

CALTRANS  
STATE OF CALIFORNIA  
DEPARTMENT OF TRANSPORTATION  
BID FOR

11

B5

CONSTRUCTION ON STATE HIGHWAY IN  
IMPERIAL COUNTY IN CALEXICO FROM EADY AVENUE TO OLLIE AVENUE  
In District 11 on Route 98

UNDER

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Notice to Bidders and Special Provisions dated September 6, 2016  
Project plans approved August 8, 2016  
Standard Specifications dated 2010  
Standard Plans dated 2010

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Identified by

Contract No. 11-080234

11-Imp-98-31.6/32.1

Project ID 1100020357

FEDERAL-AID PROJECT  
ACHSCBI-P098(028)E  
DEMO5-6211(113)

Bids open Wednesday, October 12, 2016

Dated September 6, 2016

AADD

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION  
Contract No.: 11-080234 Project ID: 1100020357  
Bidder Name: HAL HAYS CONSTRUCTION INC.  
BID TO THE DEPARTMENT OF TRANSPORTATION  
DES-OE-0102.1

Bidder ID: VC1300001747

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Name of Bidder HAL HAYS CONSTRUCTION INC.  
Business Street Address 4181 Latham St.  
(Include even if P.O. Box is used)  
Business P.O. Box  
City, State, Zip Riverside, CA, 92501  
Telephone No: AREA CODE 951-788-0703  
Fax No: AREA CODE 951-289-7112  
Contractor License No. 667560  
Public Works Contractor Registration No. 1000005009  
Checksum F74578E0

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. Bidder has and acknowledges the following addenda:1  
10-07-16 Revise Bid Book, Federal Minimum Wages, Project Plans, Notice to Bi
3. Bidder submits this bid with one of the following forms of bidder's security equal to at least 10 percent of the bid: Bidder's Bond
4. Bidder's signature is an affirmation of the included certifications. Bidder is cautioned that making a false certification may result in one or more of the following:
  - 4.1 Criminal prosecution
  - 4.2 Rejection of the bid
  - 4.3 Rescission of the award
  - 4.4 Termination of the Contract

PRINTED NAME: Kirby S. Hays AND  
TITLE OF PERSON SIGNING: President CEO

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BY (Authorized signature)

DATE SIGNED( Do not type)

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BID ITEM LIST

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
1	070030	LEAD COMPLIANCE PLAN	LUMP SUM LS	LUMP SUM	10,000.00
2	080050	PROGRESS SCHEDULE (CRITICAL PATH METHOD)	LUMP SUM LS	LUMP SUM	4,050.00
3	090100	TIME-RELATED OVERHEAD (WDAY)	200.0 WDAY	1,000.00	200,000.00
4	120090	CONSTRUCTION AREA SIGNS	LUMP SUM LS	LUMP SUM	42,950.00
5	120100	TRAFFIC CONTROL SYSTEM	LUMP SUM LS	LUMP SUM	100,500.00
6	120120	TYPE III BARRICADE	88.0 EA	110.00	9,680.00
7	120149	TEMPORARY PAVEMENT MARKING (PAINT)	930.0 SQFT	8.80	8,184.00
8	120159	TEMPORARY TRAFFIC STRIPE (PAINT)	5,930.0 LF	1.80	10,674.00
9	120199	TRAFFIC PLASTIC DRUM	37.0 EA	120.00	4,440.00
10	120300	TEMPORARY PAVEMENT MARKER	120.0 EA	7.00	840.00
11	128651	PORTABLE CHANGEABLE MESSAGE SIGN (EA)	6.0 EA	10,150.00	60,900.00
12	129000	TEMPORARY RAILING (TYPE K)	3,360.0 LF	43.50	146,160.00

