

NEWPORT MESA UNIFIED SCHOOL DISTRICT

SECTION 6 – BID FORM

To: NEWPORT-MESA UNIFIED SCHOOL DISTRICT, acting by and through its Governing Board, herein called the "DISTRICT."

- 1. The undersigned BIDDER, having become familiarized with all the following documents including but not limited to the Invitation to Bid, Instruction to Bidders, Supplementary Instructions to Bidders, Information Available to Bidders, Bid Form, Bid Security, Designation of SUBCONTRACTORS Form, Information Required of Bidder, all prequalification forms pursuant to Public Contract Code Section 20111.5, if any, Noncollusion Declaration, Workers' Compensation Certificate, Faithful Performance Bond, Payment Bond, Agreement, Escrow Agreement, Drug-Free Workplace Certification, Criminal Records Check Certification, Change Order Forms, all insurance requirements, Guarantee forms, CONTRACTOR's Certificate Regarding Non-Asbestos Containing Materials, Disabled Veteran Business Enterprises Certification, if applicable, General Conditions and Supplementary Conditions, if any, Special Conditions, if any, scope of work statement, bid package categories, exhibits, drawings, specifications, and all modifications, addenda and amendments, if any (hereinafter called the Project Documents), the local conditions affecting the performance of the work and the cost of the work at the place where the work is to be done, hereby proposes and agrees to be bound by all the terms and conditions of the Project Documents and agrees to perform, within the time stipulated, the work, including all of its component parts, and everything required to be performed, and to provide and furnish and pay for any and all of the labor, materials, tools, expendable equipment, and all applicable taxes, utility and transportation services necessary to perform the work and complete in a good workmanlike manner all of the work required in accordance with laws, codes, regulations, ordinances and any other legal requirements governing the work, in connection with the following:**

[CONTINUED ON NEXT PAGE]

NEWPORT MESA UNIFIED SCHOOL DISTRICT

Project: 2021 Scoreboards Bid #120-21

All in strict conformity with the Project Documents (aka Contract) on file at the business office of the DISTRICT for the lump sum amounts set forth herein.

Contract will be awarded to a single CONTRACTOR. The contract will be awarded the lowest responsible bidder.

Proposal due on: 05-13-21 @ 2:00 PM

Total Bid Price – Basis of Award (in words) Three Hundred Sixty Four Thousand
Two Hundred Fifty Five Dollars and No Cents.

Total Bid Price – Basis of Award (in numerals) \$ 364,255.00.

Breakout Pricing

Corona Del Mar High School Softball Breakout Price (in numerals)
\$ 68,395.00.

Costa Mesa High School Baseball Breakout Price (in numerals)
\$ 67,520.00.

Estancia High School Football Breakout Price (in numerals)
\$ 228,340.00.

ADD ALTERNATE A- CMHS- SPONSOR PANEL_\$0.00.
(not included in Total Bid Price)

NEWPORT MESA UNIFIED SCHOOL DISTRICT

Addenda

The undersigned BIDDER has thoroughly examined any and all Addenda (if any) issued during the Bid Period and is thoroughly familiar with all the contents thereof and acknowledges receipt of the following Addenda:

Bidder shall list all Addenda received:

