

STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION
BID FOR

B4

CONSTRUCTION ON STATE HIGHWAY IN
SAN DIEGO COUNTY IN SAN DIEGO AT 0.1 MILE SOUTH OF CARMEL MOUNTAIN ROAD
UNDERCROSSING
In District 11 on Route 5

UNDER

Notice to Bidders and Special Provisions dated May 18, 2015
Project plans approved March 30, 2015
Standard Specifications dated 2010
Standard Plans dated 2010

Identified by

Contract No. 11-282304

11-SD-5-31.7

Project ID 1100000313

FEDERAL-AID PROJECT
ACSTPI-005-1(630)E

Bids open Tuesday, June 23, 2015

Dated May 18, 2015

AADD

Contract No.: 11-282304 Project ID: 1100000313

Bidder Name: Western Rim Constructors, Inc.

Bidder ID: VC0000101494

BID TO THE DEPARTMENT OF TRANSPORTATION

DES-OE-0102.1

Name of Bidder Western Rim Constructors, Inc.

Business Street Address 912 S Andreasen Drive, Suite 108

(Include even if P.O. Box is used)

Business P.O. Box

City, State, Zip Escondido, CA, 92029

Telephone No: AREA CODE 7604894328

Fax No: AREA CODE 7604894304

Contractor License No. 798623

California Department of Industrial Relations' Registration No. 1000004677

Checksum D77D0BC3

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
06-12-15 Revise Federal Minimum Wages,

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: Ray C Samuelson AND
TITLE OF PERSON SIGNING: President

BY (Authorized signature)

DATE SIGNED (Do not type)

BID ITEM LIST

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
1	120090	CONSTRUCTION AREA SIGNS	LUMP SUM LS	LUMP SUM	2,180.77
2	120100	TRAFFIC CONTROL SYSTEM	LUMP SUM LS	LUMP SUM	36,447.35
3	120159	TEMPORARY TRAFFIC STRIPE (PAINT)	870.0 LF	2.43	2,114.10
4	120199	TRAFFIC PLASTIC DRUM	11.0 EA	60.75	668.25
5	128651	PORTABLE CHANGEABLE MESSAGE SIGN (EA)	2.0 EA	2,551.31	5,102.62
5	129000	TEMPORARY RAILING (TYPE K)	480.0 LF	36.13	17,342.40
7	029074	ALTERNATIVE TEMPORARY CRASH CUSHION	1.0 EA	4,312.94	4,312.94
8	130100	JOB SITE MANAGEMENT	LUMP SUM LS	LUMP SUM	15,307.89
9	130300	PREPARE STORM WATER POLLUTION PREVENTION PLAN	LUMP SUM LS	LUMP SUM	2,612.06
10	130310	RAIN EVENT ACTION PLAN	2.0 EA	500.00	1,000.00
11	130320	STORM WATER SAMPLING AND ANALYSIS DAY	2.0 EA	668.20	1,336.40
12	130330	STORM WATER ANNUAL REPORT	1.0 EA	2,000.00	2,000.00

BID ITEM LIST

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
13	130505	MOVE-IN/MOVE-OUT (TEMPORARY EROSION CONTROL)	1.0 EA	182.24	182.24
14	130550	TEMPORARY HYDROSEED	4,080.0 SQYD	0.46	1,876.80
15	130610	TEMPORARY CHECK DAM	60.0 LF	6.07	364.20
16	130620	TEMPORARY DRAINAGE INLET PROTECTION	6.0 EA	607.46	3,644.76
17	130640	TEMPORARY FIBER ROLL	1,430.0 LF	2.73	3,903.90
18	130710	TEMPORARY CONSTRUCTION ENTRANCE	1.0 EA	7,532.45	7,532.45
19	130730	STREET SWEEPING	LUMP SUM LS	LUMP SUM	15,186.40
20	130900	TEMPORARY CONCRETE WASHOUT	LUMP SUM LS	LUMP SUM	607.46
21	141000	TEMPORARY FENCE (TYPE ESA)	1,270.0 LF	2.43	3,086.10
22	029075	REMOVE EXISTING RECREATIONAL EQUIPMENT	LUMP SUM LS	LUMP SUM	2,429.82
23	150685	REMOVE IRRIGATION FACILITY	LUMP SUM LS	LUMP SUM	1,457.89
24	150711	REMOVE PAINTED TRAFFIC STRIPE	390.0 LF	3.04	1,185.60

