



# City of San Diego PURCHASE ORDER

**PO No. 4500101763**

**Date:** 07/18/2018 **Page 1 of 9**

<b>Ship To:</b> MWWD-WASTEWATER COLLECTION ACCOUNT CLERK MS 902 9150 TOPAZ WAY SAN DIEGO CA 92123-1119	<b>Bill To:</b> PUD ACCOUNTS PAYABLE 9192 TOPAZ WAY SAN DIEGO CA 92123	<b>Billing Contact:</b> Darryl Aubrey  <b>Telephone:</b>  <b>E-Mail:</b> DAUBREY@SANDIEGO.GOV
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<b>Vendor:</b> South Bay Fence Inc 3084 Main Street Chula Vista CA 91911-5704  <b>Vendor ID:</b> 10013418 <b>Telephone:</b> 619-420-3410 <b>E-Mail:</b> lea@southbayfence.com	<b>Terms:</b> within 30 days Due net  <b>Delivery Terms:</b> FOB Destination  <b>Buyer:</b> Michael Warner <b>Telephone:</b> 619-236-6154 <b>E-Mail:</b> MWarner@sandiego.gov
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Line #	Serv #	Item ID/Description Service Description	Del.Date	Quantity/Ord UoM	Unit Price/Prc UoM Conv Factor	Extended Price
1		<b>Line Item 2, 8" Double Wheel</b>  FY19 FENCE CONSTRUCTION SERVICE THIS PO REPLACES PO#4500095126 CONTRACT#4600002661 BID NO:10062247-16K DO NOT SHIP ITEMS UNTIL REQUESTED CONTACT LARRY COOPER 858-614-5774  Non-Deductible Tax	06/30/2019	20 EA	25.00 EA	USD 500.00  USD 38.75
2		<b>Line Item 3, Angle Iron Track 1" x 1"</b>  Non-Deductible Tax	06/30/2019	20 FT	1.00 FT	USD 20.00  USD 1.55
3		<b>Line Item 4, Brace Bands 1 5/8" through</b>  Non-Deductible Tax Item partially delivered	06/30/2019	20 EA	1.05 EA	USD 21.00  USD 1.63
4		<b>Line Item 5, Cement Post Footings</b>  Non-Deductible Tax Item partially delivered	06/30/2019	20 EA	10.00 EA	USD 200.00  USD 15.50
5		<b>Line Item 6, Chain Link 3 1/2' high 9 ga</b>  Non-Deductible Tax	06/30/2019	20 FT	1.73 FT	USD 34.60  USD 2.68
6		<b>Line Item 7, Chain Link 4' high 9 ga bla</b>  Non-Deductible Tax	06/30/2019	20 FT	2.15 FT	USD 43.00  USD 3.34

The Terms and Conditions of this Purchase Order are available at <http://www.sandiego.gov/purchasing/vendor>

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Line #	Item ID/Description Serv# Service Description	Del.Date	Quantity/Ord UoM	Unit Price/Prc Uom Conv Factor	Extended Price
****	Item partially delivered				
7	Line Item 8, Chain Link 5' high 9 ga gre	06/30/2019	20 FT	2.67 FT	USD 53.40
	Non-Deductible Tax				USD 4.14
8	Line Item 9, Chain Link 6' high 11 ga	06/30/2019	20 FT	1.93 FT	USD 38.60
	Non-Deductible Tax				USD 2.99
9	Line Item 10, Chain Link 8' high 9 ga	06/30/2019	20 FT	4.28 FT	USD 85.60
	Non-Deductible Tax				USD 6.64
10	Line Item 11, Chain Link 8' high 9 ga bl	06/30/2019	20 FT	4.80 FT	USD 96.00
	Non-Deductible Tax				USD 7.44
11	Line Item 12, Drop Rod Locking Bar 1 3/8	06/30/2019	20 EA	19.70 EA	USD 394.00
	Non-Deductible Tax				USD 30.54
****	Item partially delivered				
12	Line Item 13, Eye Tops 1 7/8" x 1 5/8"	06/30/2019	20 EA	1.75 EA	USD 35.00
	Non-Deductible Tax				USD 2.72
13	Line Item 14, Fence Ties	06/30/2019	70 EA	0.10 EA	USD 7.00
	Non-Deductible Tax				USD 0.55
****	Item partially delivered				
14	Line Item 15, Flat Washers	06/30/2019	20 EA	0.05 EA	USD 1.00
	Non-Deductible Tax				USD 0.08
15	Line Item 16, Gate 10' W x 6' H	06/30/2019	2 EA	190.00 EA	USD 380.00
	Non-Deductible Tax				USD 29.45
16	Line Item 17, Gate Fork Latch	06/30/2019	20 EA	9.10 EA	USD 182.00