Addendum 1

1. Each individual bid term shall be determined from visiting the work site, reviewing the drawings and specifications and all portions of the Project Documents, and shall include all items necessary to complete the work, including the assumption of all obligations, duties, and responsibilities necessary to the successful completion of the PROJECT, and the furnishing of all materials and equipment required to be incorporated in and form a permanent part of the work, and the furnishing of tools, equipment, apparatus, supplies, transportation, facilities, labor, superintendence, and services required to perform and complete the work, all as per the requirements of the Project Documents, whether or not expressly listed or designated.
 2. It is understood that the DISTRICT reserves the right to reject any or all bids or to waive any irregularities or informalities in any bids or in the bidding process. BIDDER agrees that this bid shall remain open and not be withdrawn for the period specified in the Instructions to Bidders.
 3. The required bid security is attached.
 4. The required list(s) of proposed SUBCONTRACTORS is attached hereto, and the undersigned represents and warrants that such list(s) is complete and in compliance with the Subletting and Subcontracting Fair Practices Act. Public Contracta Code Sections 4100, et seq.
 5. It is understood and agreed that if written notice of the award of a contract is mailed, faxed, or delivered to the bidder, the bidder will execute and deliver to the DISTRICT the Agreement and will also furnish and deliver to the DISTRICT the Faithful Performance Bond and a separate Payment Bond as specified, and certificates and endorsements of insurance, the Workers' Compensation Certificate, Drug-Free Work Place Certification, the Criminal Records Check Certification, CONTRACTOR's Certificate Regarding Non-Asbestos Containing Materials, and the Disabled Veteran Business Enterprises Certification, if applicable, within ten (10) working days of the notice of award of the Contract, or as otherwise requested in writing by the DISTRICT. It is understood that should BIDDER fail or refuse to return these documents as required by the DISTRICT, the bid security shall be forfeited to the DISTRICT. The BIDDER further agrees that the work shall be commenced by the BIDDER, if awarded the Contract, on or before the tenth (10th) day after receiving the DISTRICT's Notice to Proceed, and shall be completed by the BIDDER in the time specified by the DISTRICT.
-

NEWPORT MESA UNIFIED SCHOOL DISTRICT

6. Communications conveying notice of award of the Contract, requests for additional information or other correspondence should be addressed to the BIDDER at the address stated below.

7. List the principals in your company that will be assigned and dedicated to this Project:
Timothy J. Giannelli

8. In submitting this bid, the BIDDER offers and agrees that if the bid is accepted, it will assign to DISTRICT all rights, title and interest in and to all causes of action it may have under Section 4 of the Clayton Act (15 U.S.C. Section 15) or under the Cartwright Act (Business & Professions Code Sections 16700, et seq.) arising from purchases of goods, materials, or services by the bidder for sale to the DISTRICT pursuant to the bid. Such assignment shall be made and become effective at the time the DISTRICT tenders final payment under the Contract. (Public Contract Code Section 7103.5; Government Code Sections 4450, 4451 and 4552).

9. The undersigned hereby warrants that the BIDDER has an appropriate license, License No. 601947, Class B, at the time of the bid opening, that such license entitles BIDDER to provide the work, that such license will be in full force and effect throughout the duration of performance of this PROJECT. BIDDER shall be non-responsive if the BIDDER is not licensed as required by the DISTRICT at the time of the bid opening. Any and all SUBCONTRACTORS to be employed by the undersigned shall have appropriate active licenses at the time of the bid opening. BIDDER hereby certifies that its license and the licenses of its SUBCONTRACTORS shall remain active and in good standing at all times during the performance of the Contract and all work thereunder. All work requiring a specialty license and/or certification under applicable law shall be performed by SUBCONTRACTORS (to the prime CONTRACTOR) who possess the required specialty licenses and/or certifications, unless the prime CONTRACTOR itself holds such specialty license(s) and/or certification(s), in which case the prime CONTRACTOR can self-perform such portions of the work under such specialty license(s) and/or certification(s). At the time of submitting its bid, the prime CONTRACTOR shall list all work requiring a specialty license and/or certification and identify: (1) who will perform each portion of such work; and (2) the corresponding specialty license/certification, including the number and holder thereof. Failure to comply with these requirements may result in the bidders bid being deemed non-responsive.

10. The BIDDER hereby certifies that it is, and at all times during the performance of work hereunder shall be, in full compliance with the provisions of the Immigration Reform and Control Act of 1986 ("IRCA") in the hiring of its employees, and the BIDDER shall indemnify, hold harmless and defend the DISTRICT against any and all actions, proceedings, penalties or claims arising out of the BIDDER'S failure to comply strictly with the IRCA.

11. It is understood and agreed that if requested by the DISTRICT, the BIDDER shall furnish a notarized financial statement, references, and other information required by the DISTRICT sufficiently comprehensive to permit an appraisal of BIDDER'S ability to perform the PROJECT.

