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Caltrans

STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION

BID

FOR CONSTRUCTION ON STATE HIGHWAY IN SHASTA AND SISKIYOU COUNTIES AT VARIOUS LOCATIONS

In District 02 On Route 3, 5, 96, 97

Under

Notice to Bidders and Special Provisions **dated March 4, 2013**	***Standard Specifications*** **dated 2010**
Project plans approved February 4, 2013	***Standard Plans*** **dated 2010**

Identified by
Contract No. 02-4E5404
02-Sha,Sis-3, 5, 96, 97-VAR
Project ID 0200020319

Electronic Advertising Contract

MH

Bids open Tuesday, April 9, 2013

Dated March 4, 2013
AADD

STATE OF CALIFORNIA • DEPARTMENT OF TRANSPORTATION

BID TO THE DEPARTMENT OF TRANSPORTATION

DES-OE-0102.1 (REV. 3/2011)

CONTRACT NO. 02-4E5404

NAME OF BIDDER Truespell Corporation of California, Inc.

BUSINESS P.O. BOX —

CITY, STATE, ZIP —

BUSINESS STREET ADDRESS 1310 W. 23rd Street

(Include even if P.O. Box used)

CITY, STATE, ZIP Tempe, AZ 85282

TELEPHONE NO: **AREA CODE** (602) 437-1711

FAX NO: **AREA CODE** (602) 437-1821

CONTRACTOR LICENSE NO. 615058

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:
#1- 3/27/2013

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)*
	4/01/2013
PRINTED NAME AND TITLE OF PERSON SIGNING Kurt L. Clark	

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.

BID ITEM LIST

Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
1	070030	LEAD COMPLIANCE PLAN	LS	LUMP SUM	LUMP SUM	5,000.00
2	120090	CONSTRUCTION AREA SIGNS	LS	LUMP SUM	LUMP SUM	9,500.00
3	120100	TRAFFIC CONTROL SYSTEM	LS	LUMP SUM	LUMP SUM	137,000.00
4	128652	PORTABLE CHANGEABLE MESSAGE SIGN (LS)	LS	LUMP SUM	LUMP SUM	11,000.00
5	130100	JOB SITE MANAGEMENT	LS	LUMP SUM	LUMP SUM	1,000.00
6	130200	PREPARE WATER POLLUTION CONTROL PROGRAM	LS	LUMP SUM	LUMP SUM	10,000.00
7	130510	TEMPORARY MULCH	SQYD	300	11.00	3300.00
8	130640	TEMPORARY FIBER ROLL	LF	200	6.00	1200.00
9	130900	TEMPORARY CONCRETE WASHOUT	LS	LUMP SUM	LUMP SUM	500.00
10	141120	TREATED WOOD WASTE	LB	9,040	.25	2260.00
11	150100	PUBLIC SAFETY PLAN	LS	LUMP SUM	LUMP SUM	5500.00
12	150310	RAPID SETTING CONCRETE (PATCH)	CF	285	10.00	2850.00
13	150662	REMOVE METAL BEAM GUARD RAILING	LF	62	22.00	1364.00
14	150714	REMOVE THERMOPLASTIC TRAFFIC STRIPE	LF	2,390	2.50	5975.00
15	025314	REMOVE EPOXY CHIP SEAL	SQFT	1,952	7.50	14640.00
16	025315	REMOVE POLYESTER CONCRETE OVERLAY	SQFT	63,401	1.65	104611.65
17	025316	RECONSTRUCT STEEL BARRIER RAIL POST	EA	6	715.00	4290.00
18	151625	RECONSTRUCT METAL BEAM GUARD RAILING (WOOD POST)	LF	580	29.00	16820.00
19	153103	COLD PLANE ASPHALT CONCRETE PAVEMENT	SQYD	1,540	14.50	22330.00
20	153223	REMOVE UNSOUND CONCRETE	CF	285	10.00	2850.00