BID ITEM LIST

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
13	129100	TEMPORARY CRASH CUSHION MODULE	22.0 EA	1,080.00	23,760.00
14	130100	JOB SITE MANAGEMENT	LUMP SUM LS	LUMP SUM	8,700.00
15	130300	PREPARE STORM WATER POLLUTION PREVENTION PLAN	LUMP SUM LS	LUMP SUM	1,760.00
16	130310	RAIN EVENT ACTION PLAN	10.0 EA	500.00	5,000.00
17	130320	STORM WATER SAMPLING AND ANALYSIS DAY	20.0 EA	180.00	3,600.00
18	130330	STORM WATER ANNUAL REPORT	1.0 EA	2,000.00	2,000.00
19	130505	MOVE-IN/MOVE-OUT (TEMPORARY EROSION CONTROL)	4.0 EA	13,150.00	52,600.00
20	130520	TEMPORARY HYDRAULIC MULCH	2,350.0 SQYD	1.10	2,585.00
21	130620	TEMPORARY DRAINAGE INLET PROTECTION	33.0 EA	75.00	2,475.00
22	130640	TEMPORARY FIBER ROLL	7,490.0 LF	4.00	29,960.00
23	130710	TEMPORARY CONSTRUCTION ENTRANCE	12.0 EA	4,770.00	57,240.00
24	130730	STREET SWEEPING	LUMP SUM LS	LUMP SUM	22,300.00

BID ITEM LIST

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
25	130900	TEMPORARY CONCRETE WASHOUT	LUMP SUM LS	LUMP SUM	3,520.00
26	141101	REMOVE YELLOW PAINTED TRAFFIC STRIPE (HAZARDOUS WASTE)	590.0 LF	3.50	2,065.00
27	141120	TREATED WOOD WASTE	250.0 LB	8.60	2,150.00
28	150203	ABANDON CULVERT (EA)	1.0 EA	54,000.00	54,000.00
29	150605	REMOVE FENCE	530.0 LF	4.00	2,120.00
30	150711	REMOVE PAINTED TRAFFIC STRIPE	1,270.0 LF	2.35	2,984.50
31	150715	REMOVE THERMOPLASTIC PAVEMENT MARKING	610.0 SQFT	4.70	2,867.00
32	150742	REMOVE ROADSIDE SIGN	5.0 EA	88.00	440.00
33	150860	REMOVE BASE AND SURFACING	59.0 CY	32.00	1,888.00
34	152390	RELOCATE ROADSIDE SIGN	3.0 EA	241.00	723.00
35	152440	ADJUST MANHOLE TO GRADE	7.0 EA	820.00	5,740.00
36	153103	COLD PLANE ASPHALT CONCRETE PAVEMENT	1,440.0 SQYD	2.64	3,801.60

BID ITEM LIST

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
37	153121 (CY)	REMOVE CONCRETE	310.0 CY	56.35	17,468.50
38	155232	SAND BACKFILL	210.0 CY	22.00	4,620.00
39	160102 GRUBBING (LS)	CLEARING AND	LUMP SUM LS	LUMP SUM	27,640.00
40	190101 EXCAVATION	ROADWAY	27,800.0 CY	30.35	843,730.00
41	031691 CONDUIT FOR CONTROL AND NEUTRAL CONDUCTORS	2" ELECTRICAL	85.0 LF	30.00	2,550.00
42(F)	208607 (CLASS 315) (SUPPLY LINE)	3" PLASTIC PIPE	85.0 LF	18.00	1,530.00
43	208739 HIGH DENSITY POLYETHYLENE PIPE CONDUIT	10" CORRUGATED	85.0 LF	25.00	2,125.00
44	210250 (BONDED FIBER MATRIX) (SQFT)	EROSION CONTROL	21,100.0 SQFT	0.15	3,165.00
45	210350	FIBER ROLLS	2,070.0 LF	4.00	8,280.00
46	260203 AGGREGATE BASE (CY)	CLASS 2	13,400.0 CY	42.00	562,800.00
47	374002 EMULSION (FOG SEAL COAT)	ASPHALTIC	1.0 TON	8,570.00	8,570.00

