

Contract No.: 06-0N6904

Project(s):

Bid Opening: 05-03-13 Call Order: 1  
: Ker -

Bidder: VC0000020938 - Griffith Company

Standard Specifications Dated 2010  
Contract No.: 06-0N6904  
Name of Bidder: Griffith Company  
Business Street Address: 1128 Carrier Parkway Ave  
Business P.O. Box:  
City, State, Zip: Bakersfield, CA, 93308  
Telephone Number: 661-392-6640  
Fax Number: 661-393-9525  
Contractor License Number:88

C-1  
B/C

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STATE OF CALIFORNIA ♦ DEPARTMENT OF TRANSPORTATION  
BID TO THE DEPARTMENT OF TRANSPORTATION

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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 specified in 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 in 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. Additionally, for a cost plus time based bid, the 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:

STATE OF CALIFORNIA ♦ DEPARTMENT OF TRANSPORTATION  
BID TO THE DEPARTMENT OF TRANSPORTATION (cont'd)

- 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.
- 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.
- 3.0 Bidder submits this bid with one of the following forms of bidder's security equal to at least 10 percent of the bid: Bidder's Bond
- 4.0 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

BY (Authorized Signature)

DATE SIGNED (Do not type)

PRINTED NAME AND TITLE OF PERSON SIGNING

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Item No.	Item Code	Item Description	Unit Of Meas	Quant	Unit Price Dollars	Cts	Item Total Dollars	Cts
Section BID PROPOSAL TO THE DEPARTMENT OF TRANSPORTATION								
Alt Group								
1	070030	LEAD COMPLIANCE PLAN		LUMP SUM	LUMP SUM		2,500.00	
2	120090	CONSTRUCTION AREA SIGNS		LUMP SUM	LUMP SUM		3,500.00	
3	120100	TRAFFIC CONTROL SYSTEM		LUMP SUM	LUMP SUM		98,832.40	
4	120120	TYPE III BARRICADE		18.000	73.00000		1,314.00	
			EA					
5	120165	CHANNELIZER (SURFACE MOUNTED)		14.000	31.00000		434.00	
			EA					
6	120199	TRAFFIC PLASTIC DRUM		18.000	73.00000		1,314.00	
			EA					
7	128652	PORTABLE CHANGEABLE MESSAGE SIGN (LS)		LUMP SUM	LUMP SUM		5,600.00	
8	129000	TEMPORARY RAILING (TYPE K)		800.000	21.00000		16,800.00	
			LF					
9	129100	TEMPORARY CRASH CUSHION MODULE		14.000	210.00000		2,940.00	
			EA					

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					Dollars	Cts	Dollars	Cts
10	130100	JOB SITE MANAGEMENT			LUMP SUM	LUMP SUM		2,000.00
11	130200	PREPARE WATER POLLUTION CONTROL PROGRAM			LUMP SUM	LUMP SUM		500.00
12	130620	TEMPORARY DRAINAGE INLET PROTECTION	EA	1.000		165.00000		165.00
13	130730	STREET SWEEPING			LUMP SUM	LUMP SUM		7,500.00
14	130900	TEMPORARY CONCRETE WASHOUT			LUMP SUM	LUMP SUM		1,200.00
15	141000	TEMPORARY FENCE (TYPE ESA)	LF	250.000		5.00000		1,250.00
16	141103	REMOVE YELLOW THERMOPLASTIC TRAFFIC STRIPE (HAZARDOUS WASTE)	LF	750.000		6.00000		4,500.00
17	141120	TREATED WOOD WASTE	LB	100.000		1.00000		100.00
18	150714	REMOVE THERMOPLASTIC TRAFFIC STRIPE	LF	3,250.000		1.00000		3,250.00
19	150715	REMOVE THERMOPLASTIC PAVEMENT MARKING	SQFT	550.000		4.00000		2,200.00

