

CS

CONTRACT NO. 05 - 0G1604

NAME OF BIDDER The J.F. Will Company, Inc.
BUSINESS P.O. BOX _____
CITY, STATE, ZIP _____
BUSINESS STREET ADDRESS 2640 Industrial Parkway #100
(Include even if P.O. Box used)
CITY, STATE, ZIP Santa Maria, CA 93455
TELEPHONE NO: AREA CODE (805) 938 - 0760
FAX NO: AREA CODE (805) 938 - 0762
CONTRACTOR LICENSE NO. 793282

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:

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:

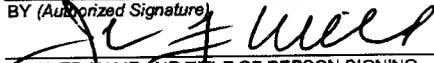
5.1. Criminal prosecution

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)

2-11-13

PRINTED NAME AND TITLE OF PERSON SIGNING

John E. Will, President

BID ITEM LIST

Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
1	071325	TEMPORARY FENCE (TYPE ESA)	LF	570	6 ⁰⁰	3,420 ⁰⁰
2	074019	PREPARE STORM WATER POLLUTION PREVENTION PLAN	LS	LUMP SUM	LUMP SUM	4,671 ⁰⁰
3	074033	TEMPORARY CONSTRUCTION ENTRANCE	EA	8	4,270 ⁰⁰	34,160 ⁰⁰
4	074035	TEMPORARY CHECK DAM	LF	200	15 ⁰⁰	3,000 ⁰⁰
5	074041	STREET SWEEPING	LS	LUMP SUM	LUMP SUM	52,312 ⁰⁰
6	074042	TEMPORARY CONCRETE WASHOUT (PORTABLE)	LS	LUMP SUM	LUMP SUM	1570 ⁰⁰
7	074057	STORM WATER ANNUAL REPORT	EA	1	2,000.00	2,000.00
8	120090	CONSTRUCTION AREA SIGNS	LS	LUMP SUM	LUMP SUM	6,189 ⁰⁰
9	120100	TRAFFIC CONTROL SYSTEM	LS	LUMP SUM	LUMP SUM	75,119 ⁰⁰
10	128652	PORTABLE CHANGEABLE MESSAGE SIGN (LS)	LS	LUMP SUM	LUMP SUM	18,528 ⁰⁰
11	130100	JOB SITE MANAGEMENT	LS	LUMP SUM	LUMP SUM	23,500 ⁰⁰
12	150662	REMOVE METAL BEAM GUARD RAILING	LF	48	17 ⁵⁰	840 ⁰⁰
13	150668	REMOVE FLARED END SECTION	EA	13	29 ⁵⁰	383 ⁵⁰
14	150809	REMOVE CULVERT (LF)	LF	2,060	28 ³⁰	58 58,298 ⁰⁰
15	150812	REMOVE PIPE (LF)	LF	810	10 ⁰⁰	8,100 ⁰⁰
16	150817	REMOVE REINFORCED CONCRETE BOX CULVERT (LF)	LF	71	122 ⁰⁰	8,662 ⁰⁰
17	150821	REMOVE HEADWALL	EA	50	326 ⁰⁰	16,300 ⁰⁰
18	150857	REMOVE ASPHALT CONCRETE SURFACING	SQFT	1,330	1.15	1,529 ⁵⁰
19	151572	RECONSTRUCT METAL BEAM GUARD RAILING	LF	270	32 ⁷⁰	8,829 ⁰⁰
20	152255	RESET MAILBOX	EA	15	432 ⁰⁰	6,480 ⁰⁰

