STATE OF CALIFORNIA • DEPARTMENT OF TRANSPORTATION

# BID TO THE DEPARTMENT OF TRANSPORTATION

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

S/C F2

**CONTRACT NO.** ____ - _____

**NAME OF BIDDER** Cimarron, Inc.

**BUSINESS P.O. BOX** _____

**CITY, STATE, ZIP** _____

**BUSINESS STREET ADDRESS** 929 O'Byrnes Ferry Road (Include even if P.O. Box used)

**CITY, STATE, ZIP** Copperopolis, CA. 95228

**TELEPHONE NO:** **AREA CODE** (209) 522-1655

**FAX NO:** **AREA CODE** (209) 522-1652

**CONTRACTOR LICENSE NO.** 827599

1. Bidder agrees, if this bid is accepted, to enter into a contract with the Department, in the form included in the Standard Specifications, to perform the work provided in the Contract under the terms of the Contract for the price or prices bid.

   For a lump sum or unit price based bid, Bidder additionally agrees to perform the work within the number of working days shown on the *Notice to Bidders*.

   For a cost plus time based bid on a contract without a plant establishment period, Bidder additionally agrees to perform the work within the number of working days bid.

   For a cost plus time based bid on a contract with a plant establishment period, Bidder additionally agrees to perform the non–plant establishment work within the number of working days bid for non–plant establishment work.

2. For a lump sum based bid, Bidder submits this bid with a total price in the total bid space provided on the Bid Item List. For a unit price or cost plus time based bid, Bidder submits this bid with a unit price and the item total (the product of the unit price and the quantity) for each item and a total price (the sum of the item totals) in the spaces provided on the attached Bid Item List. For a unit price with additive item based bid, Bidder submits this bid with a unit price and an item total for each item and a total base bid (the sum of the item totals) and the additive items in the spaces provided on the attached Bid Item List. Additionally, for a cost plus time based bid, Bidder submits this bid with working days bid for non–plant establishment work, total bid for time, and total bid for bid comparison in the spaces provided on the Bid Item List. Bidder agrees:

   2.1. If a discrepancy between the unit price and the item total exists, the unit price prevails except:

   2.1.1. If the unit price is illegible, omitted, or the same as the item total, item total prevails and the unit price is the quotient of the item total and the quantity.

   2.1.2. If a decimal error is apparent in the product of the unit price and the quantity, the Department will use either the unit price or item total based on the closest by percentage to the unit price or item total in the Department's Final Estimate.

   2.2. If the unit price and the item total are illegible or are omitted, the bid may be determined nonresponsive. If a lump sum total price is illegible or is omitted, the bid may be determined nonresponsive.

   2.3. Bids on lump sum items are item totals. If a unit price for a lump sum item is entered and it differs from the item total, the item total prevails.

   2.4. Entries are to be expressed in dollars or decimal fractions of a dollar. Symbols such as commas and dollar signs are ignored and have no significance in establishing unit price or item total.

   2.5. Unit prices and item totals are interpreted by the number of digits and decimal placement. Do not round item totals or the total bid.

2.6. For a lump sum based bid, the item total is the bid amount the Department uses for bid comparison.

For a unit price based bid, the sum of the item totals is the bid amount the Department uses for bid comparison.

For a cost plus time based bid, the sum of the item totals and the total bid for time is the bid amount the Department uses for bid comparison.

2.7. The Department's decision on the bid amount is final.

3. Bidder has and acknowledges the following addenda:

_____

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

Cash $ _____, Cashiers Check, Certified Check, Bidder's Bond

5. Bidder's signature is an affirmation of the included certifications. Bidder is cautioned that making a false certification may result in one or more of the following:

5.1. Criminal prosecution

5.2. Rejection of the bid

5.3. Rescission of the award

5.4. Termination of the Contract

| BY *(Authorized Signature)* John McGee | DATE SIGNED *(Do not type)* 3-18-2013 |
|---|---|
| PRINTED NAME AND TITLE OF PERSON SIGNING John McGee, CEO | |