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					Dollars	Cts	Dollars	Cts
20	150722	REMOVE PAVEMENT MARKER	EA	49.000	7.00000		343.00	
21	150730	REMOVE CHANNELIZERS	EA	80.000	17.00000		1,360.00	
22	150742	REMOVE ROADSIDE SIGN	EA	2.000	56.00000		112.00	
23	150757	REMOVE SIGN STRUCTURE (EA)	EA	1.000	10,000.00000		10,000.00	
24	150812	REMOVE PIPE (LF)	LF	380.000	8.00000		3,040.00	
25	150820	REMOVE INLET	EA	2.000	600.00000		1,200.00	
26	151272	SALVAGE METAL BEAM GUARD RAILING	LF	350.000	17.00000		5,950.00	
27	152356	RELOCATE IRRIGATION FACILITIES	LUMP SUM		LUMP SUM		3,500.00	
28	152390	RELOCATE ROADSIDE SIGN	EA	3.000	214.00000		642.00	
29	152393	RELOCATE ROADSIDE SIGN (STRAP AND SADDLE BRACKET METHOD)	EA	1.000	175.00000		175.00	

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Item No.	Item Code	Item Description	Unit Of Meas	Quant	Unit Price		Item Total	
					Dollars	Cts	Dollars	Cts
30	153103	COLD PLANE ASPHALT CONCRETE PAVEMENT	SQYD	280.000	32.12000		8,993.60	
31	153121	REMOVE CONCRETE (CY)	CY	2.000	615.00000		1,230.00	
32	160102	CLEARING AND GRUBBING (LS)	LUMP SUM		LUMP SUM		10,000.00	
33	190101	ROADWAY EXCAVATION	CY	3,040.000	18.00000		54,720.00	
34	190185	SHOULDER BACKING	TON	12.000	196.00000		2,352.00	
35	208812	12" WELDED STEEL PIPE CONDUIT (.250" THICK)	LF	10.000	85.00000		850.00	
36	210430	HYDROSEED	SQFT	36,400.000	0.11000		4,004.00	
37	260203	CLASS 2 AGGREGATE BASE (CY)	CY	1,540.000	23.00000		35,420.00	
38	390132	HOT MIX ASPHALT (TYPE A)	TON	2,340.000	86.00000		201,240.00	
39	394074	PLACE HOT MIX ASPHALT DIKE (TYPE C)	LF	38.000	24.00000		912.00	

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40	394076	PLACE HOT MIX ASPHALT DIKE (TYPE E)	LF	120.000	24.00000		2,880.00	
41	394077	PLACE HOT MIX ASPHALT DIKE (TYPE F)	LF	32.000	24.00000		768.00	
42	394090	PLACE HOT MIX ASPHALT (MISCELLANEOUS AREA)	SQYD	110.000	53.00000		5,830.00	
43	397005	TACK COAT	TON	3.000	400.00000		1,200.00	
44	401050	JOINTED PLAIN CONCRETE PAVEMENT	CY	120.000	465.00000		55,800.00	
45	498052	60" CAST-IN-DRILL-HOLE CONCTERE PILE (SIGN FOUNDATION)	LF	33.000	1,088.00000		35,904.00	
46(F)	510502	MINOR CONCRETE (MINOR STRUCTURE)	CY	9.000	1,500.00000		13,500.00	
47(F)	560208	FURNISH SIGN STRUCTURE (TUBULAR)	LB	14,300.000	7.00000		100,100.00	
48(F)	560209	INSTALL SIGN STRUCTURE (TUBULAR)	LB	14,300.000	1.36000		19,448.00	
49	560244	FURNISH LAMINATED PANEL SIGN (1" - TYPE A)	SQFT	410.000	36.00000		14,760.00	

