

**CONTRACT NO. 01 - 464204**

**NAME OF BIDDER** Dirt And Aggregate Interchange, Inc.

**BUSINESS P.O. BOX** 20905 NE Sandy Blvd

**CITY, STATE, ZIP** Fairview, OR 97024

**BUSINESS STREET ADDRESS** 20905 NE Sandy Blvd

*(Include even if P.O. Box used)*

**CITY, STATE, ZIP** Fairview, OR 97024

**TELEPHONE NO:** AREA CODE ( 503 ) 661-5093

**FAX NO:** AREA CODE ( 503 ) 669-1192

**CONTRACTOR LICENSE NO.** 507828

1. Bidder agrees, if this bid is accepted, to enter into a contract with the Department, in the form included in the Standard Specifications, to perform the work provided in the Contract under the terms of the Contract for the price or prices bid.

For a lump sum or unit price based bid, Bidder additionally agrees to perform the work within the number of working days shown on the *Notice to Bidders*.

For a cost plus time based bid on a contract without a plant establishment period, Bidder additionally agrees to perform the work within the number of working days bid.

For a cost plus time based bid on a contract with a plant establishment period, Bidder additionally agrees to perform the non-plant establishment work within the number of working days bid for non-plant establishment work.

2. For a lump sum based bid, Bidder submits this bid with a total price in the total bid space provided on the Bid Item List. For a unit price or cost plus time based bid, Bidder submits this bid with a unit price and the item total (the product of the unit price and the quantity) for each item and a total price (the sum of the item totals) in the spaces provided on the attached Bid Item List. For a unit price with additive item based bid, Bidder submits this bid with a unit price and an item total for each item and a total base bid (the sum of the item totals) and the additive items in the spaces provided on the attached Bid Item List. Additionally, for a cost plus time based bid, Bidder submits this bid with working days bid for non-plant establishment work, total bid for time, and total bid for bid comparison in the spaces provided on the Bid Item List. Bidder agrees:
  - 2.1. If a discrepancy between the unit price and the item total exists, the unit price prevails except:
    - 2.1.1. If the unit price is illegible, omitted, or the same as the item total, item total prevails and the unit price is the quotient of the item total and the quantity.
    - 2.1.2. If a decimal error is apparent in the product of the unit price and the quantity, the Department will use either the unit price or item total based on the closest by percentage to the unit price or item total in the Department's Final Estimate.
  - 2.2. If the unit price and the item total are illegible or are omitted, the bid may be determined nonresponsive. If a lump sum total price is illegible or is omitted, the bid may be determined nonresponsive.
  - 2.3. Bids on lump sum items are item totals. If a unit price for a lump sum item is entered and it differs from the item total, the item total prevails.
  - 2.4. Entries are to be expressed in dollars or decimal fractions of a dollar. Symbols such as commas and dollar signs are ignored and have no significance in establishing unit price or item total.
  - 2.5. Unit prices and item totals are interpreted by the number of digits and decimal placement. Do not round item totals or the total bid.

2.6. For a lump sum based bid, the item total is the bid amount the Department uses for bid comparison.

For a unit price based bid, the sum of the item totals is the bid amount the Department uses for bid comparison.

For a cost plus time based bid, the sum of the item totals and the total bid for time is the bid amount the Department uses for bid comparison.

2.7. The Department's decision on the bid amount is final.

3. Bidder has and acknowledges the following addenda:

**One (1); Two (2)**

4. Bidder submits this bid with one of the following forms of bidder's security equal to at least 10 percent of the bid:

Cash \$ \_\_\_\_\_, Cashiers Check, Certified Check, **Bidder's Bond**

5. Bidder's signature is an affirmation of the included certifications. Bidder is cautioned that making a false certification may result in one or more of the following:

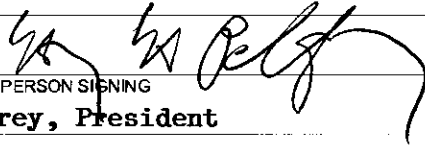
5.1. Criminal prosecution

5.2. Rejection of the bid

5.3. Rescission of the award

5.4. Termination of the Contract

BY (Authorized Signature)



DATE SIGNED (Do not type)