BID ITEM LIST
02-4E5404

Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
21	153225	PREPARE CONCRETE BRIDGE DECK SURFACE	SQFT	93,634	.50	46817.00
22	153227	FURNISH POLYESTER CONCRETE OVERLAY	CF	9,071	70.00	634970.00
23 (F)	153228	PLACE POLYESTER CONCRETE OVERLAY	SQFT	93,634	1.50	140451.00
24	157561	BRIDGE REMOVAL (PORTION), LOCATION A	LS	LUMP SUM	LUMP SUM	21,000.00
25	157562	BRIDGE REMOVAL (PORTION), LOCATION B	LS	LUMP SUM	LUMP SUM	36,000.00
26	157563	BRIDGE REMOVAL (PORTION), LOCATION C	LS	LUMP SUM	LUMP SUM	11,250.00
27	390132	HOT MIX ASPHALT (TYPE A)	TON	280	385.00	107800.00
28	394053	SHOULDER RUMBLE STRIP (HMA,GROUND-IN INDENTATIONS)	STA	1.7	3,250.00	5525.00
29	397005	TACK COAT	TON	0.8	1,000.00	800.00
30 (F)	510053	STRUCTURAL CONCRETE, BRIDGE	CY	12	1,400.00	16800.00
31	511118	CLEAN EXPANSION JOINT	LF	1,551	20.00	31020.00
32	519088	JOINT SEAL (MR 1")	LF	263	36.00	9468.00
33	519091	JOINT SEAL (MR 1 1/2")	LF	876	65.00	56940.00
34	519095	JOINT SEAL ASSEMBLY (MR 4")	LF	79	325.00	25675.00
35	519100	JOINT SEAL (MR 2")	LF	40	115.00	4600.00
36	025317	BONDED JOINT SEAL (MR 1")	LF	134	60.00	8040.00
37	025318	BONDED JOINT SEAL (MR 1 1/2")	LF	313	38.00	11894.00
38 (F)	520102	BAR REINFORCING STEEL (BRIDGE)	LB	374	8.00	2992.00
39	025319	GALVANIC ANODE	EA	551	18.00	9918.00
40 (F)	520110	BAR REINFORCING STEEL (EPOXY COATED) (BRIDGE)	LB	740	8.00	5920.00

REVISED PER ADDENDUM NO. 1 DATED MARCH 27, 2013

BID ITEM LIST

02-4E5404

Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
41 (F)	750501	MISCELLANEOUS METAL (BRIDGE)	LB	1,047	7.00	7329.00
42	832003	METAL BEAM GUARD RAILING (WOOD POST)	LF	90	45.00	4050.00
43	839401	CONCRETE BARRIER	LF	4	1,400.00	5600.00
44	839541	TRANSITION RAILING (TYPE WB)	EA	9	4,100.00	36900.00
45	025320	CONCRETE BARRIER (TRANSITION ANCHOR BLOCK)	LF	30	1250.00	37500.00
46	840515	THERMOPLASTIC PAVEMENT MARKING	SQFT	46	16.00	736.00
47	840560	THERMOPLASTIC TRAFFIC STRIPE (SPRAYABLE)	LF	12,200	1.40	17080.00
48	850122	PAVEMENT MARKER (RETROREFLECTIVE-RECESSED)	EA	90	85.00	7650.00
49	999990	MOBILIZATION	LS	LUMP SUM	LUMP SUM	182,132.35

TOTAL BID: $ 1,848,848.00

REVISED PER ADDENDUM NO. 1 DATED MARCH 27, 2013

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STATE OF CALIFORNIA • DEPARTMENT OF TRANSPORTATION

SUBCONTRACTOR LIST

DES-OE-0102.2 (REV 3/2011)

Bidder Name: Trumbell Corporation of California, 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
STATEWIDE TRAFFIC SAFETY + SIGNS FAIRFIELD, CA	2		CONSTRUCTION AREA SIGNS
APEX FENCE CO ANDERSON, CA	10, 13 17, 18, 42 44		TREATED WOOD WASTE, REMOVE MBGR, RECONT. BARRER STEEL BARRER RAIL POST, RECONT MBGR, MBGR, TRANSITION RAILING
ABSL CONSTRUCTION HAYWARD, CA	15, 16,		REMOVE EPOXY CHIPSEAL, REMOVE POLY CONCRETE OVERLAY
DARREN TAYLOR CONST. ANDERSON, CA	19, 27 29		COLD PLANE ASPH. PAVEMENT + HOT MIX ASPHALT, TAC COAT
APPLY-A-LINE INC ANDERSON, CA	~~44~~ KLD 28, 46, 47 48		SHOULDER GROUND RUMBLE, THERMO PLASTIC PAVEMENT MARKINGS + MARKERS
HIGHWAY SPECIALTY CO SANTA ROSA, CA	3		TRAFFIC CONTROL
TITAN DVBE REDDING, CA	3		TRAFFIC CONTROL