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Item No.	Item Code	Item Description	Unit Of Meas	Quant	Unit Price		Item Total	
					Dollars	Cts	Dollars	Cts
50	560248	FURNISH SINGLE SHEET ALUMINUM SIGN (0.063"-UNFRAMED)	SQFT	15.000	15.00000		225.00	
51	560249	FURNISH SINGLE SHEET ALUMINUM SIGN (0.080"-UNFRAMED)	SQFT	56.000	16.00000		896.00	
52	560251	FURNISH SINGLE SHEET ALUMINUM SIGN (0.063"-FRAMED)	SQFT	53.000	19.00000		1,007.00	
53	566011	ROADSIDE SIGN-ONE POST	EA	4.000	397.00000		1,588.00	
54	566012	ROADSIDE SIGN-TWO POST	EA	2.000	567.00000		1,134.00	
55	568016	INSTALL SIGN PANEL ON EXISTING FRAME	SQFT	210.000	31.00000		6,510.00	
56	650014	18" REINFORCED CONCRETE PIPE	LF	1,100.000	47.00000		51,700.00	
57	665024	24" CORRUGATED STEEL PIPE (.109" THICK)	LF	12.000	99.00000		1,188.00	
58	705311	18" ALTERNATIVE FLARED END SECTION	EA	3.000	175.00000		525.00	
59	705315	24" ALTERNATIVE FLARED END SECTION	EA	1.000	725.00000		725.00	

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Item No.	Item Code	Item Description	Unit Of Meas	Quant	Unit Price		Item Total	
					Dollars	Cts	Dollars	Cts
60	721017	ROCK SLOPE PROTECTION (CY) (FACING, METHOD B)	CY	10.000	250.00000		2,500.00	
61	729011	ROCK SLOPE PROTECTION FABRIC (CLASS 8)	SQYD	57.000	16.00000		912.00	
62	731502	MINOR CONCRETE (MISCELLANEOUS CONSTRUCTION)	CY	15.000	768.00000		11,520.00	
63	731530	MINOR CONCRETE (TEXTURED PAVING)	SQFT	820.000	10.00000		8,200.00	
64	750001	MISCELLANEOUS IRON AND STEEL	LB	1,956.000	1.50000		2,934.00	
65	820107	DELINEATOR (CLASS 1)	EA	15.000	56.00000		840.00	
66	832002	METAL BEAM GUARD RAILING (STEEL POST)	LF	25.000	60.00000		1,500.00	
67	025439	WEED CONTROL MAT (RUBBER)	SQYD	46.000	286.00000		13,156.00	
68	839581	END ANCHOR ASSEMBLY (TYPE SFT)	EA	1.000	872.00000		872.00	
69	839585	ALTERNATIVE FLARED TERMINAL SYSTEM	EA	1.000	4,200.00000		4,200.00	

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Item No.	Item Code	Item Description	Unit Of Meas	Quant	Unit Price		Item Total	
					Dollars	Cts	Dollars	Cts
70	839703	CONCRETE BARRIER (TYPE 60C)	LF	950.000	165.00000		156,750.00	
71	839731	CONCRETE BARRIER (TYPE 736B)	LF	250.000	210.00000		52,500.00	
72	840504	4" THERMOPLASTIC TRAFFIC STRIPE	LF	3,880.000	0.60000		2,328.00	
73	840506	8" THERMOPLASTIC TRAFFIC STRIPE	LF	1,400.000	1.00000		1,400.00	
74	840508	8" THERMOPLASTIC TRAFFIC STRIPE (BROKEN 12-3)	LF	1,250.000	1.00000		1,250.00	
75	840515	THERMOPLASTIC PAVEMENT MARKING	SQFT	1,020.000	4.00000		4,080.00	
76	840526	4 THERMOPLASTIC TRAFFIC STRIPE (BROKEN 17-7)	LF	1,050.000	0.60000		630.00	
77	850111	PAVEMENT MARKER (RETROREFLECTIVE)	EA	250.000	8.00000		2,000.00	
78	860090	MAINTAINING EXISTING TRAFFIC MANAGEMENT SYSTEM ELEMENTS DURING CONSTRUCTION	LUMP SUM		LUMP SUM		3,500.00	
79	025440	MODIFY MICROWAVE VEHICLE DETECTION SYSTEM	LUMP SUM		LUMP SUM		15,000.00	

