

AGREEMENT

THIS AGREEMENT, made and entered into this 7th day of November, 1995, by and between the City of Redlands, a Municipal Corporation, organized and existing under the laws of the State of California, hereinafter referred to as the "City" and

CHINO CONSTRUCTION INC

a partnership consisting of _____

or an individual trading as _____

of the City of CHINO, County of SAN BERNARDINO,

State of California, hereinafter referred to as the "Contractor".

WITNESSETH: That the City and the Contractor, for the consideration hereinafter named, agree as follows:

1. **SCOPE OF WORK:** The Contractor will furnish all materials and will perform all of the work for the following:

Removal and replacement of concrete curbs and gutters, handicap ramps, sidewalk and matchup pavement all as shown and specified as a part of Contract No. 23-6803-2960.

2. **THE CONTRACT SUM:** **\$38,890.00**

3. **TIME FOR COMPLETION:** The work to be completed within forty-five (45) work days from and after the date of the Notice to Proceed.

4. **CONTRACT DOCUMENTS:** The complete contract includes all of the contract documents set forth herein, to wit; Notice Inviting Bids, Instructions to Bidders, Proposals and Bid Form, Bid Bond, Agreement, Faithful Performance Bond, Labor and material Bond, Plans and Specifications and any addenda thereto.

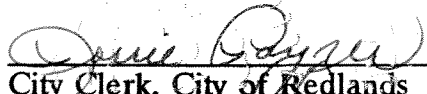
IN WITNESS WHEREOF, the parties hereto have executed this Agreement the day and year first above written.

(SEAL)

City of Redlands
(Owner)

By: 
Mayor, City of Redlands, County
of San Bernardino, California

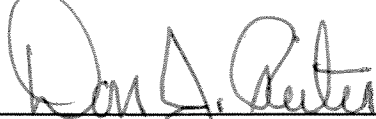
ATTEST:


City Clerk, City of Redlands
County of San Bernardino, California

(SEAL)

CHINO CONSTRUCTION INC
Name of Contractor

By:


Signature of Authorized Agent

VICE PRESIDENT
Title

Signature of Authorized Agent (if necessary)

Title

704288
Contractor's License No.

BOND NO. P2652876

LABOR AND MATERIAL BOND

PREMIUM INCLUDED IN PERFORMANCE BOND

KNOW ALL PERSONS BY THESE PRESENTS

That CHINO CONSTRUCTION, INC.

RELIANCE NATIONAL INDEMNITY COMPANY

as Contractor, and
firmly bound unto the City of Redlands, hereinafter called City, in the sum of
THIRTY-EIGHT THOUSAND EIGHT HUNDRED
THIRTY-800/100--- dollars for payment of which sum well and
truly to be made, we bind ourselves, our heirs, executors, administrators, successors, and
assigns, jointly and severally, firmly by these presents.

WHEREAS, said Contractor has been awarded and is about to enter into the annexed
contract with said City, to perform all work required under the City's Contract No.
23-6803-2960.

NOW, THEREFORE, if said Contractor, or Sub-Contractor, fails to pay for any materials,
equipment, or other supplies, or for rental of same, used in connection with the
performance of work contracted to be done, or for amounts due under applicable State law
for any work or labor thereon, said Surety will pay for the same in an amount not exceeding
the sum specified above, and, in the event suit is brought upon this bond, a reasonable
attorney's fee to be fixed by the court. This bond shall inure to the benefit of any persons,
companies, or corporations entitled to file claims under applicable State law and will remain
in force until 90 days after completion.

PROVIDED, that any alterations in the work to be done or the materials to be furnished,
which may be made pursuant to the terms of said contract, shall not in any way release
either said Contractor or said Surety thereunder, nor shall any extensions of time granted
under the provisions of said contract release either said Contractor or said Surety, and
notice of such alterations or extensions of the contract is hereby waived by said Surety.

SIGNED AND SEALED, this 16TH day of NOVEMBER, 1995.