1-27-12

PRINTED NAME AND TITLE OF PERSON SIGNING

**Henry H. Pelfrey, President**

**BID ITEM LIST**

Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
1	070012	PROGRESS SCHEDULE (CRITICAL PATH METHOD)	LS	LUMP SUM	LUMP SUM	11,750.00
2	070018	TIME-RELATED OVERHEAD	WDAY	300	500.00	150,000.00
3	074016	CONSTRUCTION SITE MANAGEMENT	LS	LUMP SUM	LUMP SUM	30,400.00
4	074017	PREPARE WATER POLLUTION CONTROL PROGRAM	LS	LUMP SUM	LUMP SUM	1,500.00
5	074028	TEMPORARY FIBER ROLL	LF	7,010	3.00	21,030.00
6	074031	TEMPORARY GRAVEL BAG BERM	LF	1,410	5.00	7,050.00
7	074038	TEMPORARY DRAINAGE INLET PROTECTION	EA	25	125.00	3,125.00
8	074042	TEMPORARY CONCRETE WASHOUT (PORTABLE)	LS	LUMP SUM	LUMP SUM	8,100.00
9	120100	TRAFFIC CONTROL SYSTEM	LS	LUMP SUM	LUMP SUM	400,000.00
10	120165	CHANNELIZER (SURFACE MOUNTED)	EA	21	42.00	882.00
11	128650	PORTABLE CHANGEABLE MESSAGE SIGN	LS	LUMP SUM	LUMP SUM	39,200.00
12	129000	TEMPORARY RAILING (TYPE K)	LF	180	40.00	7,200.00
13	021992	ALTERNATIVE TEMPORARY CRASH CUSHION	EA	6	2,500.00	15,000.00
14	021993	REMOVE HEADLIGHT GLARE SCREEN	LF	550	10.00	5,500.00
15	150662	REMOVE METAL BEAM GUARD RAILING	LF	13,400	5.00	67,000.00
16	150771	REMOVE ASPHALT CONCRETE DIKE	LF	5,440	5.00	27,200.00
17	151572	RECONSTRUCT METAL BEAM GUARD RAILING	LF	26,300	15.00	394,500.00
18	151623	RECONSTRUCT METAL BEAM GUARD RAILING (7' POST)	LF	5,940	18.00	106,920.00
19	152255	RESET MAILBOX	EA	1	360.00	360.00
20	152301	RESET MARKER	EA	81	6.00	486.00



Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
21	152320	RESET ROADSIDE SIGN	EA	46	200.00	9,200.00
22	021994	ADJUST METAL BEAM GUARD RAILING ELEMENT	LF	11,100	6.00	66,600.00
23	153103	COLD PLANE ASPHALT CONCRETE PAVEMENT	SQYD	1,500	20.00	30,000.00
24	021995	REMOVE TUBULAR BICYCLE RAILING	LF	120	20.00	2,400.00
25	190101	ROADWAY EXCAVATION	CY	1,820	209.00	380,380.00
26	021996	HAND EXCAVATE SELECTED METAL BEAM GUARD RAILING POST HOLES	EA	130	100.00	13,000.00
27	190110	LEAD COMPLIANCE PLAN	LS	LUMP SUM	LUMP SUM	2,300.00
28	190115	ASBESTOS COMPLIANCE PLAN (NATURALLY OCCURRING ASBESTOS)	LS	LUMP SUM	LUMP SUM	3,780.00
29	190116	DUST CONTROL PLAN (NATURALLY OCCURRING ASBESTOS)	LS	LUMP SUM	LUMP SUM	1,150.00
30	198007	IMPORTED MATERIAL (SHOULDER BACKING)	TON	430	288.00	123,840.00
31	203002	EROSION CONTROL (COMPOST BLANKET)	CY	740	75.00	55,500.00
32	390132	HOT MIX ASPHALT (TYPE A)	TON	4,220	226.50	955,830.00
33	390134	HOT MIX ASPHALT (OPEN GRADED)	TON	56	522.50	29,260.00
34	394044	PLACE ASPHALT CONCRETE DIKE (TYPE C)	LF	1,090	12.00	13,080.00
35	394049	PLACE ASPHALT CONCRETE DIKE (TYPE F)	LF	4,440	12.00	53,280.00
36	394090	PLACE HOT MIX ASPHALT (MISCELLANEOUS AREA)	SQYD	7,640	25.30	193,292.00
37	729010	ROCK SLOPE PROTECTION FABRIC	SQYD	140	10.00	1,400.00
38	820118	GUARD RAILING DELINEATOR	EA	1,660	30.00	49,800.00
39	820134	OBJECT MARKER (TYPE P)	EA	65	75.00	4,875.00
40	820151	OBJECT MARKER (TYPE L-1)	EA	140	75.00	10,500.00

