

**XII. EXHIBITS**

**EXHIBIT "A"  
A.BID FORM**

**RFB NO. 24-25-45**

**SUPPLY AND DELIVERY OF ENGINEERED WOOD FIBER TO DESIGNATED PLAYGROUND  
SITES ACROSS THE CITY OF VISALIA**

TO: THE CITY OF VISALIA PURCHASING DIVISION:

In compliance with the City's Notice Inviting Sealed Bids No. 24-25-45 dated: 9/20/25, the undersigned BIDDER hereby proposes to furnish all materials, equipment, tools, services, and labor required for the above stated project as set forth in the RFB, including all Exhibits and related contract documents therefore.

BIDDER declares that this proposal is based upon careful examination of the Instructions to BIDDERS, and the contract requirements. If this bid is accepted for award, BIDDER agrees to enter into a contract with CITY at the unit and/or lump sum prices set forth in the following Bid Schedule. BIDDER understands that failure to enter into a contract in the time and manner prescribed, Purchasing Division may proceed to award the contract to others.

BIDDER understands that a bid is required for the product and that compensation under the contract will be based upon the product condition received as stated in the bid specifications. It is agreed that the unit and/or lump sum prices bid include all appurtenant expenses, royalties, delivery, freight, taxes and fees. In the case of discrepancies in amounts bid, unit prices shall govern over extended amounts.

Bidder understands that the quantities given on the Bid Proposal form are approximate only. They are given as a basis for comparison of Bids. The City of Visalia does not, expressly or impliedly agree that the actual amount of product purchased will correspond therewith.

BIDDER further declares that he/she has not either directly or indirectly entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with said bid.

LOWEST BID will be determined by the Total Bid Price, calculated as: Unit Price per Cubic Yard × Estimated Quantity (1,500 C.Y.)

BIDDER shall calculate and enter the Total Bid Price in the space provided. Final compensation will be based on actual quantities delivered at the unit price bid.

BIDDER has read and hereby agrees to the conditions stated in this bid by affixing his/her signature below.

Description:	Unit Price (per cubic yard, delivered: includes all material, delivery, taxes, and any applicable fees)	Quantity	Total Bid Price
Supply and Delivery of Engineered Wood Fiber per specifications of RFB-24-25-45	\$ <u>30</u> /C.Y.	1,500 C. Y.	\$ <u>45,000</u>

**Note:** The estimated quantity of 1,500 cubic yards is for bid evaluation purposes only. Actual quantities may vary, and the City does not guarantee any specific purchase amount.

- (1) Air Applied Mulch  
Bidding Firm
- (2) \_\_\_\_\_  
Corporation, Partner, Joint Venture
- (3) 10250 Butner Creek Ln. Wilton CA 95693  
Business Address City State Zip Code
- (916) 230-0167 \_\_\_\_\_  
Telephone Number Fax Number
- bryce.harper@airapplied.com  
E-mail Address
- (4) Bryce Harper 9/20/25  
Signature of Authorized Person (Date)
- Bryce Harper  
Type or Print Authorized Person's Name

**PLEASE SEE THE FOLLOWING INSTRUCTIONS REGARDING SIGNATURE**

- (1) If the BIDDER is an individual, enter name here in style used in business; if a joint venture, exact name of entities joining in the venture; if a partnership, the correct trade style of the partnership; if a corporation, the exact name of the corporation.
- (2) If BIDDER is other than an individual, identify here its character, i.e., joint venture, partnership, corporation, including the state of incorporation. If BIDDER is an individual operating under a trade name, state "an individual dba (trade name in full)".
- (3) State on this line, the address to which all communications and notices regarding the Bid Proposal, and any contract awarded thereunder, are to be addressed.
- (4) If BIDDER is a joint venture, signature must be by one of the joint venturers, and if one or both of the joint venturers is a partnership or a corporation, each participating partnership must sign by a general partner, and each corporation by an authorized officer or employee; if a partnership, by a general partner; if a corporation, by an authorized officer or employee. The title of the person signing must appear after his/her signature. Where BIDDER is a partnership or corporation, the names of all other general partners, or the president or secretary of the corporation and their business addresses must be shown below.

Note: All names must be typewritten under written signature. All Addresses must be complete with street number, city, state and zip code.