CHINO CONSTRUCTION, INC.

(Contractor)

(SEAL)

By:

(Signature)

RELIANCE NATIONAL INDEMNITY COMPANY

(Surety)

(SEAL)

By:

(Signature)

PAT DOLAN, ATTORNEY-IN-FACT

Address: 4 PENN CENTER PLAZA

PHILADELPHIA, PA 19103

Telephone (610) 293-5939

(Seal and Notarial Acknowledgment of Surety)

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

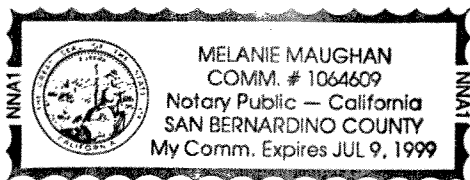
State of CALIFORNIA

County of SAN BERNARDINO

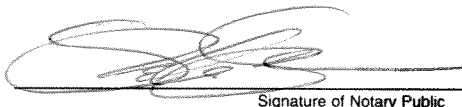
On Nov. 20, 1995 before me, MELANIE MAUGHAN, NOTARY PUBLIC,
Date Name and Title of Officer (e.g., "Jane Doe, Notary Public")

personally appeared DON J. REITER, VICE PRESIDENT, CHINO CONSTRUCTION, INC.,
Name(s) of Signer(s)

☒ personally known to me – OR – ☐ 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.



WITNESS my hand and official seal.


Signature of Notary Public

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: Labor & Material Bond.

Document Date: Nov. 16, 1995 Number of Pages: 1

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: DON J. REITER

- ☐ Individual
☒ Corporate Officer
Title(s): VICE PRESIDENT
☐ Partner — ☐ Limited ☐ General
☐ Attorney-in-Fact
☐ Trustee
☐ Guardian or Conservator
☐ Other: _____

Signer Is Representing:

RIGHT THUMBPRINT
OF SIGNER
Top of thumb here

Signer's Name: _____

- ☐ Individual
☐ Corporate Officer
Title(s): _____
☐ Partner — ☐ Limited ☐ General
☐ Attorney-in-Fact
☐ Trustee
☐ Guardian or Conservator
☐ Other: _____

Signer Is Representing:

RIGHT THUMBPRINT
OF SIGNER
Top of thumb here

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

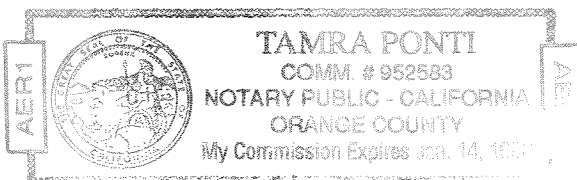
State of CALIFORNIA

County of ORANGE

On 11/16/95 before me, TAMRA PONTI
DATE NAME, TITLE OF OFFICER - E.G., "JANE DOE, NOTARY PUBLIC"

personally appeared PAT DOLAN
NAME(S) OF SIGNER(S)

☒ personally known to me - OR - ☐ 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.



WITNESS my hand and official seal.

Tamra Ponti
SIGNATURE OF NOTARY

OPTIONAL

Though the data below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent reattachment of this form.

CAPACITY CLAIMED BY SIGNER

- ☐ INDIVIDUAL
☐ CORPORATE OFFICER

TITLE(S)

- ☐ PARTNER(S) ☐ LIMITED
☐ GENERAL
☒ ATTORNEY-IN-FACT
☐ TRUSTEE(S)
☐ GUARDIAN/CONSERVATOR
☐ OTHER: _____

SIGNER IS REPRESENTING:
NAME OF PERSON(S) OR ENTITY(IES)

RELIANCE NATIONAL INDEMNITY CO.