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Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
41 (F)	043447	CONCRETE BARRIER (TRANSITION ANCHOR BLOCK)	LF	598	525.00	313,950.00
42	832001	METAL BEAM GUARD RAILING	LF	1,780	20.00	35,600.00
43	832004	METAL BEAM GUARD RAILING (SPECIAL)	LF	630	325.00	204,750.00
44	021997	METAL BEAM GUARD RAILING (SLOPE RETAINING WALL)	LF	180	55.00	9,900.00
45	832013	METAL BEAM GUARD RAILING (7' POST)	LF	120	30.00	3,600.00
46	021998	WEED CONTROL MAT (FIBER)	SQYD	23,000	40.00	920,000.00
47	839510	HEADLIGHT GLARE SCREEN	LF	550	75.00	41,250.00
48	839541	TRANSITION RAILING (TYPE WB)	EA	120	3,300.00	396,000.00
49	839581	END ANCHOR ASSEMBLY (TYPE SFT)	EA	20	750.00	15,000.00
50	839584	ALTERNATIVE IN-LINE TERMINAL SYSTEM	EA	50	2,500.00	125,000.00
51	839585	ALTERNATIVE FLARED TERMINAL SYSTEM	EA	220	2,200.00	484,000.00
52	021999	ALTERNATIVE CRASH CUSHION	EA	4	20,000.00	80,000.00
53	840504	4" THERMOPLASTIC TRAFFIC STRIPE	LF	1,020	16.00	16,320.00
54	999990	MOBILIZATION	LS	LUMP SUM	LUMP SUM	484,404.00

**TOTAL BID:**

\$ 6,426,444.00



DIRT & AGGREGATE  
INTERCHANGE, INC.

**FAX**  
**TRANSMITTAL**

2 PAGES

To: CALTRANS

Fax: 916-227-6282

RE: 01-464204

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**THIS REVISED SUBCONTRACTOR LIST REPLACES THE  
SUBCONTRACTORS LIST SENT 2/1/12.**

**Many thanks,**

**DIRT & AGGREGATE INTERCHANGE, INC.**

**Paula M. Draper, Contract Administrator**

20905 NE Sandy Blvd, Fairview, OR 97024  
Phone: 503-661-5093 FAX: 503-689-1192

Revised

STATE OF CALIFORNIA • DEPARTMENT OF TRANSPORTATION  
**SUBCONTRACTOR LIST**  
 DES-0E-01022 (REV 3/2011)

**Dirt And Aggregate**  
 Bidder Name: Interchange, Inc.

The bidder must identify each subcontractor performing work in an amount in excess of 1/2 of 1 percent of the total bid or \$10,000, whichever is greater (Pub Cont Code § 4100 et seq.). Complete columns 1 and 4 and submit with the bid. Complete columns 2 and 3 and submit with the bid or fax to (916) 227-6282 within 24 hours after the bid opening. Failure to provide complete information in columns 1 through 4 within the time specified will result in a nonresponsive bid.

Column 1: Business Name and Location	Column 2: Bid Item Nos.	Column 3: Percentage of Bid Item Subcontracted	Column 4: Description of Subcontracted Work
Granite Construction Ukiah, CA	9	38%	Traffic Control
	11	56%	Portable CMS
	23	90%	Cold Plane AC
	25	90%	Roadway Excavation
	30	90%	Import Material-Shoulder Backing
	32	50%	HMA Type A
	36	90%	Place AC Miscellaneous Area
	33	90%	Hot Mix Asphalt (Open Graded)
A.C. Dike Co. Lincoln, CA	34	82%	Asphalt Dike Type C
	35	82%	Asphalt Dike Type F

**ADA Notice** For individuals with sensory disabilities, this document is available in alternate formats. For information call (916) 654-6416 or TDD (916) 654-3880 or with Records and Forms Management, 1120 N Street, MS-88, Sacramento, CA 95814.

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION  
**SUBCONTRACTOR LIST**  
 DES-OE-D102.2 (REV 3/2011)

**Dirt And Aggregate**  
 Bidder Name: Interchange, Inc.

The bidder must identify each subcontractor performing work in an amount in excess of 1/2 of 1 percent of the total bid or \$10,000, whichever is greater (Pub Cont Code § 4100 et seq.). Complete columns 1 and 4 and submit with the bid. Complete columns 2 and 3 and submit with the bid or fax to (916) 227-5282 within 24 hours after the bid opening. Failure to provide complete information in columns 1 through 4 within the time specified will result in a nonresponsive bid.

Column 1: Business Name and Location	Column 2: Bid Item Nos.	Column 3: Percentage of Bid Item Subcontracted	Column 4: Description of Subcontracted Work
Granite Construction Ukiah, CA	9	38%	Traffic Control
	11	56%	Portable CMS
	23	90%	Cold Plane AC
	25	90%	Roadway Excavation
	30	90%	Import Material-Shoulder Backing
	32	50%	HMA Type A
	36	90%	Place AC Miscellaneous Area
A.C. Dike Co. Lincoln, CA	34	82%	Asphalt Dike Type C
	35	82%	Asphalt Dike Type F

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**SUBCONTRACTOR LIST**

DES-OE-0102.2 (REV 3/2011)

**Dirt And Aggregate**  
**Bidder Name: Interchange, Inc.**

The bidder must identify each subcontractor performing work in an amount in excess of 1/2 of 1 percent of the total bid or \$10,000, whichever is greater (Pub Cont Code § 4100 et seq.). Complete columns 1 and 4 and submit with the bid. Complete columns 2 and 3 and submit with the bid or fax to (916) 227-6282 within 24 hours after the bid opening. Failure to provide complete information in columns 1 through 4 within the time specified will result in a nonresponsive bid.