BID ITEM LIST

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
25	150714	REMOVE THERMOPLASTIC TRAFFIC STRIPE	680.0 LF	3.64	2,475.20
26	152320	RESET ROADSIDE SIGN	3.0 EA	443.44	1,330.32
27	160102	CLEARING AND GRUBBING (LS)	LUMP SUM LS	LUMP SUM	18,223.67
28	190101	ROADWAY EXCAVATION	8,100.0 CY	51.43	416,583.00
29	194001	DITCH EXCAVATION	15.0 CY	102.47	1,537.05
30	200002	ROADSIDE CLEARING	LUMP SUM LS	LUMP SUM	6,074.56
31	200122	WEED GERMINATION	4,070.0 SQYD	0.24	976.80
32	202004	IRON SULFATE (LB)	350.0 LB	1.82	637.00
33	202038	PACKET FERTILIZER	1,610.0 EA	0.49	788.90
34	204035	PLANT (GROUP A)	1,200.0 EA	8.50	10,200.00
35	204036	PLANT (GROUP B)	160.0 EA	30.37	4,859.20
36	204038	PLANT (GROUP U)	20.0 EA	145.79	2,915.80

BID ITEM LIST

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
37	204096	MAINTAIN EXISTING PLANTED AREAS	LUMP SUM LS	LUMP SUM	6,074.56
38	204099	PLANT ESTABLISHMENT WORK	LUMP SUM LS	LUMP SUM	63,736.00
39	029076	ROCK MULCH	1,070.0 SQFT	9.03	9,662.10
40	205035	WOOD MULCH	45.0 CY	85.04	3,826.80
41	206400	CHECK AND TEST EXISTING IRRIGATION FACILITIES	LUMP SUM LS	LUMP SUM	1,457.89
42	206402	OPERATE EXISTING IRRIGATION FACILITIES	LUMP SUM LS	LUMP SUM	1,457.89
43	206560	CONTROL AND NEUTRAL CONDUCTORS	LUMP SUM LS	LUMP SUM	3,644.74
44	206564	1 1/2" REMOTE CONTROL VALVE	5.0 EA	607.46	3,037.30
45	208416	CERTIFY EXISTING BACKFLOW PREVENTERS	LUMP SUM LS	LUMP SUM	1,214.91
46	208446	RISER SPRINKLER ASSEMBLY (GEAR DRIVEN)	26.0 EA	48.60	1,263.60
47	208448	RISER SPRINKLER ASSEMBLY	65.0 EA	36.45	2,369.25
48	208575	2" GATE VALVE	1.0 EA	425.22	425.22

BID ITEM LIST

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
49(F)	208595	1" PLASTIC PIPE (SCHEDULE 40) (SUPPLY LINE)	1,000.0 LF	3.64	3,640.00
50(F)	208596	1 1/4" PLASTIC PIPE (SCHEDULE 40) (SUPPLY LINE)	825.0 LF	3.95	3,258.75
51(F)	208597	1 1/2" PLASTIC PIPE (SCHEDULE 40) (SUPPLY LINE)	120.0 LF	4.25	510.00
52(F)	208598	2" PLASTIC PIPE (SCHEDULE 40) (SUPPLY LINE)	420.0 LF	4.56	1,915.20
53(F)	208606	2 1/2" PLASTIC PIPE (CLASS 315) (SUPPLY LINE)	190.0 LF	9.72	1,846.80
54(F)	208607	3" PLASTIC PIPE (CLASS 315) (SUPPLY LINE)	50.0 LF	12.15	607.50
55	210110	IMPORTED TOPSOIL (CY)	550.0 CY	72.37	39,803.50
56	210360	COMPOST SOCK	680.0 LF	6.07	4,127.60
57	210420	STRAW	35,500.0 SQFT	0.12	4,260.00
58	210430	HYDROSEED	36,700.0 SQFT	0.14	5,138.00
59	210600	COMPOST	72,200.0 SQFT	0.18	12,996.00
50	210630	INCORPORATE MATERIALS	71,000.0 SQFT	0.12	8,520.00

