



City of Palm Desert
PW - Operations & Maintenance
Randy Chavez, Deputy Director
73-510 Fred Waring Drive, Palm Desert, CA 92260

[WESTERN STATE BUILDERS INC.] RESPONSE DOCUMENT REPORT

IFB No. MPK00007

Palma Village Park Improvements

RESPONSE DEADLINE: March 26, 2024 at 4:00 pm

Report Generated: Friday, March 29, 2024

Western State Builders Inc. Response

CONTACT INFORMATION

Company:

Western State Builders Inc.

Email:

julian@westernstatebuilder.com

Contact:

Julian Moen

Address:

2141 Orange Ave
Escondido, CA 92029

Phone:

(760) 270-8639

Website:

www.Westernstatebuilder.com

Submission Date:

Mar 26, 2024 2:47 PM

ADDENDA CONFIRMATION

No addenda issued

QUESTIONNAIRE

1. BID ACKNOWLEDGEMENT*

To the City of Palm Desert, a municipal corporation, organized under the laws of the State of California, with its principal place of business at 73-510 Fred Waring Drive, Palm Desert, California 92260.

- A. In response to the Contract Documents for project number MPK00007 and in accordance with the accompanying Instructions to Bidders, the undersigned hereby proposes to the City to furnish all labor, technical and professional services, supervision, materials and equipment, other than materials and equipment specified as furnished by the City, and to perform all operations necessary and required to construct the Project in accordance with the provisions of the Contract Documents and any addenda thereto, and at the prices stated opposite the respective items set forth in the Bid Schedule.
- B. This Bid constitutes a firm offer to the City which cannot be withdrawn for 90 calendar days after the date set for opening of Bids, or until a Contract is executed by the City and a third party, whichever is earlier.
- C. The undersigned certifies that it has examined and is fully familiar with all of the provisions of the Contract Documents and any addenda thereto; that it has carefully checked all of the words and figures shown in its Bid Schedule; that it has carefully reviewed the accuracy of all statements in this Bid and attachments hereto; and that it understands and agrees that the City will not be responsible for any errors or omissions on the part of the undersigned in preparing this Bid.
- D. If awarded a Contract, the undersigned agrees to execute and deliver to the City within ten (10) Days after date of receipt of Notice of Award, a signed Contract and the necessary Performance Bond, Payment Bond, and Certificates of Insurance and Endorsements.
- E. All Bid Forms, which have been completed and executed by undersigned Bidder, are incorporated by this reference and made a part of this Bid.

- F. The undersigned is hereby representing that it is and will be properly licensed both at the time that it submits a Bid as well as at the time the Contract is awarded, if the Contract is awarded to the undersigned.
1. If Individual Contractor. Undersigned certifies that it is now licensed in accordance with the provisions of the Contractor's License Law of the State of California; or
 2. If Joint Venture. Undersigned certifies that the individual members of the joint venture are now licensed in accordance with the provisions of the Contractor's License Law of the State of California.

I hereby certify under penalty of perjury under the laws of the State of California that all of the information submitted in connection with this Bid and all of the representations made herein are true and correct.

Confirmed

2. BID SCHEDULE*

IMPORTANT:

THE ELECTRONIC [#BID SCHEDULE](#) MUST BE COMPLETED BY EACH BIDDER AND PROPERLY SUBMITTED ON OPENGOV PROCUREMENT.

FAILURE TO COMPLETE THE BID SCHEDULE WILL RESULT IN AN INCOMPLETE AND NON-RESPONSIVE BID.

THE ELECTRONIC BID SCHEDULE WILL BE INCORPORATED INTO THE CONTRACT DOCUMENTS.

The costs for any Work shown or required in the Contract Documents, but not specifically identified as a line item are to be included in the related line items and no additional compensation shall be due to Contractor for the performance of the Work. All blank spaces appearing in the Electronic Bid Schedule must be filled in. Failure to fill in any blank spaces may render the bid non-responsive.

The estimated quantities for Unit Price items are for purposes of comparing Bids only and the City makes no representation that the actual quantities of work performed will not vary from the estimates. Final payment shall be determined by the Engineer from measured quantities of work performed based upon the Unit Price.

If the Contract Documents specify Alternate Bid items, the City can choose to include any, all, or none of the Alternate Bid items in the Work. If the City selects any of the Alternate Bid items, the corresponding Alternate Bid prices shall be added to or deducted from Base Bid Price for the Work. The City can award/select Alternate Bid items at any time(s).

I certify that I have read, understood the above statement.

Confirmed

3. BID GUARANTEE*

IF SUBMITTING AN ORIGINAL BID BOND: Please download the Bid Bond Form under [#ATTACHMENTS](#), and Mail or hand deliver in a sealed and labeled envelope including the Project Number, Project Title, and Project Due Date visible on the outside of the envelope to the City Clerk's Office located at 73-510 Fred Waring Drive, Palm Desert, CA 92260 before the bid submittal deadline.

IF SUBMITTING CASH OR CASHIER'S CHECK: Mail or hand deliver in a sealed and labeled envelope including the Project Number, Project Title, and Project Due Date visible on the outside of the envelope to the City Clerk's Office located at 73-510 Fred Waring Drive, Palm Desert, CA 92260 before the bid submittal deadline.

IF SUBMITTING AN E-BID BOND: follow E-Bid Bond instructions.

