District's rights against the others.

**Affix Seal if Corporation**

\_\_\_\_\_  
**(Firm Name – Principal)**

\_\_\_\_\_

\_\_\_\_\_  
**(Business Address)**

**By** \_\_\_\_\_  
**(Original Signature)**

\_\_\_\_\_  
**(Title)**

\_\_\_\_\_  
**(Corporation Name – Surety)**

**Affix Corporate Seal**

\_\_\_\_\_

\_\_\_\_\_  
**(Business Address)**

**By** \_\_\_\_\_  
**(Signature – Attached Notary's Acknowledgment)**

\_\_\_\_\_  
**ATTORNEY-IN-FACT**  
**(Title-Attach Power of Attorney)**

Note: Notary acknowledgment of signatures of Bidder and Surety, and Surety's Power of Attorney, must be included or attached.



**RIVERSIDE COUNTY REGIONAL PARK AND OPEN-SPACE DISTRICT  
PUBLIC WORKS (Projects Over \$25,000)**

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**PERFORMANCE BOND**

Page 1 of 3

(Public Work – Public Contract Code Section 20129 (b))

WHEREAS, the Riverside County Regional Parks & Open-Space District ("District") on \_\_\_\_\_  
\_\_\_\_\_, 20\_\_\_\_, has awarded Construction Contract Number: **BID # PKARC-242** ("Contract") to the undersigned \_\_\_\_\_  
\_\_\_\_\_, as Principal ("Principal") to perform the work ("Work") for the  
following project; **District Headquarters Pond Restoration Project.**, which Contract is by this reference hereby  
incorporated herein and made a part hereof;

WHEREAS, said Principal is required by the Contract and/or by California Public Contract Code, Section 20129 (b)  
to furnish a performance bond for the faithful performance of the Contract;

NOW THEREFORE, we, the Principal and \_\_\_\_\_ ("Surety"), an admitted surety  
insurer pursuant to Code of Civil Procedure, Section 995.120, are held and firmly bound unto District in the penal  
sum of \_\_\_\_\_  
Dollars (\$\_\_\_\_\_), this amount being not less than one hundred percent (100%) of the total sum  
payable by District under the Contract at the time the Contract is awarded by District to the Principal, lawful money  
of the United States of America, for the payment of which sum well and truly to be made, we, Principal and Surety,  
bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these  
presents.

THE CONDITION OF THIS OBLIGATION IS SUCH that if Principal, its heirs, executors, administrators, successors  
or assigns approved by District, shall in all things stand to and abide by and well and truly keep and perform all the  
undertakings, terms, covenants, conditions and agreements in the Contract, including, without limitation, all  
obligations during the original term and any extensions thereof as may be granted by District, with or without notice  
to Surety thereof (including, without limitation, the obligation for Principal to pay liquidated damages), all obligations  
during the period of any warranties and guarantees required under the Contract and all other obligations otherwise  
arising under the terms of the Contract (such as, but not limited to, obligations of indemnification), all within the time  
and in the manner therein designated in all respects according to their true intent and meaning, then this obligation  
shall become null and void; otherwise, it shall be and remain in full force and effect.

**RIVERSIDE COUNTY REGIONAL PARK AND OPEN-SPACE DISTRICT  
PUBLIC WORKS (Projects Over \$25,000)**

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**PERFORMANCE BOND**

Page 2 of 3

Whenever Principal shall be, and is declared the District to be, in default under the Contract, the Surety shall promptly either remedy the default, or, if the Contract is terminated by District or the Principal's performance of the Work is discontinued, Surety shall promptly complete the Contract through its agents or independent contractors, subject to acceptance of such agents or independent contractors by District as hereinafter set forth, in accordance with its terms and conditions and to pay and perform all obligations of Principal under the Contract (including, without limitation, all obligations with respect to payment of liquidated damages) less the "Balance of the Contract Price" (as hereinafter defined); subject to the penal amount of this bond as set forth above. The term "Balance of the Contract Price," as used in this paragraph, shall mean the total amount payable to Principal by District under the Contract and any modifications thereto, less the amount previously paid by District to the Principal and less amounts that District is authorized to withhold under the terms of the Contract.

