CHECKLIST OF MANDATORY BID FORMS

- Bid Bond
- Bid Form
- Contractor's Certificate Regarding Workers' Compensation
- Iran Contracting Act Certificate form
- Public Works Contractor Registration Certification
- Designation of Subcontractors form
- Information Required of Bidders form
- Asbestos-Free Material Certification
- Recycled Content Certification
- Drug-Free Workplace Certificate
- Contractor's Certificate Regarding Alcoholic Beverage and Tobacco-Free Campus Policy
- Non-Collusion Declaration form

CONTRACTOR NAME

[Signature]

DISTRICT REVIEWER

[Signature]
BID FORM

NAME OF BIDDER: Miller Environmental, Inc.

The undersigned, hereby declare that we have carefully examined the location of the proposed Work, and have read and examined the Contract Documents, including all plans, specifications, and all addenda, if any, for the following Project:

Hazardous Materials Abatement Bid # 110-21

A. BID SCHEDULE

We hereby propose to furnish all labor, materials, equipment, tools, transportation, and services, and to discharge all duties and obligations necessary and required to perform and complete the Project for the following TOTAL BID PRICE:

<table>
<thead>
<tr>
<th>BASE BID + Allowance $25,000.00</th>
<th>BID PRICE (IN WRITTEN FORM)</th>
<th>BID PRICE (IN NUMBERS)</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>Two hundred and seventy-two thousand and two hundred dollars</td>
<td>$272,200.00</td>
</tr>
</tbody>
</table>

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

BID SCHEDULE PER SPECIAL CONDITIONS

<table>
<thead>
<tr>
<th>NO.</th>
<th>ITEM DESCRIPTION</th>
<th>UNIT OF MEASURE</th>
<th>UNIT PRICE</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>Floor Tile and Mastic</td>
<td>SQFT</td>
<td>$4.25</td>
</tr>
<tr>
<td>2.</td>
<td>Vinyl Wallboard and Mastic</td>
<td>LF</td>
<td>$10.00</td>
</tr>
</tbody>
</table>

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.

In case of discrepancy between the Unit Price and the Item Cost set forth for a unit basis item, the unit price shall prevail and shall be utilized as the basis for determining the lowest responsive, responsible Bidder. However, if the amount set forth as a unit price is ambiguous, unintelligible or uncertain for any cause, or is omitted, or is the same amount as the entry in the "Item Cost" column, then the amount set forth in the "Item Cost" column for the item shall prevail and shall be divided by the estimated quantity for the item and the price thus obtained shall be the Unit Price.
For purposes of evaluating Bids, the District will correct any apparent errors in the extension of unit prices and any apparent errors in the addition of lump sum and extended prices.

The estimated quantities for Unit Price items are for purposes of comparing Bids only and the District 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.

B. TOTAL BID PRICE:

<table>
<thead>
<tr>
<th>TOTAL BID PRICE BASED ON BID SCHEDULE TOTAL OF UNIT PRICES</th>
</tr>
</thead>
<tbody>
<tr>
<td>FOR Hazardous Material Abatement Bid# 110-21</td>
</tr>
</tbody>
</table>

$ 272,200.00  

Total Bid Price in Numbers

Two hundred and seventy-two thousand and two hundred dollars  

Total Bid Price in Written Form

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

The undersigned agrees that this Bid Form constitutes a firm offer to the District which cannot be withdrawn for the number of calendar days indicated in the Notice Inviting Bids from and after the bid opening, or until a Contract for the Work is fully executed by the District and a third

The successful bidder hereby agrees to sign the contract and furnish the necessary bonds and certificates of insurance within ten (10) working days after the District provides the successful bidder with the Notice of Award.

Upon receipt of the signed contract and other required documents, the contract will be executed by the District, after which the District will prepare a letter giving Contractor Notice to Proceed. The official starting date shall be the date of the Notice to Proceed, unless otherwise specified. The undersigned agrees to begin the Work within ten (10) working days of the date of the Notice to Proceed, unless otherwise specified.

The undersigned has examined the location of the proposed work and is familiar with the Drawings and Specifications and the local conditions at the place where work is to be done.

If awarded the contract, the undersigned agrees that there shall be paid by the undersigned and by all subcontractors to all laborers, workers and mechanics employed in the execution of such contract no less than the prevailing wage rate within Orange County for each craft, classification, or type of worker needed to complete the Work contemplated by this contract as established by the Director of the Department of Industrial Relations. A copy of the prevailing

BID SCHEDULE

- 12 -
rate of per diem wages are on file at the District's Administration Office and shall be made available to interested parties upon request.

Enclosed find cash, bidder's bond, or cashier's or certified check No. BI-7934h-el from the Bank in the amount of , which is not less than ten percent (10%) of this bid, payable to Newport-Mesa Unified School District as bid security and which is given as a guarantee that the undersigned will enter into a contract and provide the necessary bonds and certificates of insurance if awarded the Work.

The bidder furthermore agrees that in case of bidder's default in executing said contract and furnishing required bonds and certificates of insurance, the cash, bidder's bond, or cashier's or certified check accompanying this proposal and the money payable thereon shall become and shall remain the property of the Newport-Mesa Unified School District.

Bidder is an individual , or corporation X , or partnership , organized under the laws of the State of California .