Bidding Firm: Air Applied Mulch

**CONTRACTOR'S PERMIT INFORMATION**

License Classification: Class A  
Expiration Date: Nov 2nd 2025

**City of Visalia Business Tax Certificate No.:** \_\_\_\_\_

A City Business Tax Certificate (License) is not required to submit a bid; however, vendor is required to obtain a City License prior to commencement of work. Contact the Business Tax Division with any questions at (559) 713-4326.

**Federal Tax I.D. No.:** 85-3708703

**REFERENCES**

The following are the names, addresses, and telephone numbers for at least three (3) public agencies for which BIDDER has performed work similar in size and scope within the past two years.

Company Name	Address	Tel. No.	Contact
1. City of Sacramento	915 I St. Sacramento CA 95814	(916) 387-5387	Ricardo
2. City of Stockton	425 N. El Dorado St. Stockton, CA 95202	(209) 901-1516	Nickole
3. Tulare USD	600 N. Cherry St. Tulare, CA 93274	(559) 837-9088	Phil

**DESIGNATION OF SURETIES**

The following are the names, addresses, and telephone numbers for all brokers and sureties from whom BIDDER intends to procure insurance.

Company Name	Address	Tel. No.	Type
Remedy Financial & Insurance services	35226 Faraday Ct		
Frement, CA	94536	(510) 405-1485	
Luke Leydon	ext. # 14264214		

**B. CERTIFICATIONS, AFFIDAVITS, ASSURANCES, STATEMENTS, WAIVERS, AND QUESTIONNAIRES WHICH MUST ACCOMPANY BID FORM**

**EXHIBIT "B-1"**  
**B-1 NON-COLLUSION AFFIDAVIT**

(Title 23 United States Code Section 112 and Public Contract Code Section 7106)

To Accompany Bid Form

In accordance with Title 23 United States Code section 112 and Public Contract Code 7106 the bidder declares that bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation; that the bid is genuine and not collusive or sham; the bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid, and has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or that anyone shall refrain from bidding; that the bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or of that of any other bidder, or to secure any advantage against the public body awarding the contract of anyone interested in the proposed contract; that all statements contained in the bid are true; and, further, that the bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, or paid, and will not pay, any fee to any corporation, partnership, company association, organization, bid depository, or to any member or agent thereof to effectuate a collusive or sham bid.

  
\_\_\_\_\_  
Signature

  
\_\_\_\_\_  
Date

Note: The above Non-collusion Affidavit is part of the Bid/Proposal.

Bidders are cautioned that making a false certification may subject the certifier to criminal prosecution.

EXHIBIT "B-2"

**B-2 WORKERS' COMPENSATION INSURANCE CERTIFICATE**

**(CALIF. LABOR CODE § 3700)**


To Accompany Bid Form

STATE OF CALIFORNIA     )  
  ) ss  
CITY OF VISALIA            )

I am aware of the provisions of Section 3700 of the Labor Code which requires every employer to be insured against liability for workers' compensation or to undertake self-insurance in accordance with the provisions of that code, and I will comply with such provisions before commencing the performance of the work under this contract.

Company: Air Applied Mulch

Business Address: 10250 Badger Creek Ln. Wilton, CA 95693

Signature: 

Name of Signing Official: Bryce Harper

Title of Signing Official: Owner

Date: 9/20/25

Company Seal:

EXHIBIT "B-3"  
**B-3 EQUAL EMPLOYMENT OPPORTUNITY COMPLIANCE CERTIFICATE**

**(EXECUTIVE ORDER 11246)**  
To Accompany Bid Form

Equal Opportunity Clause

Unless exempted by rules, regulations or orders of the Secretary of Labor issued pursuant to Executive Orders 10925, 11114 or Section 204 of Executive Order 11246 of September 24, 1965, during the performance of each contract with the City of Visalia, the BIDDER agrees as follows:

1. The BIDDER will not discriminate against any employee or applicant for employment because of race, color, religion, gender, national origin or political affiliation. The BIDDER will take affirmative action to ensure that applicants are employed, and that employees are treated during employment, without regard to their race, color, religion, gender, national origin or political affiliation. Such action shall include, but not be limited to, the following: employment upgrading, demotion or transfer, recruitment or recruitment advertising, layoff or termination, rates of pay or other forms of compensation, and selection for training, including apprenticeship. The BIDDER agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the contracting officer setting forth the provisions of this nondiscrimination clause.
2. The BIDDER will, in all solicitations or advertisements for employees, placed by or on behalf of the BIDDER, state that all qualified applicants will receive consideration for employment without regard to race, color, religion, gender, national origin or political affiliation.
3. The BIDDER will send to each labor union or representative of workers with which he has a collective bargaining agreement or other contract or understanding, a notice to be provided by the agency contracting officer, advising the labor union or the workers' representative of the BIDDER's commitments under Section 202 of Executive Order 11246 of September 24, 1965, and shall post copies of the notice on conspicuous places available to employees and applicants for employment.
4. The BIDDER will comply with all provisions of Executive Order 11246 of September 24, 1965, and the rules, regulations and relevancy orders of the Secretary of Labor.
5. The BIDDER will furnish all information and reports required by Executive Order 11246 of September 24, 1965, and by the rules, regulations and relevant orders of the Secretary of Labor, or pursuant thereto, and will permit access to his books, records and accounts by the contracting agency and the Secretary of Labor for purposes of investigation to ascertain compliance with such rules, regulations and orders.
6. In the event of the BIDDER's non-compliance with the non-discrimination clauses of this subcontract or with any of such rules, regulations or orders, this subcontract may be canceled, terminated or suspended, in whole, or in part and the BIDDER may be declared ineligible for further government contracts in accordance with the procedures authorized in accordance with Executive Order 11246 of September 24, 1965, and such other sanctions may be imposed and remedies invoked as provided in Executive Order 11246 of September 24, 1965, or by rule, regulation or order of the Secretary of Labor, or otherwise provided by law.
7. The BIDDER will include the provisions of Paragraphs (1) through (7) in every subcontract or purchase order unless exempted by rules, regulations or orders of the Secretary of Labor issued pursuant to Section 204 of Executive Order 11246 of September 24, 1965, so that such provisions will be binding upon each SUBBIDDER or vendor. The BIDDER will take such action with respect to any subcontract or purchase order as the contracting agency may direct as a means of enforcing such provisions including sanctions for non-compliance. Provided, however, that in the event the BIDDER becomes involved in, or is threatened with litigation with a SUBBIDDER or vendor as a result of such direction by the contracting agency, the BIDDER may request the United States to enter into such litigation to protect the interest of the United States.

Company:

Business Address:

Signature:

Name & Title of Signing Official:

Air Applied Mutch  
10250 Badger Creek Ln. Wilton, CA 95693  
[Signature] Date: 9/20/25  
Owner Bryce Harper

Company Seal (if any):



EXHIBIT "B-4"  
**B-4 OWNERSHIP DISCLOSURE AND CALIFORNIA LEVINE ACT STATEMENT**

To Accompany Bid Form

The following disclosure and statement apply to the Bidder/Proposer/Contractor/Consultant/ Vendor/Supplier or Company:

1. submitting a bid or proposal in response to a solicitation by City of Visalia; or
2. as Awardee of a contract/purchase order which is subject to approval by the Visalia City Council.

**OWNERSHIP DISCLOSURE**

Name of Bidder/Proposer/Contractor/Consultant/Vendor/Supplier or Company

10250 Badger Creek Lane, Visalia, CA 95613

Address

Air Applied Mulch

List the names of all principals, partners, and/or trustees. For corporations, provide names of officers, directors and all stockholders owning more than 10% equity interest in corporation:

Boyce Harper Owner

**CALIFORNIA LEVINE ACT STATEMENT**

California Government Code Section 84308, also known as the "Levine Act," can prohibit members of the Visalia City Council from participating in any action related to a contract if he or she receives any political contributions totaling more than \$250 within the previous twelve (12) months, and for twelve (12) months following the date a final decision concerning the contract has been made, from the person or company awarded the contract. The Levine Act also requires disclosure of such contribution(s) by a party to be awarded a specific contract.

The following website contains a list of current Visalia City Council Members,

[https://www.visalia.city/government/city\\_council/default.asp](https://www.visalia.city/government/city_council/default.asp). You are responsible for reviewing the names of Visalia City Council Members prior to making the following disclosure:

1. Have you or your company, or any agent on behalf of you or your company, made any political contributions of more than \$250 to a Visalia City Council Member in the twelve (12) months preceding the date of the submission of your proposals or the anticipated date of any City Council action related to this contract? YES: \_\_\_\_\_  
NO: ☒. If yes, please identify the City Council Member(s) and date(s) of contribution in the space below:

Council Member(s) Name

Date of Contribution(s)

Answering YES, does not preclude the City of Visalia from awarding a contract to your firm or from taking any subsequent action related to the contract. It does, however, preclude the identified Visalia City Council Member(s) from participating in any actions related to this contract.

