

Caltrans

STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION

BID

FOR CONSTRUCTION ON STATE HIGHWAY IN SAN DIEGO COUNTY AT VARIOUS
LOCATIONS

In District 11 On Route 15, 94

Under

Notice to Bidders and Special Provisions dated September 9, 2013

Standard Specifications dated 2010

Project plans approved August 5, 2013

Standard Plans dated 2010

Identified by

Contract No. 11-282404

11-SD-15, 94-Var

Project ID 1100000314

Federal-Aid Project

NHP-X073(103)E

Electronic Advertising Contract

Bids open Thursday, October 31, 2013



Dated September 9, 2013
AADD

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A-1

CONTRACT NO. 11 - 282404

NAME OF BIDDER LB CIVIL CONSTRUCTION, INC
BUSINESS P.O. BOX _____
CITY, STATE, ZIP _____
BUSINESS STREET ADDRESS 11585 SORRENTO VALLEY RD. # 104
(Include even if P.O. Box used)
CITY, STATE, ZIP SAN DIEGO CA 92121
TELEPHONE NO: AREA CODE (858) 481-5222
FAX NO: AREA CODE (858) 481-5010
CONTRACTOR LICENSE NO. 888696

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:

1, 2, 3, 4

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)

James Lumm

DATE SIGNED (Do not type)

11/14/13

PRINTED NAME AND TITLE OF PERSON SIGNING

JAMES LUMM, PRESIDENT

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	3000
2	120090	CONSTRUCTION AREA SIGNS	LS	LUMP SUM	LUMP SUM	9000
3	120100	TRAFFIC CONTROL SYSTEM	LS	LUMP SUM	LUMP SUM	35000
4	120199	TRAFFIC PLASTIC DRUM	EA	44	200	8800
5	128651	PORTABLE CHANGEABLE MESSAGE SIGN (EA)	EA	2	10000	20000
6	129000	TEMPORARY RAILING (TYPE K)	LF	2,600	25	65000
7	129100	TEMPORARY CRASH CUSHION MODULE	EA	78	400	31200
8	130100	JOB SITE MANAGEMENT	LS	LUMP SUM	LUMP SUM	15000
9	130300	PREPARE STORM WATER POLLUTION PREVENTION PLAN	LS	LUMP SUM	LUMP SUM	2000
10	130330	STORM WATER ANNUAL REPORT	EA	1	2,000.00	2,000.00
11	130505	MOVE-IN/MOVE-OUT (TEMPORARY EROSION CONTROL)	EA	1	500	500
12	130620	TEMPORARY DRAINAGE INLET PROTECTION	EA	16	200	3200
13	130640	TEMPORARY FIBER ROLL	LF	2,910	3	8730
14	130710	TEMPORARY CONSTRUCTION ENTRANCE	EA	7	6000	42000
15	130900	TEMPORARY CONCRETE WASHOUT	LS	LUMP SUM	LUMP SUM	1500
16	141000	TEMPORARY FENCE (TYPE ESA)	LF	3,640	4	14560
17	150203	ABANDON CULVERT (EA)	EA	6	2000	12000
18	150605	REMOVE FENCE	EA	76	5	380
19	150685	REMOVE IRRIGATION FACILITY	LS	LUMP SUM	LUMP SUM	8000
20	152320	RESET ROADSIDE SIGN	EA	4	300	1200