Bidder confirms license(s) required by California State Contractor's License Law for the performance of the subject project are in full effect and proper order. The following are the Bidder's applicable license number(s), with their expiration date(s) and class of license(s):

- A, B, C21, C22, C39, C-61/D06, ASB, and HAZ

  Expiration: 12/31/2021

If the Bidder is a joint venture, each member of the joint venture must include the required licensing information.

Sureties that will furnish the Faithful Performance Bond and the Labor and Material Payment Bond, in the form specified herein, in an amount equal to one hundred percent (100%) of the contract price within ten (10) working days from the date the District provides the successful bidder the Notice of Award. Sureties must meet all of the State of California bonding requirements, as defined in California Code of Civil Procedure Section 995.120 and must be authorized by the State of California.

The insurance company or companies to provide the insurance required in the contract documents must have a Financial Strength Rating of not less than "A-" and a Financial Size Category of not less than "Class VII" according to the latest Best Key Rating Guide. At the sole discretion of the District, the District may waive the Financial Strength Rating and the Financial Size Category classifications for Workers' Compensation insurance.

The undersigned acknowledges receipt, understanding and full consideration of the following addenda to the Contract Documents.

Addenda No. N/A
Addenda No. N/A
Addenda No. N/A

BID SCHEDULE
- 13 -
1. Attached is the required bid security in the amount of not less than 10% of the Total Bid Price.

2. Attached is the completed Contractor's Certificate Regarding Workers' Compensation form.

3. Attached is the completed Iran Contracting Act Certificate form.

4. Attached is the completed Public Works Contractor Registration Certification form.

5. Attached is the completed Designation of Subcontractors form.

6. Attached is the completed Information Required of Bidders form.

7. Attached is the Asbestos-Free Material Certification.

8. Attached is the Recycled Content Certification.

9. Attached is the Contractor & Subcontractor Fingerprinting Requirements form.

10. Attached is the Drug-Free Workplace Certificate.

11. Attached is the Contractor's Certificate Regarding Alcoholic Beverage and Tobacco-Free Campus Policy.

12. Attached is the fully executed Non-Collusion Declaration form.

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.

Name of Bidder  Miller Environmental, Inc.

Signature  

Name and Title  Gregg Miller, President

Dated  05/19/2021
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.

Name of Bidder
Miller Environmental, Inc.

Signature

Name and Title
Gregg Miller, President

Dated
5/27/2021
IRAN CONTRACTING ACT CERTIFICATION
(Public Contract Code section 2200 et seq.)

As required by California Public Contract Code Section 2204, the Contractor certifies subject to penalty for perjury that the option checked below relating to the Contractor’s status in regard to the Iran Contracting Act of 2010 (Public Contract Code Section 2200 et seq.) is true and correct:

[X] The Contractor is not:

(1) identified on the current list of persons and entities engaged in investment activities in Iran prepared by the California Department of General Services in accordance with subdivision (b) of Public Contract Code Section 2203; or

(2) a financial instruction that extends, for 45 days or more, credit in the amount of $20,000,000 or more to any other person or entity identified on the current list of persons and entities engaging in investment activities in Iran prepared by the California Department of General Services in accordance with subdivision (b) of Public Contract Code Section 2203, if that person or entity uses or will use the credit to provide goods or services in the energy sector in Iran.

[] The District has exempted the Contractor from the requirements of the Iran Contracting Act of 2010 after making a public finding that, absent the exemption, the District will be unable to obtain the goods and/or services to be provided pursuant to the Contract.

[] The amount of the Contract payable to the Contractor for the Project does not exceed $1,000,000.

Signature: [Signature]

Printed Name: Gregg Miller

Title: President

Firm Name: Miller Environmental, Inc.

Date: 05/27/21

Note: In accordance with Public Contract Code Section 2205, false certification of this form shall be reported to the California Attorney General and may result in civil penalties equal to the greater of $250,000 or twice the Contract amount, termination of the Contract and/or ineligibility to bid on contracts for three years.
PUBLIC WORKS CONTRACTOR REGISTRATION CERTIFICATION

If this bid is due on or after March 1, 2015, then 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.

Name of Bidder: Miller Environmental, Inc.

DIR Registration Number: 1000000628

Bidder further acknowledges:

1. Bidder shall maintain a current DIR registration for the duration of the project.

2. 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.

3. Failure to submit this form or comply with any of the above requirements may result in a finding that the bid is non-responsive.

Name of Bidder: Miller Environmental, Inc.

Signature: [Signature]

Name and Title: Gregg Miller, President

Dated: 05/27/21

PUBLIC WORKS CONTRACTOR REGISTRATION CERTIFICATION

- 17 -
BID BOND

The makers of this bond are, Miller Environmental, Inc., as Principal, and Berkley Insurance Company, as Surety and are held and firmly bound unto the NEWPORT-MESA UNIFIED SCHOOL DISTRICT, hereinafter called the District, in the penal sum of TEN PERCENT (10%) OF THE TOTAL BID PRICE of the Principal submitted to 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 bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH that whereas the Principal has submitted the accompanying bid dated May 27, 2021, for Bid # 110-21 Hazardous Material Abatement.

