1912 - 2012
OFFICE ENGINEER
100 Years of Construction Contracting Excellence

07 C.8 S/E

Caltrans

STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION

BID

FOR BUILDING CONSTRUCTION ON STATE HIGHWAY IN LOS ANGELES COUNTY IN SANTA CLARITA 4.5 MILES SOUTH OF CASTAIC AT THE CASTAIC TRUCK INSPECTION FACILITY

In District 07 On Route 5

Under

Notice to Bidders and Special Provisions **dated August 19, 2013**	***Standard Specifications*** **dated 2010**
Project plans approved June 24, 2013	***Standard Plans*** **dated 2010**

Identified by
Contract No. 07-278804
07-LA-5-R54.4/R54.8
Project ID 0700020197

TM

Electronic Advertising Contract

Bids open Thursday, September 12, 2013 Dated August 19, 2013

STATE OF CALIFORNIA • DEPARTMENT OF TRANSPORTATION

BID TO THE DEPARTMENT OF TRANSPORTATION

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

C.2 S/C

CONTRACT NO. 07- 278804

NAME OF BIDDER Bowe Contractors Inc.

BUSINESS P.O. BOX none

CITY, STATE, ZIP none

BUSINESS STREET ADDRESS 42424 N. 4th St East

(Include even if P.O. Box used)

CITY, STATE, ZIP Lancaster, CA 93535

TELEPHONE NO: **AREA CODE** (661) 940-0899

FAX NO: **AREA CODE** (661) 940-8198

CONTRACTOR LICENSE NO. 778870

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 $ 10% , 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)* 9-12-2013
PRINTED NAME AND TITLE OF PERSON SIGNING Darin Bowe President	

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	1,800 -
2	120090	CONSTRUCTION AREA SIGNS	LS	LUMP SUM	LUMP SUM	1,200-
3	120100	TRAFFIC CONTROL SYSTEM	LS	LUMP SUM	LUMP SUM	19,000 -
4	130100	JOB SITE MANAGEMENT	LS	LUMP SUM	LUMP SUM	600 -
5	130200	PREPARE WATER POLLUTION CONTROL PROGRAM	LS	LUMP SUM	LUMP SUM	1,200 -
6	130620	TEMPORARY DRAINAGE INLET PROTECTION	EA	4	400-	1,600 -
7	130730	STREET SWEEPING	LS	LUMP SUM	LUMP SUM	3,000 -
8	130900	TEMPORARY CONCRETE WASHOUT	LS	LUMP SUM	LUMP SUM	3,000 -
9	150714	REMOVE THERMOPLASTIC TRAFFIC STRIPE	LF	4,760	1.00	4,760 -
10	150715	REMOVE THERMOPLASTIC PAVEMENT MARKING	SQFT	550	4.00	2,200 -
11	150722	REMOVE PAVEMENT MARKER	EA	240	3.00	720 -
12	153103	COLD PLANE ASPHALT CONCRETE PAVEMENT	SQYD	320	22.00	7,040-
13	190101	ROADWAY EXCAVATION 151,500.00	CY	1,010	150 -	151,000-
14	260303	CLASS 3 AGGREGATE BASE (CY)	CY	83	200 -	16,600 -
15	280200	REPLACE BASE	CY	290	380 -	110,200-
16	390132	HOT MIX ASPHALT (TYPE A)	TON	150	230 -	34,500-
17	411105	INDIVIDUAL SLAB REPLACEMENT (RSC)	CY	490	515 -	252,350-
18	731530	MINOR CONCRETE (TEXTURED PAVING)	SQFT	6,170	9.00	55,530-
19	840504	4" THERMOPLASTIC TRAFFIC STRIPE	LF	3,530	1.00	3,530-
20	840515	THERMOPLASTIC PAVEMENT MARKING	SQFT	550	6.00	3,300-

TM

C-2

Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
21	840526	4" THERMOPLASTIC TRAFFIC STRIPE (BROKEN 17-7)	LF	1,230	1.00	1,230 -
22	850101	PAVEMENT MARKER (NON-REFLECTIVE)	EA	180	5.00	900 -
23	850111	PAVEMENT MARKER (RETROREFLECTIVE)	EA	65	5.00	325 -
24	994650	BUILDING WORK	LS	LUMP SUM	LUMP SUM	1,337,000 -

S/C

TOTAL BID: $2,013,085 -

TM

42424 4th Street East
Lancaster CA 93535
(661) 940-0899 Phone
(661) 940-8198 Fax

BOWE CONTRACTORS INC.