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Line #	Serv#	Item ID/Description Service Description	Del.Date	Quantity/Ord UoM	Unit Price/Prc Uom Conv Factor	Extended Price
****		Non-Deductible Tax Item partially delivered				USD 14.11
17		<b>Line Item 18, Gate Hinges</b>	06/30/2019	20 EA	8.10 EA	USD 162.00
****		Non-Deductible Tax Item partially delivered				USD 12.56
18		<b>Line Item 19, Hammer Nails 1/4"</b>	06/30/2019	20 EA	0.25 EA	USD 5.00
		Non-Deductible Tax				USD 0.39
19		<b>Line Item 20, Hog Rings 9 ga</b>	06/30/2019	20 LB	2.70 LB	USD 54.00
****		Non-Deductible Tax Item partially delivered				USD 4.19
20		<b>Line Item 21, Nails 1/2" x 12"</b>	06/30/2019	20 EA	0.48 EA	USD 9.60
		Non-Deductible Tax				USD 0.75
21		<b>Line Item 22, Panel with Bars 12' x 6'</b>	06/30/2019	2 EA	168.00 EA	USD 336.00
		Non-Deductible Tax				USD 26.04
22		<b>Line Item 23, Panel with Bars 10' x 6'</b>	06/30/2019	2 EA	140.00 EA	USD 280.00
		Non-Deductible Tax				USD 21.70
23		<b>Line Item 24, Panel with Bars 4' x 6'</b>	06/30/2019	20 EA	56.00 EA	USD 1,120.00
		Non-Deductible Tax				USD 86.80
24		<b>Line Item 25, Panel with Bars 4' x 10'</b>	06/30/2019	20 EA	76.00 EA	USD 1,520.00
		Non-Deductible Tax				USD 117.80
25		<b>Line Item 26, Pipe 1 7/8" O.D.</b>	06/30/2019	21 FT	1.84 FT	USD 38.64
		Non-Deductible Tax				USD 2.99
26						

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Line #	Serv#	Item ID/Description Service Description	Del.Date	Quantity/Ord UoM	Unit Price/Prc Uom Conv Factor	Extended Price
		<b>Line Item 27, Pipe 2 3/8" O.D.</b>	06/30/2019	21 FT	2.47 FT	USD 51.87
		Non-Deductible Tax				USD 4.02
<b>27</b>		<b>Line Item 28, Pipe 3 1/2" O.D.</b>	06/30/2019	21 FT	5.23 FT	USD 109.83
		Non-Deductible Tax				USD 8.51
<b>28</b>		<b>Line Item 29, Pipe 4" O.D</b>	06/30/2019	21 FT	6.29 FT	USD 132.09
		Non-Deductible Tax				USD 10.24
<b>29</b>		<b>Line Item 30, Pipe Top Rail 1/58" O.D.</b>	06/30/2019	21 FT	1.56 FT	USD 32.76
		Non-Deductible Tax				USD 2.54
****		Item partially delivered				
<b>30</b>		<b>Line Item 31, Post Caps</b>	06/30/2019	21 EA	1.46 EA	USD 30.66
		Non-Deductible Tax				USD 2.37
****		Item partially delivered				
<b>32</b>		<b>Line Item 33, Rail ends 1 5/8" O.D.</b>	06/30/2019	21 EA	0.57 EA	USD 11.97
		Non-Deductible Tax				USD 0.93
****		Item partially delivered				
<b>33</b>		<b>Line Item 34, Tension Bands 1 5/8" throu</b>	06/30/2019	21 EA	0.29 EA	USD 6.09
		Non-Deductible Tax				USD 0.48
****		Item completely delivered				
<b>34</b>		<b>Line Item 35, Tension Bars 4'</b>	06/30/2019	21 EA	1.15 EA	USD 24.15
		Non-Deductible Tax				USD 1.87
****		Item partially delivered				
<b>35</b>		<b>Line Item 36, Tension Bars 6'</b>	06/30/2019	21 EA	1.77 EA	USD 37.17
		Non-Deductible Tax				USD 2.88
****		Item partially delivered				