Hard Copy Original Bid Bond (delivered before bid submittal deadline)

4. E-Bid Bond

Please enter your Bid Bond information from Surety2000 below ONLY IF YOU ARE NOT SUBMITTING A HARD COPY BID BOND, CASH, OR CASHIER'S CHECK.

Bond ID: No response submitted

Vendor ID: No response submitted

5. Enter Surety Company "Name" who Issued Bid Guarantee *

This information will be verified against the California Department of Insurance Website.

Nationwide Mutual Insurance Company

[Click to Verify](#) *Value will be copied to clipboard*

6. DESIGNATION OF SUBCONTRACTORS*

Please download the below documents, complete, and upload.

- [DESIGNATION OF SUBCONTRACTO...](#)

WSB_Subcontractor_List_for_Palma_Village.pdf

7. BIDDER INFORMATION AND EXPERIENCE FORM*

Please download the below documents, complete, and upload.

- [BIDDER INFORMATION AND EXPE...](#)

WSB_Bidder_Info_and_Experience_Statement_for_Palma_Village.pdf WSB_Federal_Documents_for_Palma_Village.pdf

8. NON-COLLUSION DECLARATION*

The undersigned declares:

I am an authorized representative of my company, the party making the foregoing Bid, to certify the following.

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.

Confirmed

9. PUBLIC WORKS CONTRACTOR DIR REGISTRATION CERTIFICATION*

Pursuant to Labor Code sections 1725.5 and 1771.1, all contractors and subcontractors that wish to bid on, be listed in a bid proposal, or enter into a contract to perform public work must be registered with the Department of Industrial Relations. See <http://www.dir.ca.gov/Public-Works/PublicWorks.html> for additional information.

No bid will be accepted, nor any contract entered into without proof of the contractor's and subcontractors' current registration with the Department of Industrial Relations to perform public work.

Bidder hereby certifies that it is aware of the registration requirements set forth in Labor Code sections 1725.5 and 1771.1 and is currently registered as a contractor with the Department of Industrial Relations.

Unless Bidder is exempt pursuant to the small project exemption, Bidder further acknowledges:

- A. Bidder shall maintain a current DIR registration for the duration of the project.
- B. Bidder shall include the requirements of Labor Code sections 1725.5 and 1771.1 in its contract with subcontractors and ensure that all subcontractors are registered at the time of bid opening and maintain registration status for the duration of the project.
- C. Failure to submit this form or comply with any of the above requirements may result in a finding that the bid is non-responsive.

Confirmed

10. CONTRACTOR’S CERTIFICATE REGARDING WORKERS’ COMPENSATION*

I 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.

Confirmed

11. Fleet Compliance Certification*

I hereby acknowledge that I have reviewed the California Air Resources Board’s policies, rules and regulations and are familiar with the requirements of Title 13, California Code of Regulations, Division 3, Chapter 9, effective on January 1, 2024 (the “Regulation”). I hereby certify, subject to penalty for perjury, that the option checked below relating to the Bidder’s fleet, and/or that of their subcontractor(s) (“Fleet”) is true and correct:

The Fleet is subject to the requirements of the Regulation, and the appropriate Certificate(s) of Reported Compliance have been attached hereto.

12. Fleet Compliance Documentation*

Please attach supporting documentation for the selection made in item 12 above.

WSB_CARB_Certificate_2024.jpg

13. Enter your valid CA Contractors State License Board (CSLB) number*

Please enter your License Number here. This will be verified against the state database.

1069677

[Click to Verify](#) *value will be copied to clipboard*

14. Enter your California Department of Industrial Relations (DIR) Registration number*

Please enter your Public Works Contractor DIR Number. This will be verified against the state database.

1000706410

[Click to Verify](#) *value will be copied to clipboard*

15. SAM.gov*

Please enter your legal entity name for SAM.gov verification.

UT9VSLG9YDM5

[Click to Verify](#) *Value will be copied to clipboard*

16. Type of Business*

S Corporation (if corporation, two signatures are required)

17. Type your Legal Company Name Here*

State your Company's Name Here. This will be verified against the California Secretary of State's Website.

Western State Builders, Inc.

[Click to Verify](#) *Value will be copied to clipboard*

18. How many years has Bidder's organization been in business as a Contractor? *

9

19. List the Signatory(s) Authorized to Sign and Bind an Agreement.*

(If two (2) signatures are required, include the following information for both signatories)

- A. Full Name
- B. Title
- C. Physical Business Address
- D. Email Address
- E. Phone Number
- A. James Jared Moen
- B. President/Secretary

- C. 2141 Orange Ave Escondido, CA 92029
- D. jared@westernstatebuilder.com
- E. 760-703-6024

Second Person

- A. Julian Moen
- B. Vice President/Treasurer
- C. 2141 Orange Ave Escondido, CA 92029
- D. julian@westernstatebuilder.com
- E. 760-270-8639

PRICE TABLES

MOBILIZATION AND TRAFFIC CONTROL

| Line Item | Description | Quantity | Unit of Measure | Unit Cost | Total |
|--------------|-----------------|----------|-----------------|-------------|--------------------|
| 1 | Mobilization | 1 | LS | \$55,952.00 | \$55,952.00 |
| 2 | Traffic Control | 1 | LS | \$6,000.00 | \$6,000.00 |
| TOTAL | | | | | \$61,952.00 |