**NOTICE:** The disclosure duty under state law continues for twelve (12) months after the award. If the above information regarding contributions changes during this time after the award, then the awardee is required to update this disclosure form.

[Signature]

Signature of Company Authorized Individual

Boyce Harper

Print or Type Name of Authorized Individual

**EXHIBIT "B-5"**  
To Accompany Bid Form

STATE OF CALIFORNIA  
**B-5 DRUG-FREE WORKPLACE CERTIFICATION**

STD.21 (REV.12-93)

**CERTIFICATION**

*I, the official named below, hereby swear that I am duly authorized legally to bind the contractor or grant recipient to the certification described below. I am fully aware that this certification, executed on the date below, is made under penalty of perjury under the laws of the State of California.*

CONTRACTOR/BIDDER FIRM NAME <i>Air Applied Munch</i>	FEDERAL ID NUMBER <i>85-3708703</i>
BY (Authorized Signature) <i>[Signature]</i>	DATE EXECUTED <i>9/20/25</i>
PRINTED NAME AND TITLE OF PERSON SIGNING <i>Boyce Harper</i>	TELEPHONE NUMBER (Include Area Code) <i>(916) 230-0167</i>
TITLE <i>Owner</i>	
CONTRACTOR/BIDDER FIRM'S MAILING ADDRESS <i>10250 Badger Creek Lane Wilton, CA 95693</i>	

The contractor or grant recipient named above hereby certifies compliance with Government Code Section 8355 in matters relating to providing a drug-free workplace. The above named contractor or grant recipient will:

1. Publish a statement notifying employees that unlawful manufacture, distribution, dispensation, possession, or use of a controlled substance is prohibited and specifying actions to be taken against employees for violations, as required by Government Code Section 8355(a).
2. Establish a Drug-Free Awareness Program as required by Government Code Section 8355(b), to inform employees about all of the following:
  - (a) The dangers of drug abuse in the workplace,
  - (b) The person's or organization's policy of maintaining a drug-free workplace,
  - (c) Any available counseling, rehabilitation and employee assistance programs, and
  - (d) Penalties that may be imposed upon employees for drug abuse violations.
3. Provide as required by Government Code Section 8355©, that every employee who works on the proposed contract or grant:
  - (a) Will receive a copy of the company's drug-free workplace policy statement, and
  - (b) Will agree to abide by the terms of the company's statement as a condition of employment on the contract or grant.
4. At the election of the contractor or grantee, from and after the "Date Executed" and until 9/20/27 (NOT TO EXCEED 36 MONTHS), the state will regard this certificate as valid for all contracts or grants entered into between the contractor or grantee and this state agency without requiring the contractor or grantee to provide a new and individual certificate for each contract or grant. If the contractor or grantee elects to fill in the blank date, then the terms and conditions of this certificate shall have the same force, meaning effect and enforceability as if a certificate were separately, specifically, and individually provided for each contract or grant between the contractor or grantee and this state agency.



EXHIBIT "B-6"  
**B-6 AMERICANS WITH DISABILITIES ACT COMPLIANCE CERTIFICATE**

To Accompany Bid Form

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By submission of a bid, the BIDDER certifies it will comply with the Americans with Disabilities Act, 42 U.S.C., 12101 et. Seq., and will maintain compliance throughout the life of this Contract. By commencing performance of the Contract work, the selected BIDDER certifies to the Americans with Disabilities Act compliance.

Company:

Air Applied Mulch

Business Address:

10250 Badger Creek Ln. Wilton CA 95693

Signature:

BHB

Name of Signing Official:

Bryce Harper

Title of Signing Official:

Owner

Date:

9/20/25

Company Seal:  
(if any)

EXHIBIT "B-7"  
**B-7 IRAN CONTRACTING ACT CERTIFICATION**  
**(PUBLIC CONTRACT CODE SECTION 2200 ET SEQ.)**  
To Accompany Bid Form

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As required by California Public Contract Code Section 2204, the Contractor certifies subject to penalty for perjury that the option checked below relating to the Contractor's status in regard to the Iran Contracting Act of 2010 (Public Contract Code Section 2200 et seq.) is true and correct:

☒ The Contractor is not:

(1) Identified on the current list of persons and entities engaged in investment activities in Iran prepared by the California Department of General Services in accordance with subdivision (b) of Public Contract Code Section 2203; or

(2) A financial institution that extends, for 45 days or more, credit in the amount of \$20,000,000 or more to any other person or entity identified on the current list of persons and entities engaging in investment activities in Iran prepared by the California Department of General Services in accordance with subdivision (b) of Public Contract Code Section 2203, if that person or entity uses or will use the credit to provide goods or services in the energy sector in Iran.