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Item No.	Item Code	Item Description	Unit Of Meas	Quant	Unit Price Dollars	Cts	Item Total Dollars	Cts
80	861501	MODIFY SIGNAL AND LIGHTING		LUMP SUM	LUMP SUM		78,951.00	
81	861504	MODIFY LIGHTING AND SIGN ILLUMINATION		LUMP SUM	LUMP SUM		36,000.00	
Section BID Total							1,218,654.00	
Total Bid							1,218,654.00	



SUBCONTRACTOR LIST (cont'd)

- 4) Firm Name:Austin Enterprise List this subcontractor? Yes  
City:Bakersfield State:CA  
Description of Subcontracted Work:  
Sawcut, Joint Seal  
No.:44 Portion %:  
No.: %:  
No.: %:  
No.: %:  
No.: %:  
Multiple item numbers and percentages can be separated by a space
- 5) Firm Name:Global Enviromental Network List this subcontract  
City:Fountain Valley State:CA  
Description of Subcontracted Work:  
Prepare WPCP  
No.:11 %:  
No.: %:  
No.: %:  
No.: %:  
No.: %:  
Multiple item numbers and percentages can be separated by a space
- 7) Firm Name:Pavement Recycling Systems List this subcontracto  
City:Jurupa Valley State:CA  
Description of Subcontracted Work:  
Cold Plane  
No.:30 Portion %:  
No.: %:  
No.: %:  
No.: %:  
No.: %:  
Multiple item numbers and percentages can be separated by a space

SUBCONTRACTOR LIST (cont'd)

8) Firm Name:Safety Striping Service List this subcontractor?  
City:Goshen State:CA  
Description of Subcontracted Work:  
Removal, Striping, Markings  
No.:1 72 77 %:  
No.:16 73 %:  
No.:18 74 %:  
No.:19 75 %:  
No.:20 76 %:  
Multiple item numbers and percentages can be separated by a space

9) Firm Name:Statewide Safety List this subcontractor? Yes  
City:Bakersfield State:CA  
Description of Subcontracted Work:  
Signs, Channelizers, Barricade, Crash Cushion, Sign Structure  
No.:23 47 48 49 55 2 4 5 6 %:  
No.:9 21 22 28 29 50 51 52 53 %:  
No.:54 65 %:  
No.: %:  
No.: %:  
Multiple item numbers and percentages can be separated by a space

11) Firm Name:Tri-Stell List this subcontractor? Yes  
City:Bakersfield State:CA  
Description of Subcontracted Work:  
Rebar  
No.:70 %:  
No.:71 %:  
No.: %:  
No.: %:  
No.: %:  
Multiple item numbers and percentages can be separated by a space

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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 applied for certification and is subsequently certified by the Department of General Services. To further verify its small business status, the undersigned attaches a copy of its small business certification letter.

Example: mm/dd/yyyy

Date: \_\_\_\_\_ Certification Number: \_\_\_\_\_

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 applied for certification and are subsequently certified by the Department of General Services. List these firms on the Certified Small Business Listing for the Non-Small Business Preference form.

Example: mm/dd/yyyy

Date: 03/26/2013

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CALIFORNIA COMPANY PREFERENCE

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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 (enter requested information):

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

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

4. I a California company.  
My principal place of business is in:  
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.

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OPT OUT OF PAYMENT ADJUSTMENTS FOR PRICE INDEX FLUCTUATIONS

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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.