DEMOLITION AND SALVAGE (SHEET 2)

| Line Item | Description | Quantity | Unit of Measure | Unit Cost | Total |
|--------------|---|----------|-----------------|-------------|--------------------|
| 3 | Remove and Dispose of Concrete Pavement (Detail A) | 1 | LS | \$13,500.00 | \$13,500.00 |
| 4 | Remove and Salvage Existing Benches and Lights (Detail B,D) | 1 | LS | \$1,250.00 | \$1,250.00 |
| 5 | Clearing and Grubbing (Detail C,E) | 1 | LS | \$6,550.00 | \$6,550.00 |
| TOTAL | | | | | \$21,300.00 |

CONSTRUCTION (SHEET 3-8)

| Line Item | Description | Quantity | Unit of Measure | Unit Cost | Total |
|--------------|--|----------|-----------------|-------------|---------------------|
| 6 | Concrete Pavement with Expansion Joints and Sawcut Control Joints (Detail 1,2,3,4) | 1 | LS | \$72,826.00 | \$72,826.00 |
| 7 | Purchase and Install Picnic Table - Standard (Detail 5) | 3 | EA | \$3,901.00 | \$11,703.00 |
| 8 | Purchase and Install Picnic Table (Detail 6) | 3 | EA | \$3,800.00 | \$11,400.00 |
| 9 | Purchase and Install Kernel Bench (Detail 7) | 8 | EA | \$4,518.00 | \$36,144.00 |
| 10 | Purchase and Install Trash Receptacle (Detail 8) | 2 | EA | \$4,856.00 | \$9,712.00 |
| 11 | Purchase and Install BBQ Grill (Detail 9) | 1 | EA | \$2,105.00 | \$2,105.00 |
| 12 | Purchase and Install Drinking Fountain (Detail 10) | 1 | EA | \$6,850.00 | \$6,850.00 |
| 13 | Purchase and Lay Decorative Rock Mulch with Aluminum Edging (Detail 11) | 1 | EA | \$22,440.00 | \$22,440.00 |
| 14 | Purchase and Install Shade Structure (Detail 12) | 1 | EA | \$91,305.00 | \$91,305.00 |
| TOTAL | | | | | \$264,485.00 |

LANDSCAPING AND IRRIGATION (SHEET 9 - 17)

| Line Item | Description | Quantity | Unit of Measure | Unit Cost | Total |
|--------------|--|----------|-----------------|-------------|--------------------|
| 15 | Irrigation Equipment and Modifications | 1 | LS | \$12,400.00 | \$12,400.00 |
| 16 | Landscaping, including Plant Materials and Hardscape | 1 | LS | \$21,300.00 | \$21,300.00 |
| TOTAL | | | | | \$33,700.00 |

DESIGNATION OF SUBCONTRACTORS

The subcontractor(s) listed below will perform work or labor or render service to the contractor in or about the construction of the work or improvement, or are subcontractors licensed by the State of California who will, under subcontract to the contractor, specially fabricate and install a portion of the work or improvement according to detailed drawings contained in the Contract Documents, in an amount in excess of one-half of one percent (0.5%) of the contractor's total bid. Notwithstanding the foregoing, if the work involves the construction of streets and highways, then the Bidder shall list each subcontractor who will perform work or labor or render service to the Bidder in or about the work in an amount in excess of one-half of one percent (0.5%) of the Bidder's Total Bid Price or \$10,000, whichever is greater. No additional time shall be granted to provide the below requested information.

In compliance with the Subletting and Subcontracting Fair Practices Act Chapter 4 (commencing at Section 4100), Part 1, Division 2 of the California Public Contract Code, the Bidder shall set forth below:

- (a) The portion of the work to be done by the subcontractor;
- (b) The name and the location of the place of business;
- (c) The California contractor license number; and
- (d) The DIR public works contractor registration number.

If a Bidder fails to specify a subcontractor or if a Bidder specifies more than one subcontractor for the same portion of work, then the Bidder shall be deemed to have agreed that it is fully qualified to perform that portion of work and that it shall perform that portion itself.

| Portion of Work to be done by Subcontractor | Percent of Total Base Bid | Name of Subcontractor | Location of Business | CSLB Contractor License No. | DIR Registration Number |
|---|---------------------------|-----------------------|----------------------|-----------------------------|-------------------------|
| N/A | | | | | |
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| Portion of Work to be done by Subcontractor | Percent of Total Base Bid | Name of Subcontractor | Location of Business | CSLB Contractor License No. | DIR Registration Number |
|---|---------------------------|-----------------------|----------------------|-----------------------------|-------------------------|
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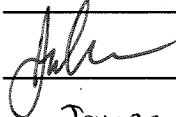
(Attach additional sheets if necessary)

BIDDER INFORMATION AND EXPERIENCE FORM

A. INFORMATION ABOUT BIDDER

(Indicate not applicable ("N/A") where appropriate.)

NOTE: Where Bidder is a joint venture, pages shall be duplicated and information provided for all parties to the joint venture.