BID ITEM LIST

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
48	390132 (TYPE A)	HOT MIX ASPHALT	6,720.0 TON	95.00	638,400.00
49	390136	MINOR HOT MIX ASPHALT	22.0 TON	123.00	2,706.00
50	390137	RUBBERIZED HOT MIX ASPHALT (GAP GRADED)	2,710.0 TON	131.00	355,010.00
51	394060	DATA CORE	LUMP SUM LS	LUMP SUM	3,464.00
52	394076	PLACE HOT MIX ASPHALT DIKE (TYPE E)	830.0 LF	6.50	5,395.00
53	397005	TACK COAT	11.0 TON	2,670.00	29,370.00
54 (F)	031692	STRUCTURAL CONCRETE (JUNCTION STRUCTURE)	10.0 CY	1,165.00	11,650.00
55	BLANK		LUMP SUM LS	LUMP SUM	0.00
56	566011	ROADSIDE SIGN - ONE POST	15.0 EA	325.00	4,875.00
57	568001	INSTALL SIGN (STRAP AND SADDLE BRACKET METHOD)	2.0 EA	330.00	660.00
58	031693	FURNISH SINGLE SHEET ALUMINUM SIGN (0.063"-UNFRAMED) FOR RETROREFLECTIVE SHEETING (TYPE XI)	130.0 SQFT	14.00	1,820.00

BID ITEM LIST

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
59	031694	RETROREFLECTIVE SHEETING (TYPE XI)	130.0 SQFT	10.00	1,300.00
60	620100	18" ALTERNATIVE PIPE CULVERT	4.6 LF	192.00	883.20
61	620140	24" ALTERNATIVE PIPE CULVERT	3,150.0 LF	80.20	252,630.00
62	650018	24" REINFORCED CONCRETE PIPE	440.0 LF	112.00	49,280.00
63	705315	24" ALTERNATIVE FLARED END SECTION	3.0 EA	635.00	1,905.00
64 (F)	721017	ROCK SLOPE PROTECTION (FACING, METHOD B) (CY)	16.0 CY	320.00	5,120.00
65	721431	CONCRETE (CONCRETE APRON)	1.0 CY	1,420.00	1,420.00
66	729011	ROCK SLOPE PROTECTION FABRIC (CLASS 8)	54.0 SQYD	8.70	469.80
67	730070	DETECTABLE WARNING SURFACE	260.0 SQFT	23.50	6,110.00
68	731502	MINOR CONCRETE (MISCELLANEOUS CONSTRUCTION)	570.0 CY	387.00	220,590.00
69	731508	MINOR CONCRETE (EXPOSED AGGREGATE CONCRETE)	12,000.0 SQFT	6.00	72,000.00
70 (F)	750001	MISCELLANEOUS IRON AND STEEL	10,312.0 LB	2.95	30,420.40

## STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 11-080234 Project ID: 1100020357

Bidder Name: HAL HAYS CONSTRUCTION INC.

Bidder ID: VC1300001747

## BID ITEM LIST

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
71	800103	TEMPORARY FENCE (TYPE CL-6)	3,500.0 LF	14.67	51,345.00
72	800320	CHAIN LINK FENCE (TYPE CL-4)	490.0 LF	31.70	15,533.00
73	800360	CHAIN LINK FENCE (TYPE CL-6)	1,200.0 LF	33.00	39,600.00
74	031697	CONTINUOUS POST BARRICADE	120.0 LF	141.00	16,920.00
75	802120	6' CHAIN LINK GATE (TYPE CL-4)	1.0 EA	950.00	950.00
76	802520	6' CHAIN LINK GATE (TYPE CL-6)	1.0 EA	1,000.00	1,000.00
77	031696	6' TEMPORARY GATE (TYPE CL-6)	2.0 EA	900.00	1,800.00
78	833077	PEDESTRIAN BARRICADE	1.0 EA	4,100.00	4,100.00
79	840516	THERMOPLASTIC PAVEMENT MARKING (ENHANCED WET NIGHT VISIBILITY)	4,510.0 SQFT	4.50	20,295.00
80	846001	4" THERMOPLASTIC TRAFFIC STRIPE (ENHANCED WET NIGHT VISIBILITY)	9,140.0 LF	1.00	9,140.00
81	846005	4" THERMOPLASTIC TRAFFIC STRIPE (ENHANCED WET NIGHT VISIBILITY) (BROKEN 36-12)	3,010.0 LF	0.80	2,408.00