NEWPORT MESA UNIFIED SCHOOL DISTRICT

12. The undersigned hereby warrants that all work shall be completed within (66) SIXTY SIX CALENDAR DAYS from the date specified on the Notice to Proceed issued by the DISTRICT. Time is of the essence. The undersigned agrees that failure to complete the work within the time set forth herein will result in the imposition of liquidated damages for each consecutive calendar day of delay in an amount predicated on the contract dollar value (See Supplementary Conditions). If applicable, liquidated damages will apply to each phase of the project and will run concurrently.

13. The required non-collusion affidavit properly notarized is attached as required by Public Contract Code Section 7106. BIDDER understands and agrees that failure to submit a completed and signed affidavit will render the BIDDER automatically non-responsive.

14. Required Bid Form Attachments:

Place a check mark on each line to signify that the required form has been submitted with your bid

- | | | |
|----|------------------------------------|----------|
| a. | Bid security: | <u>✓</u> |
| b. | List of designated SUBCONTRACTORS: | <u>✓</u> |
| c. | Non-collusion Declaration: | <u>✓</u> |
| d. | DVBE Good Faith Effort: | <u>✓</u> |
| e. | DVBE Certification: | <u>✓</u> |

The undersigned hereby declares that all of the representations of this bid are made under penalty of perjury under the laws of the State of California.

INDIVIDUAL:

Name: _____

Signed: _____

Print Name: _____

Date: _____

Business Address: _____

Telephone: _____

PARTNERSHIP:

NEWPORT MESA UNIFIED SCHOOL DISTRICT

Name: _____
Signed: _____
Print Name: _____
Date: _____
Business Address: _____

Telephone: _____
Other Partner(s): _____

.....
CORPORATION:

Name: Giannelli Electric Inc.
(a California Corporation¹)
Business Address: 7000 MERRILL AVE B210C
CHINO CA 91710
Telephone: 909-393-3010
Signed by: [Signature], Title: President Date: 5/12/21
Signed by: [Signature], Title: Secretary, Treasurer Date: 5/12/21

JOINT VENTURE:

Name: _____
Signed: _____, Joint Venture
Print Names: _____
Date: _____
Business Address: _____

Telephone: _____

**Other Parties to
Joint Venture:**

If an Individual: _____
(name)

¹ A corporation awarded the contract shall furnish evidence of its corporate existence and evidence that the officer signing the Agreement and bonds is duly authorized to do so.

NEWPORT MESA UNIFIED SCHOOL DISTRICT

Signed by: _____
Print Name: _____
Date: _____

Doing Business as: _____
Business Address: _____

Telephone: _____

If a Partnership: _____
(name)

Signed by: _____
Print Name: _____
Date: _____
Doing Business as: _____
Business Address: _____

Telephone: _____

If a Corporation: _____
(name)

Signed by: _____
Print Name: _____
Date: _____
Title: _____
Business Address: _____

Telephone: _____

[END OF SECTION 6]

NEWPORT MESA UNIFIED SCHOOL DISTRICT
SECTION 7 – BID FORM ATTACHMENTS

The following attachments are required forms that must accompany the Bid Form when submitted to the DISTRICT. The attachments are as follows:

- (1) Bid Bond**
- (2) Designation of SUBCONTRACTORS;**
- (3) Non-collusion Declaration**
- (4) DVBE Good Faith Effort Report**
- (5) DVBE Certification**

[GO TO NEXT PAGE]

NEWPORT MESA UNIFIED SCHOOL DISTRICT

BID BOND

Bond No. 197129-58

KNOW ALL PERSONS BY THESE PRESENT, that we
Giannelli Electric, Inc., as Principal, and
U.S. Specialty Insurance Company as Surety, a California admitted surety
insurer, are held and firmly bound unto the Newport Mesa Unified School DISTRICT,
hereinafter called the DISTRICT, in the sum of TEN PERCENT (10%) OF THE TOTAL
AMOUNT OF THE BID submitted by the Principal to the DISTRICT for the work described
below for the payment of which sum in lawful money of the United States, well and truly to
be made, we jointly and severally bind ourselves, our heirs, executors, administrators,
successors and assigns.

