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Caltrans

STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION

BID

FOR CONSTRUCTION ON STATE HIGHWAY IN LOS ANGELES COUNTY IN LOS ANGELES AT VARIOUS LOCATIONS FROM FOUR LEVEL STRUCTURE TO LANKERSHIM BOULEVARD UNDERCROSSING

In District 07 On Route 101

Under

Notice to Bidders and Special Provisions **dated June 3, 2013**	***Standard Specifications*** **dated 2010**
Project plans approved January 28, 2013	***Standard Plans*** **dated 2010**

Identified by
Contract No. 07-265904
07-LA-101-1.6/10.4
Project ID 0700000497

Federal-Aid Project
ACNH-P101(227)E

Electronic Advertising Contract

Bids open Thursday, July 11, 2013

Dated June 3, 2013
AADD

STATE OF CALIFORNIA • DEPARTMENT OF TRANSPORTATION

BID TO THE DEPARTMENT OF TRANSPORTATION

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

CONTRACT NO. 07 - 265904

NAME OF BIDDER HighLand Construction, Inc.

BUSINESS P.O. BOX ----------

CITY, STATE, ZIP ----------

BUSINESS STREET ADDRESS 133 N. Pixley Street

(include even if P.O. Box used)

CITY, STATE, ZIP Orange, CA 92868

TELEPHONE NO: **AREA CODE** ( ) (714) 538-5156

FAX NO: **AREA CODE** ( ) (714) 538-5157

CONTRACTOR LICENSE NO. 743775

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:

NONE

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 X

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)* 07-11-2013

PRINTED NAME AND TITLE OF PERSON SIGNING

Kristi Stelle, VP of Operations

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

BID ITEM LIST

Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
1	070030	LEAD COMPLIANCE PLAN	LS	LUMP SUM	LUMP SUM	4500
2	120090	CONSTRUCTION AREA SIGNS	LS	LUMP SUM	LUMP SUM	29700
3	120100	TRAFFIC CONTROL SYSTEM	LS	LUMP SUM	LUMP SUM	101700 [redacted] MA
4	120165	CHANNELIZER (SURFACE MOUNTED)	EA	120	40	4800
5	129000	TEMPORARY RAILING (TYPE K)	LF	6,900	40	276000
6	129100	TEMPORARY CRASH CUSHION MODULE	EA	120	175	21000
7	025857	TEMPORARY CRASH CUSHION (ADIEM)	EA	1	7300	7300
8	025858	TEMPORARY CRASH CUSHION (ADIEM) REPLACEMENT MODULES	EA	2	975	1950
9	130100	JOB SITE MANAGEMENT	LS	LUMP SUM	LUMP SUM	2000
10	130200	PREPARE WATER POLLUTION CONTROL PROGRAM	LS	LUMP SUM	LUMP SUM	3100
11	130620	TEMPORARY DRAINAGE INLET PROTECTION	EA	32	75	2400
12	130650	TEMPORARY GRAVEL BAG BERM	LF	6,190	4	24760
13	141103	REMOVE YELLOW THERMOPLASTIC TRAFFIC STRIPE (HAZARDOUS WASTE)	LF	3,900	2.10	8190
14	141120	TREATED WOOD WASTE	LB	31,600	0.60	18960
15	150662	REMOVE METAL BEAM GUARD RAILING	LF	2,730	10	27300
16	150711	REMOVE PAINTED TRAFFIC STRIPE	LF	23,200	1.05	24360
17	150714	REMOVE THERMOPLASTIC TRAFFIC STRIPE	LF	16,700	0.85	14195
18	150715	REMOVE THERMOPLASTIC PAVEMENT MARKING	SQFT	220	10	2200
19	150722	REMOVE PAVEMENT MARKER	EA	2,400	1.50	3600
20	150742	REMOVE ROADSIDE SIGN	EA	15	150	2250