**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 | 2,000.00 |
| 2 | 120090 | CONSTRUCTION AREA SIGNS | LS | LUMP SUM | LUMP SUM | 1,800.00 |
| 3 | 120100 | TRAFFIC CONTROL SYSTEM | LS | LUMP SUM | LUMP SUM | 30,000.00 |
| 4 | 128652 | PORTABLE CHANGEABLE MESSAGE SIGN (LS) | LS | LUMP SUM | LUMP SUM | 7,200.00 |
| 5 | 130100 | JOB SITE MANAGEMENT | LS | LUMP SUM | LUMP SUM | 4,000.00 |
| 6 | 130200 | PREPARE WATER POLLUTION CONTROL PROGRAM | LS | LUMP SUM | LUMP SUM | 1,500.00 |
| 7 | 025260 | WATER QUALITY SAMPLING AND ANALYSIS DAY | EA | 4 | 1,600.00 | 6,400.00 |
| 8 | 025261 | WATER QUALITY MONITORING REPORT | EA | 1 | 3,000.00 | 3,000.00 |
| 9 | 130620 | TEMPORARY DRAINAGE INLET PROTECTION | EA | 1 | 400.00 | 400.00 |
| 10 | 130710 | TEMPORARY CONSTRUCTION ENTRANCE | EA | 1 | 2,600.00 | 2,600.00 |
| 11 | 130730 | STREET SWEEPING | LS | LUMP SUM | LUMP SUM | 1,500.00 |
| 12 | 130900 | TEMPORARY CONCRETE WASHOUT | LS | LUMP SUM | LUMP SUM | 1,000.00 |
| 13 | 141120 | TREATED WOOD WASTE | LB | 130 | 20.00 | 2,600.00 |
| 14 | 150615 | REMOVE ENTRANCE TAPER | EA | 1 | 200.00 | 200.00 |
| 15 | 150714 | REMOVE THERMOPLASTIC TRAFFIC STRIPE | LF | 1,210 | 2.00 | 2,420.00 |
| 16 | 150742 | REMOVE ROADSIDE SIGN | EA | 2 | 200.00 | 400.00 |
| 17 | 150771 | REMOVE ASPHALT CONCRETE DIKE | LF | 370 | 5.00 | 1,850.00 |
| 18 | 150814 | REMOVE DOWNDRAIN (EA) | EA | 1 | 1,350.00 | 1,350.00 |
| 19 | 160102 | CLEARING AND GRUBBING (LS) | LS | LUMP SUM | LUMP SUM | 4,000.00 |
| 20 | 190101 | ROADWAY EXCAVATION | CY | 750 | 80.00 | 60,000.00 |

| Item No. | Item Code | Item Description | Unit of Measure | Estimated Quantity | Unit Price | Item Total |
|---|---|---|---|---|---|---|
| 21 | 202006 | SOIL AMENDMENT | CY | 3.2 | 50.00 | 160.00 |
| 22 | 202011 | MULCH | CY | 7 | 85.00 | 595.00 |
| 23 | 202037 | ORGANIC FERTILIZER | LB | 43 | 3.00 | 129.00 |
| 24 | 204009 | PLANT (GROUP I) | EA | 55 | 40.00 | 2,200.00 |
| 25 | 204013 | PLANT (GROUP M) | EA | 120 | 40.00 | 4,800.00 |
| 26 | 204099 | PLANT ESTABLISHMENT WORK | LS | LUMP SUM | LUMP SUM | 39,000.00 |
| 27 | 205051 | FOLIAGE PROTECTOR | EA | 180 | 30.00 | 5,400.00 |
| 28 | 205061 | ROOT PROTECTOR | EA | 180 | 30.00 | 5,400.00 |
| 29 | 210010 | MOVE-IN/MOVE-OUT (EROSION CONTROL) | EA | 2 | 1500.00 | 3,000.00 |
| 30 | 210270 | ROLLED EROSION CONTROL PRODUCT (NETTING) | SQFT | 4,070 | 1.00 | 4,070.00 |
| 31 | 210300 | HYDROMULCH | SQFT | 12,200 | .20 | 2,440.00 |
| 32 | 210350 | FIBER ROLLS | LF | 990 | 4.00 | 3960.00 |
| 33 | 210430 | HYDROSEED | SQFT | 12,200 | .20 | 2,440.00 |
| 34 | 260203 | CLASS 2 AGGREGATE BASE (CY) | CY | 140 | 80.00 | 11,200.00 |
| 35 | 390133 | HOT MIX ASPHALT (TYPE B) | TON | 150 | 105.00 | 15,750.00 |
| 36 | 394076 | PLACE HOT MIX ASPHALT DIKE (TYPE E) | LF | 560 | 9.00 | 5,040.00 |
| 37 | 397005 | TACK COAT | TON | 0.1 | 10,000.00 | 1,000.00 |
| 38 (F) | 510502 | MINOR CONCRETE (MINOR STRUCTURE) | CY | 2.3 | 1,500.00 | 3,450.00 |
| 39 | 560248 | FURNISH SINGLE SHEET ALUMINUM SIGN (0.063"-UNFRAMED) | SQFT | 16 | 50.00 | 800.00 |
| 40 | 560249 | FURNISH SINGLE SHEET ALUMINUM SIGN (0.080"-UNFRAMED) | SQFT | 14 | 50.00 | 700.00 |