DESCRIPTION OF ATTACHED DOCUMENT

PAYMENT BOND

TITLE OR TYPE OF DOCUMENT

1
NUMBER OF PAGES

11/16/95
DATE OF DOCUMENT

NONE
SIGNER(S) OTHER THAN NAMED ABOVE

BOND NO. P2652876

PREMIUM: \$778.00

FAITHFUL PERFORMANCE BOND

KNOW ALL PERSONS BY THESE PRESENTS

That CHINO CONSTRUCTION, INC. as Contractor, and
RELIANCE NATIONAL INDEMNITY COMPANY as Surety, are held and firmly bound
unto the City of Redlands, hereinafter called City, in the sum of THIRTY-EIGHT THOUSAND EIGHT
HUNDRED NINETY & 00/100--- dollars, for the payment
of which sum well and truly to be made, we bind ourselves, our heirs, executors,
administrator, successors, and assigns, jointly and severally, firmly by these presents.

WHEREAS, said Contractor has been awarded and is about to enter into the annexed
contract with said City to perform all work required under the City's Contract No.
23-6803-2960.

NOW, THEREFORE, if said Contractor shall perform all of the requirements of said
contract required to be performed on their part, at the times and in the manner specified
therein, then this obligation shall be null and void, otherwise it shall remain in full force
and in effect until 90 days after completion.

PROVIDED, that any alterations in the work to be done or the materials to be furnished,
which may be made pursuant to the terms of said contract, shall not in any way release said
Contractor or said Surety thereunder, nor shall any extensions of time granted under the
provisions of said contract release either said Contractor or said Surety, and notice of such
alteration or extensions of the contract is hereby waived by said Surety.

SIGNED AND SEALED, this 16TH day of NOVEMBER, 1995.

CHINO CONSTRUCTION, INC.

(Contractor)

(SEAL)

RELIANCE NATIONAL INDEMNITY COMPANY

(Surety)

(SEAL)

By:

(Signature)

By:

(Signature)

PAT DOLAN, ATTORNEY-IN-FACT

Address: 4 PENN CENTER PLAZA

PHILADELPHIA, PA 19103

Telephone No. (610) 293-5939

(Seal and Notarial Acknowledgment of Surety)

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

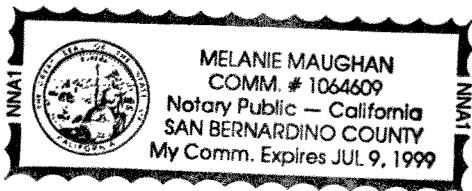
State of CALIFORNIA

County of SAN BERNARDINO

On Nov 29, 1995 before me, MELANIE MAUGHAN, NOTARY PUBLIC
Date Name and Title of Officer (e.g., "Jane Doe, Notary Public")

personally appeared DON J. REITER, VICE PRESIDENT, CHINO CONSTRUCTION, INC.
Name(s) of Signer(s)

☒ personally known to me – OR – ☐ 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.



WITNESS my hand and official seal.

[Signature]
Signature of Notary Public

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: Faithful Performance Bond

Document Date: Nov 16, 1995 Number of Pages: 1

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: DON J. REITER

- ☐ Individual
☒ Corporate Officer
Title(s): VICE PRESIDENT
☐ Partner — ☐ Limited ☐ General
☐ Attorney-in-Fact
☐ Trustee
☐ Guardian or Conservator
☐ Other: _____

RIGHT THUMBPRINT
OF SIGNER
Top of thumb here

Signer Is Representing:

Signer's Name: _____

- ☐ Individual
☐ Corporate Officer
Title(s): _____
☐ Partner — ☐ Limited ☐ General
☐ Attorney-in-Fact
☐ Trustee
☐ Guardian or Conservator
☐ Other: _____

RIGHT THUMBPRINT
OF SIGNER
Top of thumb here

Signer Is Representing:

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

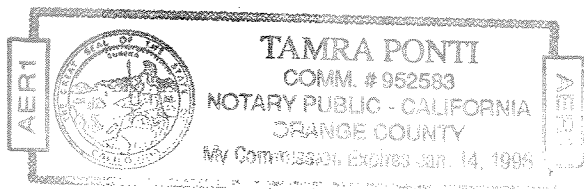
State of CALIFORNIA

County of ORANGE

On 11/16/95 before me, TAMRA PONTI
DATE NAME, TITLE OF OFFICER - E.G., "JANE DOE, NOTARY PUBLIC"

personally appeared PAT DOLAN
NAME(S) OF SIGNER(S)

☒ personally known to me - OR - ☐ 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.