If the Principal does not withdraw its bid within the time specified in the Contract Documents; and if the Principal is awarded the Contract and provides all documents to the District as required by the Contract Documents; then this obligation shall be null and void. Otherwise, this bond will remain in full force and effect.

Surety, for value received, hereby stipulates and agrees that no change, extension of time, alteration or addition to the terms of the Contract Documents shall in affect its obligation under this bond, and Surety does hereby waive notice of any such changes.

In the event a lawsuit is brought upon this bond by the District and judgment is recovered, the Surety shall pay all litigation expenses incurred by the District in such suit, including reasonable attorneys' fees, court costs, expert witness fees and expenses.

IN WITNESS WHEREOF, the above-bound parties have executed this instrument under their several seals this 25th day of May, 2021, the name and corporate seal of each corporation.

(Corporate Seal)

Contractor/Principal

By: _____________ Gregg Miller

Title: President

Berkley Insurance Company

Surety

By: _____________ Sandra Corona

Title: Attorney-in-Fact

(Corporate Seal)

(Attach Attorney-in-Fact Certificate)

The rate of premium on this bond is ______ per thousand.
The total amount of premium charges, $__________.
(The above must be filled in by corporate attorney)

THIS IS A REQUIRED FORM
Any claims under this bond may be addressed to:

BID BOND
- 18 -

61730.0000143136164.1
(Name and Address of Surety)

Berkley Insurance Company
475 Steamboat Road
Greenwich, CT 06830

(Vivian Imperial
818 West Seventh Street, Suite 930
Los Angeles, CA 90017

(855) 974-9883

(Name and Address of Agent or
Representative for service of
process in California)

(Telephone number of Surety and
Agent or Representative for service
of process in California)

BID BOND
- 19 -
NOTICE: The warning found elsewhere in this Power of Attorney affects the validity thereof. Please review carefully.

KNOW ALL MEN BY THESE PRESENTS, that BERKLEY INSURANCE COMPANY (the “Company”), a corporation duly organized and existing under the laws of the State of Delaware, having its principal office in Greenwich, CT, has made, constituted and appointed, and does by these presents make, constitute and appoint: Aidan Smock; Richard Hallett; Kathleen Vanderslice; Maria Collett; Sandra Corona; or Shannon Alvarez of Barney & Barney, a Marsh & McLennan Agency LLC Company of San Diego, CA its true and lawful Attorney-in-Fact, to sign its name as surety only as delineated below and to execute, seal, acknowledge and deliver any and all bonds and undertakings, with the exception of Financial Guaranty Insurance, providing that no single obligation shall exceed One Hundred Million and 00/100 U.S. Dollars (U.S.$100,000,000.00), to the same extent as if such bonds had been duly executed and acknowledged by the regularly elected officers of the Company at its principal office in their own proper persons.

This Power of Attorney shall be construed and enforced in accordance with, and governed by, the laws of the State of Delaware, without giving effect to the principles of conflicts of laws thereof. This Power of Attorney is granted pursuant to the following resolutions which were duly and validly adopted at a meeting of the Board of Directors of the Company held on January 25, 2010:

RESOLVED, that, with respect to the Surety business written by Berkley Surety, the Chairman of the Board, Chief Executive Officer, President or any Vice President of the Company, in conjunction with the Secretary or any Assistant Secretary are hereby authorized to execute powers of attorney authorizing and qualifying the attorney-in-fact named therein to execute bonds, undertakings, recognizances, or other suretyship obligations on behalf of the Company, and to affix the corporate seal of the Company to powers of attorney executed pursuant hereto; and said officers may remove any such attorney-in-fact and revoke any power of attorney previously granted; and further

RESOLVED, that such power of attorney limits the acts of those named therein to the bonds, undertakings, recognizances, or other suretyship obligations specifically named therein, and they have no authority to bind the Company except in the manner and to the extent therein stated; and further

RESOLVED, that such power of attorney revokes all previous powers issued on behalf of the attorney-in-fact named; and further

RESOLVED, that the signature of any authorized officer and the seal of the Company may be affixed by facsimile to any power of attorney or certification thereof authorizing the execution and delivery of any bond, undertaking, recognizance, or other suretyship obligation of the Company; and such signature and seal when so used shall have the same force and effect as though manually affixed. The Company may continue to use for the purposes herein stated the facsimile signature of any person or persons who shall have been such officer or officers of the Company, notwithstanding the fact that they may have ceased to be such at the time when such instruments shall be issued.

IN WITNESS WHEREOF, the Company has caused these presents to be signed and attested by its appropriate officers and its corporate seal hereunto affixed this 5th day of January 2021.

Attest:           By

Ira S. Lederman  Jeffrey M. Hafer
Executive Vice President & Secretary  Senior Vice President

STATE OF CONNECTICUT )
COUNTY OF FAIRFIELD )

Sworn to before me, a Notary Public in the State of Connecticut, this 5th day of January 2021, by Ira S. Lederman and Jeffrey M. Hafer who are sworn to me to be the Executive Vice President and Secretary, and the Senior Vice President, respectively, of Berkley Insurance Company.

CERTIFICATE
I, the undersigned, Assistant Secretary of BERKLEY INSURANCE COMPANY, DO HEREBY CERTIFY that the foregoing is a true, correct and complete copy of the original Power of Attorney; that said Power of Attorney has not been revoked or rescinded and that the authority of the Attorney-in-Fact set forth therein, who executed the bond or undertaking to which this Power of Attorney is attached, is in full force and effect as of this date.