Column 1: Business Name and Location	Column 2: Bid Item Nos.	Column 3: Percentage of Bid Item Subcontracted	Column 4: Description of Subcontracted Work
<p><b>Granite Construction</b>  <b>Ukiah, CA</b></p>			<p><b>Traffic Control</b>  <b>Portable CMS</b>  <b>Cold Plane AC</b>  <b>Roadway Excavation</b>  <b>Import Material-Shoulder Backing</b>  <b>HMA Type A</b>  <b>Place AC Miscellaneous Area</b></p>
<p><b>A.C. Dike Co.</b>  <b>Lincoln, CA</b></p>			<p><b>Asphalt Dike Type C</b>  <b>Asphalt Dike Type F</b></p>

**ADA Notice** For individuals with sensory disabilities, this document is available in alternate formats. For information call (916) 654-6410 or TDD (916) 654-3880 or write Records and Forms Management, 1120 N Street, MS-89, Sacramento, CA 95814.

We Dirt and Aggregate Interchange, Inc.

Travelers Casualty and Surety Company of America as Principal, and

as Surety are bound unto the State of California, Department of Transportation, hereafter referred to as "Obligee", in the penal sum of ten percent (10%) of the total amount of the bid of the Principal submitted to the Obligee for the work described below, for the payment of which sum we bind ourselves, jointly and severally.

**THE CONDITION OF THIS OBLIGATION IS SUCH, THAT:**

WHEREAS, the Principal is submitting a bid to the Obligee, for For construction on State Highway in Mendocino County at Various Locations  
(Copy here the exact description of work, including location, as it appears on the proposal)

for which bids are to be opened at 1727 30th Street, Room 104 Sacramento, CA 95816  
(Insert place where bids will be opened) on February 1, 2012  
(Insert date of bid opening)

NOW, THEREFORE, if the Principal is awarded the contract and, within the time and manner required under the specifications, after the prescribed forms are presented to him for signature, enters into a written contract, in the prescribed form, in accordance with the bid, and files two bonds with the Obligee, one to guarantee faithful performance (if specified in the contract) of the contract and the other to guarantee payment for labor and materials as provided by law, then this obligation shall be null and void; otherwise, it shall remain in full force.

In the event a suit is brought upon this bond by the Obligee and judgment is recovered, the Surety shall pay all costs incurred by the Obligee in such suit, including a reasonable attorney's fee to be fixed by the court.

Dated: January 16, 2012.

Correspondence or claims relating to this bond should be sent to the surety at the following address:  
1499 SE Tech Ctr. Pl. #150  
Vancouver, WA 98683

Dirt and Aggregate Interchange, Inc.

Henry H. Helfrey, Principal President  
Travelers Casualty and Surety Company of America  
By Robert W. Lagler, Attorney-in-Fact America

**CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT**

State of ~~California~~ Washington  
County of Clark

On this 1/16/12, before me, Bonnie M. Riddle, Notary Public,  
Date Here Insert Name and Title of the Officer  
personally appeared Robert W. Lagler  
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/hers/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.

**Notary Public**  
**State of Washington**  
**BONNIE M. RIDDLE**  
**MY COMMISSION EXPIRES**  
**SEPTEMBER 14, 2013**

WITNESS my hand and official seal.  
Signature Bonnie M. Riddle  
Signature of Notary Public Bonnie M. Riddle

ADA Notice: For information call (916) 954-8410 or TDD (916) 654-3880 or write Records and Forms Management, 1120 N Street, MS-80, Sacramento, CA 95814.



POWER OF ATTORNEY

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
St. Paul Fire and Marine Insurance Company
St. Paul Guardian Insurance Company

St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company

Attorney-In Fact No. 214869

Certificate No. 004531858

KNOW ALL MEN BY THESE PRESENTS: That St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company and St. Paul Mercury Insurance Company are corporations duly organized under the laws of the State of Minnesota, that Farmington Casualty Company, Travelers Casualty and Surety Company, and Travelers Casualty and Surety Company of America are corporations duly organized under the laws of the State of Connecticut, that United States Fidelity and Guaranty Company is a corporation duly organized under the laws of the State of Maryland, that Fidelity and Guaranty Insurance Company is a corporation duly organized under the laws of the State of Iowa, and that Fidelity and Guaranty Insurance Underwriters, Inc., is a corporation duly organized under the laws of the State of Wisconsin (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint

Robert W. Lagler, and Bonnie Riddle

of the City of Vancouver, State of Washington, their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign, execute, seal and acknowledge any and all honds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 13th day of September, 2011.

