

AGREEMENT

This is an AGREEMENT made and entered into this 24th day of May, 2022, by and between the County of Humboldt, a political subdivision of the State of California (hereinafter referred to as COUNTY) and Kernen Construction, a partnership consisting of _____, hereinafter referred to as "CONTRACTOR".

Section 1 - SCOPE OF WORK

Contractor shall furnish all Labor, Tools and Materials and perform all the work for the:

**CENTRAL AVENUE (4L800) PM 0.00-0.30 SHOULDER WIDENING
RPL-5904(177)
CONTRACT NO.: 321617**

in accordance with the contract documents referred to in Section 3 of this Agreement.

Section 2 - CONTRACT PRICE

County shall pay, and Contractor shall accept Contractor's Bid Prices, as shown on EXHIBIT "A" attached hereto and made a part hereof, as full compensation for furnishing all materials and for doing all the work contemplated and embraced in this Agreement; also for all loss or damage, arising out of the work aforesaid, or from the actions of the elements, or from any unforeseen difficulties or obstructions which may arise or be encountered in the prosecution of the work until its acceptance by County, and for all risks of every description connected with the work; also for all expenses incurred by or in consequence of the suspension or discontinuance of the work and for well and faithfully completing the work, and the whole thereof, in the manner and according to the Plans and Specifications, and the requirements of the Engineer.

Section 3 - CONTRACT DOCUMENTS

The complete contract between the parties hereto shall consist of the following, hereinafter referred to as the CONTRACT DOCUMENTS:

- Notice to Bidders
- Plans and Drawings
- Bid Form
- Bidder's Bond
- Performance Bond
- Payment Bond
- This Agreement
- Special Provisions

And, as published by the Department of Transportation, State of California, except as modified by the Special Provisions:

- Standard Plans - dated 2018
- Revised Standard Plans – dated 04-17-2020
- Standard Specifications - dated 2018
- Revised Standard Specifications Dated 04-17-2020
- Equipment Rental Rates in effect at the time the work is performed

And, as published by the California Department of Industrial Relations, and the California Business, Transportation and Housing Agency:

- General Prevailing Wage Rates
- Labor and Surcharge Rates

And any addenda to any of the above documents, all of which are on file in the office of the Director of Public Works of the County of Humboldt. Each of said CONTRACT DOCUMENTS is incorporated and made a part of this Agreement by the reference contained in this Section.

All rights and obligations of the County and the Contractor are fully set forth and described in the Contract Documents. All of the above named documents are intended to be complimentary, so that any work called for in one, and mentioned in the other is to be performed and executed the same as if mentioned in all said documents.

Section 4 - BEGINNING OF WORK

Following receipt and full execution and approval of the Contract Documents, and posting of the requisite Bonds as called for therein, the COUNTY will issue a "Notice to Proceed". Under no circumstances shall the CONTRACTOR enter upon the site of work until receipt of the "Notice to Proceed", or unless so authorized in writing by the COUNTY.

Section 5 - TIME OF COMPLETION

The work called for in this Agreement shall be commenced within fifteen (15) days of receipt of Notice to Proceed by COUNTY and shall be fully completed within a period of 45 working days beginning on the fifteenth calendar day after the date of said approval of contract.

Section 6 - PREVAILING WAGE

Copies of the prevailing wage rates of per diem wages are on file in the Humboldt County Public Works office at 1106 Second Street, Eureka, California and are available to any interested person on request.

Section 7 - WORKERS' COMPENSATION

By my signature hereunder, as CONTRACTOR, I certify that I am aware of the provisions of Section 3700 of the Labor Code which requires 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.

Section 8 - COMPLIANCE WITH LAWS

The Contractor agrees to comply with all local, state, and federal laws and regulations, including but not limited to the Americans With Disabilities Act. The Contractor further agrees to comply with any applicable federal, state or local licensing standards, any applicable accrediting standards, and any other applicable standards or criteria established locally or by the state or federal governments.

This agreement shall be governed by and construed in accordance with the laws of the State of California.

Section 9 - NOTICES

All notices shall be in writing and delivered in person or transmitted by mail. Notices required to be given to the COUNTY shall be addressed as follows:

Humboldt County Department of Public Works
1106 Second Street, Eureka, California, 95501

✓ Notices required to be given to CONTRACTOR shall be addressed as follows:

KERNEN CONSTRUCTION
P.O. BOX 1340
BLUE LAKE, CA 95525

IN WITNESS WHEREOF, The parties hereto have entered into this Agreement as of the date first above set forth.