Fax

To:	**Cal Trans**	Date:	September 13, 2013
ATTN:	**Procurement/Bids**	From:	Vickie Speed/Darin Bowe
Phone		Pages:	3 (Including Cover)
FAX:	916-227-6282	Re:	**Cal Trans 07-278804**
			Castaic

Please find attached the Subcontractor List for the project listed above.

Please note this has been sent within the 24 hour bid period.

Thank you,

Bowe Contractors

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
SUBCONTRACTOR LIST
DES-OE-0102.2 (REV 3/2011)

Bidder Name: Bowe Contractors 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
Carolino Traffic Control Inc. - National City, CA.	3	85%	Lane Closure
Safety Striping Services, Inc. Goshan, CA	1 — 9 — 10 — 11 — 19 — 20 — 21 — 22 — 23 —	83% 80% 100% 67% 95% 83% 80% 90% 82%	lead Compliance, Striping & marking removal & Install
Granite Lancaster, CA	15 — 16 — 17 —	27% 50% 69%	Base, AC Paving & RSC -

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.

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
SUBCONTRACTOR LIST
DES-OE-0102.2 (REV 3/2011)

Bidder Name: Bowe Contractors 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
Golden State Framers Placentia, CA	24	4%	Roof Framing
Performance Electric Apple Valley, CA	24	23%	Electrical
Valley Industrial Mechanical Victorville, CA.	24	4%	Plumbing
Tehachapi Heating & Air Tehachapi, CA	24	2%	HVAC
Western Pacific Roofing Palmdale, CA	24	5%	Roofing & Sheetmetal
Independent Concrete Cutting Oxnard, CA.	24	2%	Soft demolition,

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.

STATE OF CALIFORNIA • DEPARTMENT OF TRANSPORTATION

SUBCONTRACTOR LIST

DES-OE-0102.2 (REV 3/2011)

Bidder Name: Bowe Contractors 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
- Carolina Traffic Control Inc National City, CA			Lane Closure
- Safety Striping Svcs Inc. Goshen, CA			Lead Compliance, Striping & marking Removal And Install
- Granite Lancaster, CA			Base, A/C Paving, RSC
- Golden State Framers Placentia, CA			Roof Framing
- Performance Electric Apple Valley, CA			Electrical
- Valley Ind. mechanical Victorville CA			Plumbing
- Tehachapi Htg & A/C Tehachapi, CA			HVAC
- Western Pacific Roofing Palmdale CA			Roofing & Sheet metal
- Independent Concrete Cutting Oxnard, CA			Demolition

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-69, Sacramento, CA 95814.

TM

STATE OF CALIFORNIA • DEPARTMENT OF TRANSPORTATION

REQUEST FOR SMALL BUSINESS PREFERENCE OR NON-SMALL BUSINESS PREFERENCE

DES-OE-0102.7 (REV 02/2010)

CONTRACT NO. 07 - 278804

Complete one of the following:

- **Small Business Preference**

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

Small Business Certification (Reference) Number: 16991

Date: 9-12-13

Signature: Darin Bowe President

- **Non-Small Business Preference**

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

Date: _____

Signature: _____

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.

Department of
General Services
BUILDING GREEN · BUYING GREEN · WORKING GREEN

BOWE CONTRACTORS INC - #16991

SUPPLIER PROFILE			
Legal Business Name	BOWE CONTRACTORS INC		
Doing Business As	BOWE CONTRACTORS INC		
Address	42424 4TH ST E LANCASTER, CA 93535	Phone FAX	(661) 940-0899 (661) 940-8198
Email	kbowe@bowecontractors.com		
Business Types	Construction		
Service Areas	Inyo, Kern, Los Angeles, Mono, Orange, Riverside, San Bernardino, Ventura,		
Keywords	GENERAL ENGINEERING GENERAL BUILDING CONTRACTOR HOME IMPROVEMENT CERTIFICATION		
Construction License Types	A - General Engineering B - General Building Contractor		
Classifications	811015 - Civil engineering		