- 1.0 Name of Bidder: Western State Builders, Inc.
- 2.0 Type, if Entity: Corporation
- 3.0 Bidder Address: 2141 Orange Ave.
Escondido, CA 92029
- Facsimile Number: N/A Telephone Number: 760-546-2405
- Email Address: julian@westernstatebuilders.com
- 4.0 How many years has Bidder's organization been in business as a Contractor?
9 years
- 5.0 How many years has Bidder's organization been in business under its present name?
5 years
- 5.1 Under what other or former names has Bidder's organization operated?
Western State Builders
- 6.0 If Bidder's organization is a corporation, answer the following:
 - 6.1 Date of Incorporation: Dec 16, 2019
 - 6.2 State of Incorporation: California
 - 6.3 President's Name: James Jared Moen
 - 6.4 Vice-President's Name(s): Julian Moen

 - 6.5 Secretary's Name: James Jared Moen
 - 6.6 Treasurer's Name: Julian Moen

7.0 If an individual or a partnership, answer the following:

7.1 Date of Organization: _____

7.2 Name and address of all partners (state whether general or limited partnership):

8.0 If other than a corporation or partnership, describe organization and name principals:

9.0 What type of work does the Bidder normally perform with its own forces?

Installation of playgrounds, shade structures,
fitness equipment, site furnishings, and site work

10.0 Has Bidder ever failed to complete any work awarded to it? If so, note when, where, and why:

No

11.0 Within the last five years, has any officer or partner of Bidder's organization ever been an officer or partner of another organization when it failed to complete a contract? If so, attach a separate sheet of explanation:

No

12.0 List Trade References:

Superior Ready Mix 1564 Mission Rd. Escondido, CA 760-745-0556
Robertson's Ready Mix 200 S. Main St. Ste 200 Corona, CA 909-834-7557
R.R. Leonard Co. 10910 Shoemaker Ave. Santa Fe Springs, CA 562-941-2288

[REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK]

B. LIST OF CURRENT PROJECTS (BACKLOG)

[**Duplicate Page if needed for listing additional current projects.**]

| Project | Client Reference (agency name/contact info) | Description of Bidder's Work | Completion Date | Cost of Bidder's Work |
|----------------------|--|--------------------------------------|-----------------|--------------------------|
| Newcastle Park | City of Westminster Cindy Huynh 714-548-3497 | Playground Installation | Est. Aug 2024 | \$363,916 |
| Marina Hills Park | City of Laguna Hills Horizon Martin 949-362-4316 | Playground and shade installation | Est. Aug 2024 | \$603,012 |
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C. LIST OF COMPLETED PROJECTS – LAST THREE YEARS

[**Duplicate Page if needed for listing additional completed projects.**]

Please include only those projects which are similar enough to demonstrate Bidder's ability to perform the required Work.

| Project | Client Reference (agency name/contact info) | Description of Bidder's Work | Completion Date | Cost of Bidder's Work |
|-----------------------------------|---|----------------------------------|-----------------|-----------------------|
| Escondido Union Shades | Escondido USD Sterling Watson 760-855-2941 | Install of playground and shades | Aug 2023 | \$408,332 |
| Joli Ann Leitchog ES | San Marcos USD Watson Wulff 760-290-2646 | Install of playground and shades | Apr 2023 | \$382,463 |
| Civic Center Nog Park | City of Newport Beach Tom Sandefur 949-644-3321 | Install of shades | Nov 2022 | \$240,868 |
| Lakeland Village Community Center | County of Riverside Alana Limon 951-955-4138 | Install of shades | Feb 2023 | \$103,589 |
| Fallbrook USBJ Shades | Fallbrook USBJ Prison Briefing 760-731-5436 | Install of shades | Aug 2023 | \$790,031 |
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D. EXPERIENCE AND TECHNICAL QUALIFICATIONS QUESTIONNAIRE

Personnel:

The Bidder shall identify the key personnel to be assigned to this project in a management, construction supervision or engineering capacity.

1. List each person's job title, name and percent of time to be allocated to this project:

Doug Lewis - Project Manager 100%
Jared Moen - Project Superintendent - 50%
Hector Corral - Foreman - 100%

2. Summarize each person's specialized education:

Doug - 30 years experience in playground shade installation and bachelor degree
Jared - 12 years experience in construction with bachelor degree
Hector - 25 years experience in playground/shade installation

3. List each person's years of construction experience relevant to the project:

Doug - 30 years
Jared - 12 years
Hector - 25 years

4. Summarize such experience:

Doug, Jared, and Hector all have a wealth of experience
installing playgrounds/shades from multiple vendors
throughout Southern California.

Bidder agrees that personnel named in this Bid will remain on this Project until completion of all relevant Work, unless substituted by personnel of equivalent experience and qualifications approved in advance by the City.



E. ADDITIONAL BIDDER'S STATEMENTS:

If the Bidder feels that there is additional information which has not been included in the questionnaire above, and which would contribute to the qualification review, it may add that information in a statement here or on an attached sheet, appropriately marked:

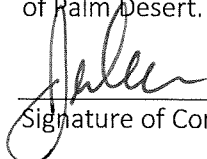


Exhibit 1

Section 3 Contract Clause

- A. The work to be performed under this contract number by and between the City of Palm Desert, hereinafter referred to as "City" and Western Soak Builders, Inc., hereinafter referred to as "Contractor", is subject to the requirements of Section 3 of the Housing and Urban Development Act of 1968, as amended 12 U.S.C. 1701u (section 3). Section 3 ensures that employment and other economic opportunities generated HUD assistance or HUD-assisted projects covered by Section 3, shall, to the greatest extent feasible, be directed to low-and very low-income persons.
- B. The parties to this contract agree to comply with HUD's regulations in 24 CFR Part 135, which implement Section 3. As evidenced by their execution of this contract, the parties to this contract certify that they are under no contractual or other constraint that would prevent them from complying with the Part 135 regulations.
- D. The Contractor agrees to include a Section 3 clause in every subcontract subject to compliance with regulations in 24 CFR Part 135, and agrees to take appropriate action, upon a finding that the subcontractor is in violation of the regulations in 24 CFR part 135. The Contractor will not subcontract with any subcontractor where the Contractor has notice or knowledge that the subcontractor has been found in violation of the regulations in 24 CFR Part 135.
- E. The Contractor will certify that any vacant employment positions, including training positions, that are filled (1) after the Contractor is selected but before the contract is executed, and (2) with persons other than those to whom the regulations of 24 CFR part 135 require employment opportunities to be directed, were not to circumvent the Contractor's obligations under 24 CFR part 135.
- F. Noncompliance with regulations in 24 CFR Part 135 may result in sanctions, termination of this contract for default, and debarment or suspension from future HUD assisted projects.

The Contractor by this signature affixed hereto declares under penalty of perjury: Contractor has read City requirements and accepts all its requirements contained therein for all of his/her operations within the City of Palm Desert.



Signature of Contractor

Julian Moen, Vice President

Print Name and Title

3/25/2024
Date

1069677 A.D.C61-D3Y

Contractor License Number & Designation

050361640

DUNS Number

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

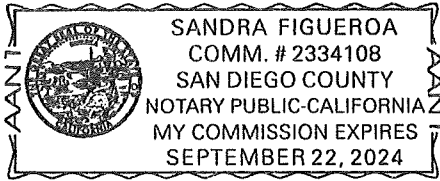
CIVIL CODE § 1189

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

State of California }
County of SAN DIEGO }

On 3/25/2024 before me, SANDRA FIGUEROA, NOTARY PUBLIC
Date Here Insert Name and Title of the Officer
personally appeared JULIAN P. DILLAVOU-MOEN
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.

Signature [Handwritten Signature]
Signature of Notary Public

Place Notary Seal and/or Stamp Above

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: JULIAN P. DILLAVOU-MOEN

Signer's Name: _____

Corporate Officer – Title(s): VICE PRESIDENT

Corporate Officer – Title(s): _____

Partner – Limited General

Partner – Limited General

Individual Attorney in Fact

Individual Attorney in Fact

Trustee Guardian of Conservator

Trustee Guardian of Conservator

Other: _____

Other: _____

Signer is Representing: _____

Signer is Representing: _____

Exhibit 2

Section 3 New Hire Calculation Form

Project Name: Palma Village Park Improvements

Project Address / Location: 44550 San Carlos Ave. Palm Desert, CA 92260

Contractor Name: Western State Builders, Inc.


Contractor Contact: Julien Moen

Contractor Telephone Number: 700.546.2405

Contractor Email Address: julien@westernstatebuilder.com

| Section 3 Resident Hiring Goals | |
|-----------------------------------|---------------------|
| Trade/Craft | Number of New Hires |
| <u>Fence Builder / Carpenter</u> | <u>2</u> |
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| | |
| Total Number of New Hires: | |

Total number of Section 3 resident new hires necessary to comply with contract: N/A


Signature of Contractor

3/25/2024
Date

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

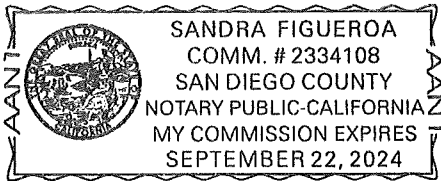
CIVIL CODE § 1189

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

State of California }
County of SAN DIEGO }

On 3/25/2024 before me, SANDRA FIGUEROA, NOTARY PUBLIC
Date Here Insert Name and Title of the Officer
personally appeared JULIAN P. DILLAVOU-MOEN
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.



Place Notary Seal and/or Stamp Above

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 [Handwritten Signature]
Signature of Notary Public

OPTIONAL

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Capacity(ies) Claimed by Signer(s)

Signer's Name: JULIAN P. DILLAVOU-MOEN

Corporate Officer – Title(s): VICE PRESIDENT

Partner – Limited General

Individual Attorney in Fact

Trustee Guardian of Conservator

Other: _____

Signer is Representing: _____

Signer's Name: _____

Corporate Officer – Title(s): _____

Partner – Limited General

Individual Attorney in Fact

Trustee Guardian of Conservator

Other: _____

Signer is Representing: _____

Exhibit 8

Affirmative Action Plan

The undersigned contractor agrees to implement the following affirmative action steps directed at increasing the utilization of lower income residents and business concerns in Riverside County.

1. Take affirmative action to ensure that employees or applicants for employment or training are not discriminated against because of race, color, religion, sex or national origin.
2. Send a notice of the contractor's Section 3 commitment to each labor organization or representative of workers and post a copy of the notice at a conspicuous place available to employees and applicants for employment or training.
3. To the greatest extent feasible, make a good faith effort to recruit for employment or training lower income residents from the County, and to award contracts to business concerns which are located in or owned in substantial part by persons residing in the County through use of: local advertising media, signs placed at the project site and notification to community organizations and public or private institutions operating within or serving the project area such as Service Employment and Redevelopment (SER), Opportunities Industrialization Center (OIC), Urban League, Contracted Employment Program, U.S. Employment Service, Chamber of Commerce, labor unions, trade associations and business concerns.
4. Maintain a file of all low-income area residents who applied for employment or training either on their own or on referral from any source, and the action taken with respect to each area resident.
5. Maintain a file of all business concerns located in the County who submitted a bid for work on the project, and the action taken with respect to each bid.
6. Maintain records, including copies of correspondence, memoranda, etc., which document that affirmative action steps have been taken.
7. Incorporate the Section 3 clause provisions in all subcontracts, and require subcontractor(s) to submit a Section 3 Affirmative Action Plan.