COUNTY OF HUMBOLDT

(SEAL)

BY Virginia Bass

Chair, Board of Supervisors
of the County of Humboldt,
State of California

ATTEST:

KATHY HAYES
Clerk of the Board of Supervisors
of the County of Humboldt,
State of California

BY [Signature]
Clerk of the Board

✓ CONTRACTOR
BY [Signature]
TITLE GENERAL PARTNER

BY _____

TITLE _____

(Two Signatures Required For Corporation)

APPROVED AS TO FORM:

BY N / A
Deputy County Counsel

INSURANCE CERTIFICATES REVIEWED
AND APPROVED:

BY Phillips, Amanda
Risk Manager

Digitally signed by Phillips, Amanda
Date: 2022.06.03 13:59:29 -0700

BID FORM (EXHIBIT A)
CENTRAL AVENUE (4L800) PM 0.00-0.30 SHOULDER
WIDENING
RPL-5904(177)
CONTRACT NO.: 321617

ITEM NO.	ITEM CODE	ITEM DESCRIPTION	UNIT	QTY	UNIT PRICE	TOTAL
1	120090	Construction Area Signs	EA	12	850 ⁰⁰	10,200 ⁰⁰
2	120100	Traffic Control System	LS	1	47,000 ⁰⁰	47,000 ⁰⁰
3	130100	Job Site Management	LS	1	350 ⁰⁰	350 ⁰⁰
4	130200	Prepare Water Pollution Control Program	LS	1	975 ⁰⁰	975 ⁰⁰
5	170103	Clearing and Grubbing (LS)	LS	1	12,000 ⁰⁰	12,000 ⁰⁰
6	190101	F Roadway Excavation	CY	550	70.24	38,632 ⁰⁰
7	198050	Embankment	CY	61	117 ⁰⁰	7,137 ⁰⁰
8	210212	Dry Seed (SQFT)	SQFT	2,400	0.36	864 ⁰⁰
9	210280	Rolled Erosion Control Product (Blanket)	SQFT	1,870	3.32	6,208.40
10	210350	Fiber Rolls	LF	375	7.50	2,812.50
11	210420	Straw	SQFT	530	1.01	535.30
12	260203	F Class 2 Aggregate Base (CY)	CY	210	132.75	27,877.50
13	390132	Hot Mix Asphalt (Type A)	TON	179	178.77	31,999.83
14	394073	Place Hot Mix Asphalt Dike (Type A)	LF	1,174	8.46	9,932.04
15	398100	Remove Asphalt Concrete Dike	LF	94	12.79	1,202.26
16	510094A	F Minor Concrete, Drainage Inlet (Type G0)	EA	1	6,205 ⁰⁰	6,205 ⁰⁰
17	641107	18" Plastic Pipe	LF	115	85 ⁰⁰	9,775 ⁰⁰
18	722020	F Gabion (3'x3'x6')	CY	100	330 ⁰⁰	33,000 ⁰⁰
19	750500A	F Miscellaneous Metal (24-12X Bike-Safe Inlet Grate) (Galv)	LB	239	4.39	1,049.21
20	820610	Relocate Roadside Sign	EA	4	460 ⁰⁰	1,840 ⁰⁰
21	840501	Thermoplastic Traffic Stripe	LF	1,208	2.60	3,140 ⁸⁰
22	999990	Mobilization	LS	1	7,264 ⁰⁰	7,264 ⁰⁰

NOTE ITEM CODE LETTER DESIGNATION; P=PARTIAL PAY, F=FINAL PAY QUANTITY

BID TOTAL

259,999.84

ACKNOWLEDGEMENT OF ADDENDA

ADDENDUM NO.

1

INITIAL

SF


 (Bidder's Signature)

GENERAL PARTNER

(Title)



County of Humboldt
Department of Public Works
1106 Second Street
Eureka, CA 95501
TEL (707) 445-7377

ADDENDUM NO. 1
(Issued April 21, 2022)

CENTRAL AVENUE PM 0.00-0.30 SHOULDER WIDENING
PROJECT NO.: RPF-5904(177)
CONTRACT NO.: 321617

The Special Provisions and Plans are hereby modified in accordance with the following:

1. On Sheet 6 of 12 of the plans, the "TURNER ROAD" label near station 8+00 should be revised to "DRIVEWAY". Turner Road is located near station 2+00 and exists outside of the Central Avenue PM 0.00-0.30 project footprint.

Approved:



Jeffrey A. Ball
RCE 706311 Expire 06/30/2023

4-21-2022

Date

IMPORTANT

This Addendum is being sent EMAIL/FAX. To indicate receipt of this Addendum please sign and send back to the Department of Public Works.

EMAIL: PWEngineering@co.humboldt.ca.us
or FAX: (707) 445-7409

Received by:

Zach Shelton

Date

4/26/22

Company:

Kernan Construction

Pages
Received

1

Total Pages Sent 1