

CONTRACT DOCUMENTS
Contract No. 1183

FOR

General Work

FOR

Canaryville Branch Library, 642 West 43rd Street, Chicago, Illinois

FOR

PUBLIC BUILDING COMMISSION OF CHICAGO

Mayor Richard M. Daley
Chairman

Eileen J. Carey
Executive Director
Room 200
Richard J. Daley Center
66 West Washington Street
Chicago, Illinois 60602

BY

Construction Cost Systems, Inc. 325 West Huron Street, Chicago, Illinois

DATE: April 14, 2000

**CONTRACT DOCUMENTS
CONTRACT, BOND AND CONDITIONS
CC - CONTRACT**

Contract No. 1183

This Contract, made the 9 day of May 2000

by and between

Zepeda Construction Services, Inc., a corporation organized and existing under the laws of the State of Illinois

with offices at

9613 South Torrence Avenue, City of Chicago, State of Illinois

hereinafter called the "Contractor", and **THE PUBLIC BUILDING COMMISSION OF CHICAGO**, a municipal corporation organized and existing pursuant to the *Illinois Public Building Commission Act*, as amended, with offices at the Richard J. Daley Center, 66 West Washington, Chicago, Illinois 60602, hereinafter called the "Commission".

WITNESSETH, that the Contractor and the Commission for the consideration stated herein agree as follows:

ARTICLE 1 STATEMENT OF WORK

The Contractor agrees to perform everything required to be performed and to provide all of the labor, necessary tools, machinery and materials, and all facilities for the construction of the project as described herein and as further identified in the "Request for Prequalification" for this project and other work necessary to perform and complete in a workmanlike manner, and within the specified time, all of the Work listed in the foregoing Advertisement for Bids dated April 14, 2000 in strict accordance with the Contract Documents.

ARTICLE 2 TIME OF PERFORMANCE

Time is of the essence of this Contract. The Contractor agrees that it will commence the performance of the Work on the date set forth in the Notice to Proceed issued by the Commission and that it will complete the Work within the time set forth in the Special Conditions.

ARTICLE 3 BASE CONTRACT PRICE

The base ~~total~~ bid of One Million Four Hundred Forty Seven Thousand Four Hundred Fifty Nine Dollars (\$ 1,447,459.00), as adjusted from time to time pursuant to the Contract Documents, shall be full compensation to the Contractor for having well and faithfully completed the Work, free and clear of all claims, liens and charges whatsoever, of any kind or nature, and in full compliance with the Contract.

ARTICLE 4 PAYMENT

Payment for the Work will be made in the manner set forth in the General Conditions.

ARTICLE 5 CONTRACT DOCUMENTS

The agreement between the parties includes not only this instrument, but also the remaining Contract Documents described under the section entitled "Definitions", General Conditions, and all of which shall be binding on the parties hereto.

ARTICLE 6 COVENANT AGAINST CONTINGENT FEES

The Contractor warrants that it has not employed any person to solicit or secure this Contract upon any agreement for a commission, percentage, brokerage, or contingent fee. Breach of this warranty shall give the Commission the right to terminate the Contract, or, in its discretion, to deduct from the contract price or consideration the amount of such commission, percentage, brokerage, or contingent fees. This warranty shall not apply to any commission payable by the Contractor upon contracts or sales secured or made through bona fide established commercial or selling agencies maintained by the Contractor for the purpose of securing business

ARTICLE 7 CHANGES

The following changes were made in the terms of this Contract before the execution thereof.

PUBLIC BUILDING COMMISSION OF CHICAGO

IN WITNESS WHEREOF, the parties hereto have caused this instrument to be executed in two (2) original counterparts the day and year first above written.

WITNESS:

Name

Street

City State

(Contractor)

(Partner)

(Partner)

Name

Street

City State

CORPORATE SEAL

ATTEST:

By Samuel Zepeda

Secretary
(Title)

Zepeda Construction Services, Inc.
(Contractor)
By Samuel Zepeda

President
(Title)

9613 South Torrence Avenue
(Street)
Chicago, Illinois 60617
(City)

PUBLIC BUILDING COMMISSION OF CHICAGO

Ralph M. Haly
Chairman
(Print or type the names underneath all signatures)

Eileen J. Carey
Secretary

CORPORATE RESOLUTION

I, the undersigned, DO HEREBY CERTIFY that the following is a complete, true and correct copy of certain preambles and resolutions of the board of directors of

Zepeda Construction Services, Inc.

a corporation duly organized and existing under the laws of the State of Illinois and authorized to do business in the State of Illinois, which resolutions were duly adopted at a duly called meeting of said board held on May 9 2000, a quorum being present, and are set forth in the minutes of said meeting: that I am the keeper of the corporate seal and of the minutes and records of said corporation; and that the said resolutions have not been rescinded or modified:

WHEREAS, this corporation submitted a bid, dated May 5 2000 to the Public Building Commission of Chicago, for Contract No. 1183 of said Commission, for the sum of One Million Four Hundred Forty Seven Thousand Four Hundred Fifty Nine (\$ 1,447,459.00); and

WHEREAS, this corporation has been notified in writing by the Public Building Commission of Chicago that the Commission has awarded to this company said Contract No. 1183, in accordance with the terms of the bid submitted by this company and in accordance with all of the terms and provisions of the Contract Documents;

NOW, THEREFORE, BE IT RESOLVED: That the president or vice president and the secretary or assistant secretary of this corporation be, and they are hereby, authorized and directed to execute for and on behalf of and under the name and seal of this corporation said Contract No. 1183 of the Public Building Commission of Chicago, in the amount of \$1,447,459.00 ; and

BE IT FURTHER RESOLVED: That the aforesaid officers of this corporation be, and they are hereby, authorized and directed to execute and deliver to the Commission, for and on behalf of this corporation, such other and all documents as may be necessary or pertinent to the aforesaid contract, and to do and perform any and all other acts relative thereto.

I FURTHER CERTIFY that the following-named persons are the officers of this corporation duly qualified and now acting as such:

President: Samuel Zepeda
Vice President: Samuel Zepeda
Secretary: Samuel Zepeda
Treasurer: _____
Assistant Secretary: _____

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the seal of said corporation, this 9 day of May, 2000

Samuel Zepeda
Secretary

**CONTRACT DOCUMENTS
 BID DOCUMENTATION
 BD-4 PROPOSAL**

Contract No. 1183

BD-4(a) BID FORM

TO: PUBLIC BUILDING COMMISSION OF CHICAGO

BD-4(a) - 1 BASE BID AND AWARD CRITERIA

In compliance with the foregoing Instructions to Bidders and Advertisement for Bids dated the undersigned, having inspected the Site of the Work and become familiar with the conditions affecting the cost of the work and with the requirements of the Contract, hereby proposes to furnish all labor, necessary tools, materials and other work necessary to perform and complete in a workmanlike manner the

General Work

work for

Canaryville Branch Library, 642 West 43rd Street, Chicago, Illinois

located at the Site designated in the Advertisement for Bids, all as required by and in strict accordance with the Contract Documents and with all addenda issued by the Commission, receipt of which is hereby acknowledged, all for the Total Sum of

One Million Four Hundred Forty Seven thousand Four
 Hundred Fifty Nine Dollars No/Cents

DOLLARS (\$ 1,447,459.00)

which shall be known as the Base Bid or Base Contract Price. It is stipulated that the Base Bid includes a "Contingency Fund" as described in Paragraph BD-3-16.

Award Criteria Figure

One Million Three Hundred Eighty Three thousand
 Seven hundred seventy and eighty cents

DOLLARS (\$ 1,383,770.80)

(Insert Line 15 of Canvassing Formula)

BASIS OF CONTRACT AWARD (Award Criteria)

To promote the intended goal of affirmative action and maximize the use of minority personnel on this project, the Public Building Commission of Chicago has established the Award Criteria formula for the purpose of evaluating proposals and awarding the contract. A contract in the amount of the total Base Bid or Base Contract Price will be awarded to the responsible bidder with the lowest Award Criteria Figure. The Public Building Commission of Chicago reserves the right to check all calculations for correctness. The fulfillment of the Award Criteria does not abrogate the responsibilities of the contractor to comply with federal and state requirements under the *Equal Employment Act* and the *Illinois Human Rights Act*.

INSTRUCTIONS

The Bidder shall complete the Award Criteria Formula and transfer the final Award Criteria Figure - Line 15 to the space provided on the itemized proposal sheet. Failure to complete the formula may be cause for rejection of the Bidder's proposal. The successful bidder will be held responsible for adhering to the figures submitted in Lines 1, 2, 4, 6, 10 and 12 during construction of the project.

Lines 2, 4 and 6 in the formula shall not be greater than fifty percent (50%) in each category for the purpose only of determining award of the contract. Similarly, lines 8, 10 and 12 shall not be greater than ten (10%) percent in each category for the purpose of award criteria only. The fifty percent (50%) and ten percent (10%) goals are not intended to restrict the total number of minority and female employees to be used on the project, but only to establish limiting figures for use in the formula. Journeyworker includes journeyworkers from the major trades listed herein, and the teamsters. Watchmen and custodial workers are not creditable in the formula.

AWARD CRITERIA FORMULA

Line 1. Base Bid, in figures	<u>1,447,459.00</u>
Line 2. Percentage of the Journeyworkers hours that the Contractor proposes to be worked by minority Journeyworker during construction of the project. (Maximum figure 0.50)	<u>0.50</u>
Line 3. Multiply Line 2 by Line 1 by 0.04	<u>28,949.18</u>
Line 4. Percentage of the total Apprentice hours that the Contractor proposes to be worked by minority Apprentices during construction of the project. (Maximum figure 0.50)	<u>0.50</u>
Line 5. Multiply Line 4 by Line 1 by 0.03	<u>21,711.89</u>
Line 6. Percentage of the total Laborer hours that the Contractor proposes to be worked by minority Laborers during construction of the project. (Maximum figure 0.50)	<u>0.50</u>

Line 7. Multiply Line 6 by Line 1 of 0.01

7,237.30

Line 8. Percentage of the total Journeyworker hours that the Contractor proposes to be worked by female Journeyworkers during construction of the project. (Maximum figure 0.10)

0.05

Line 9. Multiply Line 8 by Line 1 by 0.04

2,894.92

Line 10. Percentage of total Apprentice hours that the Contractor proposes to be worked by female Apprentices during construction of the project. (Maximum figure 0.10)

0.05

Line 11. Multiply Line 10 by Line 1 by 0.03

2,171.19

Line 12. Percentage of the total Laborer hours that the Contractor proposes to be worked by female Laborers during construction of the project. (Maximum figure 0.10)

0.05

Line 13. Multiply Line 12 by Line 1 by 0.01

723.73

Line 14. Summation of Lines 3, 5, 7, 9, 11 and 13

63,688.20

Line 15. Subtract Line 14 from Line 1
(="Award Criteria Figure")

1,383,770.80

Award Criteria Figure

DOLLARS (\$ 1,383,770.80)
(Insert Line 15 of Award Criteria Formula)

Base Bid or Base Contract Price

DOLLARS (\$ 1,447,459.00)

BD-4 PROPOSAL

BD-4(a) BID FORM

TO: PUBLIC BUILDING COMMISSION OF CHICAGO

BD-4(a) - 1(b) UNIT PRICES

(a) Unit prices provided below in accordance with the provisions of the Detailed Specifications will be used as the basis for adjustments to the Contract price in the event the quantities of work required by the Contract Documents are increased or decreased.

(b) Unit Prices:

	TYPE OF WORK	\$ AMOUNT	UNIT(S)
1.	Additional excavation	\$ 25.00	Cubic Yard
2.	Unsuitable soils disposal	\$ 22.00	Cubic Yard
3.	Additional ordinary fill	\$ 25.00	Cubic Yard
4.	Additional engineered fill	\$ 30.00	Cubic Yard
5.			
6.			
7.			
8.			
9.			
10.			
11.			
12.			
13.			
14.			
15.			
16.			
17.			
18.			
19.			
20.			

LIQUIDATED DAMAGES

The Contractor hereby consents and agrees that, in the event that it fails to comply with each of the minimum commitments submitted with this Proposal on Lines 2, 4, 6, 8, 10 and 12 of the Award Criteria Formula, covering minority and female Journeyworkers, apprentices, and laborers respectively, the following shall apply.

For any net deficiency in each category, the following amounts shall be deducted as liquidated damages from monies due the Contractor and the Contract Sum modified accordingly:

- a. For each full one (1%) percent deficiency of minority Journeyworkers not utilized - four cents per each hundred dollars of the base bid calculated as follows:

$$\frac{\text{Line 1} \times 0.04}{100}$$

Each one (1%) percent deficiency toward the goal for female Journeyworkers (Line 8) shall be calculated in the same way.

- b. For each full one (1%) percent deficiency of minority apprentices not utilized - three cents per hundred dollars of the base bid calculated as follows:

$$\frac{\text{Line 1} \times 0.03}{100}$$

Each one (1%) percent deficiency toward the goal for female apprentices (Line 10) shall be calculated in the same way.

- c. For each one (1%) percent deficiency of minority laborers not utilized - one cent per each hundred dollars of the base bid calculated as follows:

$$\frac{\text{Line 1} \times 0.01}{100}$$

Each one (1%) percent deficiency toward the goal for minority laborers (Line 12) shall be calculated in the same way.

REPORTING

In accordance with this commitment, the Contractor must submit both the Contractor's Payroll Record Form and the Contractor's Recapitulation of Minority and Female Worker Hours and Percentages Form on a monthly basis. All Subcontractors shall be listed on the Contractor's Recapitulation Form whether active or not. For the purpose of this report, the following group categories will be used:

- a. The classification "White" includes person of Indo-European descent.
- b. The classification "Black" or "African-American" includes persons having origins in any of the black racial groups of Africa.
- c. The classification "Hispanic" includes persons whose origins are from Mexico, Puerto Rico, Cuba, Central or South America, the Caribbean Islands or other Spanish culture or origin, regardless of race.
- d. The classification "Native American" includes persons who are Native Americans by virtue of tribal association.
- e. The classification "Asian-Pacific" includes persons whose origins are from East Asia, Southeast Asia, the Pacific Islands or the Indian sub-continent.
- f. The classification "Other" includes qualified individuals with disabilities who meet legitimate skill, experience, education or other requirements of employment positions held or sought and who perform the essential function with or without reasonable accommodation and other groups or other individuals found by the Public Building Commission of Chicago to be socially and economically disadvantaged and to have suffered actual racial or ethnic discrimination and decreased opportunities to compete in Chicago area markets.