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Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
21	150771	REMOVE ASPHALT CONCRETE DIKE	LF	170	10	1700
22	150857	REMOVE ASPHALT CONCRETE SURFACING	SQFT	420	2	840
23	152604	MODIFY INLET	EA	3	2500	7500
24	153130	REMOVE CONCRETE CURB (LF)	LF	1,980	10	19800
25	153226	REFINISH BRIDGE DECK	SQFT	1,925	3	5775
26	157561	BRIDGE REMOVAL (PORTION), LOCATION A	LS	LUMP SUM	LUMP SUM	115000
27	157562	BRIDGE REMOVAL (PORTION), LOCATION B	LS	LUMP SUM	LUMP SUM	48125
28	157563	BRIDGE REMOVAL (PORTION), LOCATION C	LS	LUMP SUM	LUMP SUM	30180
29	157564	BRIDGE REMOVAL (PORTION), LOCATION D	LS	LUMP SUM	LUMP SUM	39710
30	190101	ROADWAY EXCAVATION	CY	400	100	40000
31	190105	ROADWAY EXCAVATION (TYPE Z-2) (AERIALLY DEPOSITED LEAD)	CY	130	300	39000
32 (F)	192003	STRUCTURE EXCAVATION (BRIDGE)	CY	44	200	8800
33 (F)	193003	STRUCTURE BACKFILL (BRIDGE)	CY	8	450	3600
34	260303	CLASS 3 AGGREGATE BASE (CY)	CY	170	200	34000
35	280000	LEAN CONCRETE BASE	CY	140	395	55300
36	390250	HOT MIX ASPHALT (TYPE A-WMA)	TON	120	350	42000
37	394074	PLACE HOT MIX ASPHALT DIKE (TYPE C)	LF	280	23	6440
38	394077	PLACE HOT MIX ASPHALT DIKE (TYPE F)	LF	430	23	9890
39	394090	PLACE HOT MIX ASPHALT (MISCELLANEOUS AREA)	SQFT	590	15	8850
40	397005	TACK COAT	TON	0.2	5000	1000

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Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
41	400050	CONTINUOUSLY REINFORCED CONCRETE PAVEMENT	CY	32	950	30400
42	400061	CONTINUOUSLY REINFORCED CONCRETE PAVEMENT (TERMINAL JOINT, TYPE A)	LF	9	1000	9000
43	400064	CONTINUOUSLY REINFORCED CONCRETE PAVEMENT (TERMINAL JOINT, TYPE D)	LF	4	1000	4000
44	400065	CONTINUOUSLY REINFORCED CONCRETE PAVEMENT (TERMINAL JOINT, TYPE E)	LF	13	1000	13000
45	400092	CONTINUOUSLY REINFORCED CONCRETE PAVEMENT (EXPANSION JOINT, TYPE WF)	LF	16	1350	21600
46	401050	JOINTED PLAIN CONCRETE PAVEMENT	CY	110	1100	121000
47	404092	SEAL PAVEMENT JOINT	LF	510	10	5100
48	404093	SEAL ISOLATION JOINT	LF	670	17	11390
49	410095	DOWEL BAR (DRILL AND BOND)	EA	91	50	4550
50	490601	16" CAST-IN-DRILLED-HOLE CONCRETE PILING	LF	220	200	44000
51 (F)	510053	STRUCTURAL CONCRETE, BRIDGE	CY	217	850	184450
52 (F)	510502	MINOR CONCRETE (MINOR STRUCTURE)	CY	4	2000	8000
53	511106	DRILL AND BOND DOWEL	LF	3,192	20	63840
54 (F)	520102	BAR REINFORCING STEEL (BRIDGE)	LB	52,515	2	105030
55	560248	FURNISH SINGLE SHEET ALUMINUM SIGN (0.063"-UNFRAMED)	SQFT	58	15	870
56	560249	FURNISH SINGLE SHEET ALUMINUM SIGN (0.080"-UNFRAMED)	SQFT	39	20	780
57	560251	FURNISH SINGLE SHEET ALUMINUM SIGN (0.063"-FRAMED)	SQFT	20	30	600
58	560252	FURNISH SINGLE SHEET ALUMINUM SIGN (0.080"-FRAMED)	SQFT	14	35	490
59	562004	METAL (RAIL MOUNTED SIGN)	LB	2,060	10	20600
60	568001	INSTALL SIGN (STRAP AND SADDLE BRACKET METHOD)	EA	1	100	100