Active Certifications

TYPE	STATUS	FROM	TO
SB	Approved	Sep 11, 2013	Sep 30, 2014

Certification History

TYPE	STATUS	FROM	TO
SB	Expired	Nov 15, 2012	Nov 30, 2013
SB	Expired	Dec 5, 2011	Dec 31, 2012
SB	Expired	Feb 16, 2011	Feb 29, 2012
SB	Expired	Feb 8, 2010	Feb 28, 2011
SB	Expired	Mar 30, 2009	Mar 31, 2010
SB	Denied	Dec 30, 2008	Dec 30, 2008
SB	Expired	Nov 30, 2005	Nov 30, 2008
SB	Expired	Jun 16, 2003	Nov 30, 2005
SB	Expired	Jun 21, 2001	Jun 30, 2003
SB	Denied	Jan 31, 1998	Jan 31, 1998

Karen Bowe

From: CertBounceBack@dgs.ca.gov
Sent: Wednesday, September 11, 2013 9:51 AM
To: Karen Bowe
Subject: State of CA Notification Letter

DGS GENERAL SERVICES

Sep 11, 2013

Supplier #16991
BOWE CONTRACTORS INC
42424 4TH ST E
LANCASTER CA 93535

Dear Business Person:

Congratulations on your Small Business (SB) certification with the State of California. Your business entitled to compete in the State's goal to spend 25 percent of its annual contracting dollars with small businesses. Each certified SB receives a five percent bid preference on applicable solicitations. This certification also guarantees higher interest penalties for late payment of undisputed invoices. You ma purchase a rubber stamp by completing the Prompt Payment Rubber Stamp Order form at www.documents.dgs.ca.gov/pd/smallbus/ppstampreq.pdf. For more information or to verify certific status, visit www.eprocure.dgs.ca.gov.

Certification Period

From Sep 11, 2013 to Sep 30, 2014

Business Types

Construction

Conflict of Interest for Current and Former State Employees

Prior to contract award, agencies will assure the vendor is in compliance with Public Contract Code 10410 et seq. addressing conflict of interest for State employees or former employees.

Annual Submission Requirement

Submit copies of the ENTIRE federal tax return to the Office of Small Business and DVBE Services

Karen Bowe, Secretary/Treasurer
BOWE CONTRACTORS INC.
(661) 940-0899 PH
(661) 940-8198 FAX

STATE OF CALIFORNIA • DEPARTMENT OF TRANSPORTATION

CALIFORNIA COMPANY PREFERENCE

DES-OE-0102.9 (REV 11/2008)

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

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

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

or

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

Name of State: _____.

or

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

Name of State: _____.

California Sales or Use Tax No.: _____.

or

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

☐ I am not a California company. My principal place of business is in _____.

(Enter state or country)

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

_____

_____

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

Date: 9-12-13 Signature of Bidder: _____

ADA Notice For individuals with sensory disabilities, this document is available in alternate formats. For information call (918) 854-6410 or TDD (916) 654-3880 or write Records and Forms Management, 1120 N Street, MS-89, Sacramento, CA 95614.

STATE OF CALIFORNIA • DEPARTMENT OF TRANSPORTATION

BIDDER'S BOND

DES-OE-0102.3 (REV 3/2008)

Contract No. 07-278804

Bond No. N/A Bid Bond

We Bowe Contractors, Inc.
42424 4th St. East
Lancaster, CA 93535 as Principal, and
The Guarantee Company of North America USA (GCNA)

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 Building Construction on State Highway in Los Angeles County in Santa Clarita 4.5 Miles South of Castaic at the Castaic Truck Inspection Facility
(Copy here the exact description of work, including location, as it appears on the proposal)

for which bids are to be opened at 3347 Michelson Drive, Suite 100, Irvine, CA 92612-1692
(Insert place where bids will be opened)

on Thursday, September 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: August 22, 2013.