The Contractor shall maintain data which records its good faith efforts to identify, train and/or hire lower-income residents from the project area and to utilize business concerns which are located in or owned in substantial part by persons residing in the area of the project.

MAJOR TRADES

- | | |
|-------------------------|----------------------------|
| Asbestos Workers | Operating Engineers |
| Boiler Makers | Painters |
| Bricklayers | Pile Driver Mechanics |
| Carpenters | Pipe Fitters/Steam Fitters |
| Cement Masons | Plasterers |
| Electricians | Plumbers |
| Elevator Construction | Roofers |
| Glaziers | Sheet Metal Workers |
| Mechanists | Sprinkler Fitters |
| Machinery Movers | Technical Engineers |
| Ornamental Iron Workers | Tuck Pointers |
| Lathers | |

For approval of other trades for consideration in the Award Criteria Formula, written approval should be requested from the Public Building Commission of Chicago.

FOR INFORMATION ONLY

TRADE PARTICIPATION

The following information must be supplied by the Contractor for the purposes of evaluating figures supplied in the Award Criteria Formula. It is understood that these figures are estimates only and are not to be considered as limiting in any manner actual participation on the project.

Anticipated levels of minority participation, to be expressed as percentages, must be supplied for each trade, whether attributable to the Contractor's work force or any Subcontractor which will be active on this project.

TRADE PARTICIPATION	PERCENT OF MINORITY
EARTHWORK	100 %
CONCRETE	100 %
LANDSCAPING	100 %
MASONRY	100 %

ADDITIONAL REQUIREMENTS

This project is subject to the following requirement:

The Contractor shall maintain data which records its good faith efforts to identify, train and/or hire lower-income residents from the project area and to utilize business concerns which are located in or owned in substantial part by persons residing in the area of the project.

PUBLIC BUILDING COMMISSION OF CHICAGO

BD-4 PROPOSAL

BD-4(a) BID FORM

TO: PUBLIC BUILDING COMMISSION OF CHICAGO

BD-4(a) - 2 TIME FOR COMPLETION

The Contractor agrees that, if awarded the Contract, the Contractor will complete the work within the time for performance specified in the Special Conditions including any phasing that may be required pursuant to the Contract Documents.

BD-4(a) - 3 BID GUARANTEE

- a. Upon acceptance of this bid by the Commission, the Bidder agrees that it will execute and deliver a Contract in the form required by the Contract Documents, that it will give a Performance and Payment Bond as specified in said documents, with good and sufficient surety or sureties, and that it will furnish the required insurance, all within five (5) days after the Contract is presented for signature.
- b. The Bidder encloses herewith the bid security as required in the Instructions to Bidders in the Contract Documents in the form of Bid Bond (State if bid bond, certified check or cashier's check) in the sum of Seventy thousand Dollars \$ 70,000.00 and has executed the attached Affidavit of Non-collusion which by this reference is made a part hereof.
Norton Insurance
(Name of Surety Company)
proposes to furnish the Performance and Payment Bond required by the Contract Documents.
Heritage Mutual Insurance Co.
(Name of Insurance Company)
proposes to furnish the insurance required by the Contract Documents.
- c. The Bidder agrees that this bid may be held by the Commission for a period not exceeding one hundred twenty (120) days from the date fixed for the opening of bids and that the bid may not be withdrawn within that period.
- d. If written notice of the acceptance of this Proposal is mailed, telegraphed or delivered to the undersigned within the time noted herein, or at any time thereafter before this Proposal is withdrawn, the undersigned agrees to execute and enter into a Contract with the Public Building Commission of Chicago with the Proposal as accepted.

**CONTRACT DOCUMENTS
 BID DOCUMENTATION
 BD-4 PROPOSAL**

BID FORM

TO: PUBLIC BUILDING COMMISSION OF CHICAGO

BD-4(a)-4 BID BREAKDOWN

General Contractor must provide the following base bid breakdown. Breakdown to include the work described in the bid documents and addenda, if any.

BASE BID BREAKDOWN	DIVISION	\$ AMOUNT
SITWORK		
CONCRETE	2	
MASONRY	3	
STEEL	4	
CARPENTRY	5	
ROOFING/WATERPROOFING/SEALANTS	6	
DOORS & WINDOWS	7	
FINISHES	8	
SPECIALTY ITEMS	9	
EQUIPMENT	10	1,172,459.00
FURNISHINGS	11	
SPECIAL CONSTRUCTION	12	
VERTICAL TRANSPORTATION (Not Applicable)	13	
MECHANICAL	14	
ELECTRICAL	15	
WINTER CONDITIONS	16	
GENERAL CONDITIONS		
FEE		60,000.00
		65,000.00
SUB-TOTAL		1,297,459.00
ALLOWANCES		
COMMISSION'S CONTINGENCY FUND		\$150,000.00
TOTAL BASE BID		1,447,459.00

PUBLIC BUILDING COMMISSION OF CHICAGO

BD-4 PROPOSAL

BD-4(b) AFFIDAVIT OF NONCOLLUSION

STATE OF ILLINOIS }
COUNTY OF COOK } SS

Samuel Zepeda, being first duly sworn, deposes and says that:

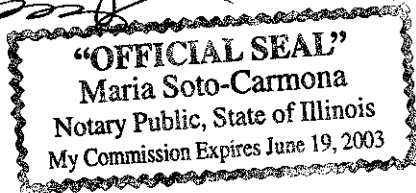
- (1) He/She is President
(Owner, Partner, Officer, Representative or Agent) of Zepeda Construction Services, Inc.
the Bidder that has submitted the attached Bid;
- (2) That Bidder is fully informed respecting the preparation and contents of the attached Bid and of all pertinent circumstances respecting such Bid;
- (3) Such Bid is genuine and is not a collusive or sham bid;
- (4) Neither Bidder nor any of its officers, partners, owners, agents, representatives, employees or parties in interest, including this affiant, has in any way colluded, connived, conspired or agreed, directly or indirectly, with any other Bidder, firm or person to submit a collusive or sham bid in connection with the Contract for which the attached bid has been submitted or to refrain from bidding in connection with such Contract, or has in any manner, directly or indirectly, sought by agreement or collusion or communication or conference with any other Bidder, firm or person to fix the price or prices in the attached bid or of any other Bidder, or to fix any overhead, profit or cost element of the bid price of any other Bidder, or to secure through any collusion, conspiracy, connivance or unlawful agreement any advantage against the Public Building Commission of Chicago or any person interested in the proposed Contract; and
- (5) The price or prices quoted in the attached Bid are fair and proper and are not tainted by any collusion, conspiracy, connivance or unlawful agreement on the part of the Bidder or any of its agents, representatives, owners, employees, or parties in interest, including this affiant.
- (6) The Bidder is not barred from bidding as a result of having violated *Illinois Criminal Code*, 720 ILCS 5/33E-3 (Bid-rigging), 720 ILCS 5/33E-4 (Bid rotating) or the *Prevailing Wage Act*, 30 ILCS 570/0.01 through 570/7.

Samuel Zepeda
(Signed)
President
(Title)

Subscribed and sworn to before me this 5th day of May 2000

[Signature]
Illinois Notary
(Title)

My Commission expires: 6-9-03



PUBLIC BUILDING COMMISSION OF CHICAGO

BD-4 PROPOSAL

BD-4(c) STATEMENT OF CONTRACTOR'S QUALIFICATIONS

(Contractor may elect to reference the previously submitted pre-qualification proposal form.)

Bidder Zepeda Construction Services, Inc.
 Submitted By Samuel Zepeda
 Title President
 Permanent Main Office Address 9613 S. Torrence Ave Chicago IL 60617
 Local Address same as above
 Local Telephone No. and FAX No. (773) 978-8050 (773) 978-6734
 How many years operating as contractor for work of this nature 11-96

List of recently completed, contracts of similar dollar value and scope of work.

Name/Address	Dollar Amount of Contract	Year	Nature of Project
1. <u>landscaping Median Roosevelt</u>	<u>\$1,708,608.37</u>	<u>1998</u>	<u>Landscaping / Streetscaping</u>
2. <u>Median Landscape Halsted</u>	<u>\$1,518,930.80</u>	<u>1998</u>	<u>Landscaping / Streetscaping</u>
3. <u>95th St. Median</u>	<u>\$2,126,906.78</u>	<u>1999</u>	<u>Landscaping / Streetscaping</u>
4. <u>Western Median</u>	<u>\$2,592,626.98</u>	<u>1999</u>	<u>Landscaping / Streetscaping</u>

List of contracts on hand.

Name/Address	Dollar Amount of Contract	Will Complete	Nature of Project
1. <u>Ashland Median</u>	<u>\$1,541,020.15</u>	<u>6-15-00</u>	<u>Landscaping / Streetscaping</u>
2. <u>79th Median Improv.</u>	<u>\$2,420,483.39</u>	<u>10-00</u>	<u>Landscaping / Streetscaping</u>
3. <u>95th Median</u>	<u>\$1,484,345.09</u>	<u>11-00</u>	<u>Landscaping / Streetscaping</u>
4.			

PUBLIC BUILDING COMMISSION OF CHICAGO

BD-4 PROPOSAL

BD-4(c) STATEMENT OF CONTRACTOR'S QUALIFICATIONS (continued)

The undersigned hereby authorizes any person, firm or corporation to furnish any information requested by the Public Building Commission of Chicago, in verification of this Statement of Contractor's Qualifications.

If submitted by an individual: N/A

- (a) Firm Name
- (b) The Owner and Official Address

If submitted by a partnership: N/A

- (a) Firm Name
- (b) Official Address
- (c) Names of all of the Partners:

If submitted by a corporation:

- (a) Corporation Name
- (b) State and City in which incorporated
- (c) If incorporated in another state, are you authorized to do business in the State of Illinois?
Yes No

Zepeda Construction Services Inc.

Illinois, Chicago

- (d) Name and address of registered agent in Illinois.

Sykora, Elson & Troke, 19376 Summit Ave., Court C, Oak Brook Terrace, IL 60181

- (e) Names and titles of officers authorized to sign contracts

President/Secretary
Title

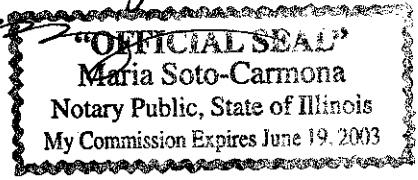
Samuel Zepeda

Title

Samuel Zepeda
Signature of Affiant

Subscribed and sworn to before me this 5th day of May 20 000

[Signature]
Notary Public
My Commission expires: 6-19-03



PUBLIC BUILDING COMMISSION OF CHICAGO

BD-4 PROPOSAL

BD-4(c) STATEMENT OF CONTRACTOR'S QUALIFICATIONS (continued)

Contractor shall furnish its most recent Financial Statements available (which shall be attached hereto and thereby made a part hereof), together with a Statement of Credit Available. The Contractor shall also submit, such additional information regarding the capability of the Contractor to perform the Contract as may be requested by the Commission.

BD-4(d) MBE AND WBE COMMITMENTS

As part of the Commission Remedial Program for Utilization of Minority-owned Business Enterprise ("MBE") and Women-owned Business Enterprise ("WBE") firms, each Bidder shall submit the attached Schedules A through D, inclusive, as part of this Proposal. The Schedules are part of the Contract requirements as is more fully set forth in SC-12, Special Conditions regarding MBE/WBE Utilization.

PUBLIC BUILDING COMMISSION OF CHICAGO

SCHEDULE A
Affidavit of MBE/WBE

The undersigned,

Zepeda Construction Services, Inc.
(Company/Business Entity)

being first duly sworn on oath, depose and state as follows:

1. That he/she is the

President

(Designate Office)

of

Zepeda Construction Services, Inc.
(Company/Business Entity)

2. That

Zepeda Construction Services, Inc.
(Company/Business Entity)

applied for certification as a MBE/WBE (strike the category which does not apply) with

City of Chicago
(Name of Certifying Agency)

on

See copy of letter attached
(Date of Application)

3. That

Zepeda Construction Services, Inc.
(Company/Business Entity)

satisfies all of the requirements to obtain certification as a MBE/WBE.

4. That

Zepeda Construction Services, Inc.
(Company/Business Entity)

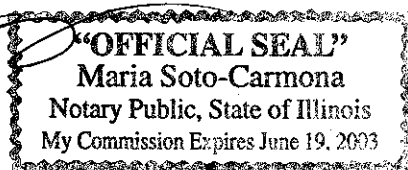
will provide the Public Building Commission of Chicago with a copy of its Letter of Certification promptly upon receipt.

Zepeda Construction Services, Inc.
Name of MBE/WBE Firm

Samuel Zepeda
Signature

Subscribed and sworn to before me this 5th day of May 2000

Maria Soto Carmona
Notary Public
My Commission expires: 6-19-03





City of Chicago
Richard M. Daley, Mayor

Department of Purchases,
Contracts and Supplies

David E. Malone
Chief Procurement Officer

City Hall, Room 403
121 North LaSalle Street
Chicago, Illinois 60602-1284
(312) 744-4900
(312) 744-2949 (TTY)

<http://www.cityofchicago.org>

April 14, 2000

Maribel Zepeda
Zepeda Construction Services, Inc.
9615 South Torrence Avenue
Chicago, Illinois 60617

Dear Ms. Zepeda:

We are in receipt of your application for recertification. As you may know, on December 29, 1999, Mayor Daley announced the establishment of the City of Chicago Office of Compliance and Certification. This new office, among other things, will administer the certification of disadvantaged, minority,- and/or women- owned business.

The Mayor has asked that we review the current certification program and institute a more rigorous recertification procedure. Therefore, our current program is under review.

In the interim, since your firm met its obligation to apply for recertification before the expiration date of May 1, 2000, your firm will continue to be certified by the City of Chicago for a period of 90 days, after which a final determination will be made as to the status of your firm.

I am sure you will agree that it is in our best interest that the City's DBE/MBE/WBE program is conducted in accordance with the highest standards. If you have any further questions regarding your certification status, please contact Nancy Bronakowski, Intake Officer at 312-744-1193.

Very truly yours

Eric A. McMiller
Director of Certification

EAM/nb

NEIGHBORHOODS



SCHEDULE A
Affidavit of MBE/WBE

The undersigned,

Directions Metropolitan, Inc.
(Company/Business Entity)

being first duly sworn on oath, depose and state as follows:

1. That ~~he~~/she is the
President

(Designate Office)

of

Directions Metropolitan, Inc.
(Company/Business Entity)

2. That

Directions Metropolitan, Inc.
(Company/Business Entity)

applied for certification as a MBE/WBE (strike the category which does not apply) with

City of Chicago
(Name of Certifying Agency)

on

See copy of letter
(Date of Application)

3. That

Directions Metropolitan, Inc.
(Company/Business Entity)

satisfies all of the requirements to obtain certification as a MBE/WBE.