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Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
21	152299	RESET MILEPOST MARKER	EA	4	35 ⁰⁰	140 ⁰⁰
22	152316	RESET ROADSIDE SIGN (ONE POST)	EA	30	105 ⁰⁰	3,150 ⁰⁰
23	160102	CLEARING AND GRUBBING (LS)	LS	LUMP SUM	LUMP SUM	32,310 ⁵⁰
24	190101	ROADWAY EXCAVATION	CY	61,400	6 ²³	382,522 ⁰⁰
25	203021	FIBER ROLLS	LF	1,420	4 ⁰⁰	5,680 ⁰⁰
26	203026	MOVE-IN/MOVE-OUT (EROSION CONTROL)	EA	8	350 ⁰⁰	2,800 ⁰⁰
27	210430	HYDROSEED	SQFT	1,260,000	0.06	75,600 ⁰⁰
28	260203	CLASS 2 AGGREGATE BASE (CY)	CY	1,100	55 ⁰⁰	60,500 ⁰⁰
29	390132	HOT MIX ASPHALT (TYPE A)	TON	870	178 ⁰⁰	154,860 ⁰⁰
30 (F)	510502	MINOR CONCRETE (MINOR STRUCTURE)	CY	99	778 ⁰⁰	77,022 ⁰⁰
31 (F)	520101	BAR REINFORCING STEEL	LB	1,530	1.50	2,295 ⁰⁰
32	620100	18" ALTERNATIVE PIPE CULVERT	LF	270	31.50	8,505 ⁰⁰
33	620140	24" ALTERNATIVE PIPE CULVERT	LF	2,190	34 ⁵⁰	75,226 ⁵⁰
34	620180	30" ALTERNATIVE PIPE CULVERT	LF	180	55 ³⁰	9,954 ⁰⁰
35	620220	36" ALTERNATIVE PIPE CULVERT	LF	120	52.30	6,276 ⁰⁰
36 (F)	620800	CONCRETE BACKFILL (PIPE TRENCH)	CY	340	143 ⁰⁰	48,620 ⁰⁰
37 (F)	720121	ROCK SLOPE PROTECTION (1/2 T, METHOD A) (CY)	CY	260	70 ⁰⁰	18,200 ⁰⁰
38 (F)	721015	ROCK SLOPE PROTECTION (LIGHT, METHOD B) (CY)	CY	160	68 ⁰⁰	10,880 ⁰⁰
39 (F)	721026	ROCK SLOPE PROTECTION (NO. 1, METHOD B) (CY)	CY	1,080	72 ⁰⁰	77,760 ⁰⁰
40 (F)	721028	ROCK SLOPE PROTECTION (NO. 2, METHOD B) (CY)	CY	170	80 ⁰⁰	13,600 ⁰⁰

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Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
41	721430	CONCRETE (CHANNEL LINING)	CY	9	433	3897 ⁰⁰
42	729011	ROCK SLOPE PROTECTION FABRIC (CLASS 8)	SQYD	2,620	3.00	7,860 ⁰⁰
43	800007	FENCE (TYPE BW, 5 STRAND, METAL POST)	LF	11,300	8.17	92,321 ⁰⁰
44	820107	DELINEATOR (CLASS 1)	EA	29	49 ⁰⁰	1421 ⁰⁰
45	820132	OBJECT MARKER (TYPE L)	EA	17	93 ⁰⁰	1581 ⁰⁰
46	832002	METAL BEAM GUARD RAILING (STEEL POST)	LF	700	30 ⁰⁰	21,000 ⁰⁰
47	839584	ALTERNATIVE IN-LINE TERMINAL SYSTEM	EA	2	3737 ⁰⁰	7474 ⁰⁰
48	840504	4" THERMOPLASTIC TRAFFIC STRIPE	LF	5,700	0.70	3,990 ⁰⁰
49	840515	THERMOPLASTIC PAVEMENT MARKING	SQFT	140	7 ⁰⁰	980 ⁰⁰
50	850111	PAVEMENT MARKER (RETROREFLECTIVE)	EA	130	4.70	611 ⁰⁰
51	861501	MODIFY SIGNAL AND LIGHTING	LS	LUMP SUM	LUMP SUM	76,620 ⁰⁰
52	861503	MODIFY LIGHTING	LS	LUMP SUM	LUMP SUM	3,600 ⁰⁰
53	999990	MOBILIZATION	LS	LUMP SUM	LUMP SUM	26,413 ⁰⁰

TOTAL BID:

\$ 1,646,560⁰⁰

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Bidder Name: The J.F. Will Co 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
BETHEL ENGINEERING SANTA MARIA, CA	2 7	100% 100%	SWPPP STORM WATER ANNUAL REPORT
ARROW SIGNS TEMECALA, CA	8 22	100% 100% 100%	CONSTRUCTION AREA SIGNS RESET MILE POST MARKER RESET ROAD SIDE SIGN
ACACIA EROSION CONTROL SANTA BARBARA, CA	26 27	100% 100%	MOVE-IN/MOVE OUT HYDROSEED
SUPER SEAL & STRIPE FILLMORE, CA	48 49 50 53	100% 100% 100% 10%	4" THERMO PLASTIC STRIPES THERMOPLASTIC PAVE MARKER PAVEMENT MARKER (RETRO) MOBILIZATION
ACE FENCE COMPANY COLTON, CA	12 19 43 46 47 53	100%	WORK AS DESCRIBED IN ITEMS 12, 19, 43, 46, 47 & 53
KRC SAFETY VISALIA, CA	8, 10 20, 21 22, 44 45	100%	WORK AS DESCRIBED IN ITEMS 8, 10, 20, 21, 22, 44 & 45
TOOTE PAVING ARROYO GRANDE, CA	29	35%	PLACEMENT AS DESCRIBED IN ITEM 29
LEE WISON ARROYO GRANDE	51, 52	100%	WORK AS DESCRIBED IN ITEM 51, 52

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We The J.F. Will Company, Inc.

as Principal, and

International Fidelity Insurance Company

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 Contract # 05-0G1604: Construction on State Highway in
Santa Barbara County Near Guadalupe From Simas St. to 1.5 Miles East of Simas St. and From Bonita School Rd. to Black Rd.
(Copy here the exact description of work, including location, as it appears on the proposal)
for which bids are to be opened at Sacramento, CA.