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Line #	Serv#	Item ID/Description Service Description	Del.Date	Quantity/Ord UoM	Unit Price/Prc Uom Conv Factor	Extended Price	
****		<b>Line Item 37, Top Rail Sleeves</b>	06/30/2019	21 EA	0.77 EA	USD	16.17
		Non-Deductible Tax Item partially delivered				USD	1.25
37		<b>Line Item 38, Track Wheels</b>	06/30/2019	21 EA	22.00 EA	USD	462.00
		Non-Deductible Tax				USD	35.81
38		<b>Line Item 39, U-bolt sign brackets 2 7/8</b>	06/30/2019	21 EA	4.60 EA	USD	96.60
		Non-Deductible Tax				USD	7.49
39		<b>Line Item 40, Labor-install temporary ch</b>	06/30/2019	20 FT	6.50 FT	USD	130.00
		Non-Deductible Tax				USD	10.08
40		<b>Line Item 41, Labor-install permanent ch</b>	06/30/2019	22 FT	25.90 FT	USD	569.80
		Non-Deductible Tax				USD	44.16
41		<b>Line Item 42 Labor-install chain link sa</b>	06/30/2019	25 FT	0.75 FT	USD	18.75
		Non-Deductible Tax				USD	1.45
42		<b>Line Item 43 Labor-install windscreen (f</b>	06/30/2019	25 FT	0.66 FT	USD	16.50
		Non-Deductible Tax				USD	1.28
43		<b>Line Item 44 Labor-install post and cabl</b>	06/30/2019	89 HR	92.50 HR	USD	8,232.50
	****	Non-Deductible Tax Item partially delivered				USD	638.02
44		<b>Line Item 45 Labor-Repair and install se</b>	06/30/2019	15 HR	115.00 HR	USD	1,725.00
		Non-Deductible Tax				USD	133.69
45		<b>Line Item 46 Labor-Repair and install se</b>	06/30/2019	20 MON	1.00 MON	USD	20.00
		Non-Deductible Tax				USD	1.55

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Line #	Serv#	Item ID/Description Service Description	Del.Date	Quantity/Ord UoM	Unit Price/Prc Uom Conv Factor	Extended Price
46		Line Item 47 Rental of temporary chain I	06/30/2019	5,988 EA	1.00 EA	USD 5,988.00
****		Non-Deductible Tax				USD 464.07
		Item partially delivered				
47		FY19 PO MOD MISC PARTS LINE 95	06/30/2019	1,000 EA	1.00 EA	USD 1,000.00
		FY19 PO MOD MISC PARTS LINE 95 CONTACT PORTEA CARTER 858-614-4576				
		Non-Deductible Tax				USD 77.50
<b>Notes:</b>		<p>PO released NTE purchase order value or as may be modified by the City. Update Insurance and Business Tax Certificate as required.</p> <p>DIR Project ID: 97437</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. PREVALING 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, 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, 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 of San Diego's Equal Opportunity Contracting Department 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 <a href="http://www.dir.ca.gov/OPRL/DPreWageDetermination.htm">http://www.dir.ca.gov/OPRL/DPreWageDetermination.htm</a>. 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</p>				