4. That

Directions Metropolitan, Inc.
(Company/Business Entity)

will provide the Public Building Commission of Chicago with a copy of its Letter of Certification promptly upon receipt.

Directions Metropolitan, Inc.
Name of MBE/WBE Firm

Signature

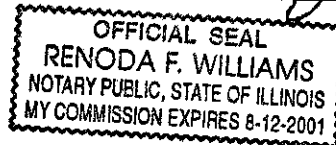
Subscribed and sworn to before me this

5th day of May

2000

Renoda F. Williams
Notary Public

My Commission expires:





City of Chicago
Richard M. Daley, Mayor

Office of Compliance and
Certification

Nancy J. Clawson
Executive Director

City Hall, Room 604
121 North LaSalle Street
Chicago, Illinois 60602
(312) 744-8300
(312) 744-3618 (FAX)
(312) 744-3619 (TTY)

<http://www.ci.chi.il.us>

February 24, 2000

Jacqueline L. Bradley
Directions Metropolitan
3861 West Lake Street
Chicago, Illinois 60624

Dear Ms. Bradley:

We are in receipt of your application for recertification. As you may know, on December 29, 1999, Mayor Daley announced the establishment of the City of Chicago Office of Compliance and Certification. This new office among other things, will administer the certification of disadvantaged, minority and/or women owned business. Nancy J. Clawson has been asked to serve as Executive Director of this new office and Eric A. McMiller will be the Director of Certification.

The Mayor has asked that we review the current certification program and institute a more rigorous recertification procedure. Therefore, our current program is under review.

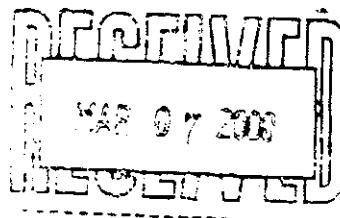
In the interim, since your firm met its obligation to apply for recertification before the expiration date, of April 1, 2000, your firm will continue to be certified by the City of Chicago for a period of 90 days, after which a final determination will be made as to the status of your firm.

I am sure you will agree that it's in our best interest that the City's DBE/MBE/WBE program is conducted in accordance with the highest standards. If you have any further questions regarding your certification status, please contact Nancy Bronakowski, Intake Officer at 312-744-1193.

Very Truly Yours

Eric A. McMiller
Eric A. McMiller
Director of Certification

EAM/nb



SCHEDULE B ^{N/A}
Joint Venture Affidavit (1 of 5)

(This form need not be filled in if all joint venturers are MBE/WBE firms. In such case, however, a written joint venture agreement among the MBE/WBE firms should be submitted. Each MBE/WBE joint venturer must also execute and attach Schedule A, "Affidavit of MBE/WBE").

1. Name of joint venture

2. Address of joint venture

3. Phone number of joint venture

4. Identify the firms which comprise the joint venture

A. Describe the role(s) of the MBE/WBE firm(s) in the joint venture. (Note that a "clearly defined portion of work" must here be shown as under the responsibility of the MBE/WBE firm.)

B. Describe very briefly the experience and business qualifications of each non-MBE/WBE joint venturer.

5. Nature of joint venture's business

6. Provide a copy of the joint venture agreement.

7. Ownership of joint venture: What is the claimed percentage MBE/WBE ownership of the joint venture? _____%

SCHEDULE B *NIA*
Joint Venture Affidavit (2 of 5)

Specify as to:

A. Profit and loss sharing
_____ %

B. Capital contributions, including equipment
_____ %

C. Other applicable ownership interests, including ownership options or other agreements which restrict ownership or control.

D. Describe any loan agreements between joint venturers, and identify the terms thereof.

8. Control of and participation in this contract. Identify by name, race, sex, and "firm" those individuals (and their titles) who are responsible for day-to-day management and policy decision making, including, but not limited to, those with prime responsibility for

A. Financial decisions

B. Management decisions such as:

(1) Estimating

(2) Marketing and Sales

(3) Hiring and firing of management personnel

(4) Other

SCHEDULE B NIA
Joint Venture Affidavit (3 of 5)

C. Purchasing of major items or supplies

D. Supervision of field operations

E. Supervision of office personnel

F. Describe the financial controls of the joint venture, e.g., will a separate cost center be established; which venturer will be responsible for keeping the book; how will the expense therefor be reimbursed; the authority of each joint venturer to commit or obligate the other. Describe the estimated contract cash flow for each joint venturer.

G. State approximate number of operational personnel, their craft and positions and whether they will be employees of the majority firm or the joint venture.

9. Please state any material facts of additional information pertinent to the control and structure of this joint venture.

SCHEDULE B *01A*
Joint Venture Affidavit (4 of 5)

THE UNDERSIGNED SWEAR THAT THE FOREGOING STATEMENTS ARE CORRECT AND INCLUDE ALL MATERIAL INFORMATION NECESSARY TO IDENTIFY AND EXPLAIN THE TERMS AND OPERATIONS OF OUR JOINT VENTURE AND THE INTENDED PARTICIPATION BY EACH JOINT VENTURER IN THE UNDERTAKING. FURTHER, THE UNDERSIGNED COVENANT AND AGREE TO PROVIDE TO THE PUBLIC BUILDING COMMISSION OF CHICAGO CURRENT, COMPLETE AND ACCURATE INFORMATION REGARDING ACTUAL JOINT VENTURE WORK AND THE PAYMENT THEREFOR AND ANY PROPOSED CHANGES IN ANY OF THE JOINT VENTURE AGREEMENTS AND TO PERMIT THE AUDIT AND EXAMINATION OF THE BOOKS, RECORDS AND FILES OF THE JOINT VENTURE, OR THOSE OF EACH JOINT VENTURER RELEVANT TO THE JOINT VENTURE, BY AUTHORIZED REPRESENTATIVES OF THE COMMISSION. ANY MATERIAL MISREPRESENTATION WILL BE GROUNDS FOR TERMINATING ANY CONTRACT WHICH MAY BE AWARDED AND FOR INITIATING ACTION UNDER FEDERAL OR STATE LAWS CONCERNING FALSE STATEMENTS.

Note - If, after filing this Schedule B and before the completion of the joint venture's work on this Contract, there is any significant change in the information submitted, the joint venture must inform the Public Building Commission of Chicago, either directly or through the prime contractor if the joint venture is a subcontractor.

Name of Joint Venturer

Name of Joint Venturer

Signature

Signature

Name

Name

Title

Title

Date

Date

SCHEDULE B *N/A*
Joint Venture Affidavit (5 of 5)

Date _____

State of _____

County of _____

On this _____ day of _____, 20____, before me appeared

_____, to me personally known, who, being
(Name) duly sworn, did execute the foregoing affidavit, and did state that he or she was properly authorized by

_____ to execute the affidavit and did so as his
(Name of Joint Venture) or her free act and deed.

Notary Public
Commission Expires:

(Seal)

Date _____

State of _____

County of _____

On this _____ day of _____, 20____, before me appeared

_____, to me personally known, who, being
(Name) duly sworn, did execute the foregoing affidavit, and did state that he or she was properly authorized by

_____ to execute the affidavit and did so as his
(Name of Joint Venture) or her free act and deed.

Notary Public
Commission Expires:

(Seal)

SCHEDULE C
Letter of Intent from MBE/WBE
To Perform As
Subcontractor, Subconsultant and/or Material Supplier (1 of 2)
SCHEDULE C AND THE BACKUP MUST BE SUBMITTED WITH
YOUR BID

Name of Project Canaryville Branch Library, 642 West 43rd Street, Chicago, Illinois

Contract Number 1183
Project Number

FROM:

ZEPEDA CONSTRUCTION SERVICES, Inc.
(Name of MBE or WBE)

MBE Y WBE

TO:

ZEPEDA CONSTRUCTION SERVICES, Inc.
(Name of Prime or General Bidder)

and Public Building Commission of Chicago

The undersigned intends to perform work in connection with the above-referenced project as (check one):

 a Sole Proprietor

X a Corporation

 a Partnership

 a Joint Venture

The MBE/WBE status of the undersigned is confirmed by the attached Letter of Certification, dated See copy of letter attached. In addition, in the case where the undersigned is a Joint Venture with a non-MBE/WBE firm, a Schedule B, Joint Venture Affidavit, is provided.

The undersigned is prepared to provide the following described services or supply the following described goods in connection with the above-named project.

excavation, concrete, landscaping
wood blocking

The above described services or goods are offered for the following price, with terms of payment as stipulated in the Contract Documents.

\$ 175,128.00

SCHEDULE C
Letter of Intent from MBE/WBE
To Perform As
Subcontractor, Subconsultant and/or Material Supplier (2 of 2)

PARTIAL PAY ITEMS

For any of the above items which are partial pay items, specifically describe the work and subcontract dollar amount:

If more space is needed to fully describe the MBE/WBE firm's proposed scope of work and/or payment schedule, attach additional sheet(s).

SUB-SUBCONTRACTING LEVELS

0 % of the dollar value of the MBE/WBE subcontract will be sublet to non-MBE/WBE contractors.

0 % of the dollar value of the MBE/WBE subcontract will be sublet to MBE/WBE contractors.

If MBE/WBE subcontractor will not be sub-subcontracting any of the work described in this Schedule, a zero (0) must be filled in each blank above. If more than 10% percent of the value of the MBE/WBE subcontractor's scope of work will be sublet, a brief explanation and description of the work to be sublet must be provided.

The undersigned will enter into a formal agreement for the above work with you as Contractor, conditioned upon your execution of a contract with the Public Building Commission of Chicago, and will do so within five (5) working days of receipt of a notice of Contract award from the Commission.

By:

Zepeda Construction Services Inc.
Name of MBE/WBE Firm (Print)

5-5-00
Date

(773) 978-8050
Phone

Samuel Zepeda
Signature

Samuel Zepeda
Name (Print)

IF APPLICABLE:

By:

Joint Venture Partner (Print)

Date

Phone

Signature

Name (Print)

MBE ___ WBE ___ Non-MBE/WBE ___

SCHEDULE C
Letter of Intent from MBE/WBE
To Perform As
Subcontractor, Subconsultant and/or Material Supplier (1 of 2)
SCHEDULE C AND THE BACKUP MUST BE SUBMITTED WITH
YOUR BID

Name of Project Canaryville Branch Library, 642 West 43rd Street, Chicago, Illinois

Contract Number 1183
Project Number

FROM:

Directions Metropolitan Inc MBE _____ WBE X
(Name of MBE or WBE)

TO:

Zepeda Construction Services, Inc. and Public Building Commission of Chicago
(Name of Prime or General Bidder)

The undersigned intends to perform work in connection with the above-referenced project as (check one):

- _____ a Sole Proprietor
- _____ a Partnership
- _____ X a Corporation
- _____ a Joint Venture

The MBE/WBE status of the undersigned is confirmed by the attached Letter of Certification, dated see copy of letter. In addition, in the case where the undersigned is a Joint Venture with a non-MBE/WBE firm, a Schedule B, Joint Venture Affidavit, is provided.

The undersigned is prepared to provide the following described services or supply the following described goods in connection with the above-named project.

Site Furnishing

The above described services or goods are offered for the following price, with terms of payment as stipulated in the Contract Documents.

_____ \$25,000 - _____

SCHEDULE C
Letter of Intent from MBE/WBE
To Perform As
Subcontractor, Subconsultant and/or Material Supplier (2 of 2)

PARTIAL PAY ITEMS

For any of the above items which are partial pay items, specifically describe the work and subcontract dollar amount:

If more space is needed to fully describe the MBE/WBE firm's proposed scope of work and/or payment schedule, attach additional sheet(s).

SUB-SUBCONTRACTING LEVELS

0 % of the dollar value of the MBE/WBE subcontract will be sublet to non-MBE/WBE contractors.

0 % of the dollar value of the MBE/WBE subcontract will be sublet to MBE/WBE contractors.

If MBE/WBE subcontractor will not be sub-subcontracting any of the work described in this Schedule, a zero (0) must be filled in each blank above. If more than 10% percent of the value of the MBE/WBE subcontractor's scope of work will be sublet, a brief explanation and description of the work to be sublet must be provided.

The undersigned will enter into a formal agreement for the above work with you as Contractor, conditioned upon your execution of a contract with the Public Building Commission of Chicago, and will do so within five (5) working days of receipt of a notice of Contract award from the Commission.

By:

Directions Metropolitan, Inc.
Name of MBE/WBE Firm (Print)

May 5, 2000
Date

(773) 533-2760
Phone

Signature

Jackie Bradley
Name (Print)

IF APPLICABLE:

By:

Joint Venture Partner (Print)

Date

Phone

Signature

Name (Print)

MBE ___ WBE ___ Non-MBE/WBE ___

**SCHEDULE D
Affidavit of Prime Contractor Regarding MBE/WBE Participation (1 of 2)**

Name of Project: **Canaryville Branch Library, 642 West 43rd Street, Chicago, Illinois**

Contract Number **1183**

STATE OF ILLINOIS }
COUNTY OF COOK } SS

In connection with the above-captioned contract, I HEREBY DECLARE AND AFFIRM that I am the

PRESIDENT
Title

and duly authorized representative of

Zepeda Construction Services, Inc.
(Name of Prime Contractor)

whose address is

9613 S. Torrence Ave. Chicago IL 60617

in the City of Chicago, State of Illinois

and that I have personally reviewed the material and facts submitted with the attached Schedules of MBE/WBE participation in the above-referenced Contract, including Schedule A, Schedule C and Schedule B (if applicable), and the following is a statement of the extent to which MBE/WBE firms will participate in this Contract if awarded to this firm as the Contractor for the Project.

Name of MBE/WBE Contractor	Type of Work to be Done in Accordance with Schedule C	Dollar Credit Toward MBE/WBE Goals	
		MBE	WBE
<u>Zepeda Construction Services, Inc.</u>	<u>Excavation, concrete, landscaping, wood blocking</u>	<u>\$175,128.00</u>	<u>\$ —</u>
<u>Directions Metropolitan, Inc.</u>	<u>site furnishing</u>	<u>\$ —</u>	<u>\$25,000.00</u>
<u>ARC Underground</u>	<u>site utilities</u>	<u>\$ —</u>	<u>\$40,000.00</u>
<u>Office Environment</u>	<u>Floor coverings</u>	<u>\$ —</u>	<u>\$20,000.00</u>
<u>Namat Construction</u>	<u>Masonry</u>	<u>\$210,000.00</u>	<u>\$ —</u>
		<u>\$ —</u>	<u>\$ —</u>
Total Net MBE/WBE Credit		\$385,128.00	\$85,000.00

The Prime Contractor may count toward its MBE/WBE goal a portion of the total dollar value of a contract with a joint venture equal to the percentage of the ownership and control of the MBE/WBE partner.