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STATE OF CALIFORNIA · DEPARTMENT OF TRANSPORTATION

SUBCONTRACTOR LIST

DES-OE-0102.2 (REV 3/2011)

Bidder Name: Truxcott Corporation of California, 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
Statewide Traffic Safety & Signs Fairfield, CA	2	100%	Construction Area Signs
Apex Fence Company Anderson, CA	10, 13, 17 18, 42, 44	100%	Treated Wood Waste, Remove MBGR, Reconst. Barrier, Reconst. Barrier Steel Barrier Rail Post, Reconst. MBGR, MBGR, Transition Railing
ABSL Construction Hayward, CA	15, 16	100%	Remove Epoxy Chip Seal, Remove Poly Concrete Overlay
Darran Taylor Construction Anderson, CA	19, 27, 29	100%	Cold Plane Asphalt , Hot Mix Asphalt, Tac Coat
Apply-A-Line Inc. Anerson, CA	28, 46,47,48	100%	Shoulder Ground Rumble, Thermo Plastic Pavement Markings & Markers
Highway Specialty Co. Santa Rosa, Ca	3	85%	Traffic Control
Titan DVBE Redding, CA	3	35%	Traffic Control

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04/10/2013 10:25 Received Apr 10 2013 10:27am (FAX) P.001/002

CA Lic. # 615068, C61/D06 HIC A
AZ Lic. # ROC 137832, K05
AZ Lic. # ROC 147476, KA
AZ Lic. # ROC 163145, B01
ID Lic. #007030-AA-1-2-2

TRUESDELL CORPORATION

NM Lic. #91865, GB98
NV Lic. #0034623, C40
NV Lic. #0068575, A
UT Lic. #6909840-5501

1310 W. 23RD STREET
TEMPE, AZ 85282
FAX (602) 437-1821

CONCRETE REPAIR & STRENGTHENING
www.truesdellcorp.com

1-888-81-EPOXY
TEMPE (602) 437-1711
FAX: (602) 437-1821

To:	Renee Smith / To Whom it May Concern	From:	Mark Long
Company::	State of California – Caltrans Office of Engineer	Company:	Truesdell Corporation of California, Inc.
Fax:	(916) 227-6282	Pages	2
Phone:	(916) 227-6299	Date:	04/10/2013
Re:	Caltrans Contract 02-4E5404 Bid 04/09/2012		

☐ **Urgent** ☒ **For Review** ☐ **Please Comment** ☐ **Please Reply**

Attached you will find the Subcontractors list for the above mentioned bid.

If SSPC QP certification is not submitted with bid, submit so that it is received by the Office Engineer NO LATER THAN 4:00 PM on the 2nd Business Day after the bid opening.

STATE OF CALIFORNIA • DEPARTMENT OF TRANSPORTATION

REQUEST FOR SMALL BUSINESS PREFERENCE OR NON-SMALL BUSINESS PREFERENCE

DES-OE-0102.7 (REV 02/2010)

CONTRACT NO. 02- 4E5404

Complete one of the following:

- **Small Business Preference**

The undersigned requests small business preference and certifies, under penalty of perjury, that the firm meets the requirements of 2 CA Code of Regs § 1896 et seq. and is certified as a small business at the time and day of bid opening or has submitted a complete application to the Department of General Services (DGS) and is subsequently certified. The complete application and any required substantiating documentation must be received by DGS by 5:00 p.m. on bid opening date.