(Insert place where bids will be opened)
on February 12, 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: February 7, 2013.

Correspondence or claims relating to this bond should be sent to the surety at the following address:
Contractors & Developers Bonding
575 Price St. #207
Pismo Beach, Ca. 93449

The J.F. Will Company, Inc.

By: [Signature]

Principal

International Fidelity Insurance Company

Surety

By: [Signature]

Myrna Smith, Attorney-in-Fact

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

County of San Luis Obispo

On this February 7, 2013 before me,

Christina Doherty, Notary Public

Here Insert Name and Title of the Officer

personally appeared

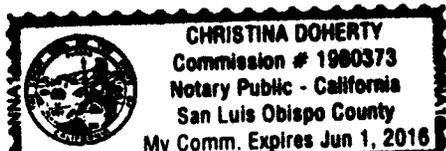
Myrna Smith

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)



WITNESS my hand and official seal.

Signature

[Signature]

Signature of Notary Public

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POWER OF ATTORNEY INTERNATIONAL FIDELITY INSURANCE COMPANY

HOME OFFICE: ONE NEWARK CENTER, 20TH FLOOR
NEWARK, NEW JERSEY 07102-5207

KNOW ALL MEN BY THESE PRESENTS: That INTERNATIONAL FIDELITY INSURANCE COMPANY, a corporation organized and existing laws of the State of New Jersey, and having its principal office in the City of Newark, New Jersey, does hereby constitute and appoint

JADON H. SMITH, MYRNA SMITH

Pismo Beach, CA.

its true and lawful attorney(s)-in-fact to execute, seal and deliver for and on its behalf as surety, any and all bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof, which are or may be allowed, required or permitted by law, stature, rule, regulation, contract or otherwise, and the execution of such instrument(s) in pursuance of these presents, shall be as binding upon the said INTERNATIONAL FIDELITY INSURANCE COMPANY, as fully and amply, to all intents and purposes, as if the same had been duly executed and acknowledged by its regularly elected officers at its principal office.

This Power of Attorney is executed, and may be revoked, pursuant to and by authority of Article 3-Section 3, of the By-Laws adopted by the Board of Directors of INTERNATIONAL FIDELITY INSURANCE COMPANY at a meeting called and held on the 7th day of February, 1974.

The President or any Vice President, Executive Vice President, Secretary or Assistant Secretary, shall have power and authority

- (1) 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, contracts of indemnity and other writings obligatory in the nature thereof and,
- (2) To remove, at any time, any such attorney-in-fact and revoke the authority given.

Further, this Power of Attorney is signed and sealed by facsimile pursuant to resolution of the Board of Directors of said Company adopted at a meeting duly called and held on the 29th day of April, 1982 of which the following is a true excerpt:

Now therefore the signatures of such officers and the seal of the Company may be affixed to any such power of attorney or any certificate relating thereto by facsimile, and any such power of attorney or certificate bearing such facsimile signatures or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by facsimile signatures and facsimile seal shall be valid and binding upon the Company in the future with respect to any bond or undertaking to which it is attached.



IN TESTIMONY WHEREOF, INTERNATIONAL FIDELITY INSURANCE COMPANY has caused this instrument to be signed and its corporate seal to be affixed by its authorized officer, this 16th day of October, A.D. 2007.

INTERNATIONAL FIDELITY INSURANCE COMPANY

STATE OF NEW JERSEY
County of Essex

Secretary

On this 16th day of October 2007, before me came the individual who executed the preceding instrument, to me personally known, and, being by me duly sworn, said he is the therein described and authorized officer of the INTERNATIONAL FIDELITY INSURANCE COMPANY; that the seal affixed to said instrument is the Corporate Seal of said Company; that the said Corporate Seal and his signature were duly affixed by order of the Board of Directors of said Company.



IN TESTIMONY WHEREOF, I have hereunto set my hand affixed my Official Seal, at the City of Newark, New Jersey the day and year first above written.

