

PROPOSAL FORM

To: American Rivers, Inc.
Attn: Amy Merrill
2150 Allston Way, Suite 320
Berkeley, California 94704
3Creeks@americanrivers.org

Submitted by: _____ A Corporation
A Partnership
Principal office: _____ An Individual

Person to contact for additional information on this submittal:

Name: _____
Address: _____
Phone: _____ Email: _____

APPLICANTS DECLARATION AND UNDERSTANDING

THE UNDERSIGNED APPLICANT having familiarized itself with the Work required by the Contract Documents, all site conditions where the Work is to be performed, local labor conditions and all laws, regulations, and other factors affecting the performance of the Work, and having satisfied itself of the expense and difficulties attending performance of the Work.

HEREBY PROPOSES and agrees, if this Proposal is accepted, to enter into Agreement in the form attached and to perform all Work, including the assumption of all obligations, duties, and responsibilities necessary to the successful completion of the contract and the furnishing of all materials and equipment required to be incorporated in and form a permanent part of the Work, tools, equipment, supplies, transportation, facilities, labor, superintendence, permits and services required to perform the Work, to the satisfaction of Owner and to provide all required Bonds, insurance and submittals.

The undersigned Proposer agrees to furnish evidence of insurance and to execute the contract and deliver the same to Owner within ten (10) days after receipt of Notice of Award by the Owner. The required bonds shall be delivered at the preconstruction conference that shall be held within four (4) weeks before the Notice to Proceed.

The Applicant further agrees that in the event Applicant fails to comply with the foregoing provisions, the Proposal security accompanying this Proposal shall become the property of American Rivers, Inc. who shall be entitled to the full benefit thereof.

Owner will award the Proposal with the highest score, based on the Scoring Criteria described in Section 3.2 which, in the Owner's and Project Management Team's judgment, with consultation with the District, will best serve the interest of the Owner.

The undersigned Applicant acknowledges receipt of the following Addenda, which have been considered in preparation of this Proposal:

No. _____ Dated _____

No. _____ Dated _____

Dated in _____ this _____ day of _____, 2020.

BUSINESS ADDRESS OF APPLICANT: _____

SIGNATURE OF APPLICANT: _____

Contractor's License Number _____
and Expiration Date _____

License Classification _____

Qualified Applicator's License Number _____
And Expiration Date _____

A. If an Individual: _____, doing business
as _____

B. If a Partnership: _____
By _____, partner

C. If a Corporation: _____
(a _____ Corporation)
By _____

Title _____

D. If Applicant is a joint venture, appropriate parties must sign below.

By _____

Title _____

Applicant's Landscaping Contractor License Number _____

If managing partner is an Individual:

Doing business as _____

If managing partner is a Partnership:

By _____

Title _____

If managing partner is a Corporation:

(a _____ Corporation)

Title _____ (ATTEST)

* Attached hereto and made a part hereof is:

1. Statement and Applicant's Bond
2. List of Subcontractors
3. Non-collusion Affidavit

APPLICANT'S BOND

Herewith find deposit in the form of a certified check, cashier's check, or security bond in the amount of \$ _____, which amount is not less than five percent (5%) of the total bid.

Signature _____

SECURITY BOND

KNOW ALL MEN BY THESE PRESENTS:

That we, _____, as Principal, and
_____, as Surety, are held and firmly bound,
unto the American Rivers, Inc. as Obligee in the penal sum of _____
dollars for the payment of which the Principal and the Surety bind themselves, their heirs, executors,
administrators, successors and assign, jointly and severally, these presents.

The condition of this obligation is such that if the Obligee shall make any award to the Principal for implementation of the Three Creeks Parkway Restoration Project according to the terms of the proposal or bid made by the Principal therefore, and the Principal shall duly make and enter into a contract with the Obligee in accordance with the terms of said proposal or bid and award and shall provide evidence of required insurance and contractually agree to provide at the preconstruction conference the bond for payment of material and laborers and for the faithful performance thereof, with Surety and Sureties approved by the Obligee; or if the Principal shall, in case of failure so to do, pay and forfeit to the Obligee the penal amount of the deposit specified in the call for bids, then this obligation shall be null and void; otherwise it shall be and remain in full force and effect and the Surety shall forthwith pay and forfeit to the Obligee, as penalty and liquidated damages, the amount of this bond.