BID ITEM LIST

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
51	029077	CONCRETE STAINING	2,790.0 SQFT	4.25	11,857.50
52	721420	CONCRETE (DITCH LINING)	15.0 CY	1,255.54	18,833.10
53	800320	CHAIN LINK FENCE (TYPE CL-4)	300.0 LF	30.98	9,294.00
54	846001	4" THERMOPLASTIC TRAFFIC STRIPE (ENHANCED WET NIGHT VISIBILITY)	680.0 LF	6.07	4,127.60
55	846004	4" THERMOPLASTIC TRAFFIC STRIPE (ENHANCED WET NIGHT VISIBILITY) (BROKEN 17-7)	390.0 LF	4.86	1,895.40
56	850101	PAVEMENT MARKER (NON-REFLECTIVE)	48.0 EA	18.22	874.56
57	850111	PAVEMENT MARKER (RETROREFLECTIVE)	9.0 EA	48.60	437.40
58	860090	MAINTAINING EXISTING TRAFFIC MANAGEMENT SYSTEM ELEMENTS DURING CONSTRUCTION	LUMP SUM LS LS LS	LUMP SUM	607.46
59	999990	MOBILIZATION	LUMP SUM LS	LUMP SUM	94,419.74
Total Bid					\$925,624.27

Bidding Firm: Western Rim Constructors, Inc.

List this sub? Yes

- 1) Business Name Terra West Inc.
 Location City Chula Vista State CA
 California Contractor License Number n/a
 CA Department of Industrial Relations' Registration Number 1000007319
 Portion of Work Subcontracted:

Item %	Description
9 100	
10 100	
12 100	
11 100	
8 100	

List this sub? Yes

- 2) Business Name FenceCorp Inc.
 Location City Riverside State CA
 California Contractor License Number 886544
 CA Department of Industrial Relations' Registration Number 1000000850
 Portion of Work Subcontracted:

Item %	Description
63 100	

List this sub? Yes

- 3) Business Name Payco Specialties, Inc.
 Location City Chula Vista State CA
 California Contractor License Number 298637
 CA Department of Industrial Relations' Registration Number 1000003515
 Portion of Work Subcontracted:

Item %	Description
3 100	
24-25 100	
64-67 100	

Bidding Firm: Western Rim Constructors, Inc.

List this sub? Yes

- 4) Business Name Natina Products, Inc.
- Location City Palm Desert State CA
- California Contractor License Number 983993
- CA Department of Industrial Relations' Registration Number 1000011465
- Portion of Work Subcontracted:

Item %	Description
61 100	

List this sub? Yes

- 5) Business Name Hydro Sprout
- Location City Escondido State CA
- California Contractor License Number 582303
- CA Department of Industrial Relations' Registration Number 1000005171
- Portion of Work Subcontracted:

Item %	Description
13 100	
14 100	
58 100	

List this sub? Yes

- 6) Business Name Bradley Tanks, Inc.
- Location City Carlsbad State CA
- California Contractor License Number 964166
- CA Department of Industrial Relations' Registration Number 1000011156
- Portion of Work Subcontracted:

Item %	Description
28 31	DBE Trucking

Contract No.: 11-282304 Project ID: 1100000313

Bidder Name: Western Rim Constructors, Inc.