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Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
61	650014	18" REINFORCED CONCRETE PIPE	LF	78	400	31200
62	731504	MINOR CONCRETE (CURB AND GUTTER)	CY	33	515	16995
63 (F)	750001	MISCELLANEOUS IRON AND STEEL	LB	652	4	2608
64	832003	METAL BEAM GUARD RAILING (WOOD POST)	LF	1,340	28.50	38190
65	025859	WEED CONTROL MAT RUBBER	SQYD	590	75	44250
66	839541	TRANSITION RAILING (TYPE WB)	EA	9	3500	31500
67	839576	END CAP (TYPE A)	EA	5	200	1000
68	839581	END ANCHOR ASSEMBLY (TYPE SFT)	EA	3	900	2700
69	839584	ALTERNATIVE IN-LINE TERMINAL SYSTEM	EA	1	3300	3300
70	839585	ALTERNATIVE FLARED TERMINAL SYSTEM	EA	6	2500	15000
71 (F)	044333	CONCRETE BARRIER (TYPE 736A MODIFIED)	LF	141	240	33840
72 (F)	839731	CONCRETE BARRIER (TYPE 736B)	LF	26	725	18850
73 (F)	044334	CALIFORNIA ST-10 BRIDGE RAIL (MODIFIED A)	LF	1,384	190	262960
74 (F)	044335	CALIFORNIA ST-10 BRIDGE RAIL (MODIFIED B)	LF	1,740	185	321900
75	025860	CONCRETE BARRIER (TYPE 736 SV MODIFIED-1)	LF	29	700	20300
76	025861	CONCRETE BARRIER (TYPE 736 SV MODIFIED-2)	LF	34	740	25160
77	025862	CONCRETE BARRIER (TYPE 736 SV MODIFIED-3)	LF	10	720	7200
78	840504	4" THERMOPLASTIC TRAFFIC STRIPE	LF	9,420	1.20	11304
79	840506	8" THERMOPLASTIC TRAFFIC STRIPE	LF	3,160	1.35	4266
80	840508	8" THERMOPLASTIC TRAFFIC STRIPE (BROKEN 12-3)	LF	3,170	0.80	2536

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Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
81	840515	THERMOPLASTIC PAVEMENT MARKING	SQFT	230	15	3450
82	840525	4" THERMOPLASTIC TRAFFIC STRIPE (BROKEN 36-12)	LF	7,950	1	7950
83	840526	4" THERMOPLASTIC TRAFFIC STRIPE (BROKEN 17-7)	LF	870	0.80	696
84	840656	PAINT TRAFFIC STRIPE (2-COAT)	LF	30,200	0.60	18120
85	850101	PAVEMENT MARKER (NON-REFLECTIVE)	EA	850	10	8500
86	850111	PAVEMENT MARKER (RETROREFLECTIVE)	EA	1,550	8	12400
87	860090	MAINTAINING EXISTING TRAFFIC MANAGEMENT SYSTEM ELEMENTS DURING CONSTRUCTION	LS	LUMP SUM	LUMP SUM	1000
88	860400	LIGHTING (TEMPORARY)	LS	LUMP SUM	LUMP SUM	9000
89	025863	MODIFY COMMUNICATION SYSTEM	LS	LUMP SUM	LUMP SUM	36000
90	861503	MODIFY LIGHTING	LS	LUMP SUM	LUMP SUM	55000
91	999990	MOBILIZATION	LS	LUMP SUM	LUMP SUM	100000

TOTAL BID: $2893750

HighLand Construction, Inc. Lic. #743775

FACSIMILE TRANSMITTAL SHEET

TO: Caltrans	FROM: Erin Richardson
COMPANY: Caltrans	DATE: 7/12/2013
FAX NUMBER: (916) 227-6282	TOTAL NO. OF PAGES INCLUDING COVER: 2
PHONE NUMBER:	SENDER'S REFERENCE NUMBER: Bid Date: 07-11-2013
RE: Contract #07-265904	YOUR REFERENCE NUMBER:

☐ URGENT ☑ FOR REVIEW ☐ PLEASE COMMENT ☑ PLEASE REPLY ☐ PLEASE RECYCLE

NOTES/COMMENTS:

Hello,

Attached, please find the Subcontractor Listing for the above-mentioned project.