BID ITEM LIST

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
82	846009	8" THERMOPLASTIC TRAFFIC STRIPE (ENHANCED WET NIGHT VISIBILITY)	1,780.0 LF	1.60	2,848.00
83	850101	PAVEMENT MARKER (NON-REFLECTIVE)	250.0 EA	3.50	875.00
84	850111	PAVEMENT MARKER (RETROREFLECTIVE)	290.0 EA	6.00	1,740.00
85	870400	SIGNAL AND LIGHTING SYSTEM	LUMP SUM LS	LUMP SUM	325,125.00
86	872130	MODIFYING EXISTING ELECTRICAL SYSTEM	LUMP SUM LS	LUMP SUM	220,425.00
87	BLANK		LUMP SUM LS	LUMP SUM	0.00
88(F)	510094	STRUCTURAL CONCRETE, DRAINAGE INLET	56.0 CY	3,390.00	189,840.00
89	999990	MOBILIZATION	LUMP SUM LS	LUMP SUM	154,572.00
Total Bid					\$5,129,130.00

Bidding Firm: HAL HAYS CONSTRUCTION INC.

List this sub? Yes

- 1) Business Name MSL Electric Inc.  
Location City Anaheim State CA  
California Contractor License Number 822450  
Public Works Contractor Registration Number 1000000550  
Portion of Work Subcontracted:

Item %	Description
85 83	Partial - Signal & Lighting
86 83	Partial- Modify Existing Electrical System

List this sub? Yes

- 2) Business Name ACE Fence  
Location City La Puente State CA  
California Contractor License Number 996577  
Public Works Contractor Registration Number 1000004092  
Portion of Work Subcontracted:

Item %	Description
29 82	Partial- Remove Fence
71 82	Partial - Temporary Fence Tyc CL-6
72 82	Partial - Chain Link Fence Type CL-4
73 82	Partial - Chain Link Fence Type CL-6
75 83	Partial - 6' Chain Link Gate Type CL-4

List this sub? Yes

- 3) Business Name ACE Fence  
Location City La Puente State CA  
California Contractor License Number 996577  
Public Works Contractor Registration Number 1000004092  
Portion of Work Subcontracted:

Item %	Description
76 83	Partial - 6' Chain link Gate Type CL-6
77 83	Partial - 6' Temporary Gate Type CL-6

Bidding Firm: HAL HAYS CONSTRUCTION INC.

List this sub? Yes

4) Business Name Payco Specialties Inc.  
Location City Chula Vista State CA  
California Contractor License Number 298637  
Public Works Contractor Registration Number 1000003515  
Portion of Work Subcontracted:

Item %	Description
7 82	Partial- Temp pvmt marking paint
8 82	Partial temp stripe paint
10 83	Partial temp pvmt marker
26 83	Partial remove yellow paint stripe
30 82	partial remove paint stripe

List this sub? Yes

5) Business Name Payco Specialties Inc.  
Location City Chula Vista State CA  
California Contractor License Number 298637  
Public Works Contractor Registration Number 1000003515  
Portion of Work Subcontracted:

Item %	Description
31 83	Partial remove thermo pvmt marking
79 82	Partial Thermo pvmt marking wet viz
80 82	Partial 4" thermo Stripe wet viz
81 83	Partial 4" Thermo Stripe BKN 36-12
82 82	Partial 8" thermo Stripe Wet viz

List this sub? Yes

6) Business Name Payco Specialties Inc.  
Location City Chula Vista State CA  
California Contractor License Number 298637  
Public Works Contractor Registration Number 1000003515  
Portion of Work Subcontracted:

Item %	Description
83 82	Partial pvmt marker non refl
84 83	Partial pvmt marker retrorefl
1 50	Partial Lead comp
87 3.2	Partial mob

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION  
Contract No.: 11-080234 Project ID: 1100020357  
Bidder Name: HAL HAYS CONSTRUCTION INC. Bidder ID: VC1300001747  
DES-OE-0102.2C (REV 03/2015)

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Bidding Firm: HAL HAYS CONSTRUCTION INC.