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
St. Paul Fire and Marine Insurance Company
St. Paul Guardian Insurance Company

St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company



State of Connecticut
City of Hartford ss.

By: [Signature]
George W. Thompson, Senior Vice President

On this the 13th day of September, 2011, before me personally appeared George W. Thompson, who acknowledged himself to be the Senior Vice President of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

In Witness Whereof, I hereunto set my hand and official seal.
My Commission expires the 30th day of June, 2016.



[Signature]
Marie C. Tetreault, Notary Public

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, which resolutions are now in full force and effect, reading as follows:

**RESOLVED**, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the Company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is

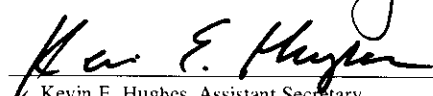
**FURTHER RESOLVED**, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary; and it is

**FURTHER RESOLVED**, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority; and it is

**FURTHER RESOLVED**, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any Power of Attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such Power of Attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or understanding to which it is attached.

I, Kevin E. Hughes, the undersigned, Assistant Secretary, of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 16<sup>th</sup> day of January, 20 12

  
Kevin E. Hughes, Assistant Secretary



To verify the authenticity of this Power of Attorney, call 1-800-421-3880 or contact us at [www.travelersbond.com](http://www.travelersbond.com). Please refer to the Attorney-In-Fact number, the above-named individuals and the details of the bond to which the power is attached.

**OPT OUT OF PAYMENT ADJUSTMENTS FOR PRICE INDEX FLUCTUATIONS**

DES-OE-0102.12 (REV. 11/2011)

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You may opt out of the payment adjustments for price index fluctuations as specified in "Payment Adjustments for Price Index Fluctuations" of the special provisions. If you elect to opt out of the provisions of this specification, complete this form and submit it with your bid.

**Bidder Name:** \_\_\_\_\_ **CONTRACT NO.** \_\_\_\_\_

**I opt out of the payment adjustments for price index fluctuations.**

**Date:** \_\_\_\_\_

**Signature:** \_\_\_\_\_

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**SMALL BUSINESS STATUS**

DES-OE-0102.4 (REV 3/2008)

**CONTRACT NO. 01 - 464204**

Are you certified as a "Small Business" by the Office of Small Business and DVBE Services of the Department of General Services of the State of California? Check one:

Yes: Certification number? \_\_\_\_\_  No

Note: This small business questionnaire is included for statistical reporting only.

**CERTIFICATIONS**

**FEDERAL-AID PROJECTS DISCLOSURE OF LOBBYING ACTIVITIES CERTIFICATION**

Bidder certifies, to the best of his or her knowledge and belief:

1. No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any Federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any Federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form LLL, "Disclosure of Lobbying Activities," in conformance with its instructions.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by 31 USC § 1352. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

Bidder also agrees by submitting a bid that it must require the language of this certification be included in subcontracts over \$100,000 and these subcontractors shall certify and disclose.

**INSTRUCTIONS FOR COMPLETION OF SF-LLL,  
DISCLOSURE OF LOBBYING ACTIVITIES**

This disclosure form shall be completed by the reporting entity, whether subawardee or prime Federal recipient, at the initiation or receipt of a covered Federal action, or a material change to a previous filing, pursuant to title 31 U.S.C. section 1352. The filing of a form is required for each payment or agreement to make payment to any lobbying entity for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with a covered Federal action. Complete all items that apply for both the initial filing and material change report. Refer to the implementing guidance published by the Office of Management and Budget for additional information.