Under my hand and seal of the Company, this day of MAY 25 2021.

Vincent P. Forte
Please verify the authenticity of the instrument attached to this power by:

Toll-Free Telephone: (866) 768-3534; or

Electronic Mail: BSGInquiry@berkleySurety.com

Any written notices, inquiries, claims or demands to the Surety on the bond attached to this power should be directed to:

Berkley Surety Group
412 Mount Kemble Ave.
Suite 310N
Morristown, NJ 07960
Attention: Surety Claims Department

Or

Email: BSGClaim@berkleySurety.com

Please include with all communications the bond number and the name of the principal on the bond. Where a claim is being asserted, please set forth generally the basis of the claim. In the case of a payment or performance bond please also identify the project to which the bond pertains.

Berkley Surety Group is an operating unit of W. R. Berkley Corporation that underwrites surety business on behalf of Berkley Insurance Company and Berkley Regional Insurance Company.
CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

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 MAY 25 2021 before me, Richard P. Hallett, Notary Public,

Date

personally appeared Sandra Corona

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

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 the form to another 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: 

Individual

Corporate Officer — Title(s):

Partner □ Limited □ General

Attorney in Fact

Trustee

Guardian or Conservator

Other:

Signer is Representing:


Signer’s Name: 

Individual

Corporate Officer — Title(s):

Partner □ Limited □ General

Attorney in Fact

Trustee

Guardian or Conservator

Other:

Signer is Representing:
ACKNOWLEDGMENT

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 May 27, 2021 before me, Lori Ambrosius, Notary Public

(insert name and title of the officer)

personally appeared Gregg Miller, 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 (Seal)
DESIGNATION OF SUBCONTRACTORS

In compliance with the Subletting and Subcontracting Fair Practices Act of the Public Contract Code of the State of California, each bidder shall set forth below: (a) the name and the location of the place of business, (b) CSLB contractor license number, (c) DIR registration number, and (d) the portion of the work which will be done by each subcontractor who will perform work or labor or render service to the Contractor in or about the construction of the work in an amount in excess of one-half of one percent (1/2%) of the Contractor's Total Bid Price. Notwithstanding the foregoing, if the work involves the construction of streets and highways, then the Contractor shall list each subcontractor who will perform work or labor or render service to Contractor in or about the work in an amount in excess of one-half of one percent (1/2%) of the Contractor's Total Bid Price. No additional time shall be granted to provide the below requested information.

If no subcontractor is specified, for a portion of the work, or if more than one subcontractor is specified for the same portion of Work, to be performed under the Contract in excess of one-half of one percent (1/2%) of the Contractor’s Total Bid Price or $10,000, whichever is greater if the work involves streets or highways, then the Contractor shall be deemed to have agreed that it is fully qualified to perform that Work, and that it shall perform that portion itself.

<table>
<thead>
<tr>
<th>Work to be done by Subcontractor</th>
<th>Name of Subcontractor</th>
<th>Location of Business</th>
<th>CSLB Contractor License Number</th>
<th>DIR Registration Number</th>
</tr>
</thead>
<tbody>
<tr>
<td>N/A</td>
<td>N/A</td>
<td>N/A</td>
<td>N/A</td>
<td>N/A</td>
</tr>
</tbody>
</table>

DESIGNATION OF SUBCONTRACTORS - 22 -
<table>
<thead>
<tr>
<th>Work to be done by Subcontractor</th>
<th>Name of Subcontractor</th>
<th>Location of Business</th>
<th>CSLB Contractor License Number</th>
<th>DIR Registration Number</th>
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<tbody>
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DESIGNATION OF SUBCONTRACTORS

- 23 -
<table>
<thead>
<tr>
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<th>Location of Business</th>
<th>CSLB Contractor License Number</th>
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</tr>
</thead>
<tbody>
<tr>
<td></td>
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</tr>
</tbody>
</table>

Name of Bidder: Miller Environmental, Inc.

Signature: [Signature]

Name and Title: Gregg Miller, President
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: Miller Environmental, Inc.

2.0 Type, if Entity: Corporation

3.0 Bidder Address: 1439 W. Chapman Ave. Ste. #178 Orange, CA 92868

714-699-9283
Facsimile Number

714-699-9350
Telephone Number

4.0 How many years has Bidder's organization been in business as a Contractor? 22

5.0 How many years has Bidder's organization been in business under its present name? 22

5.1 Under what other or former names has Bidder's organization operated?: N/A

6.0 If Bidder's organization is a corporation, answer the following:

6.1 Date of Incorporation: 10/29/1999

6.2 State of Incorporation: California

6.3 President's Name: Gregg Miller

6.4 Vice-President's Name(s): N/A

6.5 Secretary's Name: N/A

6.6 Treasurer's Name: N/A

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

7.1 Date of Organization: N/A

7.2 Name and address of all partners (state whether general or limited partnership): N/A
8.0 If other than a corporation or partnership, describe organization and name principals: N/A

9.0 List other states in which Bidder's organization is legally qualified to do business: N/A

10.0 What type of work does the Bidder normally perform with its own forces? Demolition and Abatement

11.0 Has Bidder ever failed to complete any work awarded to it? If so, note when, where, and why: No.

12.0 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.