WITNESS my hand and official seal.

Tamra Ponti
SIGNATURE OF NOTARY

OPTIONAL

Though the data below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent reattachment of this form.

CAPACITY CLAIMED BY SIGNER

- ☐ INDIVIDUAL
☐ CORPORATE OFFICER

TITLE(S)

- ☐ PARTNER(S) ☐ LIMITED
☐ GENERAL
☒ ATTORNEY-IN-FACT
☐ TRUSTEE(S)
☐ GUARDIAN/CONSERVATOR
☐ OTHER: _____

SIGNER IS REPRESENTING:
NAME OF PERSON(S) OR ENTITY(IES)

RELIANCE NATIONAL INDEMNITY CO.

DESCRIPTION OF ATTACHED DOCUMENT

PERFORMANCE BOND

TITLE OR TYPE OF DOCUMENT

1

NUMBER OF PAGES

11/16/95

DATE OF DOCUMENT

NONE

SIGNER(S) OTHER THAN NAMED ABOVE

00158

ADMINISTRATIVE OFFICE, PHILADELPHIA, PENNSYLVANIA

KNOW ALL MEN BY THESE PRESENTS, that RELIANCE SURETY COMPANY is a corporation duly organized under the laws of the State of Delaware, and that RELIANCE INSURANCE COMPANY and UNITED PACIFIC INSURANCE COMPANY, are corporations duly organized under the laws of the Commonwealth of Pennsylvania and that RELIANCE NATIONAL INDEMNITY COMPANY is a corporation duly organized under the laws of the State of Wisconsin (herein collectively called "the Companies") and that the Companies by virtue of signature and seals do hereby make, constitute and appoint

Pat Dolan of Riverside, California

\$1,000,000
\$15,000

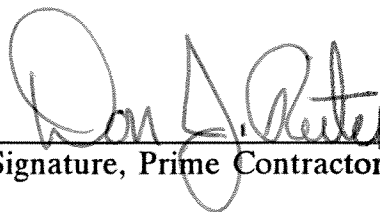
ARTICLE VII - EXECUTION OF BONDS AND UNDERTAKING

"Resolved that the signatures of such directors and officers and the seal of the Company may be affixed to any such Power of Attorney or any certificates relating thereto by facsimile, and any such Power of Attorney or certificate bearing such facsimile signatures or facsimile seal shall be valid and binding upon the Company and any such Director, Officer, or Agent."

**CONTRACTOR'S CERTIFICATION OF COMPLIANCE
WITH DAVIS-BACON AND
RELATED ACT REQUIREMENTS**

I, CHINO CONSTRUCTION INC, as Prime Contractor for City of Redlands Contract No. 23-6803-2960, hereby make the following certification and acknowledgement with respect to the applicability of Davis-Bacon and Related Acts Requirements:

- 1) By entering into this contract, I certify that I acknowledge that the above referenced project is federally funded and I am solely responsible for complying with the Davis-Bacon and Related Acts Requirements; and,
- 2) The prime contractor and all subcontractors are required to pay their laborers and mechanics employed under this contract, a wage not less than the highest wage applicable to their work classifications, as specified by the current and applicable Federal Wage Determination. If no Federal work classification appears to apply, prime contractor shall make written request to the County to obtain applicable work classifications and wage rates prior to start of construction. When the same classification appears in both the Federal and State wage decisions, the higher wage must be paid for that classification. The prime contractor is responsible for ensuring subcontractor compliance with Davis-Bacon and Related Acts Requirements.