Bidder ID: VC0000101494

OPT OUT OF PAYMENT ADJUSTMENTS FOR PRICE INDEX FLUCTUATIONS

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

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: Bidder's Name:

Signature: _____

Contract No.: 11-282304 Project ID: 1100000313

Bidder Name: Western Rim Constructors, Inc.

Bidder ID: VC0000101494

SMALL BUSINESS STATUS

RES-OE-0102.4 (REV 3/2008)

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: Yes Certification number? :25140

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

CERTIFICATIONS

FEDERAL-AID PROJECTS DISCLOSURE OF LOBBYING ACTIVITIES CERTIFICATION

Bidder certifies, to the best of his or her knowledge and belief:

1. No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any Federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any Federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form LLL, "Disclosure of Lobbying Activities," in conformance with its instructions.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by 31 USC 1352. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

Bidder also agrees by submitting a bid that it must require the language of this certification be included in subcontracts over \$100,000 and these subcontractors shall certify and disclose.

INSTRUCTIONS FOR COMPLETION OF SF-LLL, DISCLOSURE OF LOBBYING ACTIVITIES

This disclosure form shall be completed by the reporting entity, whether subawardee or prime Federal recipient, at the initiation or receipt of a covered Federal action, or a material change to a previous filing, pursuant to title 31 U.S.C. section 1352. The filing of a form is required for each payment or agreement to make payment to any lobbying entity for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with a covered Federal action. Complete all items that apply for both the initial filing and material change report. Refer to the implementing guidance published by the Office of Management and Budget for additional information.

1. Identify the type of covered Federal action for which lobbying activity is and/or has been secured to influence, the outcome of a covered Federal action.
2. Identify the status of the covered Federal action.
3. Identify the appropriate classification of this report. If this is a followup report caused by a material change to the information previously reported, enter the year and quarter in which the change occurred. Enter the date of the last, previously submitted report by this reporting entity for this covered Federal action.
4. Enter the full name, address, city, State, and zip code of the reporting entity. Include Congressional District if known. Check the appropriate classification of the reporting entity that designates if it is, or expects to be, a prime or subaward recipient. Identify the tier of the subawardee, e.g., the first subawardee of the prime is the 1st tier. Subawards include but are not limited to subcontracts, subgrants and contract awards under grants.
5. If the organization filing the report in item 4 checks "Subawardee," then enter the full name, address, city, State and zip code of the prime Federal recipient. Include Congressional District if known.
6. Enter the name of the Federal agency making the award or loan commitment. Include at least one organizational level below agency name, if known. For example, Department of Transportation, United States Coast Guard.
7. Enter the Federal program name or description for the covered Federal action (item 1). If known, enter the full Catalog of Federal Domestic Assistance (CFDA) number for grants, cooperative agreements, loans and loan commitments.
8. Enter the most appropriate Federal identifying number available for the Federal action identified in item 1 (e.g., Request for Proposal (RFP) number; Invitation for Bid (IFB) number; grant announcement number, the contract, grant, or loan award number; the application/proposal control number assigned by the Federal agency). Include prefixes, e.g., "RFP-DE-90-001."
9. For a covered Federal action where there has been an award or loan commitment by the Federal agency, enter the Federal amount of the award/loan commitments for the prime entity identified in item 4 or 5.
10. (a) Enter the full name, address, city, State and zip code of the lobbying registrant under the Lobbying Disclosure Act of 1995 engaged by the reporting entity identified in item 4 to influence the covered Federal action.
(b) Enter the full names of the individual(s) performing services and include full address if different from 10(a). Enter Last Name, First Name, and Middle Initial (MI).
11. The certifying official shall sign and date the form, print his/her name title, and telephone number.

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 11-282304 Project ID: 1100000313

Bidder Name: Western Rim Constructors, Inc.

Bidder ID: VC0000101494

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

- 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:

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

Federal Use Only:

EQUAL EMPLOYMENT OPPORTUNITY REGULATION CERTIFICATION

Bidder Western Rim Constructors, 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.