The condition of this obligation is such that whereas the Principal has submitted the
accompanying bid dated May 13, 2021, for
Bid No. 126-21 - Scoreboards 2021 at CDM, CMHS and EHS

NOW, THEREFORE, if the Principal shall not withdraw said bid within the period
specified therein after the opening of the same, or, if no period be specified, within ninety
(90) days after said opening; and if the Principal is awarded the contract, and shall within
the period specified therefore, or, if no period be specified, within fifteen (15) working days
after the notice of award of the contract, or as otherwise requested in writing by the
DISTRICT, enter into a written contract with the DISTRICT, in accordance with the bid as
accepted and give bonds with good and sufficient surety or sureties, as may be required for
the faithful performance and proper fulfillment of such contract and for the payment for labor
and materials used for the performance of the contract, furnish certificates and
endorsements evidencing the required insurance is in effect and furnish and deliver to the
DISTRICT the Workers' Compensation Certificate, Drug-Free Work Place Certification, the
Criminal Records Check Certification, CONTRACTOR's Certificate Regarding Non-
Asbestos Containing Materials, and the Disabled Veteran Business Enterprises
Certification, if applicable, then the above obligation shall be void and of no effect, otherwise
the bond amount shall be forfeited to the DISTRICT.

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 there under, 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 said 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 DISTRICT and judgment is
recovered, the Surety shall pay all costs incurred by the DISTRICT in such suit, including
reasonable attorney's fees to be fixed by the court. The amount of costs and attorneys' fees
shall be recoverable against the surety, even if such costs and fees exceed the penal sum
of this bond.

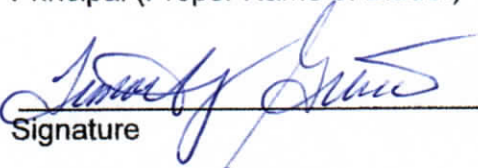
NEWPORT MESA UNIFIED SCHOOL DISTRICT

IN WITNESS HEREOF, the parties have executed this bond under their several seals this 10th day of May, 2021, the name and corporate seal of each corporate party being hereto affixed and duly signed by its undersigned authorized representative.

(Corporate Seal of
Principal, if
Corporation)

Giannelli Electric, Inc.
Principal (Proper Name of Bidder)

By:


Signature


Timothy J. Giannelli
Print Name

President
Title

(Corporate Seal of Surety)

(Attach Attorney-in-Fact Certificate
and Required Acknowledgements) By:

U.S. Specialty Insurance Company
Surety


Signature

Les M. Mantle
Print Name

Attorney in Fact

Title c/o Lesron Insurance Agency, Inc.
1440 N. Harbor Blvd., #610
Fullerton, CA 92835

Address

714-441-2722
Telephone No.

CALIFORNIA ACKNOWLEDGMENT

CIVIL CODE § 1189

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

State of California

County of Orange

On 5-10-2021 before me, Mary Martignoni - Notary Public
Date Here Insert Name and Title of the Officer

personally appeared Les M. Mantle
Name(s) of Signer(s)

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



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

WITNESS my hand and official seal.

Place Notary Seal and/or Stamp Above

Signature [Signature]
Signature of Notary Public

OPTIONAL

Completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: _____

Document Date: _____ Number of Pages: _____

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: Les M. Mantle

☐ Corporate Officer – Title(s): _____

☐ Partner – ☐ Limited ☐ General

☐ Individual ☒ Attorney in Fact

☐ Trustee ☐ Guardian or Conservator

☐ Other: _____

Signer is Representing: _____

U.S. Specialty Insurance Company

Signer's Name: _____

☐ Corporate Officer – Title(s): _____

☐ Partner – ☐ Limited ☐ General

☐ Individual ☐ Attorney in Fact

☐ Trustee ☐ Guardian or Conservator

☐ Other: _____

Signer is Representing: _____



**TOKIO MARINE
HCC**

POWER OF ATTORNEY

**AMERICAN CONTRACTORS INDEMNITY COMPANY TEXAS BONDING COMPANY
UNITED STATES SURETY COMPANY U.S. SPECIALTY INSURANCE COMPANY**