Signature, Prime Contractor

VICE PRES.

Title

11/20/95

Date

ACORD.**CERTIFICATE OF INSURANCE**

LINDA 04435

ISSUE DATE (MM/DD/YY)

11/16/95

PRODUCER

Austin Cooper & Price
2131 Elks Drive #200
San Bernardino CA 92404-5544

INSURED

CHINO CONSTRUCTION INC
P O BOX 771
CHINO, CA 91708

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND
CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE
DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE
POLICIES BELOW.

COMPANIES AFFORDING COVERAGE

COMPANY LETTER	A SAFECO INSURANCE COMPANY
COMPANY LETTER	B GOLDEN EAGLE INS CO
COMPANY LETTER	C SCOTTSDALE INS CO/W. BROWN & ASSOC
COMPANY LETTER	D
COMPANY LETTER	E

COVERAGES

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED, NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

CO LTR	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS		
C	GENERAL LIABILITY	CLS284713	06/16/95	06/16/96	GENERAL AGGREGATE	\$ 2,000,000	
	☒ COMMERCIAL GENERAL LIABILITY				PRODUCTS-COMP/OP AGG.	\$ 1,000,000	
	☐ CLAIMS MADE ☒ OCCUR.				PERSONAL & ADV. INJURY	\$ 1,000,000	
	☐ OWNER'S & CONTRACTOR'S PROT.				EACH OCCURRENCE	\$ 1,000,000	
					FIRE DAMAGE (Any one fire)	\$ 50,000	
					MED.EXP. (Any one person)	\$	
A	AUTOMOBILE LIABILITY	SA4305865	10/27/94	10/27/95	COMBINED SINGLE LIMIT	\$ 1,000,000	
	☐ ANY AUTO				BODILY INJURY (Per person)	\$	
	☐ ALL OWNED AUTOS				BODILY INJURY (Per accident)	\$	
	☒ SCHEDULED AUTOS				PROPERTY DAMAGE	\$	
	☒ HIRED AUTOS				EACH OCCURRENCE	\$	
	☒ NON-OWNED AUTOS				AGGREGATE	\$	
	☐ GARAGE LIABILITY						
	EXCESS LIABILITY						
	☐ UMBRELLA FORM						
	☐ OTHER THAN UMBRELLA FORM						
B	WORKER'S COMPENSATION AND EMPLOYERS' LIABILITY	NWC305470-00	06/01/95	06/01/96	STATUTORY LIMITS		
	EACH ACCIDENT				\$ 1,000,000		
	DISEASE-POLICY LIMIT				\$ 1,000,000		
	DISEASE-EACH EMPLOYEE				\$ 1,000,000		
	OTHER						

DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/SPECIAL ITEMS

RE: CDBG HANDICAP RAMPS CONTRACT #23-6803-2960
CERTIFICATE HOLDER IS ADDITIONAL INSURED AS RESPECTS GENERAL LIABILITY
30 DAYS NOTICE OF CANCELLATION EXCEPT 10 DAYS FOR NONPAYMENT OF PREMIUM

CERTIFICATE HOLDER

CITY OF REDLANDS
CONTRACT ADMIN ENGINEER
P O BOX 3005
REDLANDS CA 92373

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING COMPANY WILL ~~FORFEIT~~ MAIL 30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, ~~FOR THE POLICY PERIOD OF 30 DAYS FROM THE DATE OF CANCELLATION~~

AUTHORIZED REPRESENTATIVE

POLICY NUMBER: **CLS284713**

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

CG 20 10 11 85

ADDITIONAL INSURED—OWNERS, LESSEES OR CONTRACTORS (FORM B)

This endorsement modifies insurance provided under the following:

COMMERCIAL GENERAL LIABILITY COVERAGE PART

SCHEDULE

Name of Person or Organization:
CITY OF REDLANDS

RE: CDBG HANDICAP RAMPS
CONTRACT #23-6803-2960

(If no entry appears above, information required to complete this endorsement will be shown in the Declarations as applicable to this endorsement.)