Western State Builders, Inc.

Company Name



Signature

3/25/2024

2141 Orange Ave. Escondido, CA 92029

Address: Street, City, State, Zip

Julian Moen

Printed Name

050361640

DUNS Number

Vice President

Title

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

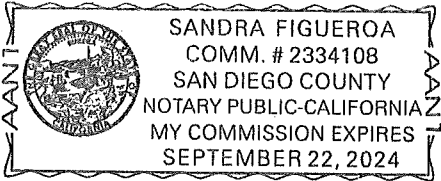
CIVIL CODE § 1189

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

State of California }
County of SAN DIEGO }

On 3/25/2024 before me, SANDRA FIGUEROA, NOTARY PUBLIC
Date Here Insert Name and Title of the Officer
personally appeared JULIAN P. DILLAVOU-MOEN
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.



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Signature of Notary Public

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Document Date: _____ Number of Pages: _____
Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)
Signer's Name: JULIAN P. DILLAVOU-MOEN Signer's Name: _____
 Corporate Officer – Title(s): VICE PRESIDENT Corporate Officer – Title(s): _____
 Partner – Limited General Partner – Limited General
 Individual Attorney in Fact Individual Attorney in Fact
 Trustee Guardian of Conservator Trustee Guardian of Conservator
 Other: _____ Other: _____
Signer is Representing: _____ Signer is Representing: _____

Exhibit 9

Section 3 Contract Award Consideration

Bidder's Name: Western State Builders, Inc.

Please check the numbered statement that is applicable to your business:

1. My business qualifies as a Section 3 business concern:

If you have checked the statement #1 above please read the attached Section 3 Business Concern Preference - Bidding Requirements.

Please check the applicable qualification for statement # 1:

51% owned by Section 3 residents; or

Permanent, full-time employees include at least 30% Section 3 residents; or

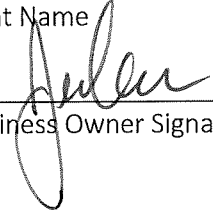
Will subcontract more than 25% of the dollar award of all subcontracts to be awarded to business concern(s) that meet either of the two preceding qualifications.

Note: You are required to list all subcontractors and owner-operators in your bid statement.

2. My business **does not** qualify as a Section 3 business concern.

Note: Section 3 business concern definitions are located in this project's *Contract Documents & Specifications Manual* within the section titled *Section 3 Economic Opportunities Plan*.

Julian Moen
Print Name


Business Owner Signature

3/25/2024 Date

Exhibit 12

Women Owned/Minority Owned Enterprises (W/MBE) Good Faith Efforts

| | |
|--------------------------|---|
| Project Name: | Palm Village Park Improvements |
| Project Number: | MPK00007 |
| Project Location: | 44550 San Carlos Ave. Palm Desert, CA 92260 |

Pursuant to 24 CFR Part 85 § 85.36 (e) of Code of Federal Regulations, contractor must take all necessary affirmative steps to assure that minority business firms, women's business enterprises and labor surplus firms are used whenever possible.

Contractor shall submit the following information to demonstrate that a good faith effort has been made to comply with the above section of the Code of Federal Regulations. Submittal of this form, in and of itself, may not provide sufficient documentation to demonstrate that good faith effort was made. Documentation such as copies of advertisement, letters of solicitation, telephone logs, rejected quotes, etc. should accompany this form.

1. The names and dates of advertisement of each newspaper, trade paper, and minority-focus paper in which a request for W/MBE participation for this project was placed by the bidder:

| Names of Newspaper | Date of Advertisement |
|--------------------|-----------------------|
| N/A | |
| | |
| | |

2. The names and dates of written notices sent to W/MBE soliciting bids for this project and methods used for following up initial solicitation to determine whether the W/MBE were interested.

| Names of W/MBE Solicited | Dates of Solicitation | Follow-up Methods and Dates |
|--------------------------|-----------------------|-----------------------------|
| N/A | | |
| | | |
| | | |

3. The items of work the bidder made available to W/MBE firms, including, where appropriate, any breaking down of the contracts into economically feasible units to facilitate W/MBE participation, and the information furnished to W/MBE such as plans, specifications, and requirements for the work.

| | |
|-------------------------------|-----|
| Items of Work: | N/A |
| Breakdown of Items: | |
| Information Furnished: | |

Exhibit 12 (cont.)