Correspondence or claims relating to this bond should be sent to the surety at the following address: GCNA, 11024 N. 28th Dr., Suite 175, Phoenix, AZ 85029

Bowe Contractors, Inc.
Principal

The Guarantee Company of North America USA
Surety

By Deborah E. Williams
Deborah E. Williams, Attorney-in-Fact

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California }
County of }

On this _____ before me, _____,
Date *Here Insert Name and Title of the Officer*

personally appeared _____
Name(s) of Signer(s)

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

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

— Acknowledgement Attached —

WITNESS my hand and official seal.

(SEAL)

Signature _____
Signature of Notary Public

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.

THE GUARANTEE™

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

Roman E. Ruiz, Deborah E. Williams
DEWCO, LLC

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 axecuted 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

STATE OF MICHIGAN
County of Oakland

Stephen C. Ruschak, Vice President

Randall Musselman, Secretary

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 Diractors 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 22nd day of August, 2013 ,

Randall Musselman, Secretary

STATE OF Arizona

COUNTY OF Maricopa

On 08/22/2013, before me, Veronique Himrich, Notary Public
(here insert name and title of the officer)

personally appeared Deborah E. Williams

personally known to me (or 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.

WITNESS my hand and official seal.

Signature Veronique Himrich (SEAL)
Veronique Himrich

VERONIQUE HIMRICH
Notary Public - Arizona
Maricopa County
My Commission Expires
April 15, 2017

This area for Official Notarial Seal

OPTIONAL

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

CAPACITY CLAIMED BY SIGNER

- ☐ INDIVIDUAL
- ☐ CORPORATE OFFICER
  TITLE(S)
- ☐ PARTNER(S) ☐ LIMITED ☐ GENERAL
- ☒ ATTORNEY-IN-FACT
- ☐ TRUSTEE(S)
- ☐ GUARDIAN/CONSERVATOR
- ☐ OTHER:

SIGNER IS REPRESENTING:
NAME OF PERSON(S) OR ENTITY(IES)
The Guarantee Company of North America USA

DESCRIPTION OF ATTACHED DOCUMENT

Bid Bond from Bowe Contractors, Inc. to the State of California, Dept. of Transportation
TITLE OF TYPE OF DOCUMENT

Four
NUMBER OF PAGES

August 22, 2013
DATE OF DOCUMENT

None
SIGNER(S) OTHER THAN NAMED ABOVE

ALL-PURPOSE ACKNOWLEDGEMENT

No. 08305

STATE OF CALIFORNIA

DEPARTMENT OF INSURANCE

SAN FRANCISCO

Amended

Certificate of Authority

THIS IS TO CERTIFY, *That, pursuant to the Insurance Code of the State of California,*

The Guarantee Company of North America USA

of Michigan, organized under the laws of Michigan, subject to its Articles of Incorporation or other fundamental organizational documents, is hereby authorized to transact within this State, subject to all provisions of this Certificate, the following classes of insurance:

Surety

as such classes are now or may hereafter be defined in the Insurance Laws of the State of California.

THIS CERTIFICATE *is expressly conditioned upon the holder hereof now and hereafter being in full compliance with all, and not in violation of any, of the applicable laws and lawful requirements made under authority of the laws of the State of California as long as such laws or requirements are in effect and applicable, and as such laws and requirements now are, or may hereafter be changed or amended.*

IN WITNESS WHEREOF, *effective as of the 20th day of December, 2006, I have hereunto set my hand and caused my official seal to be affixed this 20th day of December, 2006.*

Fee $117.00

John Garamendi
Insurance Commissioner

Rec. No.

Filed 11/28/06

By

Patricia Staggs
for Richard D. Baum
Chief Deputy

Certification

I, the undersigned Insurance Commissioner of the State of California, do hereby certify that I have compared the above copy of Certificate of Authority with the duplicate of original now on file in my office, and that the same is a full, true, and correct transcript thereof, and of the whole of said duplicate, and said Certificate of Authority is now in full force and effect.

IN WITNESS WHEREOF, *I have hereunto set my hand and caused my official seal to be affixed this 14th day of June, 2007.*

Steve Poizner
Insurance Commissioner

By Pauline D'Andrea

Pauline D'Andrea

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

State of California
County of LOS ANGELES

On 9/9/13 (Date) before me, RHEANNA LEE VOLK, NOTARY PUBLIC (Here Insert Name and Title of the Officer),

personally appeared DARIN BOWE (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.