13.0 List Trade References: Rob Allen, Hathaway Dinwiddie
   John McRitchie, McCarthy Building Companies
   Justin Davis, Pinner Construction

14.0 List Bank References (Bank and Branch Address): American Business Bank
   2030 Main Street Suite 250
   Irvine, CA 92614

15.0 Name of Bonding Company and Name and Address of Agent: Berkley Surety Group, LLC.
   Richard Hallet
   4 Hutton Centre Drive Suite 640
   Santa Ana, CA 92707
B. LIST OF CURRENT PROJECTS (BACKLOG)

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

<table>
<thead>
<tr>
<th>Project</th>
<th>Description of Bidder’s Work</th>
<th>Completion Date</th>
<th>Cost of Bidder’s Work</th>
</tr>
</thead>
<tbody>
<tr>
<td>Needham Ranch Phase 2</td>
<td>Abatement</td>
<td></td>
<td>$141,600.00</td>
</tr>
<tr>
<td>Lake Isabella Dam</td>
<td>Abatement and Demolition</td>
<td></td>
<td>$2,500,00.00</td>
</tr>
<tr>
<td>Santa Monica City Yards</td>
<td>Abatement and Demolition</td>
<td></td>
<td>$1,800,00.00</td>
</tr>
<tr>
<td>NBCU Falls Lake Cabin</td>
<td>Abatement</td>
<td></td>
<td>$7,300.00</td>
</tr>
<tr>
<td>Malibu High School</td>
<td>Abatement and Demolition</td>
<td></td>
<td>$2,500,00.00</td>
</tr>
<tr>
<td>San Pedro HS</td>
<td>Demolition</td>
<td></td>
<td>$5,125,815.00</td>
</tr>
<tr>
<td>Hollywood &amp; Highland</td>
<td>Demolition</td>
<td></td>
<td>$1,446,331.00</td>
</tr>
<tr>
<td>Ovation Hollywood</td>
<td>Demolition</td>
<td></td>
<td>$3,651,862</td>
</tr>
<tr>
<td>Robert B Diemer</td>
<td>Demolition</td>
<td></td>
<td></td>
</tr>
<tr>
<td>CSUF KHS Pool (Abate)</td>
<td>Abatement</td>
<td></td>
<td>$178,200</td>
</tr>
<tr>
<td>Whittier Library</td>
<td>Demolition and Abatement</td>
<td></td>
<td>$757,900</td>
</tr>
<tr>
<td>Renovation &amp; Expansion</td>
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<td></td>
<td></td>
</tr>
<tr>
<td>SAMOHI Phase 3 Abatement</td>
<td>Abatement</td>
<td></td>
<td>$373,438</td>
</tr>
<tr>
<td>NBCU Sound Stages</td>
<td>Demolition and Abatement</td>
<td></td>
<td>$735,000</td>
</tr>
<tr>
<td>ASML San Diego</td>
<td>Demolition</td>
<td></td>
<td>$177,055</td>
</tr>
<tr>
<td>Hammer Museum</td>
<td>Demolition and Abatement</td>
<td></td>
<td>$3260,000</td>
</tr>
<tr>
<td>Hammer Museum Seismic</td>
<td>Demolition and Abatement</td>
<td></td>
<td>$150,000</td>
</tr>
<tr>
<td>Alaska Airlines T6</td>
<td>Demolition and Abatement</td>
<td></td>
<td>$5,446,508</td>
</tr>
<tr>
<td>8150 Sunset Boulevard</td>
<td>Demolition and Abatement</td>
<td></td>
<td>$1,000,000</td>
</tr>
<tr>
<td>Mt. Vernon Viaduct</td>
<td>Demolition and Abatement</td>
<td></td>
<td>$4,200,000</td>
</tr>
<tr>
<td>Agua Mansa</td>
<td>Demolition and Abatement</td>
<td></td>
<td>$8,500,000</td>
</tr>
<tr>
<td>SDSU Aztec Qualcomm</td>
<td>Demolition and Abatement</td>
<td></td>
<td>$18,000,000</td>
</tr>
</tbody>
</table>
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.