KNOW ALL MEN BY THESE PRESENTS: That American Contractors Indemnity Company, a California corporation, Texas Bonding Company, an assumed name of American Contractors Indemnity Company, United States Surety Company, a Maryland corporation and U.S. Specialty Insurance Company, a Texas corporation (collectively, the "Companies"), do by these presents make, constitute and appoint:

Les M. Mantle of Fullerton, California

its true and lawful Attorney(s)-in-fact, each in their separate capacity if more than one is named above, with full power and authority hereby conferred in its name, place and stead, to execute, acknowledge and deliver any and all bonds, recognizances, undertakings or other instruments or contracts of suretyship to include riders, amendments, and consents of surety, providing the bond penalty does not exceed *****Fifty Million***** Dollars (***50,000,000.00***). This Power of Attorney shall expire without further action on April 23rd, 2022. This Power of Attorney is granted under and by authority of the following resolutions adopted by the Boards of Directors of the Companies:

Be it Resolved, that the President, any Vice-President, any Assistant Vice-President, any Secretary or any Assistant Secretary shall be and is hereby vested with full power and authority to appoint any one or more suitable persons as Attorney(s)-in-Fact to represent and act for and on behalf of the Company subject to the following provisions:

Attorney-in-Fact may be given full power and authority for and in the name of and on behalf of the Company, to execute, acknowledge and deliver, any and all bonds, recognizances, contracts, agreements or indemnity and other conditional or obligatory undertakings, including any and all consents for the release of retained percentages and/or final estimates on engineering and construction contracts, and any and all notices and documents canceling or terminating the Company's liability thereunder, and any such instruments so executed by any such Attorney-in-Fact shall be binding upon the Company as if signed by the President and sealed and effected by the Corporate Secretary.

Be it Resolved, that the signature of any authorized officer and seal of the Company heretofore or hereafter affixed to any power of attorney or any certificate relating thereto by facsimile, and any power of attorney or certificate bearing facsimile signature or facsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached.

IN WITNESS WHEREOF, The Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 1st day of June, 2018.

**AMERICAN CONTRACTORS INDEMNITY COMPANY TEXAS BONDING COMPANY
UNITED STATES SURETY COMPANY U.S. SPECIALTY INSURANCE COMPANY**

State of California

County of Los Angeles



By:

Daniel P. Aguilar, Vice President

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

On this 1st day of June, 2018, before me, Sonia O. Carrejo, a notary public, personally appeared Daniel P. Aguilar, Vice President of American Contractors Indemnity Company, Texas Bonding Company, United States Surety Company and U.S. Specialty Insurance Company who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his 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 the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature

[Signature]

(seal)



I, Kio Lo, Assistant Secretary of American Contractors Indemnity Company, Texas Bonding Company, United States Surety Company and U.S. Specialty Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney, executed by said Companies, which is still in full force and effect; furthermore, the resolutions of the Boards of Directors, set out in the Power of Attorney are in full force and effect.

In Witness Whereof, I have hereunto set my hand and affixed the seals of said Companies at Los Angeles, California this 10th day of May, 2021.