RHEANNA LEE VOLK
COMM. #1984903
NOTARY PUBLIC-CALIFORNIA
Los Angeles County
My Comm. Exp. JULY 13, 2016

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: Rheanna Lee Volk
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: BIDDER'S BOND

Document Date: 8/22/13 Number of Pages: _____

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____	Signer's Name: _____
☐ Corporate Officer — Title(s): _____	☐ Corporate Officer — Title(s): _____
☐ Individual	☐ Individual
☐ Partner — ☐ Limited ☐ General	☐ Partner — ☐ Limited ☐ General
☐ Attorney in Fact	☐ Attorney in Fact
☐ Trustee	☐ Trustee
☐ Guardian or Conservator	☐ Guardian or Conservator
☐ Other: _____	☐ Other: _____
Signer Is Representing: _____	Signer Is Representing: _____
RIGHT THUMBPRINT OF SIGNER — Top of thumb here	RIGHT THUMBPRINT OF SIGNER — Top of thumb here

© 2010 National Notary Association • NationalNotary.org • 1-800-US NOTARY (1-800-876-6827)

Item #5907

STATE OF CALIFORNIA • DEPARTMENT OF TRANSPORTATION

OPT OUT OF PAYMENT ADJUSTMENTS FOR PRICE INDEX FLUCTUATIONS

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

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

Bidder's Name: Bowe Contractors Inc. Contract No. 07 - 278804

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

Date: _____ Signature: _____

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-88, Sacramento, CA 95814.

STATE OF CALIFORNIA • DEPARTMENT OF TRANSPORTATION

CERTIFIED SMALL BUSINESS LISTING FOR THE NON–SMALL BUSINESS PREFERENCE

DES-OE-0102.8 (REV 2/2011)

BIDDER NAME Bowe Contractors Inc. **CONTRACT NO.** 07 - 278804

List the description of work, name, telephone number, certification number, and dollar amount of each certified small business who will be employed on this project. Failure to provide this information may be cause for denial of the non-small business subcontractor preference. Attach additional sheets if necessary.

Submit to:

MSC 43
OFFICE ENGINEER
DEPARTMENT OF TRANSPORTATION
1727 30TH STREET
SACRAMENTO, CA 95816-7005

Bid Item Number	Description of Work, Service, or Materials	Certified Small Business (Name, Telephone No., and Certification No.)	$ Amount
1-24	All Work	Bowe Contractors Inc. 661-940-0899 Cert #16991	2,013,085-

Darin Bowe
Person to Contact (Please Type or Print)

661-940-0899
(Area Code) Telephone Number

Total Claimed Participation $ 2,013,085-

100 % of Contract

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.

CERTIFICATIONS

UNDOCUMENTED ALIENS EMPLOYMENT

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

NONCOLLUSION

NONCOLLUSION AFFIDAVIT TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID

Under PCC 7106 and 23 USC 112, the bidder declares as follows:

State of California County of Los Angeles

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

CHILD SUPPORT COMPLIANCE ACT

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

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

NATIONAL LABOR RELATIONS BOARD

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

VIOLATION OF LAW OR A SAFETY REGULATION

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

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

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

ANTITRUST LAW

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

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

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

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

BIDDER RESPONSIBILITY QUESTIONNAIRE

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

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

END CERTIFICATIONS

Project 1- Caltrans- Tejon SRRA- Contract #06-0A9904- Bid date- April 13, 2010. On July 16, 2010 the Good Faith Effort Reconsideration Committee found we had failed to meet our good faith effort and the contract was awarded to another bidder. All correspondence was sent through the Caltrans Office Engineer at 916-227-6282.

Project 2- Caltrans- Aliso Creek SRRA- Contract #11-261404- Bid date- November 18, 2010. On February 1, 2011 Division of Engineering Services found our bid non-responsive due to an error in filling out the subcontractor list. Our contact was Loren Newell, Contract Awards Branch Chief, at (916) 227-6285.