If you have any questions, please feel free to give me a call.

Thank You,
Erin Richardson

NOTICE: The information contained in the attached facsimile message is private, confidential, or legally privileged. It is intended ONLY for the use of the person(s) specifically named herein as sender and recipient(s) of the communication. Any retention, display, dissemination, distribution, disclosure, publication or copying of the contents of the attached message by individuals OTHER than the sender or the recipient of the said communication is strictly prohibited. If you have received this facsimile message in error, please immediately notify the SENDER (HighLand Construction, Inc.) at sender's telephone number listed above, then immediately destroy or return the entire facsimile message via usps mail, without copying the message, and without disclosing its contents to any person other than the sender or recipient. Persons who copy or disclose such confidential information are subject to applicable legal penalties.

If you did not receive any of the pages indicated, please call (714) 538-5156. Thank you.

133 North Pixley Street • Orange, California 92868 • Phone (714) 538-5156 • Fax (714) 538-5157

STATE OF CALIFORNIA * DEPARTMENT OF TRANSPORTATION

SUBCONTRACTOR LIST

DES-OE-0102.2 (REV 3/2011)

Bidder Name: HighLand Construction, 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 non-responsive bid.

Column 1: Business Name and Location	**Column 2:** Bid Item No. (s)	**Column 3:** Percent of Bid Item Subcontracted	**Column 4:** Description of Subcontracted Work
Chrisp Company Bloomington, CA	1,4,13,16-19, 78-86 (Partial)	57%	Striping (Partial)
Integrity Rebar Perris, CA	41,50,54 71,72, 75-77 (Partial)	35%	Rebar (Partial)
Ace Fence Company La Puente, CA	14,15,64 66,67-70 (Partial)	87%	Railing (Partial)
JFL Electric Los Angeles, CA	87-90 (Partial)	98%	Electrical(Partial)

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STATE OF CALIFORNIA • DEPARTMENT OF TRANSPORTATION

SUBCONTRACTOR LIST

DES-OE-0102.2 (REV 3/2011)

Bidder Name: HighLand Const.

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
[redacted]			[redacted]
Chrisp Co. Bloomington, CA			Striping (partial)
Integrity Rebar Perris, CA			Rebar (partial)
Ace Fence Co. La Puente, CA	14, 15, 64, 66, 67-70		Railing (partial)
JFL Electric Los Angeles, CA			Electrical (partial)

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STATE OF CALIFORNIA • DEPARTMENT OF TRANSPORTATION

BIDDER'S BOND

ADM-2010 (REV. 8/2007)

Contract No. 07-265904

Bond No. 15-B PREMIUM NIL

We HIGHLAND CONSTRUCTION, INC.

as Principal, and

THE GUARANTEE COMPANY OF NORTH AMERICA USA

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 REPLACE BRIDGE RAILING

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

07-LA-101-1.6/10.4

for which bids are to be opened at 3347 MICHELSON DRIVE #100, IRVINE, CA 92613-1692

(Insert place where bids will be opened)

on JULY 11, 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: JULY 3, 20 13.

Correspondence or claims relating to this bond should be sent to the surety at the following address:
6303 OWENSMOUTH AVE., 10TH FLOOR
WOODLAND HILLS, CA 91367

HIGHLAND CONSTRUCTION, INC.

BY: _____
Principal

THE GUARANTEE COMPANY OF NORTH AMERICA USA
Surety

By _____
CHARLES L. FLAKE *Attorney-in-Fact*

CERTIFICATE OF ACKNOWLEDGMENT

State of California

County of _____ SS

On this _____ day of _____ in the year 20 _____ before me, a notary public in and for the county and state aforesaid, personally appeared _____, known to me to be the person whose name is subscribed to the within instrument and known to me to be the Attorney-in-Fact of _____.
Attorney-in-Fact

and acknowledged to me that he (she) subscribed the name of the said company thereto as surety, and his (her) own name as Attorney-in-Fact.