1. Identify the type of covered Federal action for which lobbying activity is and/or has been secured to influence, the outcome of a covered Federal action.
2. Identify the status of the covered Federal action.
3. Identify the appropriate classification of this report. If this is a followup report caused by a material change to the information previously reported, enter the year and quarter in which the change occurred. Enter the date of the last, previously submitted report by this reporting entity for this covered Federal action.
4. Enter the full name, address, city, State and zip code of the reporting entity. Include Congressional District if known. Check the appropriate classification of the reporting entity that designates if it is, or expects to be, a prime or subaward recipient. Identify the tier of the subawardee, e.g., the first subawardee of the prime is the 1st tier. Subawards include but are not limited to subcontracts, subgrants and contract awards under grants.
5. If the organization filing the report in item 4 checks "Subawardee," then enter the full name, address, city, State and zip code of the prime Federal recipient. Include Congressional District, if known.
6. Enter the name of the Federal agency making the award or loan commitment. Include at least one organizational level below agency name, if known. For example, Department of Transportation, United States Coast Guard.
7. Enter the Federal program name or description for the covered Federal action (item 1). If known, enter the full Catalog of Federal Domestic Assistance (CFDA) number for grants, cooperative agreements, loans, and loan commitments.
8. Enter the most appropriate Federal identifying number available for the Federal action identified in item 1 (e.g., Request for Proposal (RFP) number; Invitation for Bid (IFB) number; grant announcement number; the contract, grant, or loan award number; the application/proposal control number assigned by the Federal agency). Include prefixes, e.g., "RFP-DE-90-001."
9. For a covered Federal action where there has been an award or loan commitment by the Federal agency, enter the Federal amount of the award/loan commitments for the prime entity identified in item 4 or 5.
10. (a) Enter the full name, address, city, State and zip code of the lobbying registrant under the Lobbying Disclosure Act of 1995 engaged by the reporting entity identified in item 4 to influence the covered Federal action.  
(b) Enter the full names of the individual(s) performing services and include full address if different from 10(a). Enter Last Name, First Name, and Middle Initial (MI).
11. The certifying official shall sign and date the form, print his/her name title, and telephone number.

According to the Paperwork Reduction Act, as amended, no persons are required to respond to a collection of information unless it displays a valid OMB Control Number. The valid OMB control number for this information collection is OMB No. 0348-0046. Public reporting burden for this collection of information is estimated to average 10 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0046), Washington, DC 20503.

**DISCLOSURE OF LOBBYING ACTIVITIES**

Approved by OMB

Complete this form to disclose lobbying activities pursuant to 31 U.S.C. 1352

0348-0046

<b>1. Type of Federal Action:</b> <input type="checkbox"/> a. contract b. grant c. cooperative agreement d. loan e. loan guarantee f. loan insurance	<b>2. Status of Federal Action:</b> <input type="checkbox"/> a. bid/offer/application b. initial award c. post-award	<b>3. Report Type:</b> <input type="checkbox"/> a. initial b. material change <b>For Material Change Only:</b> year _____ quarter _____ date of last report _____
<b>4. Name and Address of Reporting Entity:</b> <input type="checkbox"/> Prime <input type="checkbox"/> Subawardee Tier _____, <i>if known</i> Congressional District, <i>if known:</i>	<b>5. If Reporting Entity in No. 4 is Subawardee Enter Name and Address of Prime:</b>  <p align="center">Congressional District, <i>if known:</i></p>	
<b>6. Federal Department/Agency:</b>	<b>7. Federal Program Name/Description:</b>  <p align="center">CFDA Number, if applicable _____</p>	
<b>8. Federal Action Number, if known:</b>	<b>9. Award Amount, if known:</b> <p align="center">\$ _____</p>	
<b>10 a. Name and Address of Lobby Registrant</b> <p align="center"><i>(if individual, last name, first name, MI):</i></p>	<b>b. Individuals Performing Services (including address if different from No. 10a)</b> <p align="center"><i>(last name, first name, MI):</i></p>	
<b>II. Information requested through this form is authorized by Title 31 U.S.C. Section 1352. This disclosure of lobbying activities is a material representation of fact upon which reliance was placed by the tier above when this transaction was made or entered into. This disclosure is required pursuant to 31 U.S.C. 1352. This information will be available for public inspection. Any person who fails to file the required disclosure shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.</b>	<b>Signature:</b> _____ <b>Print Name:</b> _____ <b>Title:</b> _____ <b>Telephone No.:</b> _____ <b>Date:</b> _____	
<b>Federal Use Only:</b>		<b>Authorized for Local Reproduction Standard Form - LLL (Rev. 7-97)</b>

**EQUAL EMPLOYMENT OPPORTUNITY REGULATION CERTIFICATION**

**\*Dirt And Aggregate Interchange, Inc.**

Bidder \_\_\_\_\_, proposed subcontractor \_\_\_\_\_, certifies that he  has  has not participated in a previous contract or subcontract subject to the equal opportunity clauses, as required by Executive Orders 10925, 11114, or 11246, and that, if required, he has filed with the Joint Reporting Committee, the Director of the Office of Federal Contract Compliance, a Federal Government contracting or administering agency, or the former President's Committee on Equal Employment Opportunity, all reports due under the filing requirements.