List this sub? Yes

7) Business Name BWW & Co  
Location City Redlands State CA  
California Contractor License Number 514007  
Public Works Contractor Registration Number 1000007345  
Portion of Work Subcontracted:

Item %	Description
40 24	Partial roadway excavation
68 34	Partial minor concrete
60 50	Partial 18" alt pipe culvert
61 50	Partial 24" alt pipe culvert
62 50	Partial 24" reinforced concrete pipe

List this sub? Yes

8) Business Name BWW & Co  
Location City Redlands State CA  
California Contractor License Number 514007  
Public Works Contractor Registration Number 100007345  
Portion of Work Subcontracted:

Item %	Description
63 50	Partial 24" alt flared end



STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 11-080234 Project ID: 1100020357

Bidder Name: HAL HAYS CONSTRUCTION INC.

Bidder ID: VC1300001747

OPT OUT OF PAYMENT ADJUSTMENTS FOR PRICE INDEX FLUCTUATIONS

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

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

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

Enter Date and Name to opt out of payment adjustments for price index fluctuations.

Date: 10/12/16 Bidder's Name: Hal Hays Construction Inc.

Signature: \_\_\_\_\_

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 11-080234 Project ID: 1100020357

Bidder Name: HAL HAYS CONSTRUCTION INC.

Bidder ID: VC1300001747

SMALL BUSINESS STATUS

DES-OE-0102.4 (REV 3/2008)

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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?:

YES/NO: No Certification number? :

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

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 11-080234 Project ID: 1100020357

Bidder Name: HAL HAYS CONSTRUCTION INC.

Bidder ID: VC1300001747

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.

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 11-080234 Project ID: 1100020357

Bidder Name: HAL HAYS CONSTRUCTION INC.

Bidder ID: VC1300001747

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.

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

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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.

Complete this form to disclose lobbying activities pursuant to 31 U.S.C. 1352  
No

1. Type of Federal Action:
2. Status of Federal Action:
3. Report Type:
  - For Material Change Only:
  - Year
  - Quarter
  - Date of last report
4. Name and Address of Reporting Entity:

- Tier ,if known  
Congressional District, if known:
5. If Reporting Entity in No. 4 is Subawardee Enter Name and Address of Prime:

- Congressional District, if known:
6. Federal Department/Agency:
  7. Federal Program Name/Description:

- CFDA Number, if applicable
8. Federal Action Number, if known:
  9. Award amount, if known (\$):
  10. a. Name and Address of Lobby Registrant (if individual, last name, first name, MI):

- 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:  
Title:  
Telephone No.:  
DATE:

Federal Use Only:

Authorized for Local Reproduction  
Standard Form - LLL (Rev. 7-97)

EQUAL EMPLOYMENT OPPORTUNITY REGULATION CERTIFICATION

Bidder Hal Hays Construction Inc. , proposed subcontractor , certifies that he has 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.

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UNDOCUMENTED ALIENS EMPLOYMENT

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

NONCOLLUSION

NONCOLLUSION AFFIDAVIT TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID  
Under PCC 7106 and 23 USC 112, the bidder declares as follows:

State of CA County of Riverside

Name Kirby S. Hays,

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

President CEO of

Hal Hays 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.

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CHILD SUPPORT COMPLIANCE ACT

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

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

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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? No

If the answer is yes, explain the circumstances in the following space.

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ANTITRUST LAW

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

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

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

Bidder acknowledges that permits, licenses, agreements, certifications, and the requirements in the document 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?

No

2. Within the past 10 years, have any of the Bidder's officers or employees with a proprietary interest in the Bidder been determined to be a nonresponsible bidder by a public entity, including federal, State, local or regional entities?

No

3. Is there any officer or employee of the Bidder who now has or has had any proprietary interest in another company that bid or bids on public works projects whose company has been determined to be a nonresponsible bidder by any public entity, including federal, State, local, or regional entities?

No

4. If the answer 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

Bond No. \_\_\_\_\_

We \_\_\_\_\_

\_\_\_\_\_ as Principal, and

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

THE CONDITION OF THIS OBLIGATION IS SUCH, THAT:

WHEREAS, the Principal is submitting a bid to the Obligee, for CONSTRUCTION ON STATE HIGHWAY IN IMPERIAL COUNTY IN CALEXICO FROM EADY AVENUE TO OLLIE AVENUE In District 11 on Route 98 for which bids are to be opened at 1727 30th Street, Sacramento CA 95816 on 10-12-16.