<table>
<thead>
<tr>
<th>Project Client</th>
<th>Description of Bidder’s Work</th>
<th>Period of Performance</th>
<th>Cost of Bidder’s Work</th>
</tr>
</thead>
<tbody>
<tr>
<td>CSUF KHS Pool E2 Contracting</td>
<td>Asbestos Abatement</td>
<td>30 days</td>
<td>$178,200.00</td>
</tr>
<tr>
<td>Hope on Hyde CW Driver</td>
<td>Asbestos Abatement</td>
<td>2 Years</td>
<td>$164,598.00</td>
</tr>
<tr>
<td>LACMA Clark Construction</td>
<td>Asbestos Abatement</td>
<td>1 Year</td>
<td>$6,594,014.00</td>
</tr>
<tr>
<td>Roosevelt ES Balfour Beatty</td>
<td>Asbestos Abatement</td>
<td>21 days</td>
<td>$138,500.00</td>
</tr>
<tr>
<td>SDUSD Crawford HS Turner Cobnstruction</td>
<td>Asbestos Abatement</td>
<td>30 days</td>
<td>$184,605.00</td>
</tr>
<tr>
<td>LBUSD - Lakewood HS McCarthy</td>
<td>Asbestos Abatement</td>
<td>30 days</td>
<td>$873,199.00</td>
</tr>
<tr>
<td>Rancho Los Amigos 900 McCarthy</td>
<td>Asbestos Abatement</td>
<td>90 days</td>
<td>$2,117,432.00</td>
</tr>
<tr>
<td>AHS Aquatic Center Elite Earthworks</td>
<td>Lead Abatement</td>
<td>90 days</td>
<td>$36,140.00</td>
</tr>
<tr>
<td>Mira Mesa Balfour Beatty</td>
<td>Asbestos Abatement</td>
<td>60 days</td>
<td>$168,162.00</td>
</tr>
<tr>
<td>IUSD Meadowpark CW Driver</td>
<td>Asbestos Abatement</td>
<td>60 days</td>
<td>$12,600.00</td>
</tr>
<tr>
<td>Roosevelt H.S. Swinerton</td>
<td>Asbestos Abatement</td>
<td>14 days</td>
<td>$805,389.00</td>
</tr>
</tbody>
</table>
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:
   - Dino Spezza - Project Manager
   - Miller Superintendent - TBD

2. Summarize each person’s specialized education:
   - Dino Spezza has his Asbestos and lead certifications, and has worked on many Miller jobs pertaining to hazardous material abatement

3. List each person’s years of construction experience relevant to the project:
   - Dino Spezza - 20 years

4. Summarize such experience:
   - Worked on many high profile and public jobs for hazardous abatement removal as a foreman and project manager.

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 District.

**Changes Occurring Since Prequalification**

If the District conducted a prequalification and if any substantive changes have occurred since Bidder submitted its prequalification package for this Project, Bidder shall list them below. If none are listed, Bidder certifies that no substantive changes have occurred.

N/A
**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:

**E. VERIFICATION AND EXECUTION**

These Bid Forms shall be executed only by a duly authorized official of the Bidder:

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

<table>
<thead>
<tr>
<th>Name of Bidder</th>
<th>Miller Environmental, Inc</th>
</tr>
</thead>
<tbody>
<tr>
<td>Signature</td>
<td></td>
</tr>
<tr>
<td>Name and Title</td>
<td>Gregg Miller, President</td>
</tr>
<tr>
<td>Dated</td>
<td>05/27/2021</td>
</tr>
</tbody>
</table>
ASBESTOS-FREE MATERIALS CERTIFICATION

The undersigned declares that he or she is the person who executed the bid for the N/A (hereinafter referred to as the "Project"), and submitted it to the NEWPORT-MESA UNIFIED SCHOOL DISTRICT (hereinafter referred to as the "District") on behalf of N/A (hereinafter referred to as the "Contractor").

To the best of my knowledge, information and belief, in completing the Contractor's Work for the Project, no material furnished, installed or incorporated into the Project will contain, or in itself be composed of, any materials listed by the federal or state EPA or federal or state health agencies as a hazardous material.

Any disputes involving the question of whether or not material installed with asbestos-containing equipment is settled by electron microscopy; the cost of any such tests shall be paid by the Contractor.

All work or materials installed by the Contractor which is found to contain asbestos, or work or material installed with asbestos-containing equipment, will be immediately rejected and this work shall be removed and replaced by the Contractor at no additional cost to the District.

Decontamination and removal of work found to contain asbestos or work installed with asbestos-containing equipment shall be done only under supervision of a qualified consultant, knowledgeable in the field of asbestos abatement and accredited by the Environmental Protection Agency.

The ASBESTOS REMOVAL CONTRACTOR shall be an EPA accredited contractor qualified in the removal of asbestos and shall be chosen and approved by the Asbestos Consultant who shall have sole discretion and final determination in this matter.

The asbestos consultant shall be chosen and approved by the Architect or the District who shall have sole discretion and final determination in this matter. The work will be not accepted until asbestos contamination is reduced to levels deemed acceptable by the Asbestos Consultant.

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

Executed on this __________ day of ________________, 20__ at _________________.

Name of Bidder N/A

Signature

Name and Title

Dated

ASBESTOS-FREE MATERIALS CERTIFICATION

- 32 -
Notary Acknowledgment

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 ________________

On ____________________, 20___, before me, ________________________________, Notary Public, personally appeared ________________________________, 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 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.

CAPACITY CLAIMED BY SIGNER

☐ Individual
☐ Corporate Officer

☐ Partner(s)
☐ Limited
☐ General

☐ Attorney-In-Fact
☐ Trustee(s)
☐ Guardian/Conservator
☐ Other.

Signer is representing:
Name Or Person(s) Or Entity(ies)

DESCRIPTION OF ATTACHED DOCUMENT

Title or Type of Document

Number of Pages

Date of Document

Signer(s) Other Than Named Above
RECYCLED CONTENT CERTIFICATION

The undersigned declares that he or she is the person who executed the bid for the [Project] (hereinafter referred to as the "Project"), and submitted it to the NEWPORT-MESA UNIFIED SCHOOL DISTRICT (hereinafter referred to as the "District") on behalf of [Contractor]

Pursuant to Public Contract Code Section 10308.5, all contractors are required to certify in writing under penalty of perjury the minimum (if not exact) percentage of recycled content in materials, goods, or supplies offered or products used in the performance of their contract, regardless of whether the product meets the required recycled product percentage as defined in Sections 12161 and 12200. The recycled content shall include both post consumer material and secondary material as defined in Public Contract Code Sections 12161 and 12200 shall apply.