SCHEDULE D

Affidavit from Prime Contractor Regarding MBE/WBE Participation (2 of 2)

SUB-SUBCONTRACTING LEVELS

0 % of the dollar value of the MBE/WBE subcontract will be sublet to non-MBE/WBE contractors.

0 % of the dollar value of the MBE/WBE subcontract will be sublet to MBE/WBE contractors.

If MBE/WBE subcontractor will not be sub-subcontracting any of the work described in this Schedule, a zero (0) must be filled in each blank above.

If more than 10% percent of the value of the MBE/WBE subcontractor's scope of work will be sublet, a brief explanation and description of the work to be sublet must be provided.

The undersigned will enter into a formal agreement for the above work with the above referenced MBE/WBE firms, conditioned upon performance as Contractor of a Contract with the Commission, and will do so within five (5) working days of receipt of a notice of Contract award from the Commission.

By: Zepeda Construction Services, Inc.
Name of Contractor (Print)

Signature (Handwritten: Samuel Zepeda)

5-5-00
Date

Name (Print) (Handwritten: Samuel Zepeda)

(773) 978-8050
Phone

IF APPLICABLE:

By:
Joint Venture Partner (Print)

Signature

Date

Name (Print)

Phone/FAX

MBE ___ WBE ___ Non-MBE/WBE ___

PUBLIC BUILDING COMMISSION OF CHICAGO

BD-4(e) AFFIDAVIT OF CHICAGO RESIDENCY

STATE OF ILLINOIS }
COUNTY OF COOK } SS

Samuel Zepeda, being first duly sworn, deposes and says that:

(1) He/She is President
(Owner, Partner, Officer, Representative or Agent)

of Zepeda Construction Services, Inc.
the Bidder that has submitted the attached Bid;

(2) That Bidder hereby agrees to ensure that at least fifty (50%) percent of the aggregate worker hours performed by Contractor and site-work Subcontractors in the category of construction laborers under this contract will be performed by actual residents of the City of Chicago as defined in Special Condition, SC-12 Chicago Residents as Employees.

(3) That Bidder hereby agrees to ensure that at least fifty (50%) percent of the aggregate worker hours performed by Contractor and site-work Subcontractors in the category of skilled construction trade workers under this contract will be performed by actual residents of the City of Chicago as defined in Special Condition, SC-13 Chicago Residents as Employees.

(4) That Bidder understands that these required minimum percentage levels of laborers and skilled construction trade workers shall not limit or determine the fuller utilization of actual residents of the City of Chicago beyond these numerical levels, but are intended instead as minimum requirements unless the Contractor can demonstrate the impracticability or excessive cost of complying with the specified percentages.

(5) That Bidder agrees to comply with the Compliance and Reporting procedures detailed in Special Condition, SC-12 Chicago Residents as Employees.

Samuel Zepeda
(Signed)

President
(Title)

Subscribed and sworn to before me this 5th day of May 2002

Maria Soto-Carmona
(Title)

My Commission expires: 6-19-03



BD-4(f) LOCAL BUSINESS PREFERENCE

Since the cost of doing business is higher for firms located in the City of Chicago due to higher taxes and other operating expenses, and the City of Chicago benefits from the presence of those firms in the City, the Commission applies a Local Business Preference to bids on projects funded by the City of Chicago. To be considered a local business, a firm must:

- be located within the corporate limits of the City of Chicago,
- have the majority of its regular, full-time work force located within the City of Chicago, and
- be subject to City of Chicago taxes.

For City-funded projects, a contract in the amount of the total Base Bid will be awarded to the responsible local business submitting the lowest Award Criteria Figure, provided that the Award Criteria Figure does not exceed the lowest Award Criteria Figure submitted by a responsible non-local business by more than two percent (2%).

If the Bidder is a joint venture, the joint venture shall be considered a local business if:

- all partners to the joint venture are Local Businesses, or
- one of the partners to the joint venture is a Local Business and holds at least a fifty percent (50%) interest in the joint venture.

A local business has a fifty percent (50%) interest in the joint venture only if it holds subcontracts equal to fifty percent (50%) or more of the amount of the bid. Joint venture bidders shall submit information and documentation (including, but not limited to, the joint venture agreement and subcontracts) with their bids to establish their eligibility for the Local Business Preference.

Each Bidder seeking classification as a Local Business must complete and sign the Affidavit of Local Business and shall submit documentation to support the assertions in the affidavit.

The Commission's determination of a bidder's eligibility for the Local Business Preference shall be final.

**CONTRACT DOCUMENTS
 BID DOCUMENTATION
 BD-4 PROPOSAL**

Contract No. 1183

BD-4(a) BID FORM

TO: PUBLIC BUILDING COMMISSION OF CHICAGO

BD-4(a) - 1 BASE BID AND AWARD CRITERIA

In compliance with the foregoing Instructions to Bidders and Advertisement for Bids dated the undersigned, having inspected the Site of the Work and become familiar with the conditions affecting the cost of the work and with the requirements of the Contract, hereby proposes to furnish all labor, necessary tools, materials and other work necessary to perform and complete in a workmanlike manner the

General Work

work for

Canaryville Branch Library, 642 West 43rd Street, Chicago, Illinois

located at the Site designated in the Advertisement for Bids, all as required by and in strict accordance with the Contract Documents and with all addenda issued by the Commission, receipt of which is hereby acknowledged, all for the Total Sum of

One Million Four Hundred Forty Seven thousand Four
 Hundred Fifty Nine Dollars NO/CENTS

DOLLARS (\$ 1,447,459.00)

which shall be known as the Base Bid or Base Contract Price. It is stipulated that the Base Bid includes a "Contingency Fund" as described in Paragraph BD-3-16.

Award Criteria Figure

One Million Three Hundred Eighty Three thousand
 Seven hundred seventy and eighty cents

DOLLARS (\$ 1,383,770.80)
 (Insert Line 15 of Canvassing Formula)

Zepeda

**CONTRACT DOCUMENTS
BID DOCUMENTATION
BD-4 PROPOSAL**

Contract No. 1183

BD-4(a) BID FORM

TO: PUBLIC BUILDING COMMISSION OF CHICAGO

BD-4(a) - 1 BASE BID AND AWARD CRITERIA

In compliance with the foregoing Instructions to Bidders and Advertisement for Bids dated the undersigned, having inspected the Site of the Work and become familiar with the conditions affecting the cost of the work and with the requirements of the Contract, hereby proposes to furnish all labor, necessary tools, materials and other work necessary to perform and complete in a workmanlike manner the

General Work

work for

Canaryville Branch Library, 642 West 43rd Street, Chicago, Illinois

located at the Site designated in the Advertisement for Bids, all as required by and in strict accordance with the Contract Documents and with all addenda issued by the Commission, receipt of which is hereby acknowledged, all for the Total Sum of

One Million Four Hundred Forty Seven thousand Four Hundred Fifty Nine Dollars NO/CENTS

DOLLARS (\$ 1,447,459.00)

which shall be known as the Base Bid or Base Contract Price. It is stipulated that the Base Bid includes a "Contingency Fund" as described in Paragraph BD-3-16.

Award Criteria Figure

One Million Three Hundred Eighty Three thousand Seven hundred seventy and eighty cents

DOLLARS (\$ 1,383,770.80)
(Insert Line 15 of Canvassing Formula)

BASIS OF CONTRACT AWARD (Award Criteria)

To promote the intended goal of affirmative action and maximize the use of minority personnel on this project, the Public Building Commission of Chicago has established the Award Criteria formula for the purpose of evaluating proposals and awarding the contract. A contract in the amount of the total Base Bid or Base Contract Price will be awarded to the responsible bidder with the lowest Award Criteria Figure. The Public Building Commission of Chicago reserves the right to check all calculations for correctness. The fulfillment of the Award Criteria does not abrogate the responsibilities of the contractor to comply with federal and state requirements under the *Equal Employment Act* and the *Illinois Human Rights Act*.

INSTRUCTIONS

The Bidder shall complete the Award Criteria Formula and transfer the final Award Criteria Figure - Line 15 to the space provided on the itemized proposal sheet. Failure to complete the formula may be cause for rejection of the Bidder's proposal. The successful bidder will be held responsible for adhering to the figures submitted in Lines 1, 2, 4, 6, 10 and 12 during construction of the project.

Lines 2, 4 and 6 in the formula shall not be greater than fifty percent (50%) in each category for the purpose only of determining award of the contract. Similarly, lines 8, 10 and 12 shall not be greater than ten (10%) percent in each category for the purpose of award criteria only. The fifty percent (50%) and ten percent (10%) goals are not intended to restrict the total number of minority and female employees to be used on the project, but only to establish limiting figures for use in the formula. Journeyworker includes journeyworkers from the major trades listed herein, and the teamsters. Watchmen and custodial workers are not creditable in the formula.

AWARD CRITERIA FORMULA

Line 1. Base Bid, in figures	<u>1,447,459.00</u>
Line 2. Percentage of the Journeyworkers hours that the Contractor proposes to be worked by minority Journeyworker during construction of the project. (Maximum figure 0.50)	<u>0.50</u>
Line 3. Multiply Line 2 by Line 1 by 0.04	<u>28,949.18</u>
Line 4. Percentage of the total Apprentice hours that the Contractor proposes to be worked by minority Apprentices during construction of the project. (Maximum figure 0.50)	<u>0.50</u>
Line 5. Multiply Line 4 by Line 1 by 0.03	<u>21,711.89</u>
Line 6. Percentage of the total Laborer hours that the Contractor proposes to be worked by minority Laborers during construction of the project. (Maximum figure 0.50)	<u>0.50</u>

PUBLIC BUILDING COMMISSION OF CHICAGO

- Line 7. Multiply Line 6 by Line 1 of 0.01 7,237.30
- Line 8. Percentage of the total Journeyworker hours that the Contractor proposes to be worked by female Journeyworkers during construction of the project. (Maximum figure 0.10) 0.05
- Line 9. Multiply Line 8 by Line 1 by 0.04 2,894.92
- Line 10. Percentage of total Apprentice hours that the Contractor proposes to be worked by female Apprentices during construction of the project. (Maximum figure 0.10) 0.05
- Line 11. Multiply Line 10 by Line 1 by 0.03 2,171.19
- Line 12. Percentage of the total Laborer hours that the Contractor proposes to be worked by female Laborers during construction of the project. (Maximum figure 0.10) 0.05
- Line 13. Multiply Line 12 by Line 1 by 0.01 723.73
- Line 14. Summation of Lines 3, 5, 7, 9, 11 and 13 63,688.20
- Line 15. Subtract Line 14 from Line 1 (= "Award Criteria Figure") 1,383,770.80

Award Criteria Figure

DOLLARS (\$ 1,383,770.80)
 (Insert Line 15 of Award Criteria Formula)

Base Bid or Base Contract Price

DOLLARS (\$ 1,447,459.00)

PUBLIC BUILDING COMMISSION OF CHICAGO

BD-4 PROPOSAL

BD-4(a) BID FORM

TO: PUBLIC BUILDING COMMISSION OF CHICAGO

BD-4(a) - 1(b) UNIT PRICES

(a) Unit prices provided below in accordance with the provisions of the Detailed Specifications will be used as the basis for adjustments to the Contract price in the event the quantities of work required by the Contract Documents are increased or decreased.

(b) Unit Prices:

	TYPE OF WORK	\$ AMOUNT	UNIT(S)
1.	Additional excavation	\$ 25.00	Cubic Yard
2.	Unsuitable soils disposal	\$ 22.00	Cubic Yard
3.	Additional ordinary fill	\$ 25.00	Cubic Yard
4.	Additional engineered fill	\$ 30.00	Cubic Yard
5.			
6.			
7.			
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16.			
17.			
18.			
19.			
20.			

LIQUIDATED DAMAGES

The Contractor hereby consents and agrees that, in the event that it fails to comply with each of the minimum commitments submitted with this Proposal on Lines 2, 4, 6, 8, 10 and 12 of the Award Criteria Formula, covering minority and female Journeyworkers, apprentices, and laborers respectively, the following shall apply.

For any net deficiency in each category, the following amounts shall be deducted as liquidated damages from monies due the Contractor and the Contract Sum modified accordingly:

- a. For each full one (1%) percent deficiency of minority Journeyworkers not utilized - four cents per each hundred dollars of the base bid calculated as follows:

$$\frac{\text{Line 1} \times 0.04}{100}$$

Each one (1%) percent deficiency toward the goal for female Journeyworkers (Line 8) shall be calculated in the same way.

- b. For each full one (1%) percent deficiency of minority apprentices not utilized - three cents per hundred dollars of the base bid calculated as follows:

$$\frac{\text{Line 1} \times 0.03}{100}$$

Each one (1%) percent deficiency toward the goal for female apprentices (Line 10) shall be calculated in the same way.

- c. For each one (1%) percent deficiency of minority laborers not utilized - one cent per each hundred dollars of the base bid calculated as follows:

$$\frac{\text{Line 1} \times 0.01}{100}$$

Each one (1%) percent deficiency toward the goal for minority laborers (Line 12) shall be calculated in the same way.

REPORTING

In accordance with this commitment, the Contractor must submit both the Contractor's Payroll Record Form and the Contractor's Recapitulation of Minority and Female Worker Hours and Percentages Form on a monthly basis. All Subcontractors shall be listed on the Contractor's Recapitulation Form whether active or not. For the purpose of this report, the following group categories will be used:

- a. The classification "White" includes person of Indo-European descent.
- b. The classification "Black" or "African-American" includes persons having origins in any of the black racial groups of Africa.
- c. The classification "Hispanic" includes persons whose origins are from Mexico, Puerto Rico, Cuba, Central or South America, the Caribbean Islands or other Spanish culture or origin, regardless of race.
- d. The classification "Native American" includes persons who are Native Americans by virtue of tribal association.
- e. The classification "Asian-Pacific" includes persons whose origins are from East Asia, Southeast Asia, the Pacific Islands or the Indian sub-continent.
- f. The classification "Other" includes qualified individuals with disabilities who meet legitimate skill, experience, education or other requirements of employment positions held or sought and who perform the essential function with or without reasonable accommodation and other groups or other individuals found by the Public Building Commission of Chicago to be socially and economically disadvantaged and to have suffered actual racial or ethnic discrimination and decreased opportunities to compete in Chicago area markets.

