

CITY OF CHICO, PUBLIC WORKS DEPARTMENT

CONTRACT - PUBLIC WORKS PROJECT

VISINONI BROTHERS CONSTRUCTION

(Contractor)

NITRATE AREA 3N PHASE 5, UNIT 3 (NORTHWOOD WOODCREST)

(Project Title)

MAJGC/50138-300-4150

(Budget Account Number)

THIS CONTRACT is executed on December 23, 2019, between the CITY OF CHICO, (City), and Visinoni Brothers Construction, a sole proprietorship, (Contractor).

ARTICLE I - WITNESSETH, that for and in consideration of the payments and agreements hereinafter mentioned, to be made and performed by City, Contractor hereby agrees to, at its own proper cost and expense, do all the work and furnish all labor and materials necessary to complete in a good, professional, and substantial manner, the public work indicated above and described in the documents listed below and made a part of this Contract by reference thereto, and the same as though set forth herein. Said documents are more fully described as follows:

1. NOTICE TO CONTRACTORS dated July 13, 2019.
2. CITY OF CHICO STANDARD GENERAL PROVISIONS dated July 13, 2019.
3. SPECIAL PROVISIONS entitled "Nitrate Area 3N Phase 5, Unit 3 Northwood Woodcrest Rebid".
4. PROPOSAL dated September 3, 2019.
5. CONTRACT PLANS entitled "Northwood Commons Sewer Main Extension, Woodcrest Sewer Main Extension, and East Ave STA10+00-13+02".

Said public work is located in or near the City of Chico, County of Butte, State of California.

A requirement shown in any of said documents is as binding as though occurring in all. They are intended to be coordinated and to describe and provide for a complete work. Should it appear that the work to be done or any of the matters relative thereto are not sufficiently explained in said documents or should any of said documents appear to be conflicting, the Contractor shall apply to the City for such further explanation as may be necessary, and shall conform to them as part of the Contract. The decisions of the City as to the true meaning of any of said documents shall be final.

The work shall be performed in accordance with the directions and specifications set forth in the above named documents and also in accordance with the following specifications entitled:

1. STATE OF CALIFORNIA, DEPARTMENT OF TRANSPORTATION, STANDARD SPECIFICATIONS, MAY 2006
2. STANDARD SPECIFICATIONS OF THE CITY OF CHICO

Said specifications are hereby specifically referred to and by such reference made a part hereof.

ARTICLE II - Contractor agrees to receive and accept the prices set forth in Exhibit "A" attached hereto and by reference incorporated herein as full compensation for furnishing all labor and materials and doing all the work contemplated and embraced in this Contract; also for all loss or damage arising out of the nature of the work aforesaid, or from the action of the elements, or from any unforeseen difficulties or obstruction which may arise or be encountered in the prosecution of the work connected with the work; also for all expenses incurred by or in consequence of the suspension or discontinuance of work, and for well and faithfully completing the work, and the whole thereof, in the manner and according to the plans and specifications and the requirements of the Public Works Director under them.

ARTICLE III - City hereby promises and agrees with Contractor to employ, and does hereby employ, Contractor to provide the labor and materials and to do the public work according to the terms and conditions herein contained and referred to, for the prices aforesaid, and hereby contracts to pay the same at the time, in the manner, and upon the conditions in said

GENERAL PROVISIONS, SPECIAL PROVISIONS, PROPOSAL, and SPECIFICATIONS as above set forth; and the said parties, for themselves, their heirs, executors, administrators, successors, and assigns, do hereby agree to the full performance of the covenants herein contained.

ARTICLE IV - It is further expressly agreed by and between the parties hereto that should there be any conflict between the terms of this instrument and the bid or proposal of said Contract, then this instrument shall control, and nothing herein shall be considered as acceptance of the said terms of said proposal conflicting herewith.

IN WITNESS WHEREOF, the parties hereto have executed these presents in the day and year first above written.

Visinoni Brothers Construction
CONTRACTOR

564 Rio Lindo Ave. Suite 201
ADDRESS

Chico, CA 95926
CITY/STATE/ZIP

By: 
Signature **

Owner
TITLE


381453
CONTRACTOR'S LICENSE NO.

CITY OF CHICO, A Municipal Corporation

By: 
Purchasing Officer*

*Bid awarded by Purchasing Officer per Section 3.20.060 of the Chico Municipal Code.