**Notes:**

- The above certification is required by the Equal Employment Opportunity Regulations of the Secretary of Labor (41 CFR 60-1.7(b) (1)), and must be submitted by bidders and proposed subcontractors only in connection with contracts and subcontracts which are subject to the equal opportunity clause. Contracts and subcontracts which are exempt from the equal opportunity clause are set forth in 41 CFR 60-1.5. (Generally only contracts or subcontracts of \$10,000 or under are exempt.)
- Currently, Standard Form 100 (EEO-1) is the only report required by the Executive Orders or their implementing regulations.
- Prime contractors and subcontractors who have participated in a previous contract or subcontract subject to the Executive Orders and have not filed the required reports should note 41 CFR 60-1.7(b) (1) prevents the award of contracts and subcontracts unless the Contractor submits a report covering the delinquent period or such other period specified by the Federal Highway Administration or by the Director, Office of Federal Contract Compliance, U.S. Department of Labor.

**TITLE 49, CODE OF FEDERAL REGULATIONS, PART 29, DEBARMENT AND SUSPENSION CERTIFICATION**

Bidder, under penalty of perjury, certifies that, except as noted below, it or any other person associated therewith in the capacity of owner, partner, director, officer, manager:

- is not currently under suspension, debarment, voluntary exclusion, or determination of ineligibility by any federal agency;
- has not been suspended, debarred, voluntarily excluded or determined ineligible by any federal agency within the past 3 years;
- does not have a proposed debarment pending; and
- has not been indicted, convicted, or had a civil judgement rendered against it by a court of competent jurisdiction in any matter involving fraud or official misconduct within the past 3 years.

If there are any exceptions to this certification, insert the exceptions in the following space.

Exceptions will not necessarily result in denial of award, but will be considered in determining bidder responsibility. For any exception noted above, indicate below to whom it applies, initiating agency, and dates of action.

**UNDOCUMENTED ALIENS EMPLOYMENT**

Under Pub Cont Code § 6101, the Bidder certifies compliance with state and federal law respecting the employment of undocumented aliens.

**NONCOLLUSION**

**NONCOLLUSION AFFIDAVIT TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID**

Under PCC 7106 and 23 USC 112, the bidder declares as follows:

State of ~~California~~ Oregon County of Multnomah

Henry H. Pelfrey, being first duly sworn, deposes and says that he or she is President of Dirt And Aggregate Interchange, Inc the party making the foregoing bid that the 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; that 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.

**CHILD SUPPORT COMPLIANCE ACT**

Under Pub Cont Code § 7110, the contractor acknowledges that:

1. The contractor recognizes the importance of child and family support obligations and shall fully comply with all applicable state and federal laws relating to child and family support enforcement, including, but not limited to, disclosure of information and compliance with earnings assignment orders, as provided in Chapter 8 (commencing with section 5200) of Part 5 of Division 9 of the Family Code; and
2. The contractor to the best of its knowledge is fully complying with the earnings assignment orders of all employees and is providing the names of all new employees to the New Hire Registry maintained by the Employment Development Department.

**VIOLATION OF LAW OR A SAFETY REGULATION**

Under Pub Cont Code § 10162, the Bidder must complete, under penalty of perjury, the following questionnaire:

Has the Bidder, any officer of the Bidder, or any employee of the Bidder who has a proprietary interest in the Bidder, ever been disqualified, removed, or otherwise prevented from bidding on, or completing a federal, state, or local government project because of a violation of law or a safety regulation?

Yes     No    If the answer is yes, explain the circumstances in the following space.

## NATIONAL LABOR RELATIONS BOARD

Under Pub Cont Code § 10232, the contractor, swears under penalty of perjury, that no more than one final unappealable finding of contempt of court by a federal court has been issued against the contractor within the immediately preceding two year period because of the contractor's failure to comply with an order of a federal court which orders the contractor to comply with an order of the National Labor Relations Board.

## ANTITRUST LAW

Under Pub Con Code § 10285.1, the Bidder declares under penalty of perjury under the laws of the State of California that the Bidder  has  has not been convicted within the preceding three years of any offenses referred to in that section, including any charge of fraud, bribery, collusion, conspiracy, or any other act in violation of any state or federal antitrust law in connection with the bidding upon, award of, or performance of, any public works contract, as defined in Pub Cont Code § 1101, with any public entity, as defined in Pub Cont Code § 1100, including the Regents of the University of California or the Trustees of the California State University. The term "Bidder" includes any partner, member, officer, director, responsible managing officer, or responsible managing employee thereof, as referred to in Section 10285.1.

If the Bidder has been convicted of an offense within the past 3 years, provide the conviction details including the date and ultimate resolution of each conviction in the space below.