(SEAL)

_____
Notary Public

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CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California
County of Orange

On 7-03-13 (Date) before me, Jan C. Moran, Notary Public (Here Insert Name and Title of the Officer),

personally appeared Charles L. Flake (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.

JAN C. MORAN
COMM. #1967021
NOTARY PUBLIC • CALIFORNIA
ORANGE COUNTY
Comm. Exp. FEB. 17, 2016
MGC1

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 Jan C. Moran (Signature of Notary Public)

Place Notary Seal Above

Jan C. Moran

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: _____
Signer Is Representing: _____

RIGHT THUMBPRINT OF SIGNER
Top of thumb here

Signer's Name: _____
☐ Individual
☐ Corporate Officer — Title(s): _____
☐ Partner — ☐ Limited ☐ General
☐ Attorney in Fact
☐ Trustee
☐ Guardian or Conservator
☐ Other: _____
Signer Is Representing: _____

RIGHT THUMBPRINT OF SIGNER
Top of thumb here

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THE GUARANTEE COMPANY OF NORTH AMERICA USA

Southfield, Michigan

POWER OF ATTORNEY

KNOW ALL BY THESE PRESENTS: That **THE GUARANTEE COMPANY OF NORTH AMERICA USA**, a corporation organized and existing under the laws of the State of Michigan, having its principal office in Southfield, Michigan, does hereby constitute and appoint

David L. Culbertson, Charles L. Flake, Richard A. Coon
Culbertson Insurance Services, Inc.

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, statute, rule, regulation, contract or otherwise.

The execution of such instrument(s) in pursuance of these presents, shall be as binding upon **THE GUARANTEE COMPANY OF NORTH AMERICA USA** 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 the principal office.

The Power of Attorney is executed and may be certified so, and may be revoked, pursuant to and by authority of Article IX, Section 9.03 of the By-Laws adopted by the Board of Directors of **THE GUARANTEE COMPANY OF NORTH AMERICA USA** at a meeting held on the 31st day of December, 2003. The President, or any Vice President, acting with any Secretary or Assistant Secretary, shall have power and authority:

1. To appoint Attorney(s)-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 revoke, at any time, any such Attorney-in-fact and revoke the authority given, except as provided below
3. In connection with obligations in favor of the Florida Department of Transportation only, it is agreed that the power and authority hereby given to the Attorney-in-Fact includes any and all consents for the release of retained percentages and/or final estimates on engineering and construction contracts required by the State of Florida Department of Transportation. It is fully understood that consenting to the State of Florida Department of Transportation making payment of the final estimate to the Contractor and/or its assignee, shall not relieve this surety company of any of its obligations under its bond.
4. In connection with obligations in favor of the Kentucky Department of Highways only, it is agreed that the power and authority hereby given to the Attorney-in-Fact cannot be modified or revoked unless prior written personal notice of such intent has been given to the Commissioner – Department of Highways of the Commonwealth of Kentucky at least thirty (30) days prior to the modification or revocation.

Further, this Power of Attorney is signed and sealed by facsimile pursuant to resolution of the Board of Directors of the Company adopted at a meeting duly called and held on the 6th day of December 2011, of which the following is a true excerpt:

RESOLVED that the signature of any authorized officer and the seal of the Company may be affixed by facsimile to any Power of Attorney or certification thereof authorizing the execution and delivery of any bond, undertaking, contracts of indemnity and other writings obligatory in the nature thereof, and such signature and seal when so used shall have the same force and effect as though manually affixed.

IN WITNESS WHEREOF, **THE GUARANTEE COMPANY OF NORTH AMERICA USA** has caused this instrument to be signed and its corporate seal to be affixed by its authorized officer, this 23rd day of February, 2012.

THE GUARANTEE COMPANY OF NORTH AMERICA USA

Stephen C. Ruschak, Vice President **Randall Musselman, Secretary**

STATE OF MICHIGAN
County of Oakland

On this 23rd day of February, 2012 before me came the individuals who executed the preceding instrument, to me personally known, and being by me duly sworn, said that each is the herein described and authorized officer of The Guarantee Company of North America USA; that the seal affixed to said instrument is the Corporate Seal of said Company; that the Corporate Seal and each signature were duly affixed by order of the Board of Directors of

Cynthia A. Takai
Notary Public, State of Michigan
County of Oakland
My Commission Expires February 27, 2018
Acting in Oakland County

IN WITNESS WHEREOF, I have hereunto set my hand at The Guarantee Company of North America USA offices the day and year above written.