I declare under penalty of perjury under the laws of the State of California that the following percentages of Post consumer Material and Secondary Material is in the materials, goods or supplies offered for, or products used in, the performance of the Contract for the Project:

0 % Post consumer Material 0 % Secondary Material.

Executed on this ______ day of ______________________, 20 at ______________________

__________________________________
Name of Bidder N/A

______________________________
Signature

______________________________
Name and Title

______________________________
Dated

RECYCLED CONTENT CERTIFICATION
- 34 -
Notary Acknowledgment

STATE OF CALIFORNIA
COUNTY OF ________________

On ______________________, 20__, before me, _________________________________, Notary Public, personally appeared _________________________________, 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 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.

CAPACITY CLAIMED BY SIGNER

☐ Individual
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☐ Limited
☐ General

☐ Attorney-In-Fact
☐ Trustee(s)
☐ Guardian/Conservator
☐ Other.

Signer is representing:
Name Of Person(s) Or Entity(ies)

________________________________________

SIGNER

DESCRIPTION OF ATTACHED DOCUMENT

Title(s)

Title or Type of Document

Number of Pages

Date of Document

Signer(s) Other Than Named Above

RECYCLED CONTENT CERTIFICATION

- 35 -
CONTRACTOR CERTIFICATION

With respect to the Contract dated 20__ by and between NEWPORT-MESA UNIFIED SCHOOL DISTRICT ("District") and N/A ("Contractor"), Contractor hereby certifies to the District's governing board that it has completed the criminal background check requirements of Education Code Section 45125.1 and that none of its employees that may come in contact with District's pupils have been convicted of a violent felony listed in Penal Code section 667.5(c) or a serious felony listed in Penal Code section 1192.7(c).

Contractor’s Representative Date

CONTRACTOR EXEMPTION

Pursuant to Education Code sections 45125.1 and 45125.2, the NEWPORT-MESA UNIFIED SCHOOL DISTRICT ("District") has determined that Miller Environmental, Inc. ("Contractor") is exempt from the criminal background check certification requirements for the Contract dated May 26, 2021 by and between the District and Contractor ("Contract") because:

- The Contractor's employees will have limited contact with District students during the course of the Contract;
- Emergency or exceptional circumstances exist; or
- With respect to contractors constructing, reconstructing, rehabilitating or repairing a school facility, as provided in Section 45125.2, the Contractor has agreed to ensure the safety of pupils at the school facility by the following method(s) specified in Section 45125.2: _________________________________.

School District Official Date

**Spoke with Jonathan Geiszler from the district, he will sign off when we submit bid**
SUBCONTRACTOR'S CERTIFICATION

The NEWPORT-MESA UNIFIED SCHOOL DISTRICT ("District") entered into a Contract for services with N/A ("Contractor") on or about _________________, 20___ ("Contract"). This certification is submitted by ______________________, a subcontractor to the Contractor for purposes of that Contract ("Subcontractor"). Subcontractor hereby certifies to the District's governing board that it has completed the criminal background check requirements of Education Code section 45125.1 and that none of its employees that may come in contact with District pupils have been convicted of a violent felony listed in Penal Code section 667.5(c) or a serious felony listed in Penal Code section 1192.7(c).

________________________________________
Subcontractor's Representative                   Date

________________________________________

SUBCONTRACTOR'S EXEMPTION

The NEWPORT-MESA UNIFIED SCHOOL DISTRICT ("District") entered into a Contract for services with N/A ("Contractor") on or about _________________, 20___ ("Contract"). Pursuant to Education Code sections 45125.1 and 45125.2, the District has determined that ______________________, a subcontractor to the Contractor for purposes of that Contract ("Subcontractor"), is exempt from the criminal background check certification requirements for the Contract because:

The Subcontractor's employees will have limited contact with District students during the course of the Contract;

Emergency or exceptional circumstances exist; or

With respect to contractors constructing, reconstructing, rehabilitating or repairing a school facility, as provided in Section 45125.2, the Contractor and/or Subcontractor have agreed to ensure the safety of pupils at the school facility by the following method(s) specified in Section 45125.2:

________________________________________
School District Official                       Date

CONTRACTOR & SUBCONTRACTOR FINGERPRINTING REQUIREMENTS
- 37 -
DRUG-FREE WORKPLACE CERTIFICATION

This Drug-Free Workplace Certification form is part of the Contract made by and between the NEWPORT-MESA UNIFIED SCHOOL DISTRICT (hereinafter referred to as the "District") and Miller Environmental, Inc. (hereinafter referred to as the "Contractor") for the Hazardous Materials Abatement Project (hereinafter referred to as the "Project"). This form is required from all successful bidders pursuant to the Drug-Free Workplace Act of 1990 (Government Code Section 8350 et seq.). The Drug-Free Workplace Act of 1990 requires that every person or organization awarded a contract or grant for procurement of any property or service from any State agency must certify that it will provide a drug-free workplace by doing certain specified acts. In addition, the Act provides that each contract or grant awarded by a State agency may be subject to suspension of payments or termination, and the contractor or grantee may be subject to debarment from future contracting, if the contracting agency determines that specified acts have occurred.

