



City of San Diego PURCHASE ORDER

PO No. 4500092443**Date:** 08/22/2017 **Page 1 of 4**

Ship To: City of San Diego Billing Contact for Delivery Address 92101	Bill To: PUD ACCOUNTS PAYABLE 9192 TOPAZ WAY SAN DIEGO CA 92123	Billing Contact: LECIA FULLER Telephone: E-Mail: lf Fuller@sandiego.gov
Vendor: Black Sage Environmental INC. 534 GALEON COURT SPRING VALLEY CA 91977 Vendor ID: 10033046 Telephone: 619-876-0745 E-Mail: jallen@blacksageenvironmenta		Terms: within 30 days Due net Delivery Terms: FOB Destination Buyer: Ray Falcon Telephone: 619-236-6037 E-Mail: RFalcon@sandiego.gov

Line #	Item ID/Description	Del.Date	Quantity/UM	Unit Price	Extended Price
1	FY18 PO SPECIALIZED NATURAL RESOURCE THIS REQUEST IS FOR SPECIALIZED NATURAL RESOURCE MANAGEMENT SERVICES ON PUBLIC UTILITIES DEPARTMENT RURAL WATER LANDS. THIS SPECIALIZED TEAM WILL HAVE A CA STATE APPLICATORS LICENSE AND CERTIFIED EQUIPMENT, UNDERSTAND AND COMPLY WITH STATE REGULATIONS REGARDING PESTICIDE USE REPORTING, BE QUALIFIED TO SPRAY PESTICIDES ADJACENT TO WATERWAYS, AND UNDERSTAND THE IDIOSYNCRASIES OF PEST MANAGEMENT IN SENSITIVE BIOLOGICAL HABITATS ON THE CITY'S MSCP CORNERSTONE LANDS. THE CONTRACTOR WILL RESPOND PROMPTLY TO ERADICATION EFFORTS RELATED TO PLANT GROWTH CYCLES AND REGIONAL MICRO-CLIMATES, AS WELL AS COMPLY WITH JURISDICTIONAL ENVIRONMENTAL REGULATIONS REGARDING PESTICIDE USE IN RIPARIAN HABITATS. THERE IS LIMITED VEHICLE ACCESS AND THE TEAM WILL REQUIRE SPECIALIZED EQUIPMENT TO ACCESS THE AREAS. THE CONTRACTOR HAS KNOWLEDGE OF NATIVE PLANT AND INVASIVE WEED SPECIES IDENTIFICATION AND EXPERIENCE IN NATIVE PLANTING, SLOPE STABILIZATION, GENERAL EROSION CONTROL, AND FENCE INSTALLATION IN SENSITIVE SAN DIEGO NATIVE HABITATS. THERE IS LIMITED VEHICLE ACCESS TO MANY SITES AND THE TEAM WILL REQUIRE SPECIALIZED EQUIPMENT TO ACCESS THE AREAS. CREW MEMBER HOURS TO PICK UP CACTUS FROM NURSERY, TRANSPORT TO PLANTING SITE, DIG HOLES, INSTALL CACTUS, BUILD BERMS, WATER IF NEEDED AND INSTALL FENCING. TRUCK USAGE PER DAY TO TRANSPORT CREW MEMBERS AND SUPPLIES FOR INITIAL CACTUS PLANTING. DEPARTMENT CONTACT: JOHN M. BARONE @ 619-533-6641 **** Item partially delivered	06/30/2018	560 HR	USD 35.00	USD 19,600.00
2	FY18 PO TRUCK USAGE PER DAY TRUCK USAGE PER DAY TO TRANSPORT CREW MEMEBERS AND SUPPLIES FOR INITIAL CACTUS PLANTING **** Item completely delivered	06/30/2018	12 HR	USD 40.00	USD 480.00
3	FY18 PO CREW MEMEBER HOURS CREW MEMEBER HOURS TO SPRAY HERBICIDE OR HAND PULL WEEDING MAINTENANCE, AND SUPPLEMENTAL WATERING AS NEEDED **** Item partially delivered	06/30/2018	730 HR	USD 40.00	USD 29,200.00
4	FY18 PO GLYPHOSATE HERBICIDE AND DYE USE GLYPHOSATE HERBICIDE AND DYE USED DEPARTMENT CONTACT: JOHN M. BARONE @ 619-533-6641	06/30/2018	1,435 OZ	USD 0.50	USD 717.50

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	<p>PO released NTE as may be required. Update insurance and business tax as required.</p> <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 22.4201through 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 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</p>				
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	<p>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 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 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.</p> <p>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</p>				
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	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.				
	Non-Deductible Tax				USD 55.61
Notes: The Terms and Conditions of this Purchase Order are available at http://sandiego.gov/purchasing/					
IMPORTANT!				Line Item Total \$ 49,997.50	
To ensure prompt payments, PO # must appear on all shipments and invoices; all invoices must be directed to <i>Billing</i> Contact person at <i>Bill-To</i> address listed above				Tax \$ 55.61	
				PO Total \$ 50,053.11	