D-7

CALTRANS
STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION
BID FOR

CONSTRUCTION ON STATE HIGHWAY IN
SANTA CLARA COUNTY AT VARIOUS LOCATIONS
In District 04 on Route Var

UNDER

Notice to Bidders and Special Provisions dated April 25, 2016
Project plans approved March 28, 2016
Standard Specifications dated 2010
Standard Plans dated 2010

Identified by

Contract No. 04-2J2504

04-SCl-Var-Var

Project ID 0414000468

Bids open Tuesday, May 24, 2016

Dated April 25, 2016

AADD

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION
Contract No.: 04-2J2504 Project ID: 0414000468
Bidder Name: Myers and Sons Construction, LP Bidder ID: VC0000106329
BID TO THE DEPARTMENT OF TRANSPORTATION
DES-OE-0102.1

Name of Bidder Myers and Sons Construction, LP
Bidder ID VC0000106329
Business Street Address 4600 Northgate Blvd., Suite 100
(Include even if P.O. Box is used)
Business P.O. Box
City, State, Zip Sacramento, CA, 95834
Telephone No. 916-283-9950
Fax No. 916-614-9520
Contractor License No.944155
California Department of Industrial Relations Registration number** 1000003073
Checksum B6D35EBF

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. Bidder has and acknowledges the following addenda:1
   05-09-16 Revise Notice to Bidders and Special Provisions,

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

4. 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:

   4.1 Criminal prosecution
   4.2 Rejection of the bid
   4.3 Rescission of the award
   4.4 Termination of the Contract

PRINTED NAME:Clinton Myers AND
TITLE OF PERSON SIGNING:Vice President

BY (Authorized signature) DATE SIGNED(Do not type)

Item No.	Item Code	Item Description	Estimated Quantity / Unit of Measure	Unit Price	Item Total
1	070030	LEAD COMPLIANCE PLAN	LUMP SUM LS	LUMP SUM	1,500.00
2	120090	CONSTRUCTION AREA SIGNS	LUMP SUM LS	LUMP SUM	25,000.00
3	120100	TRAFFIC CONTROL SYSTEM	LUMP SUM LS	LUMP SUM	169,000.00
4	128652	PORTABLE CHANGEABLE MESSAGE SIGN (LS)	LUMP SUM LS	LUMP SUM	21,000.00
5	130100	JOB SITE MANAGEMENT	LUMP SUM LS	LUMP SUM	2,500.00
6	130200	PREPARE WATER POLLUTION CONTROL PROGRAM	LUMP SUM LS	LUMP SUM	1,000.00
7	130620	TEMPORARY DRAINAGE INLET PROTECTION	6.0 EA	105.00	630.00
8	130730	STREET SWEEPING	LUMP SUM LS	LUMP SUM	10,000.00
9	130900	TEMPORARY CONCRETE WASHOUT	LUMP SUM LS	LUMP SUM	1,000.00
10	141103	REMOVE YELLOW THERMOPLASTIC TRAFFIC STRIPE (HAZARDOUS WASTE)	14,000.0 LF	0.70	9,800.00
11	148005	NOISE MONITORING	LUMP SUM LS	LUMP SUM	3,500.00
12	150100	PUBLIC SAFETY PLAN	LUMP SUM LS	LUMP SUM	4,500.00

Item No.	Item Code	Item Description	Estimated Quantity / Unit of Measure	Unit Price	Item Total
13	045303	PAINT BRIDGE IDENTIFICATION	25.0 EA	40.00	1,000.00
14	150714	REMOVE THERMOPLASTIC TRAFFIC STRIPE	31,800.0 LF	0.60	19,080.00
15	150715	REMOVE THERMOPLASTIC PAVEMENT MARKING	280.0 SQFT	1.50	420.00
16	150722	REMOVE PAVEMENT MARKER	2,440.0 EA	1.00	2,440.00
17	153225	PREPARE CONCRETE BRIDGE DECK SURFACE	474,143.0 SQFT	0.13	61,638.59
18(F)	153233	TREAT BRIDGE DECK	474,143.0 SQFT	0.19	90,087.17
19	153234	FURNISH BRIDGE DECK TREATMENT MATERIAL	5,280.0 GAL	64.00	337,920.00
20	157561	BRIDGE REMOVAL (PORTION), LOCATION A	LUMP SUM LS	LUMP SUM	9,900.00
21	157562	BRIDGE REMOVAL (PORTION), LOCATION B	LUMP SUM LS	LUMP SUM	19,250.00
22	157563	BRIDGE REMOVAL (PORTION), LOCATION C	LUMP SUM LS	LUMP SUM	56,500.00
23	157564	BRIDGE REMOVAL (PORTION), LOCATION D	LUMP SUM LS	LUMP SUM	48,500.00
24	157565	BRIDGE REMOVAL (PORTION), LOCATION E	LUMP SUM LS	LUMP SUM	28,750.00

