City of San Diego
PURCHASE ORDER

PO No. | **4500094899**

Ship To:
City of San Diego
Billing Contact for Delivery Address
5240 Convoy Street
San Diego, CA 92111

Bill To:
PUD ACCOUNTS PAYABLE
9192 TOPAZ WAY
SAN DIEGO CA 92123

Billing Contact:
Noraloyda Rivera

Telephone:

E-Mail: NMRIVERA@SANDIEGO.GOV

Vendor:
Fairbanks Scales Inc
821 Locust St
Kansas City MO 64106-1908

Vendor ID: 10028474 **Telephone:** 816-448-4225 **E-Mail:** msmith@fairbanks.com

Terms:
within 30 days Due net
Delivery Terms:
FOB Destination

Buyer: TanyaRadomyshelsky
Telephone: 619-235-5855
E-Mail: TRadomyshels@sandiego.gov

Line #	Item ID/Description Serv # Service Description	Del.Date	Quantity/Ord UoM	Unit Price/Prc UoM Conv Factor	Extended Price
1	**FY18 MBC - VARIOUS PART & ACCESSORIES** FY18 MBC - For various parts and accessories for truck scale in area 86. From 07/01/17 to 06/30/18. Department Contact: Michelle Moran (858)614-5817	06/30/2018	10,000 EA	1.00 EA	USD 10,000.00
****	Item completely delivered				
2	**FY18 MBC - LABOR RATE** FY18 MBC - Hourly Labor Rate onsite. From 07/01/17 to 06/30/18. Department Contact: Michelle Moran (858)614-5817	06/30/2018	113.64 HR	132.00 HR	USD 15,000.48
****	Item completely delivered				

Notes: WAGE REQUIREMENTS:

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.
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.
1. Compliance with Prevailing Wage Requirements. Pursuant to sections

Notes: The Terms and Conditions of this Purchase Order are available at http://sandiego.gov/purchasing/

SEE LAST PAGE FOR TOTAL

IMPORTANT!

To ensure prompt payments, PO # must appear on all shipments and invoices; all invoices must be directed to *Billing* Contact person at *Bill-To* address listed above

Rev 04 - 16

Line #	Item ID/Description		Del.Date	Quantity/Ord UoM	Unit Price/Prc Uom	Extended Price
	Serv#	Service Description			Conv Factor	

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.

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.

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.

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.

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.

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.

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

Notes: The Terms and Conditions of this Purchase Order are available at http://sandiego.gov/purchasing/

SEE LAST PAGE FOR TOTAL

IMPORTANT!

To ensure prompt payments, PO # must appear on all shipments and invoices; all invoices must be directed to *Billing* Contact person at *Bill-To* address listed above

Rev 04 - 16

Line #	Item ID/Description	Del.Date	Quantity/Ord UoM	Unit Price/Prc Uom	Extended Price
	Serv# Service Description			Conv Factor	

violation of California Labor Code sections1810 through 1815.

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.

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."

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.

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."

 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.

 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.

Notes: The Terms and Conditions of this Purchase Order are available at http://sandiego.gov/purchasing/

Line Item Total $	25,000.48
Tax $	0.00
PO Total **$**	**25,000.48**

IMPORTANT!

To ensure prompt payments, PO # must appear on all shipments and invoices; all invoices must be directed to *Billing* Contact person at *Bill-To* address listed above