Cynthia A. Takai

I, Randall Musselman, Secretary of **THE GUARANTEE COMPANY OF NORTH AMERICA USA**, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney executed by **THE GUARANTEE COMPANY OF NORTH AMERICA USA**, which is still in full force and effect.

IN WITNESS WHEREOF, I have thereunto set my hand and attached the seal of said Company this 3rd day of July, 2013.

Randall Musselman, Secretary

STATE OF CALIFORNIA • DEPARTMENT OF TRANSPORTATION

SMALL BUSINESS STATUS

DES-OE-0102.4 (REV 3/2008)

CONTRACT NO. 07 - 265904

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? 15041 ☐ No

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

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

BIDSYNC

CALIFORNIA PROFILE			
BidSync Supplier Name	HIGHLAND CONSTRUCTION INC	Supplier Number	15041
Legal Business Name	HIGHLAND CONSTRUCTION INC	DBA Business Name	HIGHLAND CONSTRUCTION INC
Address	133 N PIXLEY ST ORANGE, CA 92868	Phone FAX	(714) 538-5156 (714) 538-5157
Email			
Number of Employees	9		
Business Types	Construction		
Service Areas	Alameda, Alpine, Amador, Butte, Calaveras, Colusa, Contra Costa, Del Norte, El Dorado, Fresno, Glenn, Humboldt, Imperial, Inyo, Kern, Kings, Lake, Lassen, Los Angeles, Madera, Marin, Mariposa, Mendocino, Merced, Modoc, Mono, Monterey, Napa, Nevada, Orange, Placer, Plumas, Riverside, Sacramento, San Benito, San Bernardino, San Diego, San Joaquin, San Luis Obispo, San Mateo, Santa Barbara, Santa Clara, Santa Cruz, Shasta, Sierra, Siskiyou, Solano, Sonoma, Stanislaus, Sutter, Tehama, Trinity, Tulare, Tuolumne, Ventura, Yolo, Yuba,		
Keywords	general engineering		
Construction License Types	A - General Engineering		
Classifications	811015 - Civil engineering		
View Options	View Application		
Edit Options	Amend Application | Register as Disabled Veteran Business Enterprise (DVBE)		

Active Certifications

Register as Disabled Veteran Business Enterprise (DVBE)

TYPE	STATUS	STATUS DATE	FROM	TO	ACTIONS
SB (Micro)	Approved	Jul 12, 2012	Jul 12, 2012	Jul 31, 2014	

Certification History

TYPE	STATUS	STATUS DATE	FROM	TO
SB (Micro)	Expired	Jul 12, 2012	Sep 24, 2010	Sep 30, 2012
SB	Expired	Sep 24, 2010	Oct 5, 2009	Oct 31, 2010
SB	Expired	Oct 30, 2009	Oct 29, 2008	Oct 31, 2009
SB	Expired	Nov 10, 2005	Nov 30, 2005	Oct 31, 2008
SB	Expired	Jun 3, 2002	Jun 3, 2002	Nov 30, 2005
SB	Expired	Nov 12, 1999	Jan 27, 2000	Jun 30, 2002
SB	Expired	Nov 7, 1997	Dec 22, 1997	Dec 31, 1999

Customer Support - vendorsupport@bidsync.com or 1-800-990-9339
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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 0348-0046

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

1. Type of Federal Action:	2. Status of Federal Action:	3. Report Type:
☐ a. contract b. grant c. cooperative agreement d. loan **N/A** e. loan guarantee f. loan insurance	☐ a. bid/offer/application b. initial award c. post-award	☐ a. initial b. material change For Material Change Only: year _____ quarter _____ date of last report _____