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| Item No. | Item Code | Item Description | Unit of Measure | Estimated Quantity | Unit Price | Item Total |
|---|---|---|---|---|---|---|
| 41 | 566011 | ROADSIDE SIGN - ONE POST | EA | 2 | 600.00 | 1,200.00 |
| 42 | 568017 | INSTALL ROADSIDE SIGN PANEL ON EXISTING POST | EA | 1 | 500.00 | 500.00 |
| 43 | 665016 | 18" CORRUGATED STEEL PIPE (.064" THICK) | LF | 38 | 90.00 | 3,420.00 |
| 44 | 705011 | 18" STEEL FLARED END SECTION | EA | 1 | 800.00 | 800.00 |
| 45 | 721015 | ROCK SLOPE PROTECTION (LIGHT, METHOD B) (CY) | CY | 230 | 81.00 | 18,630.00 |
| 46 | 729011 | ROCK SLOPE PROTECTION FABRIC (CLASS 8) | SQYD | 510 | 2.50 | 1,275.00 |
| 47 (F) | 750001 | MISCELLANEOUS IRON AND STEEL | LB | 473 | 4.00 | 1,892.00 |
| 48 | 820108 | DELINEATOR (CLASS 2) | EA | 15 | 110.00 | 1,650.00 |
| 49 | 840560 | THERMOPLASTIC TRAFFIC STRIPE (SPRAYABLE) | LF | 870 | 4.00 | 3,480.00 |
| 50 | 999990 | MOBILIZATION | LS | LUMP SUM | LUMP SUM | 60,000.00 |

**TOTAL BID:** $ 338,601.00

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STATE OF CALIFORNIA • DEPARTMENT OF TRANSPORTATION

# SUBCONTRACTOR LIST

DES-OE-0102.2 (REV 3/2011)

**Bidder Name:** Cimarron, 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 |
|---|---|---|---|
| A.C. Dike Co.<br>2788 Venture dr.<br>Lincoln Ca 95648 | 36 | 100% | Place AC Dike |
| Centerline Striping Co Inc<br>9847 Dino Dr.<br>Elk Grove Ca 95624 | 1<br>15<br>49 | 50%<br>100%<br>100% | Lead Plan<br>Remove Stripe<br>Thermoplastic Traffic Stripe |
| Clear water Landscape Services<br>3908 Placitas Drive<br>Cameron Park Ca 95662 | 21-33 | 100% | (Erosion Control), Plants Mulch, Fertilizer, Hydro mulch, Hydroseed, Fiber rolls, Netting, Plant Establishment, Root Protector |

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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.** 10 - 0K6304

**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: 5686

Date: 3-18-2013 Signature: [signature]

- **Non-Small Business Preference**

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

Date: _____ Signature: _____

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

# CIMARRON, INC - #5686

| SUPPLIER PROFILE | | | |
|---|---|---|---|
| Legal Business Name | CIMARRON, INC | | |
| Doing Business As | CIMARRON, INC | | |
| Address | 10554 RODDEN ROAD<br>OAKDALE, CA 95361 | Phone<br>FAX | (209) 848-1655<br>(209) 848-1656 |
| Email | cimarron1963@aol.com | | |
| 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 GENERAL BUILDING CONTRACTOR SANITATION SYSTEMS | | |
| Construction License Types | A - General Engineering<br>C-42 - Sanitation Systems | | |
| Classifications | 721410 - Highway and road construction services | | |

## Active Certifications

| TYPE | STATUS | FROM | TO |
|---|---|---|---|
| SB (Micro) | Approved | Aug 4, 2011 | Aug 31, 2013 |