APPROVED AS TO FORM:


Vincent C. Ewing, City Attorney*

*Pursuant to The Charter of the City of Chico, Section 906(D)

REVIEWED AS TO CONTENT:


Scott Dowell, Administrative Services Director*

APPROVED AS TO CONTENT:


Brendan Ottoboni, Public Works Director, Engineering

*Reviewed by Finance and Information Systems

**Signature to be acknowledged

EXHIBIT "A"

CONTRACTOR'S COMPENSATION SCHEDULE

FOR

NITRATE AREA 3N PHASE 5, UNIT 3 (NORTHWOOD WOODCREST)

(Project Title)

MAJGC/50138-300-4150

(Budget Account Number)

<u>Item No.</u>	<u>Description</u>	<u>Unit</u>	<u>Quantity</u>	<u>Unit Price</u>	<u>Cost</u>
1.	<u>Construction Layout and Staking</u>	<u>LS</u>	<u>1</u>	<u>\$14,000.00</u>	<u>\$14,000.00</u>
2.	<u>Traffic Control</u>	<u>LS</u>	<u>1</u>	<u>\$55,000.00</u>	<u>\$55,000.00</u>
3.	<u>Clearing and Grubbing</u>	<u>LS</u>	<u>1</u>	<u>\$6,500.00</u>	<u>\$ 6,500.00</u>
4.	<u>Tree Maintenance</u>	<u>LS</u>	<u>100</u>	<u>\$100.00</u>	<u>\$10,000.00</u>
5.	<u>SWPPP</u>	<u>LS</u>	<u>1</u>	<u>\$10,000.00</u>	<u>\$10,000.00</u>
6.	<u>Air Pollution and Dust Control</u>	<u>LS</u>	<u>1</u>	<u>\$10,000.00</u>	<u>\$10,000.00</u>
7.	<u>Install 8" SS Pipe</u>	<u>LF</u>	<u>5,200</u>	<u>\$156.00</u>	<u>\$811,200.00</u>
8.	<u>Install 4" SS Pipe (Open Cut)</u>	<u>LF</u>	<u>1,400</u>	<u>\$135.00</u>	<u>\$189,000.00</u>
9.	<u>Remove SS Cleanout</u>	<u>EA</u>	<u>2</u>	<u>\$1,500.00</u>	<u>\$ 3,000.00</u>
10.	<u>Install City Std. S-15 SS Cleanout</u>	<u>EA</u>	<u>4</u>	<u>\$2,750.00</u>	<u>\$11,000.00</u>
11.	<u>Trench Bracing</u>	<u>LF</u>	<u>6,534</u>	<u>\$4.00</u>	<u>\$26,136.00</u>
12.	<u>Install City Std. S-10 48" SSMH</u>	<u>EA</u>	<u>24</u>	<u>\$7,250.00</u>	<u>\$174,000.00</u>
13.	<u>Install Manhole Connection Pavement Replacement, City of Chico S-17, Type B Trench</u>	<u>EA</u>	<u>1</u>	<u>\$3,800.00</u>	<u>\$ 3,800.00</u>
14.	<u>Replacement, New Sewer Installation Pavement Replacement, City of Chico S-17, Type B Trench</u>	<u>LF</u>	<u>5,172</u>	<u>\$55.00</u>	<u>\$284,460.00</u>
15.	<u>Replacement, Lateral</u>	<u>LF</u>	<u>1,362</u>	<u>\$33.00</u>	<u>\$44,946.00</u>
16.	<u>Asphaltic Slurry Seal</u>	<u>SF</u>	<u>232,990</u>	<u>\$0.70</u>	<u>\$163,093.00</u>
17.	<u>Contingency Allowance: Unstable Trench Conditions</u>	<u>LS</u>	<u>1</u>	<u>\$100,000.00</u>	<u>\$100,000.00</u>
TOTAL:					<u>\$ 1,916,135.00</u>

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)
County of Butte)
On December 16, 2019 before me, Michelle Pease
Date Here Insert Name and Title of the Officer
personally appeared Dino Visinoni
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Signature [Signature]
Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: Nitrate 3V Phase 5 contract Document Date: _____

Number of Pages: 4 Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____

- Corporate Officer -- Title(s): _____
- Partner -- Limited General
- Individual Attorney in Fact
- Trustee Guardian or Conservator
- Other: _____

Signer Is Representing: _____

Signer's Name: _____

- Corporate Officer -- Title(s): _____
- Partner -- Limited General
- Individual Attorney in Fact
- Trustee Guardian or Conservator
- Other: _____

Signer Is Representing: _____