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 judgement 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: \_\_\_\_\_, 20\_\_\_\_.

Principal: \_\_\_\_\_

Surety: \_\_\_\_\_

Address of Surety: \_\_\_\_\_

(for correspondence or claims)

By \_\_\_\_\_

Attorney-in-Fact

CALIFORNIA ALL-PURPOSE ACKNOWLEDGEMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

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.

WITNESS my hand and official seal

SIGNATURE \_\_\_\_\_

Signature of Notary Public

(SEAL)

STATE OF CALIFORNIA • DEPARTMENT OF TRANSPORTATION

Contract No. 11-080234

**BIDDER'S BOND**

DES-OE-0102.3 (REV 3/2008)

10-07-16A10:36 RCVD  
Bond No. N/A

We Hal Hays Construction, 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:**

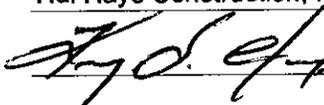
WHEREAS, the Principal is submitting a bid to the Obligee, for Construction on State Highway in Imperial County in Calexico from Eady Avenue to Ollie Avenue In District 11 On Route 98 - 11-Imp-98-31.6/32.1 - Federal Aid Project No. ACHSCBI-P098(028)E DEMO5-6211(113)  
*(Copy here the exact description of work, including location, as it appears on the proposal)*  
for which bids are to be opened at 1727 30th St., Sacramento CA 95816  
*(insert place where bids will be opened)*  
on October 12, 2016  
*(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: September 28, 20 16

Correspondence or claims relating to this bond should be sent to the surety at the following address:  
Western Surety Company  
1000 Wilshire Blvd., Suite 1800, 18th Floor  
Los Angeles, CA 90017

Hal Hays Construction, Inc.  
  
*Principal Kirby S. Hays, President/CEO*  
Western Surety Company  
*Surety*  
By Rebecca Haas-Bates  
*Attorney-In-Fact Rebecca Haas-Bates*

**CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT**

State of California

County of \_\_\_\_\_

On this \_\_\_\_\_ before me, **\*\*Please See Attached\*\***  
*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.

Signature \_\_\_\_\_  
*Signature of Notary Public*

(SEAL)

**CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT**

**CIVIL CODE § 1189**

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California )  
County of Orange )

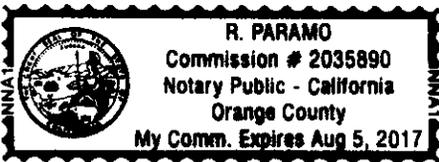
On 09/28/2016 before me, R. Paramo, Notary Public  
*Date Here Insert Name and Title of the Officer*

personally appeared Rebecca Haas-Bates  
*Name(s) of Signer(s)*

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

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

WITNESS my hand and official seal.  
*Signature* \_\_\_\_\_  
*Signature of Notary Public*



*Place Notary Seal Above*

**OPTIONAL**

*Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.*

**Description of Attached Document**

Title or Type of Document: Bid Bond Document Date: 09/28/2016  
Number of Pages: One (1) Signer(s) Other Than Named Above: \_\_\_\_\_

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

Signer's Name: Rebecca Haas-Bates  
 Corporate Officer — Title(s): \_\_\_\_\_  
 Partner —  Limited  General  
 Individual  Attorney in Fact  
 Trustee  Guardian or Conservator  
 Other: \_\_\_\_\_  
Signer Is Representing: \_\_\_\_\_  
Western Surety Company

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

# 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

**Owen Brown, Richard Adair, William Syrkin, Sergio D Bechara, Margaret Gilmore, Rebecca Haas-Bates, Individually**

of Irvine, 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 9th day of June, 2015.



WESTERN SURETY COMPANY

Paul T. Brufat, Vice President

State of South Dakota }  
County of Minnehaha } as

On this 9th day of June, 2015, before me personally came Paul T. Brufat, 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  
February 12, 2021



S. Eich, 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 28th day of September, 2016.



WESTERN SURETY COMPANY

L. Nelson, Assistant Secretary