Small Business Certification (Reference) Number: _____

Date: _____ Signature: _____

- **Non-Small Business Preference**

The undersigned requests non-small business preference and notifies the Department on the Certified Small Business Listing for the Non-Small Business Preference form that it commits to subcontract at least 25 percent of its bid amount with one or more firms that meets the requirements of 2 CA Code of Regs § 1896 et seq. and the firms are certified as small businesses at the time and day of bid opening or have submitted a complete application and are subsequently certified by the Department of General Services (DGS). The complete application and any required substantiating documentation must be received by DGS by 5:00 p.m. on bid opening date. List these firms on the Certified Small Business Listing for the Non-Small Business Preference form.

Date: 4/01/2013 Signature: _____

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STATE OF CALIFORNIA • DEPARTMENT OF TRANSPORTATION

CALIFORNIA COMPANY PREFERENCE

DES-OE-0102.9 (REV 11/2008)

This form must be completed and signed by all bidders. Failure of a non-California company to fill out and sign this form may be cause for rejection of its bid. Eligibility for a reciprocal preference for a California company is waived if the California company fails to complete and sign this form under penalty of perjury.

The undersigned certifies that it is a "California company" as defined in Pub Cont Code § 6107 and meets one of the following (check appropriate box and enter requested information):

☐ I am a California company which has its principal place of business in California.

or

☐ I am a California company which has its principal place of business in a state in which there is no local contractor preference on construction contracts.

Name of State: _____.

or

☒ I am a California company which has its principal place of business in a state in which there is a local contractor preference and my company has paid not less than $5,000 in sales or use taxes to California for construction related activity for each of the 5 years immediately preceding the submission of the bid.

Name of State: Arizona.
California Sales or Use Tax No.: SR FH 25-898044.

or

The undersigned certifies that it is not a "California company." (Check box and enter requested information.)

☐ I am not a California company. My principal place of business is in _____.
(Enter state or country)

Describe any and all bid preferences provided to your company by the state or country in which your company has its principal place of business. (Attach additional sheets if necessary.)

_____

_____

I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: 4/01/2013 Signature of Bidder: _____

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STATE OF CALIFORNIA • DEPARTMENT OF TRANSPORTATION

BIDDER'S BOND

DES-OE-0102.3 (REV 3/2008)

Contract No. 02-4E5404

Bond No. Bid Bond

We Truesdell Corporation of California, Inc.

as Principal, and

Merchants Bonding Company (Mutual)

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 02-4E5404, Shasta and Siskiyou Counties

(Copy here the exact description of work, including location, as it appears on the proposal)

at Various Locations

for which bids are to be opened at _____

(Insert place where bids will be opened)

on April 9, 2013

(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: April 9, 20 13.

Correspondence or claims relating to this bond should be sent to the surety at the following address:
Merchants Bonding Company (Mutual)
2100 Fleur Drive
Des Moines, IA 50321

Truesdell Corporation of California, Inc.

Principal

Merchants Bonding Company (Mutual)

Surety

By Melanie Leigh Warnock

Attorney-in-Fact

Melanie Leigh Warnock

~~CALIFORNIA~~ ALL-PURPOSE ACKNOWLEDGMENT

State of ~~California~~ Arizona

County of Maricopa

On this 4-9-13 *Date* before me, Jessika Gulliver *Here Insert Name and Title of the Officer*,

personally appeared Melanie Leigh Warnock *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.

(SEAL)

JESSIKA GULLIVER
Notary Public - Arizona
Maricopa County
My Commission Expires
August 7, 2016

WITNESS my hand and official seal.

Signature _____ *Signature of Notary Public*

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MERCHANTS
BONDING COMPANY™

POWER OF ATTORNEY

Know All Persons By These Presents, that MERCHANTS BONDING COMPANY (MUTUAL) and MERCHANTS NATIONAL BONDING, INC., both being corporations duly organized under the laws of the State of Iowa (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint, individually,

Jessika Gulliver; Jorge Luis Mendez; Melanie Leigh Warnock; Robert Martinez

of Phoenix and State of AZ their true and lawful Attorney-in-Fact, with full power and authority hereby conferred in their name, place and stead, to sign, execute, acknowledge and deliver in their behalf as surety any and all bonds, undertakings, recognizances or other written obligations in the nature thereof, subject to the limitation that any such instrument shall not exceed the amount of:

TWENTY MILLION ($20,000,000.00) DOLLARS

and to bind the Companies thereby as fully and to the same extent as if such bond or undertaking was signed by the duly authorized officers of the Companies, and all the acts of said Attorney-in-Fact, pursuant to the authority herein given, are hereby ratified and confirmed.