4. Name and Address of Reporting Entity:	5. If Reporting Entity in No. 4 is Subawardee Enter Name and Address of Prime:
☐ Prime ☐ Subawardee Tier_____, *if known* Congressional District, *if known*: **N/A**	Congressional District, *if known:*
6. Federal Department/Agency:	7. Federal Program Name/Description: CFDA Number, if applicable _____
8. Federal Action Number, *if known*: **N/A**	9. Award Amount, *if known*: $
10 a. Name and Address of Lobby Registrant (*if individual, last name, first name, MI*): **N/A**	b. Individuals Performing Services (*including address if different from No. 10a*) (*last name, first name, MI*):
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.	Signature: _____ Print Name: Kristi Stelle Title: VP of Operations Telephone No.: 714-538-5156 Date: 7-11-13
Federal Use Only:	Authorized for Local Reproduction Standard Form - LLL (Rev. 7-97)

EQUAL EMPLOYMENT OPPORTUNITY REGULATION CERTIFICATION

Bidder __X____, 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 Orange

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

VP of Operations of HighLand Construction, Inc. the party making the foregoing bid that the bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation; that the bid is genuine and not collusive or sham; that the bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid, and has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or that anyone shall refrain from bidding; that the bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or of that of any other bidder, or to secure any advantage against the public body awarding the contract of anyone interested in the proposed contract; that all statements contained in the bid are true; and, further, that the bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, or paid, and will not pay, any fee to any corporation, partnership, company association, organization, bid depository, or to any member or agent thereof to effectuate a collusive or sham bid.

CHILD SUPPORT COMPLIANCE ACT

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

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

NATIONAL LABOR RELATIONS BOARD

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

VIOLATION OF LAW OR A SAFETY REGULATION

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

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

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

ANTITRUST LAW

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

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

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

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

BIDDER RESPONSIBILITY QUESTIONNAIRE

See Attached Page 21-A

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

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

END CERTIFICATIONS

BIDDER RESPONSIBILITY QUESTIONNAIRE

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

1. Within the past ten years, has the Bidder been found to be a nonresponsible bidder by any public entity (including Federal, State, Local or Regional entities)?

   Yes: X No_____ See 4.1 – 4.3

2. Within the past ten years, have any of the Bidder's officers or employees with a proprietary interest in the Bidder, been determined to be a nonresponsible bidder by a public entity (including Federal, State, Local or Regional entities)?

   Yes_____ No: X See 4.1 – 4.3

3. Is there any officer or employee of the Bidder who now has or has had, any proprietary interest in another company that bid(s) on public works projects which company has been determined to be a nonresponsible bidder by any public entity (including Federal, State, Local or Regional entities)?

   Yes_____ No: X See 4.1 – 4.3

4. If the answer is to any of the three preceding questions is yes, please disclose all pertinent details of the determination of nonresponsibility including:

   4.1 The date of each nonresponsibility determination
   4.2 The name of each public agency issuing the nonresponsibility determination and a contact person at the agency who would have information about the determination.
   4.3 The contract number for each nonresponsibility determination.

4.1 On July 29, 2005, Caltrans made an erroneous determination against HighLand Construction, Inc., which HighLand, Inc. refutes. On August 19, 2005, Caltrans illegally applied the same determination to two other contracts. Although Mike Ahmadi, an Officer of HighLand Construction, Inc., has issues with Caltrans, Mike Ahmadi was not a bidder himself on any projects. Additionally, on January 9, 2006, the City of Newport Beach rejected a bid for which HighLand Construction, Inc. was low bidder because of the erroneous determination made by Caltrans.

4.2 California Department of Transportation, Bob Pieplow/ John McMillian.
City of Newport Beach, Aaron Harp.

4.3 07-1661A4 and Caltrans illegally applied the same determination to two other contracts, 07-4J2704 and 11-206404, all of which is a result of a personal vendetta by key personnel of Caltrans against Mike Ahmadi and HighLand Construction, Inc. The Contract No. for the City of Newport Beach is 3796.

NOTE:

HighLand Construction, Inc. vehemently rejects the determination that was made and all of its allegations and is diligently pursuing all legal remedies to prevent Caltrans from further discriminatory treatment against HighLand, Inc.