The Contractor shall maintain data which records its good faith efforts to identify, train and/or hire lower-income residents from the project area and to utilize business concerns which are located in or owned in substantial part by persons residing in the area of the project.

MAJOR TRADES

Asbestos Workers	Operating Engineers
Boiler Makers	Painters
Bricklayers	Pile Driver Mechanics
Carpenters	Pipe Fitters/Steam Fitters
Cement Masons	Plasterers
Electricians	Plumbers
Elevator Construction	Roofers
Glaziers	Sheet Metal Workers
Mechanists	Sprinkler Fitters
Machinery Movers	Technical Engineers
Ornamental Iron Workers	Tuck Pointers
Lathers	

For approval of other trades for consideration in the Award Criteria Formula, written approval should be requested from the Public Building Commission of Chicago.

FOR INFORMATION ONLY

TRADE PARTICIPATION

The following information must be supplied by the Contractor for the purposes of evaluating figures supplied in the Award Criteria Formula. It is understood that these figures are estimates only and are not to be considered as limiting in any manner actual participation on the project.

Anticipated levels of minority participation, to be expressed as percentages, must be supplied for each trade, whether attributable to the Contractor's work force or any Subcontractor which will be active on this project.

TRADE PARTICIPATION	PERCENT OF MINORITY
EARTHWORK	100 %
CONCRETE	100 %
LANDSCAPING	100 %
MASONRY	100 %

ADDITIONAL REQUIREMENTS

This project is subject to the following requirement:

The Contractor shall maintain data which records its good faith efforts to identify, train and/or hire lower-income residents from the project area and to utilize business concerns which are located in or owned in substantial part by persons residing in the area of the project.

PUBLIC BUILDING COMMISSION OF CHICAGO

BD-4 PROPOSAL

BD-4(a) BID FORM

TO: PUBLIC BUILDING COMMISSION OF CHICAGO

BD-4(a) - 2 TIME FOR COMPLETION

The Contractor agrees that, if awarded the Contract, the Contractor will complete the work within the time for performance specified in the Special Conditions including any phasing that may be required pursuant to the Contract Documents.

BD-4(a) - 3 BID GUARANTEE

- a. Upon acceptance of this bid by the Commission, the Bidder agrees that it will execute and deliver a Contract in the form required by the Contract Documents, that it will give a Performance and Payment Bond as specified in said documents, with good and sufficient surety or sureties, and that it will furnish the required insurance, all within five (5) days after the Contract is presented for signature.
- b. The Bidder encloses herewith the bid security as required in the Instructions to Bidders in the Contract Documents in the form of Bid Bond (State if bid bond, certified check or cashier's check) in the sum of Seventy thousand Dollars \$ 70,000.00 and has executed the attached Affidavit of Non-collusion which by this reference is made a part hereof.
Horton Insurance
(Name of Surety Company)
proposes to furnish the Performance and Payment Bond required by the Contract Documents.
Heritage Mutual Insurance Co.
(Name of Insurance Company)
proposes to furnish the insurance required by the Contract Documents.
- c. The Bidder agrees that this bid may be held by the Commission for a period not exceeding one hundred twenty (120) days from the date fixed for the opening of bids and that the bid may not be withdrawn within that period.
- d. If written notice of the acceptance of this Proposal is mailed, telegraphed or delivered to the undersigned within the time noted herein, or at any time thereafter before this Proposal is withdrawn, the undersigned agrees to execute and enter into a Contract with the Public Building Commission of Chicago with the Proposal as accepted.

**CONTRACT DOCUMENTS
 BID DOCUMENTATION
 BD-4 PROPOSAL**

BID FORM

TO: PUBLIC BUILDING COMMISSION OF CHICAGO

BD-4(a)-4 BID BREAKDOWN

General Contractor must provide the following base bid breakdown. Breakdown to include the work described in the bid documents and addenda, if any.

BASE BID BREAKDOWN	DIVISION	\$ AMOUNT
SITWORK		
CONCRETE	2	
MASONRY	3	
STEEL	4	
CARPENTRY	5	
ROOFING/WATERPROOFING/SEALANTS	6	
DOORS & WINDOWS	7	
FINISHES	8	
SPECIALTY ITEMS	9	
EQUIPMENT	10	1,172,459.00
FURNISHINGS	11	
SPECIAL CONSTRUCTION	12	
VERTICAL TRANSPORTATION (Not Applicable)	13	
MECHANICAL	14	
ELECTRICAL	15	
WINTER CONDITIONS	16	
GENERAL CONDITIONS		
FEE		60,000.00
		65,000.00
SUB-TOTAL		1,297,459.00
ALLOWANCES		
COMMISSION'S CONTINGENCY FUND		\$150,000.00
TOTAL BASE BID		1,447,459.00

PUBLIC BUILDING COMMISSION OF CHICAGO

BD-4 PROPOSAL

BD-4(b) AFFIDAVIT OF NONCOLLUSION

STATE OF ILLINOIS }
COUNTY OF COOK } SS

Samuel Zepeda

, being first duly sworn, deposes and says that:

(1) He/She is

President

(Owner, Partner, Officer, Representative or Agent) of

Zepeda Construction Services, Inc.
the Bidder that has submitted the attached Bid;

(2) That Bidder is fully informed respecting the preparation and contents of the attached Bid and of all pertinent circumstances respecting such Bid;

(3) Such Bid is genuine and is not a collusive or sham bid;

(4) Neither Bidder nor any of its officers, partners, owners, agents, representatives, employees or parties in interest, including this affiant, has in any way colluded, connived, conspired or agreed, directly or indirectly, with any other Bidder, firm or person to submit a collusive or sham bid in connection with the Contract for which the attached bid has been submitted or to refrain from bidding in connection with such Contract, or has in any manner, directly or indirectly, sought by agreement or collusion or communication or conference with any other Bidder, firm or person to fix the price or prices in the attached bid or of any other Bidder, or to fix any overhead, profit or cost element of the bid price of any other Bidder, or to secure through any collusion, conspiracy, connivance or unlawful agreement any advantage against the Public Building Commission of Chicago or any person interested in the proposed Contract; and

(5) The price or prices quoted in the attached Bid are fair and proper and are not tainted by any collusion, conspiracy, connivance or unlawful agreement on the part of the Bidder or any of its agents, representatives, owners, employees, or parties in interest, including this affiant.

(6) The Bidder is not barred from bidding as a result of having violated *Illinois Criminal Code*, 720 ILCS 5/33E-3 (Bid-rigging), 720 ILCS 5/33E-4 (Bid rotating) or the *Prevailing Wage Act*, 30 ILCS 570/0.01 through 570/7.

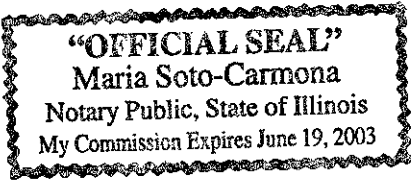
Samuel Zepeda
(Signed)

President
(Title)

Subscribed and sworn to before me this 5th day of May 2000

[Signature]
(Title)

My Commission expires: 6-19-03



PUBLIC BUILDING COMMISSION OF CHICAGO

BD-4 PROPOSAL

BD-4(c) STATEMENT OF CONTRACTOR'S QUALIFICATIONS

(Contractor may elect to reference the previously submitted pre-qualification proposal form.)

Bidder

Zepeda Construction Services, Inc.

Submitted By

Samuel Zepeda

Title

President

Permanent Main Office Address

9613 S. Terrence Ave Chicago IL 60617

Local Address

same as above

Local Telephone No. and FAX No.

(773) 978-8050 (773) 978-6734

How many years operating as contractor for work of this nature 11-96

List of recently completed, contracts of similar dollar value and scope of work.

Name/Address	Dollar Amount of Contract	Year	Nature of Project
1. <u>landscaping Median Roosevelt</u>	<u>\$1,708,608.27</u>	<u>1998</u>	<u>Landscaping / Streetscaping</u>
2. <u>Median Landscape Halsted</u>	<u>\$1,518,930.80</u>	<u>1998</u>	<u>Landscaping / Streetscaping</u>
3. <u>95th St. Median</u>	<u>\$2,126,906.78</u>	<u>1999</u>	<u>Landscaping / Streetscaping</u>
4. <u>Western Median</u>	<u>\$2,592,626.98</u>	<u>1999</u>	<u>Landscaping / Streetscaping</u>

List of contracts on hand.

Name/Address	Dollar Amount of Contract	Will Complete	Nature of Project
1. <u>Ashland Median</u>	<u>\$1,541,020.15</u>	<u>6-15-00</u>	<u>Landscaping / Streetscaping</u>
2. <u>79th Median Improv.</u>	<u>\$2,420,483.39</u>	<u>10-00</u>	<u>Landscaping / Streetscaping</u>
3. <u>95th Median</u>	<u>\$1,484,345.09</u>	<u>11-00</u>	<u>Landscaping / Streetscaping</u>
4.			

PUBLIC BUILDING COMMISSION OF CHICAGO

BD-4 PROPOSAL

BD-4(c) STATEMENT OF CONTRACTOR'S QUALIFICATIONS (continued)

The undersigned hereby authorizes any person, firm or corporation to furnish any information requested by the Public Building Commission of Chicago, in verification of this Statement of Contractor's Qualifications.

If submitted by an individual: N/A

- (a) Firm Name
- (b) The Owner and Official Address

If submitted by a partnership: N/A

- (a) Firm Name
- (b) Official Address
- (c) Names of all of the Partners:

If submitted by a corporation:

- (a) Corporation Name
- (b) State and City in which incorporated
- (c) If incorporated in another state, are you authorized to do business in the State of Illinois?
Yes No

Zepeda Construction Services Inc.

Illinois, Chicago

- (d) Name and address of registered agent in Illinois.

Sykora, Elson & Troke, 19376 Summit Ave., Court C, Oak Brook Terrace, IL 60181

- (e) Names and titles of officers authorized to sign contracts

President/Secretary
Title

Samuel Zepeda

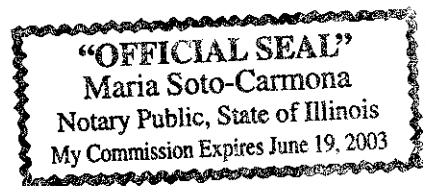
Title

Samuel Zepeda
Signature of Affiant

Subscribed and sworn to before me this 5th day of May 20 000

[Signature]
Notary Public

My Commission expires: 6-19-03



BD-4 PROPOSAL

BD-4(c) STATEMENT OF CONTRACTOR'S QUALIFICATIONS (continued)

Contractor shall furnish its most recent Financial Statements available (which shall be attached hereto and thereby made a part hereof), together with a Statement of Credit Available. The Contractor shall also submit, such additional information regarding the capability of the Contractor to perform the Contract as may be requested by the Commission.

BD-4(d) MBE AND WBE COMMITMENTS

As part of the Commission Remedial Program for Utilization of Minority-owned Business Enterprise ("MBE") and Women-owned Business Enterprise ("WBE") firms, each Bidder shall submit the attached Schedules A through D, inclusive, as part of this Proposal. The Schedules are part of the Contract requirements as is more fully set forth in SC-12, Special Conditions regarding MBE/WBE Utilization.

SCHEDULE A
Affidavit of MBE/WBE

The undersigned,
Zepeda Construction Services, Inc.
(Company/Business Entity)

being first duly sworn on oath, depose and state as follows:

1. That he/she is the
President
(Designate Office)

of
Zepeda Construction Services, Inc.
(Company/Business Entity)

2. That
Zepeda Construction Services, Inc.
(Company/Business Entity)

applied for certification as a MBE/WBE (strike the category which does not apply) with

City of Chicago
(Name of Certifying Agency)

on
see copy of letter attached
(Date of Application)

3. That
Zepeda Construction Services, Inc.
(Company/Business Entity)

satisfies all of the requirements to obtain certification as a MBE/WBE.

4. That
Zepeda Construction Services, Inc.
(Company/Business Entity)

will provide the Public Building Commission of Chicago with a copy of its Letter of Certification promptly upon receipt.

Zepeda Construction Services, Inc.
Name of MBE/WBE Firm

[Signature]
Signature

Subscribed and sworn to before me this 5th day of May 2000

[Signature]
Notary Public

My Commission expires: 6-9-03



City of Chicago
Richard M. Daley, Mayor

Department of Purchases,
Contracts and Supplies

David E. Malone
Chief Procurement Officer

City Hall, Room 403
121 North LaSalle Street
Chicago, Illinois 60602-1284
(312) 744-4900
(312) 744-2949 (TTY)

<http://www.cityofchicago.org>

April 14, 2000

Maribel Zepeda
Zepeda Construction Services, Inc.
9615 South Torrence Avenue
Chicago, Illinois 60617

Dear Ms. Zepeda:

We are in receipt of your application for recertification. As you may know, on December 29, 1999, Mayor Daley announced the establishment of the City of Chicago Office of Compliance and Certification. This new office, among other things, will administer the certification of disadvantaged, minority,- and/or women- owned business.

The Mayor has asked that we review the current certification program and institute a more rigorous recertification procedure. Therefore, our current program is under review.

In the interim, since your firm met its obligation to apply for recertification before the expiration date of May 1, 2000, your firm will continue to be certified by the City of Chicago for a period of 90 days, after which a final determination will be made as to the status of your firm.

I am sure you will agree that it is in our best interest that the City's DBE/MBE/WBE program is conducted in accordance with the highest standards. If you have any further questions regarding your certification status, please contact Nancy Bronakowski, Intake Officer at 312-744-1193.

Very truly yours

Eric A. McMiller
Director of Certification

EAM/nb

NEIGHBORHOODS



SCHEDULE A
Affidavit of MBE/WBE

The undersigned,

Directions Metropolitan, Inc.
(Company/Business Entity)

being first duly sworn on oath, depose and state as follows:

1. That ~~he~~/she is the

President

(Designate Office)

of

Directions Metropolitan, Inc.
(Company/Business Entity)

2. That

Directions Metropolitan, Inc.
(Company/Business Entity)

applied for certification as a MBE/WBE (strike the category which does not apply) with

City of Chicago

(Name of Certifying Agency)

on

See copy of letter

(Date of Application)

3. That

Directions Metropolitan, Inc.
(Company/Business Entity)

satisfies all of the requirements to obtain certification as a MBE/WBE.