A NOTARY PUBLIC OF NEW JERSEY
My Commission Expires March. 27, 2014

CERTIFICATION

I, the undersigned officer of INTERNATIONAL FIDELITY INSURANCE COMPANY do hereby certify that I have compared the foregoing copy of the Power of Attorney and affidavit, and the copy of the Section of the By-Laws of said Company as set forth in said Power of Attorney, with the ORIGINALS ON IN THE HOME OFFICE OF SAID COMPANY, and that the same are correct transcripts thereof, and of the whole of the said originals, and that the said Power of Attorney has not been revoked and is now in full force and effect

IN TESTIMONY WHEREOF, I have hereunto set my hand this 7th day of FEBRUARY, 2013

Assistant Secretary

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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SMALL BUSINESS STATUS

DES-OE-0102.4 (REV 3/2008)

CONTRACT NO. 05 - 061604

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? 1746964 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

<p>1. Type of Federal Action:</p> <p><input type="checkbox"/> a. contract <i>N/A</i></p> <p>b. grant <i>N/A</i></p> <p>c. cooperative agreement</p> <p>d. loan</p> <p>e. loan guarantee</p> <p>f. loan insurance</p>	<p>2. Status of Federal Action:</p> <p><input type="checkbox"/> a. bid/offer/application</p> <p>b. initial award</p> <p>c. post-award <i>N/A</i></p>	<p>3. Report Type:</p> <p><input type="checkbox"/> a. initial <i>N/A</i></p> <p>b. material change</p> <p>For Material Change Only:</p> <p>year _____ quarter _____</p> <p>date of last report _____</p>
<p>4. Name and Address of Reporting Entity:</p> <p><input type="checkbox"/> Prime <input type="checkbox"/> Subawardee</p> <p>Tier _____, if known <i>N/A</i></p> <p>Congressional District, if known: <i>N/A</i></p>	<p>5. If Reporting Entity in No. 4 is Subawardee Enter Name and Address of Prime:</p> <p><i>N/A</i></p> <p>Congressional District, if known:</p>	
<p>6. Federal Department/Agency:</p> <p><i>N/A</i></p>	<p>7. Federal Program Name/Description:</p> <p><i>N/A</i></p> <p>CFDA Number, if applicable _____</p>	
<p>8. Federal Action Number, if known:</p> <p><i>N/A</i></p>	<p>9. Award Amount, if known:</p> <p>\$ <i>N/A</i></p>	
<p>10 a. Name and Address of Lobby Registrant <i>(if individual, last name, first name, MI):</i></p> <p><i>N/A</i></p>	<p>b. Individuals Performing Services (including address if different from No. 10a) <i>(last name, first name, MI):</i></p> <p><i>N/A</i></p>	
<p>11. 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.</p>	<p>Signature: <u><i>J F Will</i></u></p> <p>Print Name: <u>John F. Will</u></p> <p>Title: <u>Pr-v.</u></p> <p>Telephone No.: <u>⁸⁰⁵ 938-0760</u> Date: <u>2-11-13</u></p>	
<p>Authorized for Local Reproduction Standard Form - LLL (Rev. 7-97)</p>		

EQUAL EMPLOYMENT OPPORTUNITY REGULATION CERTIFICATION

Bidder DF WILL COMPANY, 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 County of Santa Barbara

John Fenton Will, being first duly sworn, deposes and says that he or she is President of J.F. Will Company 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.

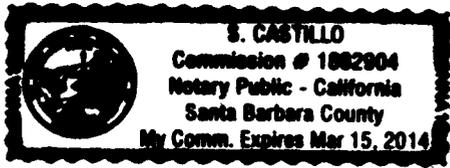
CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

County of Santa Barbara

On Feb 11, 2013 before me, S. Castillo, A Notary Public

personally appeared John Fenton Will



who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he she they executed the same in his/her/their authorized capacity , and that by his/her/their signature on the instrument the person , or the entity upon behalf of which the person 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: S. Castillo
Signature of Notary Public

Place Notary Seal and/or Stamp Above

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: NON-COLUSION Affidavit

Document Date: Contract # 05-061604 Number of Pages: 1

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: John F. Will Signer's Name: _____

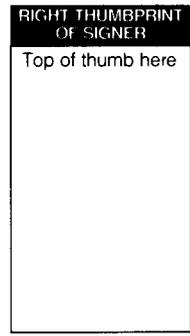
Corporate Officer — Title(s): President Corporate Officer — Title(s): _____

- Individual
- Partner — Limited General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: _____



Signer Is Representing: _____

- Individual
- Partner — Limited General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: _____



Signer Is Representing: _____

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 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