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	<p>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 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 its subcontractors 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 their compliance as well as the compliance of their subcontractors with sections 1777.5, 1777.6 and 1777.7.</p> <p>5. Working Hours. Contractor and its 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</p>				
The Terms and Conditions of this Purchase Order are available at <a href="http://www.sandiego.gov/purchasing/vendor">http://www.sandiego.gov/purchasing/vendor</a>					<p><b>SEE LAST PAGE FOR TOTAL</b></p>
<p><b>IMPORTANT!</b></p> <p>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</p>					



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	<p>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 enter into 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 20103.5 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 awarding body, Contractor, or any subcontractor to comply with the requirements of section 1725.5 of this section.</p> <p>9.3. By submitting a bid or proposal to the City, 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 for themselves and all listed subcontractors to the City at the time of bid or proposal due date or upon request.</p> <p>10. Stop Order. For Contractor or its subcontractor(s) engaging in the performance of any public work contract without having been registered in violation of Labor Code sections 1725.5 or 1771.1, the Labor Commissioner shall issue and serve a stop order prohibiting the use of the unregistered Contractor or unregistered subcontractor(s) on ALL public works until the unregistered Contractor or unregistered subcontractor(s) is registered. Failure to observe a stop order is a misdemeanor.</p> <p>11. List of all Subcontractors. The City may ask Contractor for the most current list of subcontractors (regardless of tier), along with their DIR registration numbers, utilized on this contract at any time during performance of this contract, and Contractor shall provide the list within ten (10) working days of the City's request. Additionally, Contractor shall provide the City with a complete list of all subcontractors utilized on this contract (regardless of tier), within ten working days of the completion of the contract, along with their DIR registration numbers. The City shall withhold final payment to Contractor until at least 30 days after this information is provided to the City.</p> <p>12. Exemptions for Small Projects. There are limited exemptions for installation, alteration, demolition, or repair work done on projects of</p>				
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	<p>\$25,000 or less. The Contractor shall still comply with Labor Code sections 1720 et. seq. The only recognized exemptions are listed below:</p> <p>12.1. Registration. Contractor will not be required to register with the DIR for small projects. (Labor Code section 1771.1).</p> <p>12.2. Certified Payroll Records. The records required in Labor Code section 1776 shall be required to be kept and submitted to the City of San Diego, but will not be required to be submitted online with the DIR directly. Contractor will need to keep those records for at least three years following the completion of the contract. (Labor Code section 1771.4).</p> <p>12.3. List of all Subcontractors. Contractor shall not be required to hire only registered subcontractors and is exempt from submitting the list of all subcontractors that is required in section 11 above. (Labor Code section 1773.3).</p> <p>B. Living Wages. This Contract is subject to the City's Living Wage Ordinance (LWO), codified at SDMC sections 22.4201 through 22.4245. The LWO requires payment of minimum hourly wage rates and other benefits unless an exemption applies. SDMC section 22.4225 requires each Contractor to fill out and file a living wage certification with the City Manager within thirty (30) days of Award of the Contract. LWO wage and health benefit rates are adjusted annually in accordance with SDMC section 22.4220(b) to reflect the Consumer Price Index. Service contracts, financial assistance agreements, and City facilities agreements must include this upward adjustment of wage rates to covered employees on July 1 of each year. In addition, Contractor agrees to require all of its subcontractors, sublessees, and concessionaires subject to the LWO to comply with the LWO and all applicable regulations and rules.</p> <p>1.1. Exemption from Living Wage Ordinance. Pursuant to SDMC section 22.4215, this Contract may be exempt from the LWO. For a determination on this exemption, Contractor must complete the Living Wage Ordinance Application for Exemption.</p> <p>C. Highest Wage Rate Applies. Contractor is required to pay the highest applicable wage rate where more than one wage rate applies.</p>				
The Terms and Conditions of this Purchase Order are available at <a href="http://www.sandiego.gov/purchasing/vendor">http://www.sandiego.gov/purchasing/vendor</a>				Line Item Total \$	24,328.35
<b>IMPORTANT!</b>				Tax \$	1,885.52
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				<b>PO Total \$</b>	<b>26,213.87</b>