4. That

Directions Metropolitan, Inc.
(Company/Business Entity)

will provide the Public Building Commission of Chicago with a copy of its Letter of Certification promptly upon receipt.

Directions Metropolitan, Inc.
Name of MBE/WBE Firm

Signature

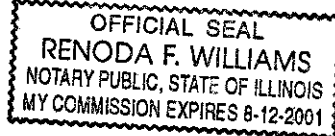
Subscribed and sworn to before me this

5th day of May

2000

Renoda F. Williams
Notary Public

My Commission expires:





City of Chicago
Richard M. Daley, Mayor

Office of Compliance and
Certification

Nancy J. Clawson
Executive Director

City Hall, Room 604
121 North LaSalle Street
Chicago, Illinois 60602
(312) 744-8300
(312) 744-3618 (FAX)
(312) 744-3619 (TTY)

<http://www.ci.chi.il.us>

February 24, 2000

Jacqueline L. Bradley
Directions Metropolitan
3861 West Lake Street
Chicago, Illinois 60624

Dear Ms. Bradley:

We are in receipt of your application for recertification. As you may know, on December 29, 1999, Mayor Daley announced the establishment of the City of Chicago Office of Compliance and Certification. This new office among other things, will administer the certification of disadvantaged, minority and/or women owned business. Nancy J. Clawson has been asked to serve as Executive Director of this new office and Eric A. McMiller will be the Director of Certification.

The Mayor has asked that we review the current certification program and institute a more rigorous recertification procedure. Therefore, our current program is under review.

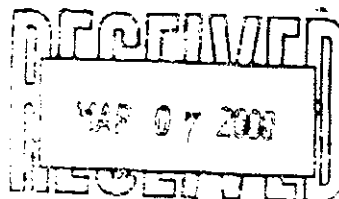
In the interim, since your firm met its obligation to apply for recertification before the expiration date, of April 1, 2000, your firm will continue to be certified by the City of Chicago for a period of 90 days, after which a final determination will be made as to the status of your firm.

I am sure you will agree that it's in our best interest that the City's DBE/MBE/WBE program is conducted in accordance with the highest standards. If you have any further questions regarding your certification status, please contact Nancy Bronakowski, Intake Officer at 312-744-1193.

Very Truly Yours

Eric A. McMiller
Director of Certification

EAM/nb



SCHEDULE B ^{N/A}
Joint Venture Affidavit (1 of 5)

(This form need not be filled in if all joint venturers are MBE/WBE firms. In such case, however, a written joint venture agreement among the MBE/WBE firms should be submitted. Each MBE/WBE joint venturer must also execute and attach Schedule A, "Affidavit of MBE/WBE").

1. Name of joint venture

2. Address of joint venture

3. Phone number of joint venture

4. Identify the firms which comprise the joint venture

A. Describe the role(s) of the MBE/WBE firm(s) in the joint venture. (Note that a "clearly defined portion of work" must here be shown as under the responsibility of the MBE/WBE firm.)

B. Describe very briefly the experience and business qualifications of each non-MBE/WBE joint venturer.

5. Nature of joint venture's business

6. Provide a copy of the joint venture agreement.

7. Ownership of joint venture: What is the claimed percentage MBE/WBE ownership of the joint venture? _____%

SCHEDULE B *NIA*
Joint Venture Affidavit (2 of 5)

Specify as to:

A. Profit and loss sharing

_____ %

B. Capital contributions, including equipment

_____ %

C. Other applicable ownership interests, including ownership options or other agreements which restrict ownership or control.

D. Describe any loan agreements between joint venturers, and identify the terms thereof.

8. Control of and participation in this contract. Identify by name, race, sex, and "firm" those individuals (and their titles) who are responsible for day-to-day management and policy decision making, including, but not limited to, those with prime responsibility for

A. Financial decisions

B. Management decisions such as:

(1) Estimating

(2) Marketing and Sales

(3) Hiring and firing of management personnel

(4) Other

SCHEDULE B N/A
Joint Venture Affidavit (3 of 5)

C. Purchasing of major items or supplies

D. Supervision of field operations

E. Supervision of office personnel

F. Describe the financial controls of the joint venture, *e.g.*, will a separate cost center be established; which venturer will be responsible for keeping the book; how will the expense therefor be reimbursed; the authority of each joint venturer to commit or obligate the other. Describe the estimated contract cash flow for each joint venturer.

G. State approximate number of operational personnel, their craft and positions and whether they will be employees of the majority firm or the joint venture.

9. Please state any material facts of additional information pertinent to the control and structure of this joint venture.

SCHEDULE B ~~101A~~
Joint Venture Affidavit (4 of 5)

THE UNDERSIGNED SWEAR THAT THE FOREGOING STATEMENTS ARE CORRECT AND INCLUDE ALL MATERIAL INFORMATION NECESSARY TO IDENTIFY AND EXPLAIN THE TERMS AND OPERATIONS OF OUR JOINT VENTURE AND THE INTENDED PARTICIPATION BY EACH JOINT VENTURER IN THE UNDERTAKING. FURTHER, THE UNDERSIGNED COVENANT AND AGREE TO PROVIDE TO THE PUBLIC BUILDING COMMISSION OF CHICAGO CURRENT, COMPLETE AND ACCURATE INFORMATION REGARDING ACTUAL JOINT VENTURE WORK AND THE PAYMENT THEREFOR AND ANY PROPOSED CHANGES IN ANY OF THE JOINT VENTURE AGREEMENTS AND TO PERMIT THE AUDIT AND EXAMINATION OF THE BOOKS, RECORDS AND FILES OF THE JOINT VENTURE, OR THOSE OF EACH JOINT VENTURER RELEVANT TO THE JOINT VENTURE, BY AUTHORIZED REPRESENTATIVES OF THE COMMISSION. ANY MATERIAL MISREPRESENTATION WILL BE GROUNDS FOR TERMINATING ANY CONTRACT WHICH MAY BE AWARDED AND FOR INITIATING ACTION UNDER FEDERAL OR STATE LAWS CONCERNING FALSE STATEMENTS.

Note - If, after filing this Schedule B and before the completion of the joint venture's work on this Contract, there is any significant change in the information submitted, the joint venture must inform the Public Building Commission of Chicago, either directly or through the prime contractor if the joint venture is a subcontractor.

Name of Joint Venturer

Name of Joint Venturer

Signature

Signature

Name

Name

Title

Title

Date

Date

SCHEDULE B *N/A*
Joint Venture Affidavit (5 of 5)

Date _____

State of _____

County of _____

On this _____ day of _____, 20____, before me appeared

_____, to me personally known, who, being
(Name) duly sworn, did execute the foregoing affidavit, and did state that he or she was properly authorized by

_____ to execute the affidavit and did so as his
(Name of Joint Venture) or her free act and deed.

Notary Public
Commission Expires:

(Seal)

Date _____

State of _____

County of _____

On this _____ day of _____, 20____, before me appeared

_____, to me personally known, who, being
(Name) duly sworn, did execute the foregoing affidavit, and did state that he or she was properly authorized by

_____ to execute the affidavit and did so as his
(Name of Joint Venture) or her free act and deed.

Notary Public
Commission Expires:

(Seal)

SCHEDULE C
Letter of Intent from MBE/WBE
To Perform As
Subcontractor, Subconsultant and/or Material Supplier (1 of 2)
SCHEDULE C AND THE BACKUP MUST BE SUBMITTED WITH
YOUR BID

Name of Project **Canaryville Branch Library, 642 West 43rd Street, Chicago, Illinois**

Contract Number **1183**
Project Number

FROM:

ZEPEDA CONSTRUCTION SERVICES, INC.
(Name of MBE or WBE)

MBE X WBE _____

TO:

ZEPEDA CONSTRUCTION SERVICES, INC.
(Name of Prime or General Bidder)

and Public Building Commission of Chicago

The undersigned intends to perform work in connection with the above-referenced project as (check one):

_____ a Sole Proprietor

X _____ a Corporation

_____ a Partnership

_____ a Joint Venture

The MBE/WBE status of the undersigned is confirmed by the attached Letter of Certification, dated See copy of letter attached. In addition, in the case where the undersigned is a Joint Venture with a non-MBE/WBE firm, a Schedule B, Joint Venture Affidavit, is provided.

The undersigned is prepared to provide the following described services or supply the following described goods in connection with the above-named project.

excavation, concrete, landscaping
wood blocking

The above described services or goods are offered for the following price, with terms of payment as stipulated in the Contract Documents.

\$ 175,128.00

SCHEDULE C
Letter of Intent from MBE/WBE
To Perform As
Subcontractor, Subconsultant and/or Material Supplier (2 of 2)

PARTIAL PAY ITEMS

For any of the above items which are partial pay items, specifically describe the work and subcontract dollar amount:

If more space is needed to fully describe the MBE/WBE firm's proposed scope of work and/or payment schedule, attach additional sheet(s).

SUB-SUBCONTRACTING LEVELS

0 % of the dollar value of the MBE/WBE subcontract will be sublet to non-MBE/WBE contractors.

0 % of the dollar value of the MBE/WBE subcontract will be sublet to MBE/WBE contractors.

If MBE/WBE subcontractor will not be sub-subcontracting any of the work described in this Schedule, a zero (0) must be filled in each blank above. If more than 10% percent of the value of the MBE/WBE subcontractor's scope of work will be sublet, a brief explanation and description of the work to be sublet must be provided.

The undersigned will enter into a formal agreement for the above work with you as Contractor, conditioned upon your execution of a contract with the Public Building Commission of Chicago, and will do so within five (5) working days of receipt of a notice of Contract award from the Commission.

By:

Zepeda Construction Services Inc.
Name of MBE/WBE Firm (Print)

5-5-00
Date

(773) 978-8050
Phone

Samuel Zepeda
Signature

Samuel Zepeda
Name (Print)

IF APPLICABLE:

By:

Joint Venture Partner (Print)

Date

Phone

Signature

Name (Print)

MBE ___ WBE ___ Non-MBE/WBE ___

SCHEDULE C
Letter of Intent from MBE/WBE
To Perform As
Subcontractor, Subconsultant and/or Material Supplier (1 of 2)
SCHEDULE C AND THE BACKUP MUST BE SUBMITTED WITH
YOUR BID

Name of Project **Canaryville Branch Library, 642 West 43rd Street, Chicago, Illinois**

Contract Number **1183**
Project Number

FROM:

Directions Metropolitan, Inc. MBE _____ WBE X
(Name of MBE or WBE)

TO:

Zepeda Construction Services, Inc. and Public Building Commission of Chicago
(Name of Prime or General Bidder)

The undersigned intends to perform work in connection with the above-referenced project as (check one):

_____ a Sole Proprietor

X a Corporation

_____ a Partnership

_____ a Joint Venture

The MBE/WBE status of the undersigned is confirmed by the attached Letter of Certification, dated See copy of letter. In addition, in the case where the undersigned is a Joint Venture with a non-MBE/WBE firm, a Schedule B, Joint Venture Affidavit, is provided.

The undersigned is prepared to provide the following described services or supply the following described goods in connection with the above-named project.

Site Furnishing

The above described services or goods are offered for the following price, with terms of payment as stipulated in the Contract Documents.

\$25,000 -

SCHEDULE C
Letter of Intent from MBE/WBE
To Perform As
Subcontractor, Subconsultant and/or Material Supplier (2 of 2)

PARTIAL PAY ITEMS

For any of the above items which are partial pay items, specifically describe the work and subcontract dollar amount:

If more space is needed to fully describe the MBE/WBE firm's proposed scope of work and/or payment schedule, attach additional sheet(s).

SUB-SUBCONTRACTING LEVELS

0 % of the dollar value of the MBE/WBE subcontract will be sublet to non-MBE/WBE contractors.

0 % of the dollar value of the MBE/WBE subcontract will be sublet to MBE/WBE contractors.

If MBE/WBE subcontractor will not be sub-subcontracting any of the work described in this Schedule, a zero (0) must be filled in each blank above. If more than 10% percent of the value of the MBE/WBE subcontractor's scope of work will be sublet, a brief explanation and description of the work to be sublet must be provided.

The undersigned will enter into a formal agreement for the above work with you as Contractor, conditioned upon your execution of a contract with the Public Building Commission of Chicago, and will do so within five (5) working days of receipt of a notice of Contract award from the Commission.

By:

Directors Metropolitan Inc.

Name of MBE/WBE Firm (Print)

May 5, 2000

Date

(773) 533-2760

Phone

[Signature]

Signature

Jackie Bradley

Name (Print)

IF APPLICABLE:

By:

Joint Venture Partner (Print)

Date

Phone

Signature

Name (Print)

MBE ___ WBE ___ Non-MBE/WBE ___

PUBLIC BUILDING COMMISSION OF CHICAGO

**SCHEDULE C
Letter of Intent from MBE/WBE
To Perform As
Subcontractor, Subconsultant and/or Material Supplier (1 of 2)
SCHEDULE C AND THE BACKUP MUST BE SUBMITTED WITH
YOUR BID**

Name of Project **Canaryville Branch Library, 642 West 43rd Street, Chicago, Illinois**

Contract Number **1183**
Project Number

FROM:

Namat Construction Co., Inc.
(Name of MBE or WBE)

MBE XXXX WBE _____

TO:

Zepeda Construction
(Name of Prime or General Bidder)

and Public Building Commission of Chicago

The undersigned intends to perform work in connection with the above-referenced project as (check one):

_____ a Sole Proprietor

_____ XXXX a Corporation

_____ a Partnership

_____ a Joint Venture

The MBE/WBE status of the undersigned is confirmed by the attached Letter of Certification, dated 11/22/99. In addition, in the case where the undersigned is a Joint Venture with a non-MBE/WBE firm, a Schedule B, Joint Venture Affidavit, is provided.

The undersigned is prepared to provide the following described services or supply the following described goods in connection with the above-named project.

Masonry and Granite Steps @ War Memorial.

The above described services or goods are offered for the following price, with terms of payment as stipulated in the Contract Documents.

\$220,000.00

PUBLIC BUILDING COMMISSION OF CHICAGO

**SCHEDULE C
Letter of Intent from MBE/WBE
To Perform As
Subcontractor, Subconsultant and/or Material Supplier (2 of 2)**

PARTIAL PAY ITEMS

For any of the above items which are partial pay items, specifically describe the work and subcontract dollar amount:

If more space is needed to fully describe the MBE/WBE firm's proposed scope of work and/or payment schedule, attach additional sheet(s).