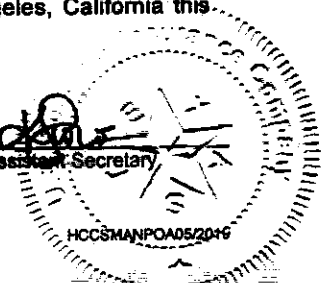
Corporate Seal

Bond No. 197129-58

Agency No. 8227



Kio Lo, Assistant Secretary



visit tmhcc.com/surety for more information

NEWPORT MESA UNIFIED SCHOOL DISTRICT
DESIGNATION OF SUBCONTRACTORS

In compliance with the Subletting and Subcontracting Fair Practices Act (Public Contract Code Sections 4100 et. seq.) and any amendments thereof, each BIDDER shall set forth below: (a) the name, license number, and the location of the place of business of each SUBCONTRACTOR who will perform work or labor or render service to the BIDDER (prime CONTRACTOR) in or about the construction of the work or improvement to be performed under the Contract or a SUBCONTRACTOR licensed by the State of California who, under subcontract to the BIDDER (prime CONTRACTOR), specially fabricates and installs a portion of the work or improvement according to detailed drawings contained in the plans and specifications in an amount in excess of one-half of one percent of the BIDDER'S (prime CONTRACTOR's) total bid and (b) the portion of the work which will be done by each SUBCONTRACTOR. The BIDDER (prime CONTRACTOR) shall list only one SUBCONTRACTOR for each such portion as is defined by the BIDDER (prime CONTRACTOR) in this bid.

The BIDDER (prime CONTRACTOR) shall possess an "B-License" for this contract/project. All work requiring a specialty license and/or certification under applicable law shall be performed by SUBCONTRACTORS (to the prime CONTRACTOR) who possess the required specialty licenses and/or certifications, unless the prime CONTRACTOR itself holds such specialty license(s) and/or certification(s), in which case the prime CONTRACTOR can self-perform such portions of the work under such specialty license(s) and/or certification(s). At the time of submitting its bid, the prime CONTRACTOR shall list all work requiring a specialty license and/or certification and identify: (1) who will perform each portion of such work; and (2) the corresponding specialty license/certification, including the license/certification number and holder thereof. Failure to comply with these requirements may result in the bidders bid being deemed non-responsive.

If a BIDDER (prime CONTRACTOR) fails to specify a SUBCONTRACTOR, or if a BIDDER (prime CONTRACTOR) specifies more than one SUBCONTRACTOR for the same portion of work to be performed under the Contract in excess of one-half of one percent of the BIDDER'S (prime CONTRACTOR's) total bid, BIDDER shall be deemed to have agreed that BIDDER is fully qualified to perform that portion, and that BIDDER alone will perform that portion. Violation of this requirement (including the procurement of a SUBCONTRACTOR for the PROJECT if no SUBCONTRACTOR is specified) can result in the DISTRICT invoking the remedies of Public Contract Code Sections 4110 and 4111.

No BIDDER (prime CONTRACTOR) whose bid is accepted shall (a) substitute any SUBCONTRACTOR, (b) permit any SUBCONTRACTOR to be voluntarily assigned or transferred or allow it to be performed by anyone other than the original SUBCONTRACTOR listed in the original bid, or (c) sublet or subcontract any portion of the work in excess of one-half of one percent of the BIDDER'S (prime CONTRACTOR's) total bid as to which the original bid did not designate a SUBCONTRACTOR, except as authorized in the Subletting and Subcontracting Fair Practices Act. Subletting or subcontracting of any portion of the work in excess of one-half of one percent of the BIDDER'S (prime CONTRACTOR's) total bid as to which no SUBCONTRACTOR was designated in the original bid shall only be permitted in cases of public emergency or necessity, only after a finding reduced to writing as a public record of the DISTRICT awarding this PROJECT setting forth the facts constituting the emergency or necessity.

NEWPORT MESA UNIFIED SCHOOL DISTRICT

Note: If alternate bids are called for and BIDDER intends to use different or additional SUBCONTRACTORS on the alternates, a separate list of SUBCONTRACTORS must be provided for each such alternate. Identify additional list of SUBCONTRACTORS by Alternate Bid No. N/A.

[illegible]

Dated: 5/12/21

Name of Bidder

By:

(Signature of Bidder)

Print Name: Timothy J. Giannelli

Address: 7000 MERRILL AVE B210C

CHINO CA 91710

**NONCOLLUSION DECLARATION TO BE EXECUTED BY
BIDDER AND SUBMITTED WITH BID**

(Public Contract Code section 7106)

The undersigned declares:

I am the President of Giannelli Electric Inc., the party making the foregoing bid.

The bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation. The bid is genuine and not collusive or sham. The bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid. The bidder has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or to refrain from bidding. The bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or of that of any other bidder. All statements contained in the bid are true. The bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, to any corporation, partnership, company, association, organization, bid depository, or to any member or agent thereof, to effectuate a collusive or sham bid, and has not paid, and will not pay, any person or entity for such purpose.

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

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration is executed on 5/12/21 [date], at Chino [city], California [state].


Signature

Timothy J. Giannelli
Print Name

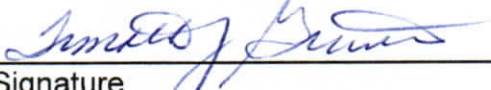
[END OF SECTION 7]

SECTION 4 – SUPPLEMENTARY INSTRUCTIONS TO BIDDERS**CERTIFICATION – PARTICIPATION OF
DISABLED VETERAN BUSINESS ENTERPRISES
IN ACCORDANCE WITH EDUCATION CODE 17076.11**

In accordance with Education Code Section 17076.11, the DISTRICT has a participation goal for Disabled Veteran Business Enterprises of at least three percent (3%) per year of the overall dollar amount of funds allocated by the DISTRICT by the State Allocation Board pursuant to the Leroy F. Greene School Facilities Act of 1998 for construction or modernization of school buildings and expended each year by the DISTRICT. At the time of execution of the contract, the CONTRACTOR will provide a statement to the DISTRICT of anticipated participation of Disabled Veteran Business Enterprises in the PROJECT. Before, and as a condition precedent for final payment under the Contract, the CONTRACTOR will provide appropriate documentation to the DISTRICT identifying the amount paid to Disabled Veteran Business Enterprises pursuant to the Contract, so that the DISTRICT can assess its success at meeting this goal.

The CONTRACTOR may provide the anticipated participation of Disabled Veteran Business Enterprises in terms of percentage of its total Contract Price or the dollar amount anticipated to be paid to Disabled Veteran Business Enterprises or by providing the names of the Disabled Veteran Business Enterprises that will participate in the PROJECT. If there is a discrepancy between the anticipated goals and the actual goals at completion of the PROJECT or a failure to meet the anticipated goal or dollar amounts, the DISTRICT will require the CONTRACTOR to provide, at the completion of the PROJECT, a detailed statement of the reason(s) for the discrepancy or failure to meet the anticipated goals or dollar amounts.

I certify that I have read the above and will comply with the anticipated participation of Disabled Veteran Business Enterprises in the Contract.


Signature

Timothy J. Giannelli
Typed or Printed Name

President
Title

Giannelli Electric Inc.
Company

7000 Merrill Ave. B210C
Address

Chino, Ca. 91710
City, State, Zip

909-393-3010
Telephone

909-393-3057
Fax

Tgiannelli@gnle.net
E-mail

GOOD FAITH EFFORT

Steps 1 and 2

Show the date and method of contact with DHS and show the contacts made with one or more other California state agencies and the Federal SBA and one or more California local DVBE organizations (see DGS' Resource Packet).

DATE OF CONTACT	TIME OF CONTACT	NAME OF AGENCY OR ORGANIZATION CONTACTED	CONTACT METHOD (Enter voice mail, internet access, or name of person contacted)	PHONE NUMBER, E-MAIL, OR WWW ADDRESS
		Dept. of Health Services		(916) 324-0140
		Dept. of General Services' Small Business and DVBE Certification	Voice mail	(916) 375-4940 (800) 559-5529
		Dept. of General Services' Small Business and DVBE Certification	Internet access **	dgs.ca.gov/osbcr
		Federal Small Business Admin.	Internet access only **	pro-net.sba.gov
N/A				
			** Attach one copy of each Internet website page that you visit as proof of this portion of your good faith effort.	