Pursuant to Government Code Section 8355, every person or organization awarded a contract or grant from a State agency shall certify that it will provide a drug-free workplace by doing all of the following:

A. Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensation, possession or use of a controlled substance is prohibited in their workplace and specifying actions which will be taken against employees for violations of the prohibition;

B. Establishing a drug-free awareness program to inform employees about all of the following:

1. The dangers of drug abuse in the workplace;
2. The person's or organization's policy of maintaining a drug-free workplace;
3. The availability of drug counseling, rehabilitation and employee-assistance programs; and
4. The penalties that may be imposed upon employees for drug abuse violations.

C. Requiring that each employee engaged in the performance of the contract or grant be given a copy of the statement required by subdivision "A," and that, as a condition of employment on the contract or grant, the employee agrees to abide by the terms of the statement.

I, the undersigned, agree to fulfill the terms and requirements of the Drug-Free Workplace Act as it now exists or may hereinafter be amended. Particularly, I shall
abide by Government Code Section 8355 when performing the Contract for the Project by:

A. Publishing a statement notifying employees concerning the prohibition of controlled substance at my workplace;

B. Establishing a drug-free awareness program; and

C. Requiring that each employee engaged in the performance of the contract be given a copy of the statement required by Section 8355(a) and agree to abide by the terms of that statement.

I also understand that if the District determines that I have either: (a) made a false certification herein; or (b) violated this certification by failing to carry out the requirements of Section 8355, the Contract awarded herein is subject to termination, suspension of payments, or both. I further understand that if I violate the terms of the Drug-Free Workplace Act of 1990, I may be subject to debarment in accordance with the requirements of the Act.

I acknowledge that I am aware of the provisions of Government Code Section 8350 et seq., and hereby certify that I will adhere to the requirements of the Drug-Free Workplace Act of 1990.

Executed on this 20 day of May 2021 at 9:23 AM.

Name of Bidder: Miller Environmental, Inc.

Signature: [Signature]

Name and Title: Gregg Miller, President

Dated: 5/27/2021
Notary Acknowledgment

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 May 27, 2021, before me, Lori Ambrosius, Notary Public, personally appeared Greg Miller, 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.

Signature of Notary Public

WITNESS my hand and official seal.

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.

<table>
<thead>
<tr>
<th>CAPACITY CLAIMED BY SIGNER</th>
<th>DESCRIPTION OF ATTACHED DOCUMENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Individual</td>
<td>Title or Type of Document</td>
</tr>
<tr>
<td>Corporate Officer</td>
<td>Number of Pages</td>
</tr>
<tr>
<td></td>
<td>Date of Document</td>
</tr>
<tr>
<td>□ Partner(s)</td>
<td>□ Limited</td>
</tr>
<tr>
<td>□ Limited</td>
<td>□ General</td>
</tr>
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<td>□ Attorney-In-Fact</td>
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<td>□ Guardian/Conservator</td>
<td></td>
</tr>
<tr>
<td>□ Other:</td>
<td></td>
</tr>
<tr>
<td>Signer is representing:</td>
<td></td>
</tr>
<tr>
<td>Name Of Person(s) Or Entity(ies)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Signer(s) Other Than Named Above</td>
</tr>
</tbody>
</table>
CONTRACTOR'S CERTIFICATE REGARDING ALCOHOLIC BEVERAGE AND TOBACCO-FREE CAMPUS POLICY

The Contractor agrees that it will abide by and implement the District's Alcoholic Beverage and Tobacco-Free Campus Policy, which prohibits the use of alcoholic beverages and tobacco products, of any kind and at any time, in District-owned or leased buildings, on DISTRICT property and in DISTRICT vehicles. The Contractor shall procure signs stating "ALCOHOLIC BEVERAGE AND TOBACCO USE IS PROHIBITED" and shall ensure that these signs are prominently displayed in all entrances to school property at all times.

Miller Environmental, Inc.
Contractor Name

Signature

05/26/2021
Date
NON-COLLUSION DECLARATION

The undersigned declares:

I am the President of Miller Environmental, 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 05/26/2021 [date], at Orange [city], California [state].

Name of Bidder Miller Environmental, Inc.

Signature

Name Gregg Miller

Title President
LETTER OF TRANSMITTAL

TO: Newport-Mesa Unified School District

Date: 05/27/2021

Job No. Hazardous Materials Abatement

Bid #110-21

Bid Proposal

Attention: Jonathan Geiszler

WE ARE FORWARDING: ___ by First Class Mail  ___ by Messenger  ___ UPS
   ___ On Trac  ___ via Email  ___ FAX

THIS MATERIAL IS SENT: ___ For your Information  ___ For your Approval
   ___ For your Action  ___ Per your Request  ___ For Review & Comment
   ___ For your Signature

No. Copies Description

1  Bid Bond

1  Bid Form

COMMENTS:

Thank you!

Copies to: ____________________________

By: Sylvia Mendoza
Sylvia Mendoza, Project Administrator
smendoza@millerenvironmental.com