SUB-SUBCONTRACTING LEVELS

 0 % of the dollar value of the MBE/WBE subcontract will be sublet to non-MBE/WBE contractors.

 0 % of the dollar value of the MBE/WBE subcontract will be sublet to MBE/WBE contractors.

If MBE/WBE subcontractor will not be sub-subcontracting any of the work described in this Schedule, a zero (0) must be filled in each blank above. If more than 10% percent of the value of the MBE/WBE subcontractor's scope of work will be sublet, a brief explanation and description of the work to be sublet must be provided.

The undersigned will enter into a formal agreement for the above work with you as Contractor, conditioned upon your execution of a contract with the Public Building Commission of Chicago, and will do so within five (5) working days of receipt of a notice of Contract award from the Commission.

By: Namat Construction Co., Inc.

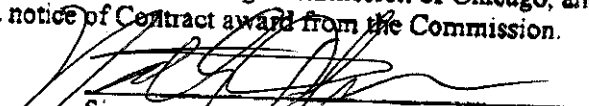
Name of MBE/WBE Firm (Print)

May 8, 2000

Date

773-925-4570

Phone


Signature
Nathan Phillips
Name (Print)

IF APPLICABLE:

By: _____

Joint Venture Partner (Print)

Date

Phone

Signature

Name (Print)

MBE ___ WBE ___ Non-MBE/WBE ___



City of Chicago
Richard M. Daley, Mayor

Department of Purchases,
Contracts and Supplies

Alexander Grzyb
Acting Purchasing Agent

City Hall, Room 403
121 North LaSalle Street
Chicago, Illinois 60602-1284
(312) 744-4900
(312) 744-2949 (TTY)

<http://www.ci.chi.il.us>

November 22, 1999

Nathan Phillips, President
Namat Construction, Inc.
7815 S. Kedzie, Suite 4
Chicago, Illinois 60652

Dear Mr. Phillips:

We are pleased to inform you that **Namat Construction, Inc.** has been recertified as a **DBE/MBE** by the City of Chicago. The certification, which is valid for one year, will expire **December 31, 2000**. You must apply for recertification no less than sixty days prior to the expiration date to ensure that your certification does not lapse.

In the next edition of the Disadvantaged Business Enterprises/Minority Business Enterprises/Women Business Enterprises Directory your firm will be listed as a **DBE/MBE** in the specialty area(s) of:

Masonry Contractor; Window Installation

Your firm's participation on City contracts will be credited toward **DBE/MBE** goals in the certified area of specialty. While your participation on City contracts is not limited to your specialty, credit toward **DBE/MBE** goals will only be given for work done in the certified specialty category.

Your firm must promptly provide written notification to the Department of Purchases, Contracts and Supplies, if there are any changes in ownership and /or control of the firm. The City reserves the right to decertify your firm if the required notification is not given within 10 days. Certification may also be revoked for involvement in bidding or contractual irregularities.

Sincerely,


Troy Ratliff
Deputy Purchasing Agent

TR/ga



PUBLIC BUILDING COMMISSION OF CHICAGO

SCHEDULE C

Letter of Intent from MBE/WBE

To Perform As

Subcontractor, Subconsultant and/or Material Supplier (1 of 2)

SCHEDULE C AND THE BACKUP MUST BE SUBMITTED WITH YOUR BID

Name of Project **Canaryville Branch Library, 642 West 43rd Street, Chicago, Illinois**

Contract Number **1183**
Project Number

FROM:

OFFICE ENVIRONMENTS
(Name of MBE or WBE)

MBE _____ WBE

TO:

Lepeda Construction Services, Inc. and Public Building Commission of Chicago
(Name of Prime or General Bidder)

The undersigned intends to perform work in connection with the above-referenced project as (check one):

_____ a Sole Proprietor

a Corporation

_____ a Partnership

_____ a Joint Venture

The MBE/WBE status of the undersigned is confirmed by the attached Letter of Certification, dated See Copy of Letter. In addition, in the case where the undersigned is a Joint Venture with a non-MBE/WBE firm, a Schedule B, Joint Venture Affidavit, is provided.

The undersigned is prepared to provide the following described services or supply the following described goods in connection with the above-named project.

_____ **Floor Coverings** _____

The above described services or goods are offered for the following price, with terms of payment as stipulated in the Contract Documents.

_____ **\$20,000.00** _____

SCHEDULE C
Letter of Intent from MBE/WBE
To Perform As
Subcontractor, Subconsultant and/or Material Supplier (2 of 2)

PARTIAL PAY ITEMS

For any of the above items which are partial pay items, specifically describe the work and subcontract dollar amount:

If more space is needed to fully describe the MBE/WBE firm's proposed scope of work and/or payment schedule, attach additional sheet(s).

SUB-SUBCONTRACTING LEVELS

0 % of the dollar value of the MBE/WBE subcontract will be sublet to non-MBE/WBE contractors.

0 % of the dollar value of the MBE/WBE subcontract will be sublet to MBE/WBE contractors.

If MBE/WBE subcontractor will not be sub-subcontracting any of the work described in this Schedule, a zero (0) must be filled in each blank above. If more than 10% percent of the value of the MBE/WBE subcontractor's scope of work will be sublet, a brief explanation and description of the work to be sublet must be provided.

The undersigned will enter into a formal agreement for the above work with you as Contractor, conditioned upon your execution of a contract with the Public Building Commission of Chicago, and will do so within five (5) working days of receipt of a notice of Contract award from the Commission.

By: OFFICE ENVIRONMENTS

Name of MBE/WBE Firm (Print)

5/8/00

Date

630-832-8020

Phone

Beverly Noun

Signature

BEVERLY NOUN

Name (Print)

IF APPLICABLE:

By:

Joint Venture Partner (Print)

Date

Phone

Signature

Name (Print)

MBE ___ WBE ___ Non-MBE/WBE ___



June 2, 1999

City of Chicago
Richard M. Daley, Mayor

Department of Purchases,
Contracts and Supplies

Alexander Grzyb
Acting Purchasing Agent

City Hall, Room 403
121 North LaSalle Street
Chicago, Illinois 60602-1284
(312) 744-4900
(312) 744-2949 (TTY)

<http://www.ci.chi.il.us>

Beverly J. Novak, President
Office Environments
P.O. Box 9
Elmhurst, Illinois 60126-0009

Dear Ms. Novak:

We are pleased to inform you that **Office Environments** has been recertified as a **WBE** by the City of Chicago. The certification, which is valid for one year, will expire **June 30, 2000**. You must apply for recertification no less than sixty days prior to the expiration date to ensure that your certification does not lapse.

In the next edition of the Disadvantaged Business Enterprises/Minority Business Enterprises/Women Business Enterprises Directory your firm will be listed as a **WBE** in the specialty area(s) of:

**Sale of Commercial and Office Furniture, Carpeting,
Window Treatments, Cabinetry and Flooring**

Your firm's participation on City contracts will be credited toward **WBE** goals in the certified area of specialty. While your participation on City contracts is not limited to your specialty, credit toward **WBE** goals will only be given for work done in the certified specialty category.

Your firm must promptly provide written notification to the Department of Purchases, Contracts and Supplies, if there are any changes in ownership and /or control of the firm. The City reserves the right to decertify your firm if the required notification is not given within 10 days. Certification may also be revoked for involvement in bidding or contractual irregularities.

Sincerely,

Troy Ratliff
Deputy Purchasing Agent

LM
TR/DS/ds



PUBLIC BUILDING COMMISSION OF CHICAGO

**SCHEDULE C
Letter of Intent from MBE/WBE
To Perform As
Subcontractor, Subconsultant and/or Material Supplier (1 of 2)
SCHEDULE C AND THE BACKUP MUST BE SUBMITTED WITH
YOUR BID**

Name of Project **Canaryville Branch Library, 642 West 43rd Street, Chicago, Illinois**

Contract Number **1183**
Project Number

FROM:

ARC UNDERGROUND INC
(Name of MBE or WBE)

MBE _____ WBE

TO:

ZEPEDA CONSTRUCTION
(Name of Prime or General Bidder)

and Public Building Commission of Chicago

The undersigned intends to perform work in connection with the above-referenced project as (check one):

_____ a Sole Proprietor

_____ a Partnership

a Corporation

_____ a Joint Venture

The MBE/WBE status of the undersigned is confirmed by the attached Letter of Certification, dated 10-15-2000. In addition, in the case where the undersigned is a Joint Venture with a non-MBE/WBE firm, a Schedule B, Joint Venture Affidavit, is provided.

The undersigned is prepared to provide the following described services or supply the following described goods in connection with the above-named project.

SITE UTILITIES

The above described services or goods are offered for the following price, with terms of payment as stipulated in the Contract Documents.

\$ 40,000.00

PUBLIC BUILDING COMMISSION OF CHICAGO

SCHEDULE C
Letter of Intent from MBE/WBE
To Perform As
Subcontractor, Subconsultant and/or Material Supplier (2 of 2)

PARTIAL PAY ITEMS

For any of the above items which are partial pay items, specifically describe the work and subcontract dollar amount:

If more space is needed to fully describe the MBE/WBE firm's proposed scope of work and/or payment schedule, attach additional sheet(s).

SUB-SUBCONTRACTING LEVELS

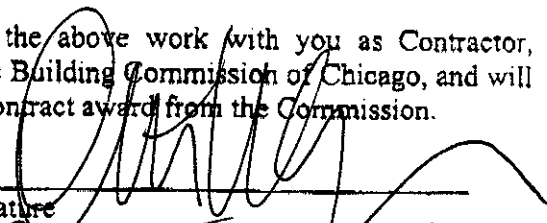
0 % of the dollar value of the MBE/WBE subcontract will be sublet to non-MBE/WBE contractors.

0 % of the dollar value of the MBE/WBE subcontract will be sublet to MBE/WBE contractors.

If MBE/WBE subcontractor will not be sub-subcontracting any of the work described in this Schedule, a zero (0) must be filled in each blank above. If more than 10% percent of the value of the MBE/WBE subcontractor's scope of work will be sublet, a brief explanation and description of the work to be sublet must be provided.

The undersigned will enter into a formal agreement for the above work with you as Contractor, conditioned upon your execution of a contract with the Public Building Commission of Chicago, and will do so within five (5) working days of receipt of a notice of Contract award from the Commission.

By: APC UNDERGROUND INC
Name of MBE/WBE Firm (Print)
5-5-2000
Date
(773) 235-4648
Phone


Signature
CHRISTINE M. SAVOCA
Name (Print)
(PRESIDENT)

IF APPLICABLE:

By:

Joint Venture Partner (Print)

Date

Phone

Signature

Name (Print)
MBE ___ WBE ___ Non-MBE/WBE ___



City of Chicago
Richard M. Daley, Mayor

Department of Purchases,
Contracts and Supplies

Alexander Grzyb
Acting Purchasing Agent

City Hall, Room 403
121 North LaSalle Street
Chicago, Illinois 60602-1284
(312) 744-4900
(312) 744-2949 (TTY)

<http://www.ci.chi.il.us>

October 15, 1999

Christine Savoia, President
ARC Underground, Inc.
2114 W. Thomas St.
Chicago, IL 60622

Dear Ms. Savoia:

We are pleased to inform you that **ARC Underground, Inc.** has been recertified as a **DBE/WBE** by the City of Chicago. The certification, which is valid for one year, will expire **October 31, 2000**. You must apply for recertification no less than sixty days prior to the expiration date to ensure that your certification does not lapse.

In the next edition of the Disadvantaged Business Enterprises/Minority Business Enterprises/Women Business Enterprises Directory your firm will be listed as a **DBE/WBE** in the specialty area(s) of:

Sewer & Drain Contractor; Miscellaneous Concrete (Exclusive of Public Walkways)

Your firm's participation on City contracts will be credited toward **DBE/WBE** goals in the certified area of specialty. While your participation on City contracts is not limited to your specialty, credit toward **DBE/WBE** goals will only be given for work done in the certified specialty category.

Your firm must promptly provide written notification to the Department of Purchases, Contracts and Supplies, if there are any changes in ownership and/or control of the firm. The City reserves the right to decertify your firm if the required notification is not given within 10 days. Certification may also be revoked for involvement in bidding or contractual irregularities.

Sincerely,

Troy Ratliff
Deputy Purchasing Agent

TR/dlh



SCHEDULE C
Letter of Intent from MBE/WBE
To Perform As
Subcontractor, Subconsultant and/or Material Supplier (1 of 2)
SCHEDULE C AND THE BACKUP MUST BE SUBMITTED WITH
YOUR BID

Name of Project **Canaryville Branch Library, 642 West 43rd Street, Chicago, Illinois**

Contract Number **1183**
Project Number

FROM:

Director's Metropolitan Inc. MBE _____ WBE X
(Name of MBE or WBE)

TO:

Zepeda Construction Services, Inc. and Public Building Commission of Chicago
(Name of Prime or General Bidder)

The undersigned intends to perform work in connection with the above-referenced project as (check one):

_____ a Sole Proprietor

X a Corporation

_____ a Partnership

_____ a Joint Venture

The MBE/WBE status of the undersigned is confirmed by the attached Letter of Certification, dated See copy of letter. In addition, in the case where the undersigned is a Joint Venture with a non-MBE/WBE firm, a Schedule B, Joint Venture Affidavit, is provided.

The undersigned is prepared to provide the following described services or supply the following described goods in connection with the above-named project.

Site Furnishing

The above described services or goods are offered for the following price, with terms of payment as stipulated in the Contract Documents.

\$25,000 -



City of Chicago
Richard M. Daley, Mayor

Office of Compliance and
Certification

Nancy J. Clawson
Executive Director

City Hall, Room 604
121 North LaSalle Street
Chicago, Illinois 60602
(312) 744-8300
(312) 744-3618 (FAX)
(312) 744-3619 (TTY)

<http://www.ci.chi.il.us>

February 24, 2000

Jacqueline L. Bradley
Directions Metropolitan
3861 West Lake Street
Chicago, Illinois 60624

Dear Ms. Bradley:

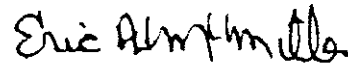
We are in receipt of your application for recertification. As you may know, on December 29, 1999, Mayor Daley announced the establishment of the City of Chicago Office of Compliance and Certification. This new office among other things, will administer the certification of disadvantaged, minority and/or women owned business. Nancy J. Clawson has been asked to serve as Executive Director of this new office and Eric A. McMiller will be the Director of Certification.

The Mayor has asked that we review the current certification program and institute a more rigorous recertification procedure. Therefore, our current program is under review.