Step 3

Show proof of advertising in one trade and one DVBE focus publication, OR one publication qualifying as both a trade and a DVBE focus publication. Be certain to attach the appropriate ad copies or other cited documentation.

NAME OF PUBLICATION SOURCE	PUBLICATION DATE(S)	TYPE OF PUBLICATION Check the one that applies.			COPY OF AD ATTACHED	AD CONTENT ATTACHED
		Trade	Focus	Both	Check the one that applies.	Check the one that applies.
N/A						

Step 4

Show proof that direct invitations to bid were transmitted to potential DVBEs by way of mail, telephone, personal e-mail, fax, or other method.

A. Attach, to this form, a **single sample** of an invitation to bid or solicitation that was transmitted directly to potential DVBEs. You may attach:

- One copy of the letter used to solicit bids from potential DVBEs, or
- One copy of the narrative content of an e-mailed invitation to bid sent to potential DVBEs, or
- A description of the verbal dialog with potential DVBEs, including date of contact, person contacted, and business opportunities discussed.

B. Attach to this form a copy of the DVBE bidder list. This is the list of DVBE firms to whom direct solicitations or invitations to bid were transmitted.

- Include each DVBE firm's name, address, and telephone number.
(Continued on the next page)

NEWPORT MESA UNIFIED SCHOOL DISTRICT

Step 5

Show that your firm has considered the interested DVBE firms that responded to your firm's ad(s) and/or direct solicitations. If no responses were received, indicate "none" on the first line of Column 1.

NAME OF DVBE(S) THAT RESPONDED (This column is self-explanatory)	INDICATE YOUR PROPOSED USE OF EACH DVBE (Complete the appropriate column below and show percentage use, if applicable)		REASON(S) FOR NOT CHOOSING TO USE THIS DVBE (Enter a business reason for not selecting each firm identified in Column 2B)
	COLUMN 2A Will Use ___ Percent	COLUMN 2B X = Will Not Use	
COLUMN 1			COLUMN 3
N/A	_____ %		
	_____ %		
	_____ %		
	_____ %		
	_____ %		
	_____ %		
	_____ %		
	_____ %		
	_____ %		

Completion Instructions

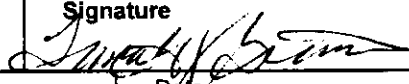
For each entry in Column 2A, transfer the firm's name and claimed percentage value to the form entitled "Actual DVBE Participation". **Do not enter percentages as a decimal or fraction**, instead round numbers to the nearest whole number. Complete Column 2A, only for those DVBE's that your firm fully intends to use. An entry in Column 2A will impose an obligation on your firm to use the DVBE firm shown for the percentage value claimed.

Place an "X" in Column 2B for each interested DVBE that your firm does not intend to use.

Complete Column 3 for each "X" placed in Column 2B. In Column 3, indicate the business reason(s) for not selecting the DVBE firm.

If necessary or desired, this form may be photocopied or reproduced in a like form for use in your bid response. If you choose to render a like copy by computer or other means, the instructions appearing on pages 1-6 may be omitted.

Sole authority rests with DHS to determine whether or not a bidder/proposer has successfully documented actual DVBE participation and/or whether a bidder/proposer has made an adequate GFE to achieve participation. Bidders/proposers may, at their sole option, choose to submit both forms in this package (documenting both full participation and a GFE) as insurance against a finding that the actual participation claimed is unacceptable. Should a bidder/proposer choose to do so, it may fax its proposed DVBE participation and/or Good Faith Effort forms to DHS at (916) 323-4091 for a preliminary acceptance review, prior to submitting these forms in a bid/proposal response. Do not transmit any other bid response materials to this telephone number. Preliminary DVBE acceptance reviews will be completed within 3 working days of receipt.

Bidding/Proposing Firm's Name Giannelli Electric Inc.	Signature 
Printed Name/Title Timothy J. Giannelli	Date 5/12/21

[END OF SECTION 4]

ACTUAL DVBE PARTICIPATION

5/12/21