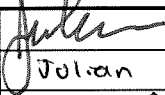
4. Efforts made to assist W/MBE in obtaining bonding, lines of credit or insurance, and any technical assistance related to plans, specifications and requirements for the work provided to W/MBE:

| |
|-----|
| N/A |
| |
| |

5. Any added data that demonstrates a good faith effort, such as previous contracts with W/MBE assistance agencies:

| |
|-----|
| N/A |
| |
| |

I declare under penalty of perjury that the foregoing information is true and correct to the best of my knowledge. I understand that the City of Palm Desert and/or the U.S. Department of Housing and Urban Development may verify the information provided herein in connection with W/MBE compliance evaluation/audit activities and that failure to fully and truthfully complete this form may result in economic or other sanctions.

| | |
|-------------------|---|
| Signature: |  |
| Name: | Julian Moen |
| Title: | Vice President |
| Date: | 3/25/2024 |

| | |
|--|--|
| Name of Contractor/Subcontractor: | |
| Identification Number: | |
| Address (Street, City, State, Zip): | |

Business Racial/Ethnic/Gender Code:

Circle the number representative of at least 51% of business owner(s) and controller(s). If 51% is not owned or controlled by a single number, please circle what appears as the most appropriate number.

- | | | |
|------------------------|-----------------------------|----------------------|
| 1 = White Americans | 2 = Black Americans | 3 = Native Americans |
| 4 = Hispanic Americans | 5 = Asian/Pacific Americans | 6 = Hasidic Jews |

Woman Owned Business: Yes _____ No _____

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

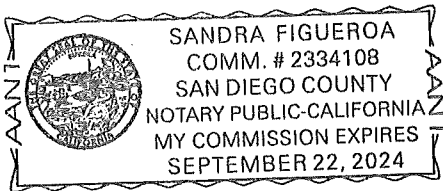
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State of California }
County of SAN DIEGO

On 3/25/2024 before me, SANDRA FIGUEROA, NOTARY PUBLIC
Date Here Insert Name and Title of the Officer
personally appeared JULIAN P. DILLAVOU-MOEN
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.



Place Notary Seal and/or Stamp Above

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WITNESS my hand and official seal.

Signature [Handwritten Signature]
Signature of Notary Public

OPTIONAL

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Signer's Name: _____

Corporate Officer – Title(s): VICE PRESIDENT

Corporate Officer – Title(s): _____

Partner – Limited General

Partner – Limited General

Individual Attorney in Fact

Individual Attorney in Fact

Trustee Guardian of Conservator

Trustee Guardian of Conservator

Other: _____

Other: _____

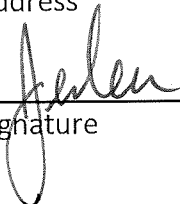
Signer is Representing: _____

Signer is Representing: _____

| |
|-------------------|
| Exhibit 15 |
|-------------------|

Non-collusion Affidavit
(Title 23 United States Code Section 112 and
Public Contract Code Section 7106)

In accordance with Title 23 United States Code Section 112 and Public Contract Code 7106, the bidder declares that the bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation; that the bid is genuine and not collusive or sham; that the bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid, and 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; that 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, or to secure any advantage against the public body awarding the contract of anyone interested in the proposed contract; that all statements contained in the bid are true; and, further, that 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, or paid, and will not pay, any fee to any corporation, partnership, company association, organization, bid depository, or to any member or agent thereof to effectuate a collusive or sham bid.

| | |
|---|----------------|
| Julian Moen | Vice President |
| Print Name | Title |
| 2141 Orange Ave. Escondido, CA 92029 | |
| Address | |
|  | 3/25/2024 |
| Signature | Date |

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

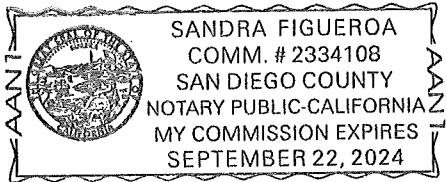
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Name(s) of Signer(s)

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.



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Corporate Officer – Title(s): VICE PRESIDENT

Partner – Limited General

Individual Attorney in Fact

Trustee Guardian of Conservator

Other: _____

Signer is Representing: _____

Signer's Name: _____

Corporate Officer – Title(s): _____

Partner – Limited General

Individual Attorney in Fact

Trustee Guardian of Conservator

Other: _____

Signer is Representing: _____

| |
|-------------------|
| Exhibit 16 |
|-------------------|

Federal Lobbyist Requirements Certification

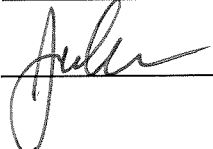
Name of Firm: Western State Builders, Inc. Date: 3/25/2024
 Address: 2141 Orange Ave.
 State: CA Zip Code: 92029 Telephone: 760-546-2405

Acting on behalf of the above-named firm as its Authorized Official, I make the following certification to the Department of Housing and Urban Development (HUD) and the City of Palm Desert:

1. No Federal appropriated funds have been paid, by or on behalf of the above-named firm to any person 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 the awarding of any Federal contract, the making of any Federal grant, loan, or cooperative agreement, and any extension, continuation, renewal, amendment, or modification thereof; and
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 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 above-named firm shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying" in accordance with its instructions; and
3. The above-named firm shall require that the language of this certification be included in the award documents for all sub-awards at all tiers (including subcontracts, sub-grants, and contracts under grants, loans, and cooperative agreements) and that all sub-recipients shall certify and disclose accordingly.

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 the 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.