In the interim, since your firm met its obligation to apply for recertification before the expiration date, of April 1, 2000, your firm will continue to be certified by the City of Chicago for a period of 90 days, after which a final determination will be made as to the status of your firm.

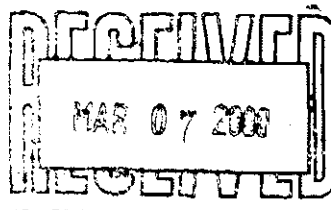
I am sure you will agree that it's in our best interest that the City's DBE/MBE/WBE program is conducted in accordance with the highest standards. If you have any further questions regarding your certification status, please contact Nancy Bronakowski, Intake Officer at 312-744-1193.

Very Truly Yours


Eric A. McMiller
Director of Certification



EAM/nb



SCHEDULE C
Letter of Intent from MBE/WBE
To Perform As
Subcontractor, Subconsultant and/or Material Supplier (1 of 2)
SCHEDULE C AND THE BACKUP MUST BE SUBMITTED WITH
YOUR BID

Name of Project Canaryville Branch Library, 642 West 43rd Street, Chicago, Illinois

Contract Number 1183
Project Number

FROM:

ZEPEDA CONSTRUCTION SERVICES, INC.
(Name of MBE or WBE)

MBE X WBE

TO:

ZEPEDA CONSTRUCTION SERVICES, INC.
(Name of Prime or General Bidder)

and Public Building Commission of Chicago

The undersigned intends to perform work in connection with the above-referenced project as (check one):

 a Sole Proprietor

 X a Corporation

 a Partnership

 a Joint Venture

The MBE/WBE status of the undersigned is confirmed by the attached Letter of Certification, dated See copy of letter attached. In addition, in the case where the undersigned is a Joint Venture with a non-MBE/WBE firm, a Schedule B, Joint Venture Affidavit, is provided.

The undersigned is prepared to provide the following described services or supply the following described goods in connection with the above-named project.

Excavation, concrete, landscaping
wood blocking

The above described services or goods are offered for the following price, with terms of payment as stipulated in the Contract Documents.

\$175,128.00

SCHEDULE C
Letter of Intent from MBE/WBE
To Perform As
Subcontractor, Subconsultant and/or Material Supplier (2 of 2)

PARTIAL PAY ITEMS

For any of the above items which are partial pay items, specifically describe the work and subcontract dollar amount:

If more space is needed to fully describe the MBE/WBE firm's proposed scope of work and/or payment schedule, attach additional sheet(s).

SUB-SUBCONTRACTING LEVELS

0 % of the dollar value of the MBE/WBE subcontract will be sublet to non-MBE/WBE contractors.

0 % of the dollar value of the MBE/WBE subcontract will be sublet to MBE/WBE contractors.

If MBE/WBE subcontractor will not be sub-subcontracting any of the work described in this Schedule, a zero (0) must be filled in each blank above. If more than 10% percent of the value of the MBE/WBE subcontractor's scope of work will be sublet, a brief explanation and description of the work to be sublet must be provided.

The undersigned will enter into a formal agreement for the above work with you as Contractor, conditioned upon your execution of a contract with the Public Building Commission of Chicago, and will do so within five (5) working days of receipt of a notice of Contract award from the Commission.

By:

Zepeza Construction Services Inc.
Name of MBE/WBE Firm (Print)

5-8-00
Date

Date

(773) 978-8050
Phone

Phone

Samuel Zepeza
Signature

Samuel Zepeza
Name (Print)

Samuel Zepeza
Name (Print)

IF APPLICABLE:

By:

Joint Venture Partner (Print)

Date

Phone

Signature

Name (Print)

MBE ___ WBE ___ Non-MBE/WBE ___

SCHEDULE D
Affidavit of Prime Contractor Regarding MBE/WBE Participation (1 of 2)

Name of Project: Canaryville Branch Library, 642 West 43rd Street, Chicago, Illinois

Contract Number 1183

STATE OF ILLINOIS }
 } SS
 COUNTY OF COOK }

In connection with the above-captioned contract, I HEREBY DECLARE AND AFFIRM that I am the
PRESIDENT
 Title

and duly authorized representative of

Zepeda Construction Services, Inc.
 (Name of Prime Contractor)

whose address is

9112 S. Torrence Ave. Chicago IL 60617

in the City of Chicago, State of Illinois

and that I have personally reviewed the material and facts submitted with the attached Schedules of MBE/WBE participation in the above-referenced Contract, including Schedule A, Schedule C and Schedule B (if applicable), and the following is a statement of the extent to which MBE/WBE firms will participate in this Contract if awarded to this firm as the Contractor for the Project.

Name of MBE/WBE Contractor	Type of Work to be Done in Accordance with Schedule C	Dollar Credit Toward MBE/WBE Goals	
		MBE	WBE
<u>Zepeda Construction Services, Inc.</u>	<u>Excavation, concrete, landscaping, wood blocking</u>	<u>\$175,128.00</u>	<u>\$ —</u>
<u>Directrons Metropolitan</u>	<u>site Furnishing</u>	<u>\$ —</u>	<u>\$ 25,000.00</u>
<u>ARC Underground</u>	<u>site utilities</u>	<u>\$ —</u>	<u>\$ 40,000.00</u>
<u>Office Environment</u>	<u>Floor coverings</u>	<u>\$ —</u>	<u>\$ 20,000.00</u>
<u>Namat Construction</u>	<u>Masonry</u>	<u>\$ 20,000.00</u>	<u>\$ —</u>
		<u>\$ —</u>	<u>\$ —</u>
Total Net MBE/WBE Credit		<u>\$ 395,128.00</u>	<u>\$ 85,000.00</u>

The Prime Contractor may count toward its MBE/WBE goal a portion of the total dollar value of a contract with a joint venture equal to the percentage of the ownership and control of the MBE/WBE partner.

SCHEDULE D

Affidavit from Prime Contractor Regarding MBE/WBE Participation (2 of 2)

SUB-SUBCONTRACTING LEVELS

0 % of the dollar value of the MBE/WBE subcontract will be sublet to non-MBE/WBE contractors.

0 % of the dollar value of the MBE/WBE subcontract will be sublet to MBE/WBE contractors.

If MBE/WBE subcontractor will not be sub-subcontracting any of the work described in this Schedule, a zero (0) must be filled in each blank above.

If more than 10% percent of the value of the MBE/WBE subcontractor's scope of work will be sublet, a brief explanation and description of the work to be sublet must be provided.

The undersigned will enter into a formal agreement for the above work with the above referenced MBE/WBE firms, conditioned upon performance as Contractor of a Contract with the Commission, and will do so within five (5) working days of receipt of a notice of Contract award from the Commission.

By:

Zepeda Construction Services, Inc. -
Name of Contractor (Print)

Samuel Zepeda
Signature

5-8-00

Date

Samuel Zepeda
Name (Print)

(773) 978-8050

Phone

IF APPLICABLE:

By:

Joint Venture Partner (Print)

Signature

Date

Name (Print)

Phone/FAX

MBE ___ WBE ___ Non-MBE/WBE ___

BD-4(e) AFFIDAVIT OF CHICAGO RESIDENCY

STATE OF ILLINOIS }
COUNTY OF COOK } SS

Samuel Zepeda, being first duly sworn, deposes and says that:

(1) He/She is President
(Owner, Partner, Officer, Representative or Agent)

of Zepeda Construction Services, Inc.
the Bidder that has submitted the attached Bid;

(2) That Bidder hereby agrees to ensure that at least fifty (50%) percent of the aggregate worker hours performed by Contractor and site-work Subcontractors in the category of construction laborers under this contract will be performed by actual residents of the City of Chicago as defined in Special Condition, SC-12 Chicago Residents as Employees.

(3) That Bidder hereby agrees to ensure that at least fifty (50%) percent of the aggregate worker hours performed by Contractor and site-work Subcontractors in the category of skilled construction trade workers under this contract will be performed by actual residents of the City of Chicago as defined in Special Condition, SC-13 Chicago Residents as Employees.

(4) That Bidder understands that these required minimum percentage levels of laborers and skilled construction trade workers shall not limit or determine the fuller utilization of actual residents of the City of Chicago beyond these numerical levels, but are intended instead as minimum requirements unless the Contractor can demonstrate the impracticability or excessive cost of complying with the specified percentages.

(5) That Bidder agrees to comply with the Compliance and Reporting procedures detailed in Special Condition, SC-12 Chicago Residents as Employees.

Samuel Zepeda
(Signed)

President
(Title)

Subscribed and sworn to before me this 5th day of May 2002

[Signature]
Illinois Notary
(Title)

My Commission expires: 6-19-03



BD-4(f) LOCAL BUSINESS PREFERENCE

Since the cost of doing business is higher for firms located in the City of Chicago due to higher taxes and other operating expenses, and the City of Chicago benefits from the presence of those firms in the City, the Commission applies a Local Business Preference to bids on projects funded by the City of Chicago. To be considered a local business, a firm must:

- be located within the corporate limits of the City of Chicago,
- have the majority of its regular, full-time work force located within the City of Chicago, and
- be subject to City of Chicago taxes.

For City-funded projects, a contract in the amount of the total Base Bid will be awarded to the responsible local business submitting the lowest Award Criteria Figure, provided that the Award Criteria Figure does not exceed the lowest Award Criteria Figure submitted by a responsible non-local business by more than two percent (2%).

If the Bidder is a joint venture, the joint venture shall be considered a local business if:

- all partners to the joint venture are Local Businesses, or
- one of the partners to the joint venture is a Local Business and holds at least a fifty percent (50%) interest in the joint venture.

A local business has a fifty percent (50%) interest in the joint venture only if it holds subcontracts equal to fifty percent (50%) or more of the amount of the bid. Joint venture bidders shall submit information and documentation (including, but not limited to, the joint venture agreement and subcontracts) with their bids to establish their eligibility for the Local Business Preference.

Each Bidder seeking classification as a Local Business must complete and sign the Affidavit of Local Business and shall submit documentation to support the assertions in the affidavit.

The Commission's determination of a bidder's eligibility for the Local Business Preference shall be final.

PUBLIC BUILDING COMMISSION OF CHICAGO

AFFIDAVIT OF LOCAL BUSINESS

STATE OF ILLINOIS

COUNTY OF COOK

SS

Samuel Zepeda, being first duly sworn, deposes and says that:

(1) He/She is President
(Owner, Partner, Officer)
of Zepeda Construction Services, Inc.
(the name of the Bidder that has submitted the attached Bid);

(2) Bidder, or partner with at least 50% interest in joint venture Bidder, is [] is not located within the corporate limits of the City of Chicago.

(3) Bidder, or partner with at least 50% interest in joint venture Bidder, [] does does not have business locations outside the corporate limits of the City of Chicago.

- If other business locations exist, provide business addresses and phone numbers:

N/A

(4) Bidder, or partner with at least 50% interest in joint venture Bidder, has [] does not have the majority of its regular, full-time work force located within the City of Chicago.

Bidder, or partner with at least 50% interest in joint venture Bidder, currently employs 100 (insert number) regular full-time people, and 100 (insert number) are located within the City of Chicago.

(5) Bidder, or partner(s) with at least 50% interest in joint venture Bidder, is [] is not subject to City of Chicago taxes, including the head tax.

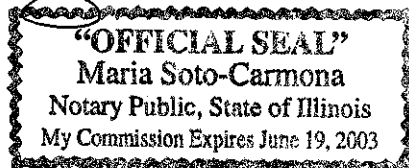
Samuel Zepeda (Signed) President (Title)

Subscribed and sworn to before me this 5th day of May 20 00

[Signature]
(Signature)

[Signature]
(Title)

My Commission expires: 6-19-03





Richard J. Daley Center
50 W. Washington Street
Room 200
Chicago, Illinois 60602
(312) 744-3090
Fax: (312) 744-8005

BOARD OF COMMISSIONERS

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RICHARD M. DALEY
Mayor
City of Chicago

WILLIAM C. BARTHOLOMAY
Commissioner
Chicago Park District

NORMAN R. BOBINS
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Chicago School Reform
Board of Trustees

Treasurer
BISHOP ARTHUR BRAZIER
Pastor
Apostolic Church of God

ADELA CEPEDA
President
A.C. Advisory, Inc.

DR. ROBERT B. DONALDSON II
Forest Preserve District of Cook County

CYNTHIA M. SANTOS
Commissioner
Metropolitan Water
Reclamation District

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MIGUEL d'ESCOTO

May 16, 2000

Zepeda Construction Services, Inc.
9613 South Torrence Avenue
Chicago, Illinois 60617

Attention: Mr. S. Zepeda

RE: Contract No. 1183
Canaryville Branch Library

NOTICE TO PROCEED

Dear Mr. Zepeda:

Pursuant to Contract 1183 which was awarded to your firm on May 9, 2000, you are hereby notified that the commencement date for this project is May 22, 2000.

Pursuant to the Contract, all work must be completed within 270 consecutive calendar days of the commencement date. The completion date is established as February 16, 2001.

Your attention is directed to Special Conditions SC-2 of the Contract regarding Liquidated Damages for failure to complete the work by the completion date.

The administration and inspection of the work included in this Contract is under the direction of the Public Building Commission. Construction Cost Systems, Inc. will perform as the Commission's Owner's Representative. Please submit the original and three copies of all correspondence pertaining to this work to:

Name: Mr. Thomas Burger
Company: Construction Cost Systems, Inc.
Address: 325 West Huron Street, Chicago

along with a copy to Mr. Kevin Flood, the Commission's Project Manager.

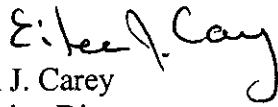
Please reference the PBC project number (CPL-29) and Contract Number 1183 on all correspondence.

This Notice To Proceed authorizes you to enter upon the project site and commence with the work on May 22, 2000 only if you have furnished all of the following documents to the Commission: the required contract, performance and payment bond, Schedules C and D and certificates evidencing the required insurance coverage. You will not be entitled to an extension of time due to your delay in furnishing any of the above documents.

This Notice To Proceed does not authorize any of your subcontractors to enter upon the project site or to commence any work prior to subcontractor approval by the Commission's architects pursuant to General Conditions Article GC-37.

Very truly yours,

Public Building Commission of Chicago


Eileen J. Carey
Executive Director

EJC/gmm

Cc: Chicago Public Libraries, Mr. M. Coburn
Miguel d'Escoto
Jack Brankin
Kevin Gujral
Jim Vanek
Julia Sportolari
Nancy Jahnel
Kevin Flood
Tom Burger
Trinal
J. Engel