SIGNED, SEALED AND DATED THIS _____ day of _____, 2020.

Principal

Surety

_____, 2020

Received return of deposit in the sum of \$ _____.

Signature

LIST OF SUBCONTRACTORS

Applicant shall submit with its Proposal the names and business addresses of each subcontractor who will perform work under this Contract in excess of 5 percent of the total Proposed Proposal and shall list the portion of the work which will be done by such subcontractor. Notwithstanding the former and regardless of the contractual monetary amount, Contractor shall seek Owner’s prior written approval of the weed management advisor and/or pesticide applicator whether carried out by one subcontractor or two. If selected as the successful Applicant, Contractor shall take the steps required under Section 5.6.4, Good Faith Efforts (40 CFR Chapter I, Subchapter B, Part 33, Subpart C, § 33.301), when awarding subcontracts. If the Applicant fails to specify a contractor for any portion of the work, the Applicant agrees to perform that portion itself.

The successful Applicant shall not, without the consent of the Owner, either:

1. Substitute any person as Subcontractor in place of the Subcontractor designated in the original Proposal.
2. Permit any subcontract to be assigned or transferred or allow it to be performed by anyone other than the original Subcontractor listed in the Proposal.
3. Sublet or subcontract any portion of the work in excess of five (5) percent of the total Proposed Proposal as to which the original Proposal did not designate a Subcontractor.

The Applicant assumes responsibility for all work contracted or subcontracted from this Proposal.

Portion of Work	Subcontractor Name & Business Address	License Number

(Signature of Applicant)

APPLICANT QUESTIONNAIRE

Please note that if Applicant prefers, responses to Questions 1, 3, and 4 of the Applicant Questionnaire can be submitted in a separate attachment, not to exceed 9 pages

1. Describe your firm's experience and qualifications for performing the proposed work.

APPLICANT QUESTIONNAIRE

2. Provide project owner references and contact information for at least two projects of similar size and type.

Project Name	Year completed	Owner Contact Information (Name, Phone Number)	Project Size (acres)

APPLICANT QUESTIONNAIRE

3. Provide an organizational chart for the staff. Describe the experience and qualifications of proposed key personnel (e.g., managers, supervisors, crew leaders) and the experience and ability of crewmembers to perform the proposed work to high quality standards. Please be specific and include information about previous work, training, and certifications that apply.

APPLICANT QUESTIONNAIRE

4. Describe how your firm would implement the proposed work, including the specific steps, order, methods, tools, crew size and organization, and any other relevant information that provides a complete description of how your team would implement the project. If you are subcontracting any tasks, please describe in detail how subcontractors will be utilized and managed.

**NON-COLLUSION DECLARATION
TO BE EXECUTED
BY APPLICANT AND SUBMITTED WITH PROPOSAL**

State of California

County of _____

The undersigned declares:

I am the _____ of _____, the party making the foregoing Proposal; that the Proposal is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation. The Proposal is genuine and not collusive or sham. The Applicant has not directly or indirectly induced or solicited any other Applicant to put in a false or sham Proposal, and has not directly or indirectly colluded, conspired, connived, or agreed with any Applicant or anyone else to put in a sham Proposal, or that anyone shall refrain from proposing. The Applicant has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the Proposal price of the Applicant or any other Applicant or to fix any overhead, profit, or cost element of the Proposal price, or of that of any other Applicant, or to secure any advantage against the public body awarding the contract of anyone interested in the proposed contract. All statements contained in the Proposal are true. The Applicant has not directly or indirectly, submitted his or her Proposal price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, or paid, and will not pay, any fee to any corporation, partnership, company association, organization, Proposal depository, or to any member or agent thereof to effectuate a collusive or sham Proposal, and has not paid, and will not pay, any person or entity for such purpose.

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

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and

correct and this declaration is executed on _____, at _____, California.
(date) (city)

(Signature of Applicant)

WORKERS COMPENSATION CERTIFICATE

I, _____, of _____,
am aware of the provisions of Section 3700 of the Labor Code which require every employer to be insured against liability for workers' 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 the Work of this contract.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Signature: _____
(Signature of Applicant)

Date: _____, 2020, at _____.