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 San Diego

Name Ray C Samuelson,

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

President of

Western Rim Constructors, 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? 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 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?

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 SAN DIEGO COUNTY IN SAN DIEGO AT 0.1 MILE SOUTH OF CARMEL MOUNTAIN ROAD UNDERCROSSING In District 11 on Route 5 for which bids are to be opened at 1727 30th Street, Sacramento CA 95816 on 06-23-15.

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 _____

By _____

Attorney-in-Fact

Correspondence or claims relating to this bond should be sent to the surety at the following address:

CALIFORNIA ALL-PURPOSE ACKNOWLEDGEMENT

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
BIDDER'S BOND
DES-OE-0102.3 (REV 3/2008)

Contract No. 11-282304

Bond No. _____

We WESTERN RIM CONSTRUCTORS, INC.

as Principal, and

NORTH AMERICAN SPECIALTY INSURANCE COMPANY

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

THE CONDITION OF THIS OBLIGATION IS SUCH, THAT:

WHEREAS, the Principal is submitting a bid to the Obligee, for CONSTRUCTION ON STATE HIGHWAY IN SAN DIEGO COUNTY IN
(Copy here the exact description of work, including location, as it appears on the proposal)
SAN DIEGO AT 0.1 MILE SOUTH OF CARMEL MOUNTAIN ROAD UNDERCROSSING IN DISTRICT 11 ON ROUTE 5

for which bids are to be opened at SACRAMENTO
(insert place where bids will be opened)
on JUNE 23, 2015
(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: JUNE 17, 20 15.

Correspondence or claims relating to this bond should be sent to the surety at the following address: 6 HUTTON CENTRE DRIVE, SUITE 850, SANTA ANA, CA 92707

WESTERN RIM CONSTRUCTORS, INC.

BY: [Signature]
Principal RAY C. SAMUELSON, PRESIDENT
NORTH AMERICAN SPECIALTY INSURANCE COMPANY

By [Signature]
Surety
MARK D. IATAROLA, *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.

WITNESS my hand and official seal.

(SEAL)

Signature _____
Signature of Notary Public

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 San Diego)
On 6/17/15 before me, Sandra Roth, Notary Public
Date Here Insert Name and Title of the Officer
personally appeared Ray C Samuelson
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 [Handwritten 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: _____ Document Date: _____
Number of Pages: _____ Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

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

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

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.

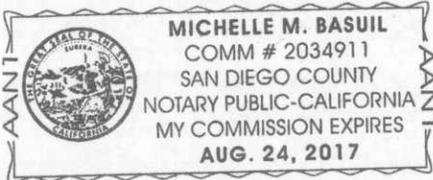
State of California)
County of SAN DIEGO)

On 6/17/2015 before me, MICHELLE M. BASUIL, NOTARY PUBLIC,
Date Here Insert Name and Title of the Officer
personally appeared MARK D. IATAROLA
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 Michelle M. Basuil
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: _____ Document Date: _____
Number of Pages: _____ Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

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

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

NAS SURETY GROUP

NORTH AMERICAN SPECIALTY INSURANCE COMPANY
WASHINGTON INTERNATIONAL INSURANCE COMPANY

GENERAL POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS, THAT North American Specialty Insurance Company, a corporation duly organized and existing under laws of the State of New Hampshire, and having its principal office in the City of Manchester, New Hampshire, and Washington International Insurance Company, a corporation organized and existing under the laws of the State of New Hampshire and having its principal office in the City of Schaumburg, Illinois, each does hereby make, constitute and appoint:

JOHN G. MALONEY, HELEN MALONEY, MICHELLE M. BASUIL,

GLENDIA J. ROONEY, and MARK D. IATAROLA

JOINTLY OR SEVERALLY

Its true and lawful Attorney(s)-in-Fact, to make, execute, seal and deliver, for and on its behalf and as its act and deed, bonds or other writings obligatory in the nature of a bond on behalf of each of said Companies, as surety, on contracts of suretyship as are or may be required or permitted by law, regulation, contract or otherwise, provided that no bond or undertaking or contract or suretyship executed under this authority shall exceed the amount of:

FIFTY MILLION (\$50,000,000.00) DOLLARS

This Power of Attorney is granted and is signed by facsimile under and by the authority of the following Resolutions adopted by the Boards of Directors of both North American Specialty Insurance Company and Washington International Insurance Company at meetings duly called and held on the 9th of May, 2012:

"RESOLVED, that any two of the Presidents, any Managing Director, any Senior Vice President, any Vice President, any Assistant Vice President, the Secretary or any Assistant Secretary be, and each or any of them hereby is authorized to execute a Power of Attorney qualifying the attorney named in the given Power of Attorney to execute on behalf of the Company bonds, undertakings and all contracts of surety, and that each or any of them hereby is authorized to attest to the execution of any such Power of Attorney and to attach therein the seal of the Company; and it is

FURTHER RESOLVED, that the signature of such officers and the seal of the Company may be affixed to any such Power of Attorney or to any certificate relating thereto by facsimile, and any such Power of Attorney or certificate bearing such facsimile signatures or facsimile seal shall be binding upon the Company when so affixed and in the future with regard to any bond, undertaking or contract of surety to which it is attached."



By [Signature] Steven P. Anderson, Senior Vice President of Washington International Insurance Company & Senior Vice President of North American Specialty Insurance Company



By [Signature] David M. Layman, Vice President of Washington International Insurance Company & Vice President of North American Specialty Insurance Company

IN WITNESS WHEREOF, North American Specialty Insurance Company and Washington International Insurance Company have caused their official seals to be hereunto affixed, and these presents to be signed by their authorized officers this 9th day of May, 2014.

North American Specialty Insurance Company
Washington International Insurance Company

State of Illinois
County of Cook ss:

On this 9th day of May, 2014, before me, a Notary Public personally appeared Steven P. Anderson, Senior Vice President of Washington International Insurance Company and Senior Vice President of North American Specialty Insurance Company and David M. Layman, Vice President of Washington International Insurance Company and Vice President of North American Specialty Insurance Company, personally known to me, who being by me duly sworn, acknowledged that they signed the above Power of Attorney as officers of and acknowledged said instrument to be the voluntary act and deed of their respective companies.



[Signature] Donna D. Sklens, Notary Public

I, Jeffrey Goldberg, the duly elected Assistant Secretary of North American Specialty Insurance Company and Washington International Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney given by said North American Specialty Insurance Company and Washington International Insurance Company, which is still in full force and effect.

IN WITNESS WHEREOF, I have set my hand and affixed the seals of the Companies this 17th day of JUNE, 2015.

[Signature] Jeffrey Goldberg, Vice President & Assistant Secretary of Washington International Insurance Company & North American Specialty Insurance Company



LETTER OF TRANSMITTAL

TO:
Department of Transportation
Bidder's Exchange
1727 30th Street, MS-26
Sacramento, CA 95816

DATE: 6/18/15	JOB NO:
ATTENTION: Bidder's Exchange	
RE: 11-282304	
Via Fed Ex	

WE ARE SENDING YOU Attached Under separate cover via _____ the following items:

- Shop drawings Prints Plans Certificates Submittals
- Copy or letter Change Order Other

COPIES	DATE	NO.	DESCRIPTION
1			Bidder's Bond

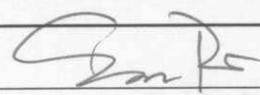
THESE ARE TRANSMITTED as checked below:

- For approval Approved as submitted Execute and return 1 original
- For your use Approved as noted Submit _____ copies for distribution
- As requested Returned for corrections Return _____ corrected prints
- For review and comment _____

FOR BIDS DUE _____ 20 _____ PRINTS RETURNED AFTER LOAN TO US

REMARKS:
 If you have any questions please give us a call at 760-489-4328. Thank you!

COPY TO: _____

SIGNED: 
Sandra Roth
 Office Manager