



City of San Diego

PURCHASE ORDER

MODIFICATION

PO No. 4500066633

Ship To: Center ID: PROS CITY OF SAN DIEGO PARK & RECREATION DEPARTMENT 202 "C" STREET, FLOOR 5 SAN DIEGO CA 92101-4806	Bill To: CITY OF SAN DIEGO PARK & RECREATION DEPARTMENT 202 "C" STREET, FLOOR 5 SAN DIEGO CA 92101-4806	Date: 07/10/2015 Page 1 of 8
		Billing Contact: JANE WITZKE
		Telephone:

Vendor: South Bay Fence Inc 3084 Main St Chula Vista CA 91911-5704	Terms: within 30 days Due net
Vendor ID: 10013418 Phone: 619-420-3410	Delivery Terms: FREE ON BOARD DESTINATION
	Deliver on or before: 02/14/2016
	Buyer: Brent Krohn
	Telephone: 619-236-6044

Line #	Item ID/Description	Quantity/UM	Unit Price	Extended Price
1	<p>This is a MODIFICATION to an existing Purchase Order Do Not Duplicate Shipment. See Notes Below for Specific Modification(s) *****</p> DEPARTMENTAL OPEN-FENCING For fence repair and parts per Bid No 10013916-11-P Contract number 4600000535. As needed, July 1, 2015 - Feb 14, 2016. Update insurance as required. Dept/Invoice Steve Haupt 619-685-1311 Billing Contact Jane Witzke 619-685-1324	1,000 EA	USD 1.00	USD 1,000.00
2	DEPARTMENTAL OPEN-FENCING For fence repair and parts per Bid No 10013916-11-P Contract number 4600000535. As needed, July 1, 2015 - Feb 14, 2016. Update insurance as required. Dept/Invoice Steve Haupt 619-685-1311 Billing Contact Jane Witzke 619-685-1324	4,000 EA	USD 1.00	USD 4,000.00
3	DEPARTMETNAL OPEN-FENCING For fence repair and parts per Bid No 10013916-11-P Contract number	4,000 EA	USD 1.00	USD 4,000.00

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	4600000535. As needed, July 1, 2015 - Feb 14, 2016 Update insurance as required. Dept/Invoice Steve Haupt 619-685-1311 Billing Contact Jane Witzke 619-685-1324			
4	DEPARTMENTAL OPEN-FENCING For fence repair and parts per Bid No 10013916-11-P Contract number 4600000535. As needed, July 1, 2015 - Feb 14, 2016 Update insurance as required. Dept/Invoice Steve Haupt 619-685-1311 Billing Contact Jane Witzke 619-685-1324	3,000 EA	USD 1.00	USD 3,000.00
5	DEPARTMENTAL OPEN-FENCING For fence repair and parts per Bid No 10013916-11-P Contract number 4600000535. As needed, July 1, 2015 - Feb 14, 2016. Update insurance as required. Dept/Invoice Steve Haupt 619-685-1311	2,000 EA	USD 1.00	USD 2,000.00

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Line #	Item ID/Description	Quantity/UM	Unit Price	Extended Price
6	Billing Contact Jane Witzke 619-685-1324 MODIFICATIN TO EXISTING PO Hollister viewing deck repair to replace broken and damaged railing with 9 3/8" cable strands and to include new top and bottom steel rails as needed through June 30, 2016. Update insurance as required. Dept/Invoice John Barone 619-424-0458 Billing Contact Jane Witzke 619-685-1324	5,592 EA	USD 1.00	USD 5,592.00
7	MODIFICATION TO EXISTING PO 4500066633 Modification to existing PO 4500066633 for service and repairs to metal gates, cables and materials for fencing and canopies for Mission Trails Regional Park, for the period of July 1, 2015 to June 30, 2016. Insurance and business tax certificate to be updated as may be required. Dept/Invoice Mel Naidas 619-668-3277 billing contact Jane Witzke 619-685-1324 --	5,000 EA	USD 1.00	USD 5,000.00