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:      Name:

CALIFORNIA STATE DEPARTMENT OF TRANSPORTATION  
CERTIFIED DVBE SUMMARY - CONTRACT#:06-0N6904

Bidder: Griffith Company

Names of first tier DVBE subcontractors and their items of work listed must be consistent with the names and items of work in the Subcontractor List (Pub Cont Code 4100 et seq.) submitted with the bid. Identify second and lower tier subcontractors on this form.

1. DVBE prime contractors must enter their DVBE reference number or their DBA name as listed with Department of General Services. (DVBE prime contractors are credited with 100 percent DVBE participation and need not complete the above table.)
2. If 100% of an item is not performed or supplied by the DVBE's, describe the exact part, including planned location of work to be performed, of item to be performed or supplied by DVBE.

Submit to: MSC43  
OFFICE ENGINEER  
DEPARTMENT OF TRANSPORTATION  
1727 30th STREET  
SACRAMENTO, CA 95816-7005

TOTAL DVBE COMMITMENT FOR VENDOR:	Entered:	0.00% or	0.00
	Required:	5.00% or	60932.70
			<GOAL NOT MET>

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CERTIFICATIONS

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

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

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UNDOCUMENTED ALIENS EMPLOYMENT

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

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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 : Kern

Name: Lucas J. Walker

being first duly sworn, deposes and says that he or she is

Company Title: Regional Manager of

Company Name: Griffith 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."

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CERTIFICATIONS (cont'd)

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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.

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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.

Explanation:

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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 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.

Explanation:

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 is 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

Explanation:

We Griffith Company

as Principal, and

Liberty Mutual 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 Construction on State Highway in Kern County in Bakersfield at  
*(Copy here the exact description of work, including location, as it appears on the proposal)*

Panama Lane Overcrossing

for which bids are to be opened at Sacramento, CA  
*(Insert place where bids will be opened)*

on 5/03/2013  
*(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 16, 20 13

Correspondence or claims relating to this bond should be sent to the surety at the following address:  
330 N. Brand Blvd., Suite 500  
Glendale, CA 91203

Griffith Company  
LUCAS J. WALKER  
REGIONAL MANAGER  
*Principal*  
Liberty Mutual Insurance Company  
*Surety*  
By Kim Luu  
*Attorney-in-Fact*

**CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT**

State of California  
County of Orange

On this 4/16/2013 before me, Heather R. Saltarelli, Notary Public  
*Date Here insert Name and Title of the Officer*  
personally appeared Kim Luu  
*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 Heather R. Saltarelli  
*Signature of Notary Public*

**CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT**

State of California

County of Kern

On 4/22/13

Date

before me,

Samantha L. Jones - Notary Public

Here Insert Name and Title of the Officer

personally appeared

Lucas J. Walker

Name(s) of Signer(s)

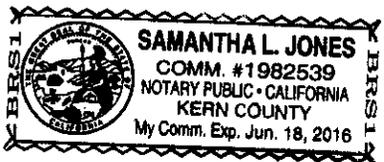
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/~~she/they~~ executed the same in his/~~her/their~~ authorized capacity(ies), and that by his/~~her/their~~ signature(s) on the instrument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

*Samantha L. Jones*  
Signature of Notary Public



Place Notary Seal 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: \_\_\_\_\_

Document Date: \_\_\_\_\_

Number of Pages: \_\_\_\_\_

Signer(s) Other Than Named Above: \_\_\_\_\_

**Capacity(ies) Claimed by Signer(s)**

Signer's Name: \_\_\_\_\_

- Individual
- Corporate Officer — Title(s): \_\_\_\_\_
- Partner —  Limited  General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: \_\_\_\_\_

**RIGHT THUMBPRINT OF SIGNER**

Top of thumb here

Signer Is Representing: \_\_\_\_\_

Signer's Name: \_\_\_\_\_

- Individual
- Corporate Officer — Title(s): \_\_\_\_\_
- Partner —  Limited  General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: \_\_\_\_\_