If District determines that completion of the Contract by Surety or its agents or independent contractors must be performed by a lowest responsible bidder selected pursuant to a competitive bidding process, then Surety shall comply with such processes in accordance with the requirements of District and applicable laws. Unless otherwise approved by District, in the exercise of its sole and absolute discretion, Surety shall not utilize Principal in completing performance of the Work.

No right of action shall accrue on this bond to or for the use of any person or entity other than District or its successors or assigns.

In the event any legal proceeding or arbitration is brought upon this bond by District and judgment or award is entered in favor of District as the prevailing party, Surety shall pay all costs and attorney's fees incurred by the District.

Correspondence or claims relating to this bond shall be sent to Surety at the address set forth below.

Surety, for value received, agrees that no change, extension of time, alteration or addition to the terms of the Contract, or to the work to be performed thereunder, shall in any way impair or affect Surety's obligation under this bond, and Surety does hereby waive notice of any such changes, extensions of time, alterations or additions.

Surety's obligations hereunder are independent of the obligations of any other surety for the performance of the Contract, and suit may be brought against Surety and such other sureties, joint and severally, or against any one or more of them or against less than all of them, without impairing District's rights against the others.

**RIVERSIDE COUNTY REGIONAL PARK AND OPEN-SPACE DISTRICT  
PUBLIC WORKS (Projects Over \$25,000)**

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**PERFORMANCE BOND**

Page 3 of 3

**Affix Seal if Corporation**

\_\_\_\_\_  
**(Firm Name – Principal)**

\_\_\_\_\_  
**(Business Address)**

By \_\_\_\_\_  
**(Original Signature)**

\_\_\_\_\_  
**(Title)**

\_\_\_\_\_  
**(Corporation Name – Surety)**

**Affix Corporate Seal**

\_\_\_\_\_  
**(Business Address)**

By \_\_\_\_\_  
**(Signature – Attached Notary's Acknowledgment)**

\_\_\_\_\_  
**ATTORNEY-IN-FACT  
(Title-Attach Power of Attorney)**

Note: Notary acknowledgment of signatures of Bidder and Surety, and Surety's Power of Attorney, must be included or attached.

**RIVERSIDE COUNTY REGIONAL PARK AND OPEN-SPACE DISTRICT  
PUBLIC WORKS (Projects Over \$25,000)**

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**ATTACHMENT A  
District Headquarters Pond Restoration Project.  
Crestmore Manor  
PKARC-242**

**BACKGROUND:** Historically the Crestmore Manor pond has served a focal point and aesthetic compliment to the Manor House, which is mainly used by the public for weddings and other events. The pond also serves as a breeding site for local amphibian species and due to the lack of direct management has developed into a very non-productive and dying pond. The main causes for the pond becoming a non-productive and dying pond are directly due to siltation and invasive encroaching vegetation.

**PURPOSE:** The Riverside County Regional Park and Open-Space District is seeking proposals from parties qualified to increase current pond depth, vastly decrease percolation and evaporation rates and implement a system to increase pond longevity with reduced on-going maintenance costs.

**SCOPE OF WORK:** The pond work services will require the qualified applicant to develop a plan to remove dirt to increase pond depth, while also contouring the ponds topography to increase aesthetic value and aquatic function. Pond services will also include the installation of membrane and/or substrate to reduce or prevent any percolation from taking place and the complete wiring and installation of a dependable aeration system.

**RIVERSIDE COUNTY REGIONAL PARK AND OPEN-SPACE DISTRICT  
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**ATTACHMENT B**

**CURRENT POND CONDITIONS**



**RIVERSIDE COUNTY REGIONAL PARK AND OPEN-SPACE DISTRICT  
PUBLIC WORKS (Projects Over \$25,000)**

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