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	<p>WAGE REQUIREMENTS: PURCHASE ORDERS EXECUTED ON OR AFTER JANUARY 1, 2015</p> <p>By performing the services detailed in this purchase order, Contractor is entering into a contract with the City. Contractor certifies that he or she is aware of the wage provisions described herein and shall comply with such provisions before commencing services.</p> <p>A. PREVAILING WAGES. Pursuant to San Diego Municipal Code section 22.3019, construction, alteration, demolition, repair and maintenance work performed under this Contract is subject to State prevailing wage laws. For construction work performed under this Contract cumulatively exceeding \$25,000 and for alteration, demolition, repair and maintenance work performed under this Contract cumulatively exceeding \$15,000, the contractor and its subcontractors shall comply with State prevailing wage laws including, but not limited to, the requirements listed below. This requirement is in addition to the requirement to pay Living Wage pursuant to San Diego Municipal Code sections 22.4201 through 22.4245. Contractor must determine which per diem rate is highest for each classification of work (i.e. Prevailing Wage Rate or Living Wage Rate), and pay the highest of the two rates to their employees. Living Wage applies to workers who are not subject to Prevailing Wage Rates.</p> <p>1. Compliance with Prevailing Wage Requirements. Pursuant to sections 1720 through 1861 of the California Labor Code, the Contractor and its subcontractors shall ensure that all workers who perform work under this Contract are paid not less than the prevailing rate of per diem wages as determined by the Director of the California Department of Industrial Relations (DIR). This includes work performed during the design and preconstruction phases of construction including, but not limited to, inspection and land surveying work.</p> <p>1.1. Copies of such prevailing rate of per diem wages are on file at the City and are available for inspection to any interested party on request. Copies of the prevailing rate of per diem wages also may be found at http://www.dir.ca.gov/OPRL/DPreWageDetermination.htm. Contractor and its subcontractors shall post a copy of the prevailing rate of per diem wages determination at each job site and shall make them available to any interested party upon request.</p> <p>1.2. The wage rates determined by the DIR refer to expiration dates. If the published wage rate does not refer to a predetermined wage rate to be paid after the expiration date, then the published rate of wage</p>			