This Power-of-Attorney is made and executed pursuant to and by authority of the following By-Laws adopted by the Board of Directors of the Merchants Bonding Company (Mutual) on April 23, 2011 and adopted by the Board of Directors of Merchants National Bonding, Inc., on October 24, 2011.

> "The President, Secretary, Treasurer, or any Assistant Treasurer or any Assistant Secretary or any Vice President shall have power and authority to appoint Attorneys-in-Fact, and to authorize them to execute on behalf of the Company, and attach the seal of the Company thereto, bonds and undertakings, recognizances, contracts of indemnity and other writings obligatory in the nature thereof.
>
> The signature of any authorized officer and the seal of the Company may be affixed by facsimile or electronic transmission to any Power of Attorney or Certification thereof authorizing the execution and delivery of any bond, undertaking, recognizance, or other suretyship obligations of the Company, and such signature and seal when so used shall have the same force and effect as though manually fixed."

In Witness Whereof, the Companies have caused this instrument to be signed and sealed this 1st day of January, 2012.

MERCHANTS NATIONAL BONDING, INC. INCORPORATED -o- 2003

MERCHANTS BONDING COMPANY (MUTUAL) INCORPORATED -o- 1933

MERCHANTS BONDING COMPANY (MUTUAL)
MERCHANTS NATIONAL BONDING, INC.

By Larry Taylor
President

STATE OF IOWA
COUNTY OF POLK ss.

On this 1st day of January, 2012, before me appeared Larry Taylor, to me personally known, who being by me duly sworn did say that he is President of the MERCHANTS BONDING COMPANY (MUTUAL) and MERCHANTS NATIONAL BONDING, INC.; and that the seals affixed to the foregoing instrument is the Corporate Seals of the Companies; and that the said instrument was signed and sealed in behalf of the Companies by authority of their respective Boards of Directors.

In Testimony Whereof, I have hereunto set my hand and affixed my Official Seal at the City of Des Moines, Iowa, the day and year first above written.

MARANDA GREENWALT
Commission Number 770312
My Commission Expires
October 28, 2014

Maranda Greenwalt
Notary Public, Polk County, Iowa

STATE OF IOWA
COUNTY OF POLK ss.

I, William Warner, Jr., Secretary of the MERCHANTS BONDING COMPANY (MUTUAL) and MERCHANTS NATIONAL BONDING, INC., 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 still in full force and effect and has not been amended or revoked.

In Witness Whereof, I have hereunto set my hand and affixed the seal of the Companies on this 9th day of April 2013.

MERCHANTS NATIONAL BONDING, INC. INCORPORATED -o- 2003

MERCHANTS BONDING COMPANY (MUTUAL) INCORPORATED -o- 1933

William Warner Jr.
Secretary

POA 0014 (11/11)

STATE OF CALIFORNIA • DEPARTMENT OF TRANSPORTATION

OPT OUT OF PAYMENT ADJUSTMENTS FOR PRICE INDEX FLUCTUATIONS

DES-OE-0102.12A (REV. 8/2012)

To opt out of payment adjustments for price index fluctuations as specified, complete this form.

Bidder's Name: _____ Contract No. ____ - _____

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

Date: _____ Signature: _____

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CERTIFICATIONS

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~~ Arizona County of Maricopa

Kurt L. Clink, being first duly sworn, deposes and says that he or she is President of Truesdell Corporation of California, 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.

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.

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.

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.

PERMITS, LICENSES, AGREEMENTS, CERTIFICATIONS, AND RAILROAD RELATIONS AND INSURANCE REQUIREMENTS

Bidder acknowledges that permits, licenses, agreements, certifications, and the requirements in the document titled "Railroad Relations and Insurance Requirements" are components of the Contract under section 5-1.02 of the *Standard Specifications*.

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 nonresponsible 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 nonresponsible 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 nonresponsible 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