## BIDDER RESPONSIBILITY QUESTIONNAIRE

Failure to truthfully answer the following questions will result in a finding that the bid is nonresponsive. The Bidder must complete, under penalty of perjury, the following questionnaire:

1. Within the past 10 years, has the Bidder been found to be a nonresponsive bidder by any public entity, including federal, State, local, or regional entities?  
 Yes  No
2. Within the past 10 years, have any of the Bidder's officers or employees with a proprietary interest in the Bidder been determined to be a nonresponsive bidder by a public entity, including federal, State, local or regional entities?  
 Yes  No
3. Is there any officer or employee of the Bidder who now has or has had any proprietary interest in another company that bid or bids on public works projects whose company has been determined to be a nonresponsive bidder by any public entity, including federal, State, local, or regional entities?  
 Yes  No
4. If the answer to any of the 3 preceding questions is yes, disclose all pertinent details of the determination of nonresponsibility, including:
  - 4.1. Date of each nonresponsibility determination
  - 4.2. Name of each public agency issuing the nonresponsibility determination and a contact person at that agency who would have information about the determination
  - 4.3. Contract number for each nonresponsibility determination

**END CERTIFICATIONS**

**DEPARTMENT OF TRANSPORTATION**  
DIVISION OF ENGINEERING SERVICES  
OFFICE ENGINEER  
1727 30<sup>th</sup> Street MS-43  
P.O. BOX 168041  
SACRAMENTO, CA 95816-8041  
FAX (916) 227-6214  
TTY 711



*Flex your power!  
Be energy efficient!*

January 20, 2012

01-Men-1,20,128,162,253,271-Var  
01-464204  
Project ID 0100000260  
ACHSSTPG-X045(022)E

Addendum No. 1

Dear Contractor:

This addendum is being issued to the contract for CONSTRUCTION ON STATE HIGHWAY IN MENDOCINO COUNTY AT VARIOUS LOCATIONS.

Submit bids for this work with the understanding and full consideration of this addendum. The revisions declared in this addendum are an essential part of the contract.

Bids for this work will be opened on Wednesday, February 1, 2012.

This addendum is being issued to revise the Federal Minimum Wages with Modification Number 0 dated 1/06/2012.

To Bid book holders:

Inquiries or questions in regard to this addendum must be communicated as a bidder inquiry and must be made as noted in the Notice to Bidders section of the Notice to Bidders and Special Provisions.

Indicate receipt of this addendum by filling in the number of this addendum in the space provided on the signature page of the Bid book.

Submit bids in the Bid book you now possess. Holders who have already mailed their book will be contacted to arrange for the return of their book.

Inform subcontractors and suppliers as necessary.

This addendum and the modified wage rates are available for the Contractors' download on the Web site:

**[http://www.dot.ca.gov/hq/esc/oe/project\\_ads\\_addenda/01/01-464204](http://www.dot.ca.gov/hq/esc/oe/project_ads_addenda/01/01-464204)**

If you are not a Bid book holder, but request a book to bid on this project, you must comply with the requirements of this letter before submitting your bid.

Sincerely,

A handwritten signature in black ink that reads "Rebecca D. Harnagel".

REBECCA D. HARNAGEL  
Chief, Office of Plans, Specifications & Estimates  
Office Engineer  
Division of Engineering Services

**DEPARTMENT OF TRANSPORTATION**  
 DIVISION OF ENGINEERING SERVICES  
 OFFICE ENGINEER  
 1727 30<sup>th</sup> Street MS-43  
 P.O. BOX 168041  
 SACRAMENTO, CA 95816-8041  
 FAX (916) 227-6214  
 TTY 711



*Flex your power!  
 Be energy efficient!*

January 25, 2012

01-Men-1,20,128,162,253,271-Var  
 01-464204  
 Project ID 0100000260  
 ACHSSTPG-X045(022)F

Addendum No. 2

Dear Contractor:

This addendum is being issued to the contract for CONSTRUCTION ON STATE HIGHWAY IN MENDOCINO COUNTY AT VARIOUS LOCATIONS.

Submit bids for this work with the understanding and full consideration of this addendum. The revisions declared in this addendum are an essential part of the contract.

Bids for this work will be opened on Wednesday, February 1, 2012.

This addendum is being issued to revise the Notice to Bidders and Special Provisions and provide an Information Handout.

In the Special Provisions, Section 5-1.10, "SUPPLEMENTAL PROJECT INFORMATION," the following row is added to the table for Supplemental Project Information as follows:

Included in the Information Handout	State Furnished Weed Control Mat (Fiber) Quantities
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In the Special Provisions, Section 8-1.02, "STATE -FURNISHED MATERIALS," is added as attached.

In the Special Provisions, Section 10-1.08, "COOPERATION," the following row is added to the table after the first paragraph as follows:

01-0A7304	Men-20-7.0/17.3	Near Fort Bragg	Rubberized Hot Mix Asphalt Overlay
-----------	-----------------	-----------------	------------------------------------