## Certification History

| TYPE | STATUS | FROM | TO |
|---|---|---|---|
| SB (Micro) | Expired | Aug 31, 2009 | Aug 31, 2011 |
| SB (Micro) | Expired | Aug 10, 2008 | Aug 31, 2009 |
| SB | Expired | Sep 29, 2005 | Aug 31, 2008 |
| SB | Expired | Apr 8, 2002 | Oct 31, 2005 |
| SB | Expired | Apr 11, 2000 | Mar 31, 2002 |
| SB | Denied | May 31, 1998 | May 31, 1998 |

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 one of the following (check appropriate box and enter requested information):**

☒ I 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: 3-18-2013 Signature of Bidder: John McLean

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STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION

**BIDDER'S BOND**

DES-OE-0102.3 (REV 3/2008)

Contract No. 10-0K6304

Bond No. N/A

We Cimarron, Inc.

as Principal, and

Western Surety Company

as Surety are bound unto the State of California, Department of Transportation, hereafter referred to as "Obligee", in the penal sum of ten percent (10%) of the total amount of the bid of the Principal submitted to the Obligee for the work described below, for the payment of which sum we bind ourselves, jointly and severally.

**THE CONDITION OF THIS OBLIGATION IS SUCH, THAT:**

WHEREAS, the Principal is submitting a bid to the Obligee, for Contract No. 10-0K6304; 10-Cal-4-32.2

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

Rock Slope Protection in Calaveras County

for which bids are to be opened at 1727 30th Street, Sacramento, CA 95816

*(Insert place where bids will be opened)*

on March 19, 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: March 12th, 20 13

Correspondence or claims relating to this bond should be sent to the surety at the following address:
8880 Cal Center Drive, Suite 410
Sacramento, CA 95826

Cimarron, Inc.

Principal

Western Surety Company

Surety

By Jocelyn Y. Quirt, Attorney-in-Fact

**CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT**

State of California

County of

*See Attached Notary for Surety's Signature*

On this _____ before me, _____

Date — Here Insert Name and Title of the Officer

personally appeared _____

Name(s) of Signer(s)

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

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

WITNESS my hand and official seal.

(SEAL)

Signature _____

Signature of Notary Public

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# ACKNOWLEDGMENT

State of California
County of Calaveras )

On March 12, 2013 before me, Kathy B. Simon, Notary Public
(insert name and title of the officer)

personally appeared Jocelyn Y. Quirt,
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 Kathy B. Si (Seal)

KATHY B. SIMON
Commission # 1856050
Notary Public - California
Contra Costa County
My Comm. Expires Jun 28, 2013

# Western Surety Company

## POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

**Know All Men By These Presents,** That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

**Jocelyn Y Quirt, Individually**

of Valley Springs, CA, its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

**- In Unlimited Amounts -**

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney, pursuant to the authority hereby given, are hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law printed on the reverse hereof, duly adopted, as indicated, by the shareholders of the corporation.

**In Witness Whereof,** WESTERN SURETY COMPANY has caused these presents to be signed by its Vice President and its corporate seal to be hereto affixed on this 19th day of October, 2012.

WESTERN SURETY COMPANY

Paul T. Bruflat, Vice President

State of South Dakota
County of Minnehaha } ss

On this 19th day of October, 2012, before me personally came Paul T. Bruflat, to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is the Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

My commission expires
June 23, 2015

J. MOHR
NOTARY PUBLIC
SOUTH DAKOTA

J. Mohr, Notary Public

**CERTIFICATE**

I, L. Nelson, Assistant Secretary of WESTERN SURETY COMPANY do hereby certify that the Power of Attorney hereinabove set forth is still in force, and further certify that the By-Law of the corporation printed on the reverse hereof is still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said corporation this 12th day of March, 2013.

WESTERN SURETY COMPANY

L. Nelson, Assistant Secretary

Form F4280-7-2012

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: Cimarron, Inc. Contract No. 10 - 0K6304

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

Date: 3-18-2013 Signature: John McGee

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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** Cimarron, Inc. **CONTRACT NO.** 10 - 0K6304

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 |
|---|---|---|---|
| | | N/A | |

Person to Contact (Please Type or Print)

(Area Code) Telephone Number

**Total Claimed Participation**

$ _____

_____ % of Contract

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## 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 Calaveras

John McGee, CEO, being first duly sworn, deposes and says that he or she is CEO of CIMARRON, 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**