☐ The City has exempted the Contractor from the requirements of the Iran Contracting Act of 2010 after making a public finding that, absent the exemption, the City will be unable to obtain the goods and/or services to be provided pursuant to the Contract.

☐ The amount of the Contract payable to the Contractor for the Project does not exceed \$1,000,00 over the life of the contract (up to 5 years).

Signature: Bryce Harper  
Printed Name: Bryce Harper

Title: Owner  
Agency Name: Air Applied Mulch

Date: 9/20/25

Note: In accordance with Public Contract Code Section 2205, false certification of this form shall be reported to the California Attorney General and may result in civil penalties equal to the greater of \$250,000 or twice the Contract amount, termination of the Contract and/or eligibility to bid on contracts for three years.

## Exhibit D

### D. PLAYGROUND LOCATIONS AND PLAYGROUND SQUARE FOOTAGE

MAP #	PARK	ADDRESS	Playground Square Footage
1	Blain	3101 S Court St	4,800
2	Burke	3101 S Burke St	13,700
3	Cherry Meadow	2348 S Pinkham	6,750
4	Combs	3031 S Crenshaw	4,300
5	Constitution	1139 S Crenshaw	5,000
6	Fairview	805 W Wren	4,000
7	Harrel Grove	2000 E St Johns Parkway	450
8	Harrel Grove	2000 E St Johns Parkway	780
9	Harrel Grove	2000 E St Johns Parkway	1,900
10	Houk	2640 Royal Oaks	4,117
11	Jefferson	700 S Watson	3,600
12	Kiwanis	1301 S McAuliff	7,090
13	Lions	6510 W Ferguson	3,400
14	Mill Creek	3001 E Mill Creek Pkwy	2,828
15	Mill Creek	3001 E Mill Creek Pkwy	2,952
16	Oval	800 N Court	1,827
17	Perry Family	Visalia Parkway/Cty Ctr	2,300
18	Pinkham Park	1000 S Pinkham	4,217
19	Plaza Park	1800 S Plaza Dr	920
20	Plaza Park	1800 S Plaza Dr	14,600
21	Recreation	345 N Jacob	2,420
22	Riverbend	2534 N Court	7,286
23	Rotary	1600 S Divisadero	2,800
24	Ruiz	639 E Buena Vista	5,500
25	Seven Oaks	900 S Edison	2,275
26	Seven Oaks	900 S Edison	2,844
27	Soroptimist	1900 N Linwood	3,400
28	Sports Park	3611 N Dinuba Blvd	6,126
29	Sports Park	3611 N Dinuba Blvd	3,534
30	Sports Park	3611 N Dinuba Blvd	14,137
31	Sports Park	3612 N Dinuba Blvd	6,784

32	Stonebrook	1200 W Hemlock	1,697
33	Stonebrook	1200 W Hemlock	2,275
34	Summers	247 W Ferguson	4,000
35	Sunset	5743 W. Lisendra	2,370
36	Sunset	5743 W. Lisendra	2,475
37	Sunset	5743 W. Lisendra	2,642
38	Village	309 Pearl	2,400
39	Whitendale	500 W Beech	1,640
40	Willow Glen	5200 W Hurley Ave	6,580
41	Woodland	1701 N. Woodland	4,750
Pocket Parks			
42	Shannon Ranch 1	3000 W Flagstaff	2,804
43	Shannon Ranch 2	3820 N Mendonca	3,688
44	Shannon Ranch 3	Zachary, Covina, Sedona	1,836
45	Spensor's Park	3228 W Clinton	714
46	Covey's Park	3108 W Elwin	1,809
47	Tiffany Ranch	5912 W Robinwood	1,044
48	West Park	4101 S. Kent	1,911
49	Willow Creek	4291 E. Bennet Circle	1,514
50	Patk Place	3401 S. Villa	2,548
51	Majestic Oak	2239 S. Grand St	1,514