Authorized Official:

Name: Julian Muen Title: Vice President
 Signature:  Date: 3/25/2024

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

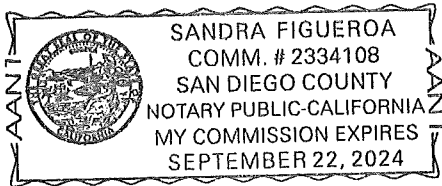
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Corporate Officer – Title(s): _____

Partner – Limited General

Partner – Limited General

Individual Attorney in Fact

Individual Attorney in Fact

Trustee Guardian of Conservator

Trustee Guardian of Conservator

Other: _____

Other: _____

Signer is Representing: _____

Signer is Representing: _____

Exhibit 17

Certification of Understanding and Authorization

This is to certify that the principals and the authorized payroll officer, below, have read and understand the minutes of the preconstruction conference and the labor standards clauses pertaining to the subject project.

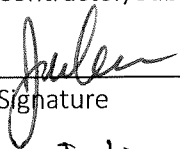
The following person(s) is designated as the payroll officer for the undersigned and is authorized to sign the Statement of Compliance, which will accompany our weekly certified payroll reports for this project:

Payroll Officer's Name

Payroll Officer's Signature

Western State Builders, Inc.

Contractor/Subcontractor


Signature

Julian Moen

Printed Name

Vice President

Title

3/25/2024

Date

1069677

Contractor/Subcontractor License No.

050361640

DUNS Number

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

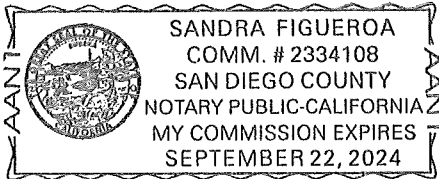
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Signer's Name: _____

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Corporate Officer – Title(s): _____

Partner – Limited General

Partner – Limited General

Individual Attorney in Fact

Individual Attorney in Fact

Trustee Guardian of Conservator

Trustee Guardian of Conservator

Other: _____

Other: _____

Signer is Representing: _____

Signer is Representing: _____

MENU

HOME > D-U-N-S NUMBER > D&B D-U-N-S NUMBER LOOKUP

Dun & Bradstreet D-U-N-S® Number Lookup

Look up a partner's company or find your company's D-U-N-S Number.

Other company

| Business Name | Business Phone |
|------------------------|----------------|
| Western State Builders | |
| Street | Suite |
| City | Zip Code |
| California | U.S. |

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2 Search Results

See your company listed below? You can have your D-U-N-S Number emailed to you or view/update your company information. If you don't see your company's name in the search results, search again or request a new D-U-N-S Number by clicking the link at the bottom of the screen.

WESTERN STATE BUILDERS, INC.

2141 Orange Ave, Escondido, CA

92029-4302

760 270-8639

SINGLE LOCATION | ACTIVE

WESTERN STATE BUILDERS INC.

3458 Mt Diablo Blvd, Lafayette, CA

94549-3917

SINGLE LOCATION | ACTIVE

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Get a New D-U-N-S Number



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Keyword

Entity

Status

- Work in Progress Registration
- Submitted Registration
- Active Registration
- Inactive Registration
- ID Assigned
- Pending ID Assignment

Expiration Date

FSD Number

Address Update

Reset

< 1 of 1 > Results per page 25

Sort by Expiration Date Ascending

WESTERN STATE BUILDERS, INC. Active Registration

Unique Entity ID:
UT9VSLG9YDM5

Doing Business As:
WESTERN STATE BUILDER

Purpose of Registration:
All Awards

Expiration Date
Feb 4, 2025

CAGE/NCAGE:
9FPZ4

Physical Address:
2141 ORANGE AVE
ESCONDIDO, CA 92029-4302 USA





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California Environmental Protection Agency

Air Resources Board

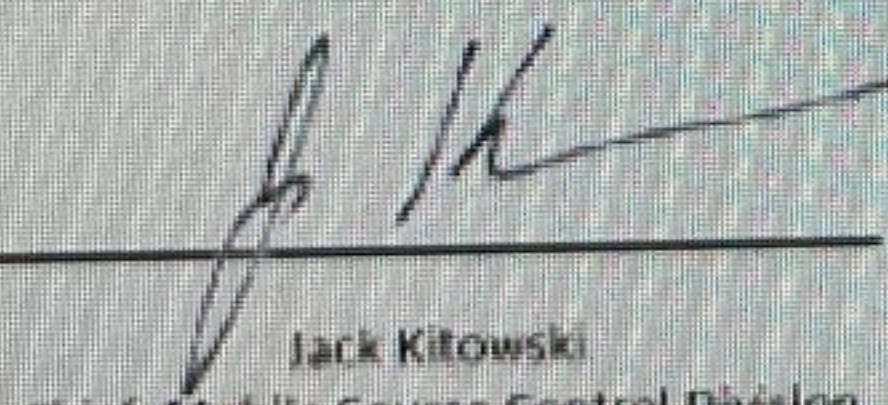
January 1, 2024

CERTIFICATE OF REPORTED COMPLIANCE OFF-ROAD DIESEL VEHICLE REGULATION

is issued to

WESTERN STATE BUILDERS INC

This certificate indicates that the fleet listed above has reported off-road diesel vehicles to the California Air Resources Board and has certified they are in compliance with title 13 CCR, section 2449. All applicable vehicles owned by the individual, company, or agency must be reported and labeled, as specified in Section 2449, with all possible completeness, else this certificate is null and void. **Certificate expires 2/28/2025**



Jack Kitowski
Chief, Mobile Source Control Division
California Air Resources Board

Off-road Diesel Fleet Identification

174367

To verify the authenticity of this certificate, enter this number at
http://www.arb.ca.gov/doors/compliance_cert1.html