**RIGHT THUMBPRINT OF SIGNER**

Top of thumb here

Signer Is Representing: \_\_\_\_\_

# CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

County of Kern

On 4/30/13 before me, Samantha L. Jones - Notary Public  
Date Here Insert Name and Title of the Officer

personally appeared Lucas J. Walker  
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: Samantha L. Jones - Notary Public  
Signature of Notary Public

Place Notary Seal 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: \_\_\_\_\_

Document Date: \_\_\_\_\_ Number of Pages: \_\_\_\_\_

Signer(s) Other Than Named Above: \_\_\_\_\_

### Capacity(ies) Claimed by Signer(s)

Signer's Name: \_\_\_\_\_

- Individual
- Corporate Officer — Title(s): \_\_\_\_\_
- Partner —  Limited  General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: \_\_\_\_\_

**RIGHT THUMBPRINT OF SIGNER**  
Top of thumb here

Signer Is Representing: \_\_\_\_\_

Signer's Name: \_\_\_\_\_

- Individual
- Corporate Officer — Title(s): \_\_\_\_\_
- Partner —  Limited  General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: \_\_\_\_\_

**RIGHT THUMBPRINT OF SIGNER**  
Top of thumb here

Signer Is Representing: \_\_\_\_\_

**THIS POWER OF ATTORNEY IS NOT VALID UNLESS IT IS PRINTED ON RED BACKGROUND.**

This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

Certificate No. 5583272

American Fire and Casualty Company  
The Ohio Casualty Insurance Company  
West American Insurance Company

Liberty Mutual Insurance Company  
Peerless Insurance Company

**POWER OF ATTORNEY**

KNOWN ALL PERSONS BY THESE PRESENTS: That American Fire & Casualty Company and The Ohio Casualty Insurance Company are corporations duly organized under the laws of the State of Ohio, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, that Peerless Insurance Company is a corporation duly organized under the laws of the State of New Hampshire, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, James A. Schaller; Jeri Apodaca; Kim Luu; Michael D. Parizino; Nanette Myers; Rachelle Rheault; Rhonda C. Abel

all of the city of Newport Beach, state of CA each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 25th day of September, 2012.



American Fire and Casualty Company  
The Ohio Casualty Insurance Company  
Liberty Mutual Insurance Company  
Peerless Insurance Company  
West American Insurance Company

By: Gregory W. Davenport  
Gregory W. Davenport, Assistant Secretary

STATE OF WASHINGTON ss  
COUNTY OF KING

On this 25th day of September, 2012, before me personally appeared Gregory W. Davenport, who acknowledged himself to be the Assistant Secretary of American Fire and Casualty Company, Liberty Mutual Insurance Company, The Ohio Casualty Company, Peerless Insurance Company and West American Insurance Company, and that he, as such, being authorized so to do, execute 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 have hereunto subscribed my name and affixed my notarial seal at Seattle, Washington, on the day and year first above written.



By: KD Riley  
KD Riley, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of American Fire and Casualty Company, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, West American Insurance Company and Peerless Insurance Company, which resolutions are now in full force and effect reading as follows:

**ARTICLE IV – OFFICERS** – Section 12. Power of Attorney. Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

**ARTICLE XIII – Execution of Contracts – SECTION 5. Surety Bonds and Undertakings.** Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

**Certificate of Designation** – The President of the Company, acting pursuant to the Bylaws of the Company, authorizes Gregory W. Davenport, Assistant Secretary to appoint such attorney-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

**Authorization** – By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, David M. Carey, the undersigned, Assistant Secretary, of American Fire and Casualty Company, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, West American Insurance Company and Peerless Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, 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 \_\_\_\_\_ day of APR 16 2012.



By: David M. Carey  
David M. Carey, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, bank deposit, currency rate, interest rate or residual value guarantees.

To confirm the validity of this Power of Attorney call 1-610-832-8240 between 9:00 am and 4:30 pm EST on any business day.