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	<p>shall be in effect for the life of this Contract. If the published wage rate refers to a predetermined wage rate to become effective upon expiration of the published wage rate and the predetermined wage rate is on file with the DIR, such predetermined wage rate shall become effective on the date following the expiration date and shall apply to this Contract in the same manner as if it had been published in said publication. If the predetermined wage rate refers to one or more additional expiration dates with additional predetermined wage rates, which expiration dates occur during the life of this Contract, each successive predetermined wage rate shall apply to this Contract on the date following the expiration date of the previous wage rate. If the last of such predetermined wage rates expires during the life of this Contract, such wage rate shall apply to the balance of the Contract.</p> <p>2. Penalties for Violations. Contractor and its subcontractors shall comply with California Labor Code section 1775 in the event a worker is paid less than the prevailing wage rate for the work or craft in which the worker is employed. This shall be in addition to any other applicable penalties allowed under Labor Code sections 1720 – 1861.</p> <p>3. Payroll Records. Contractor and its subcontractors shall comply with California Labor Code section 1776, which generally requires keeping accurate payroll records, verifying and certifying payroll records, and making them available for inspection. Contractor shall require its subcontractors to also comply with section 1776. Contractor and its subcontractors shall submit weekly certified payroll records online via the City's web-based Labor Compliance Program. Contractor is responsible for ensuring its subcontractors submit certified payroll records to the City. Contractor and their subcontractor(s) shall also furnish the records specified in Labor Code section 1776 directly to the Labor Commissioner in the manner required in Labor Code section 1771.4.</p> <p>4. Apprentices. Contractor and its subcontractors shall comply with California Labor Code sections 1777.5, 1777.6 and 1777.7 concerning the employment and wages of apprentices. Contractor shall be held responsible for the compliance of their subcontractors with sections 1777.5, 1777.6 and 1777.7.</p> <p>5. Working Hours. Contractor and subcontractors shall comply with California Labor Code sections 1810 through 1815, including but not limited to: (i) restrict working hours on public works contracts to eight hours a day and forty hours a week, unless all hours worked in excess of 8 hours per day are compensated at not less than 1½ times the basic rate of pay; and (ii) specify penalties to be imposed on design professionals and subcontractors of \$25 per worker per day for each day</p>			
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<p>the worker works more than 8 hours per day and 40 hours per week in violation of California Labor Code sections 1810 through 1815.</p> <p>6. Required Provisions for Subcontracts. Contractor shall include at a minimum a copy of the following provisions in any contract they enter into with a subcontractor: California Labor Code sections 1771, 1771.1, 1775, 1776, 1777.5, 1810, 1813, 1815, 1860 and 1861.</p> <p>7. Labor Code Section 1861 Certification. Contractor in accordance with California Labor Code section 3700 is required to secure the payment of compensation of its employees and by signing this Contract, Contractor certifies that "I am aware of the provisions of Section 3700 of the California 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."</p> <p>8. Labor Compliance Program. The City has its own Labor Compliance Program authorized in August 2011 by the DIR. The City will withhold contract payments when payroll records are delinquent or deemed inadequate by the City or other governmental entity, or it has been established after an investigation by the City or other governmental entity that underpayment(s) have occurred. For questions or assistance, please contact the City of San Diego's Equal Opportunity Contracting Department at 619-236-6000.</p> <p>9. Contractor and Subcontractor Registration Requirements. This project is subject to compliance monitoring and enforcement by the DIR. A contractor or subcontractor shall not be qualified to bid on, be listed in a bid proposal, subject to the requirements of Section 4104 of the Public Contract Code, or engage in the performance of any contract for public work, as defined in this chapter of the Labor Code unless currently registered and qualified to perform the work pursuant to Section 1725.5. In accordance with Labor Code section 1771.1.(a), "[i]t is not a violation of this section for an unregistered contractor to submit a bid that is authorized by Section 7029.1 of the Business and Professions Code or by Section 10164 or 2103.5 of the Public Contract Code, provided the contractor is registered to perform public work pursuant to Section 1725.5 at the time the contract is awarded."</p> <p>9.1 A Contractor's inadvertent error in listing a subcontractor who is not registered pursuant to Labor Code section 1725.5 in a response to a solicitation shall not be grounds for filing a bid protest or grounds for considering the bid non-responsive provided that any of the following apply: (1) the subcontractor is registered prior to bid</p>	
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	opening; (2) within twenty-four hours after the bid opening, the subcontractor is registered and has paid the penalty registration fee specified in Labor Code section 1725.5; or (3) the subcontractor is replaced by another registered contractor pursuant to Public Contract Code section 4107. 9.2 A contract entered into with any contractor or subcontractor in violation of Labor Code section 1771.1(a) shall be subject to cancellation, provided that a contract for public work shall not be unlawful, void, or voidable solely due to the failure of the awarding body, contractor, or any subcontractor to comply with the requirements of section 1725.5 of this section. 9.3 By performing services detailed in this purchase order, Contractor is certifying that he or she has verified that all subcontractors used on this public works project are registered with the DIR in compliance with Labor Code sections 1771.1 and 1725.5, and Contractor shall provide proof of registration to the City upon request.				
8	MODIFICATIN TO EXISTING PO MOD TO EXISTING PO 4500066633 For Fence repair and parts per Bid# 10013916-11-P and Contract# 4600000535. July 1, 2015 to Feb 14, 2016. Insurance and business tax certificate to be updated as may be required.	5,000 EA	USD	1.00	USD 5,000.00

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