Item No.	Item Code	Item Description	Estimated Quantity / Unit of Measure	Unit Price	Item Total
25	157566	BRIDGE REMOVAL (PORTION), LOCATION F	LUMP SUM LS	LUMP SUM	20,000.00
26	480400	TEMPORARY DECKING	LUMP SUM LS	LUMP SUM	10,000.00
27(F)	510053	STRUCTURAL CONCRETE, BRIDGE	12.0 CY	4,825.00	57,900.00
28	511118	CLEAN EXPANSION JOINT	4,770.0 LF	10.00	47,700.00
29	519081	JOINT SEAL (MR 1/2")	2,047.0 LF	20.00	40,940.00
30	045304	BONDED JOINT SEAL (MR 1")	187.0 LF	46.00	8,602.00
31	045305	BONDED JOINT SEAL (MR 1 1/2")	346.0 LF	60.50	20,933.00
32	519088	JOINT SEAL (MR 1")	1,513.0 LF	47.00	71,111.00
33	519091	JOINT SEAL (MR 1 1/2")	208.0 LF	60.00	12,480.00
34	519100	JOINT SEAL (MR 2")	469.0 LF	86.00	40,334.00
35	840504	4" THERMOPLASTIC TRAFFIC STRIPE	34,900.0 LF	0.70	24,430.00
36	840506	8" THERMOPLASTIC TRAFFIC STRIPE	4,750.0 LF	1.00	4,750.00

Item No.	Item Code	Item Description	Estimated Quantity / Unit of Measure	Unit Price	Item Total
37	840515	THERMOPLASTIC PAVEMENT MARKING	280.0 SQFT	7.00	1,960.00
38	031086	4" THERMOPLASTIC TRAFFIC STRIPE (BROKEN 35-13)	22,600.0 LF	0.50	11,300.00
39	850101	PAVEMENT MARKER (NON-REFLECTIVE)	1,250.0 EA	2.00	2,500.00
40	850111	PAVEMENT MARKER (RETROREFLECTIVE)	1,190.0 EA	3.50	4,165.00
41	999990	MOBILIZATION	LUMP SUM LS	LUMP SUM	130,000.00
		Total Bid			$1,794,020.76

TOTAL BID

TOTAL BID FOR BID ITEMS:	$ 1,434,020.76
TOTAL BID FOR TIME: 120 X $ 3,000.00 =	$ 360,000.00
WORKING DAYS BID (Do not bid less than 120 days and not more than 200	
TOTAL BID FOR COMPARISON (COST PLUS TIME):	$ 1,794,020.76

Bidding Firm: Myers and Sons Construction, LP

List this sub? Yes

1) Business Name Farwest Safety Inc.
Location City Lodi State CA
California Contractor License Number 523187
Public Works Contractor Registration Number 1000001371
Portion of Work Subcontracted:

Item	%	Description
2	100	

List this sub? Yes

2) Business Name Mallard Construction Inc.
Location City Orange State CA
California Contractor License Number 826607
Public Works Contractor Registration Number 1000007027
Portion of Work Subcontracted:

Item	%	Description
1	100	
10	100	
14	100	
15	100	
16	100	

List this sub? Yes

3) Business Name Mallard Construction Inc.
Location City Orange State CA
California Contractor License Number 826607
Public Works Contractor Registration Number 1000007027
Portion of Work Subcontracted:

Item	%	Description
35	100	
36	100	
37	100	
38	100	
39	100	

Bidding Firm: Myers and Sons Construction, LP

List this sub? Yes

4) Business Name Mallard Construction Inc.
Location City Orange State CA
California Contractor License Number 826607
Public Works Contractor Registration Number 1000007027
Portion of Work Subcontracted:

Item	%	Description
40	100	
41	6	Mobilization for Mallard work

List this sub? Yes

5) Business Name Extreme Pressure Systems Inc.
Location City Hayward State CA
California Contractor License Number 840062
Public Works Contractor Registration Number 1000003508
Portion of Work Subcontracted:

Item	%	Description
17	83	Prepare Concrete Bridge Deck Surface

COMPLETE ONE OF THE FOLLOWING:

*Small Business Preference

The undersigned 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: 05/24/16 Signature:_____

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION
Contract No.: 04-2J2504 Project ID: 0414000468
Bidder Name: Myers and Sons Construction, LP Bidder ID: VC0000106329
CALIFORNIA COMPANY PREFERENCE
DES-OE-102.9 (REV 11/2008)

This form must be completed 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 (enter requested information):

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

or

2. I 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

3. I 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:
   California Sales or Use Tax No.:

or

The undersigned certifies that it is not a "California company."

4. I 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.)
   Describe:

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

DATE_____Signature of Bidder_____

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION
Contract No.: 04-2J2504 Project ID: 0414000468
Bidder Name: Myers and Sons Construction, LP Bidder ID: VC0000106329
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.

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

Enter Date and Name to opt out of payment adjustments for price index fluctuations.

Date: Bidder's Name:

Signature:_____

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 CA County of Sacramento
Name: Clinton Myers,
being first duly sworn, deposes and says that he or she is
Vice President of
Myers and Sons Construction, LP
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? 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 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?
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?
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?
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

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION
BIDDER'S BOND
DES-OE 0102.3(REV 3/2008)
Contract No. 04-2J2504

Bond No. _____

We _____

_____

_____ 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
CONSTRUCTION ON STATE HIGHWAY IN
SANTA CLARA COUNTY AT VARIOUS LOCATIONS
In District 04 on Route Var
for which bids are to be opened at 1727 30th Street, Sacramento CA 95816 on 05-24-16.

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 judgement 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: _____, 20_____. _____

Principal _____

Surety _____

By _____

Attorney-in-Fact

Correspondence or claims relating to this bond should be sent to the surety at the following address:

_____

_____

_____

CALIFORNIA ALL-PURPOSE ACKNOWLEDGEMENT

_____

State of California

County of _____

On this _____ before me, _____

Date Here insert Name and Title of the Officer

personally appeared _____

Name(s) of Signer(s)

_____

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

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

WITNESS my hand and official seal

SIGNATURE _____

Signature of Notary Public

(SEAL)

State of California, Department of Transportation - Chris Rice

Bond Number: SCA16709065

Contractor Information

Principal: Myers and Sons Construction, LP 916-649-4504

Address: 2554 Millcreek Drive Sacramento California 95833 United States

Contractor's State Vendor ID Number: VC0000106329

Owner/Obligee Information

Bond Form: Bid Bond in accordance with Contract Specifications

Owner / Obligee: State of California, Department of Transportation

Address: 1727 30th Street, Bidders` Exchange, MS 26 Sacramento California 95816 United States

Bond Information

Surety: Travelers Casualty and Surety Company of America

Rider Present: Click here to view

Amount of Bid Security: 10

Contract ID Number: 04-2J2504

Description of Job: Treat Bridge Decks with Methacrylate and Replace Joint Seal in Santa Clara County at Various Locations

View AMBest Information **View Surety Profile** **Treasury List**

Primary Agency:

Alliant Insurance Services, Inc.
Power of Attorney Limited to: Unlimited
Executed

Executed By:

Jessica L. Piccirillo - 5/17/2016 5:48:50 AM ET
Phone: 860-269-2163
Email: jpiccirillo@alliant.com

Know all men by these presents that Travelers Casualty and Surety Company of America, a Corporation duly organized under the laws of the State of Connecticut, are held and firmly bound unto the above owner/obligee by this transmission. The surety agrees to waive the Statute of Fraud defense and further agrees that the owner/obligee is a third party beneficiary of the waiver for the purposes of enforcing this bid bond.

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