WHO IS AN INSURED (Section II) is amended to include as an insured the person or organization shown in the Schedule, but only with respect to liability arising out of "your work" for that insured by or for you.



AUTHORIZED REPRESENTATIVE

RECORDING REQUESTED BY
AND WHEN RECORDED MAIL TO

San Bernardino, Errol J. Mackzum, Recorder

No Fee

Doc No. 19960007077

12:30pm 01/09/96

CITY CLERK
CITY OF REDLANDS
35 CAJON STREET
P O BOX 3005
REDLANDS CA 92373

005 10001118 01 06

PG	FEE	APF	GIMS	PH CPY	CRT CPY	ADD NM	PEN PR	PCOR
2								
			5			✓	6	D
NON ST	LN	SVY	CIT-CD	TRANS TAX	NO FEE	CHRG	EXAM	

NOTICE OF COMPLETION

Notice pursuant to Civil Code Section 3093, this notice must be filed within 10 days after completion of work.
Notice is hereby given that:

- The undersigned is owner or corporate officer of the owner of the interest or estate stated below in the property hereinafter described:
- The full name of the owner is: CITY OF REDLANDS
- The full address of the owner is: 35 CAJON STREET, P.O. BOX 3005
REDLANDS CA 92373
- The nature of the interest or estate of the owner is: In fee.
- The full names and full addresses of all persons, if any, who hold title with the undersigned as joint tenants or as tenants in common are:
NOT APPLICABLE
- A work of improvement on the property hereinafter described was completed on January 2, 1996. The work done was:
CDBG Handicap Ramps, Contract No. 23-6803-2960.
- The name of the contractor for such work of improvement was: Chino Construction Inc
5642 Schaefer Avenue, Chino CA 91710
November 7, 1995
(Date of Contract)
- The property on which said work of improvement was completed is in the city of Redlands, County of San Bernardino, State of California, and is described as follows: various intersections as shown on attached "Exhibit A".
- The Street address of said property is: Not Applicable

Dated: January 3, 1996


Contract Administration Engineer, Public Works Department, City of Redlands

VERIFICATION

I, the undersigned, say I am the Public Works Director of the declarant of the foregoing Notice of Completion, and have read said Notice of Completion and know the contents thereof; the same is true of my own knowledge.

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

Executed on January 3, 1996, at Redlands, California.


(Personal signature of the individual who is swearing that the contents of the notice of completion are true.)

EXHIBIT "A"

CITY OF REDLANDS
PUBLIC WORKS DEPARTMENT
NOTICE OF COMPLETION

PROJECT TITLE: **C D B G HANDICAP RAMPS**
CONTRACT No. **23-6803-2960**
CONTRACTOR: **CHINO CONSTRUCTION INC**

The following is a listing of intersections where handicap access ramps were installed within City of Redlands right-of-way:

ALTA STREET / SUN AVENUE
BROCKTON AVENUE / LOMBARD DRIVE
BUENA VISTA STREET / GLENWOOD DRIVE
DEARBORN STREET / HIGHLAND AVENUE
DOYLE DRIVE / CHURCH STREET
DOYLE DRIVE / KIRBY COURT
DOYLE DRIVE / JASON STREET
DOYLE DRIVE / IRWIN COURT
DOYLE DRIVE / HERON COURT
DOYLE DRIVE / GLOVER STREET
DOYLE DRIVE / DOYLE DRIVE
COLTON AVENUE / ALTA STREET
COLTON AVENUE / BERKELEY DRIVE
COLTON AVENUE / TRIBUNE STREET
COLTON AVENUE / OXFORD DRIVE
COLTON AVENUE / LOMBARD DRIVE
COLTON AVENUE / HERALD STREET
PARKWOOD DRIVE / GLENWOOD DRIVE
REDLANDS BOULEVARD / CYPRESS AVENUE