BID ITEM LIST
11-282404

Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
21	153103	COLD PLANE ASPHALT CONCRETE PAVEMENT	SQYD	43	18	774
22	153215	REMOVE CONCRETE (CURB AND GUTTER)	LF	85	13	1105
23	026545	REMOVE CONCRETE DITCH	LF	120	14	1680
24	153221	REMOVE CONCRETE BARRIER	LF	240	30	7200
25	155232	SAND BACKFILL	CY	60	200	12000
26	160102	CLEARING AND GRUBBING (LS)	LS	LUMP SUM	LUMP SUM	40000
27	190101	ROADWAY EXCAVATION	CY	5,630	30	168900
28	190105	ROADWAY EXCAVATION (TYPE Z-2) (AERIALY DEPOSITED LEAD)	CY	850	230	195500
29 (F)	192001	STRUCTURE EXCAVATION	CY	118	125	14750
30	192053	STRUCTURE EXCAVATION (TYPE Z-2) (AERIALY DEPOSITED LEAD)	CY	290	300	87000
31	026546	DITCH EXCAVATION (TYPE Z-2) (AERIALY DEPOSITED LEAD)	CY	550	230	126500
32	200002	ROADSIDE CLEARING	LS	LUMP SUM	LUMP SUM	80000
33	200052	PRUNE EXISTING PLANTS	LS	LUMP SUM	LUMP SUM	10000
34	202004	IRON SULFATE (LB)	LB	3,880	2	7760
35	202011	MULCH	CY	320	32	10240
36	202035	FERTILIZER (PACKET)	EA	400	0.25	100
37	202036	SLOW RELEASE OR CONTROLLED RELEASE FERTILIZER	LB	3,070	2	6140
38 (F)	204008	PLANT (GROUP H)	EA	440,923	0.30	132276.90
39	204011	PLANT (GROUP K)	EA	12	450	5400
40	204022	PLANT (GROUP Z)	EA	5	3000	15000

Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
41	204036	PLANT (GROUP B)	EA	64	20	1280
42	204038	PLANT (GROUP U)	EA	29	160	4640
43	026547	NATIVE SOD	SQFT	14,000	1.50	21000
44	204096	MAINTAIN EXISTING PLANTED AREAS	LS	LUMP SUM	LUMP SUM	1500
45	204099	PLANT ESTABLISHMENT WORK	LS	LUMP SUM	LUMP SUM	45000
46	206400	CHECK AND TEST EXISTING IRRIGATION FACILITIES	LS	LUMP SUM	LUMP SUM	1500
47	206560	CONTROL AND NEUTRAL CONDUCTORS	LS	LUMP SUM	LUMP SUM	9000
48	206602	1" ELECTRIC REMOTE CONTROL VALVE	EA	6	400	2400
49	206604	1 1/2" ELECTRIC REMOTE CONTROL VALVE	EA	30	450	13500
50	206751	12 STATION IRRIGATION CONTROLLER (WALL MOUNTED)	EA	2	9000	18000
51	206752	18 STATION IRRIGATION CONTROLLER (WALL MOUNTED)	EA	1	10000	10000
52	208301	IRRIGATION CONTROLLER ENCLOSURE CABINET	EA	3	2000	6000
53	208310	IRRIGATION SLEEVE	LF	150	35	5250
54	208415	CERTIFY BACKFLOW PREVENTERS	LS	LUMP SUM	LUMP SUM	1100
55	208421	BACKFLOW PREVENTER ASSEMBLY ENCLOSURE	EA	5	2000	10000
56	208426	2" BACKFLOW PREVENTER ASSEMBLY	EA	4	3000	12000
57	208465	SPRINKLER (TYPE A-5)	EA	110	30	3300
58	208467	SPRINKLER (TYPE A-7)	EA	160	26	4160
59	208468	SPRINKLER (TYPE A-8)	EA	11	44	484
60	208471	SPRINKLER (TYPE B-1)	EA	52	30	1560

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Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
61	208480	SPRINKLER (TYPE C-2 MOD)	EA	92	30	2760
62	208575	2" GATE VALVE	EA	9	450	4050
63	208576	2 1/2" GATE VALVE	EA	7	800	5600
64 (F)	208595	1" PLASTIC PIPE (SCHEDULE 40) (SUPPLY LINE)	LF	7,139	3	21417
65 (F)	208596	1 1/4" PLASTIC PIPE (SCHEDULE 40) (SUPPLY LINE)	LF	4,478	3.50	15673
66 (F)	208597	1 1/2" PLASTIC PIPE (SCHEDULE 40) (SUPPLY LINE)	LF	2,237	4.50	10066.50 10669.4
67 (F)	208598	2" PLASTIC PIPE (SCHEDULE 40) (SUPPLY LINE)	LF	2,233	6	13398
68 (F)	208599	2 1/2" PLASTIC PIPE (SCHEDULE 40) (SUPPLY LINE)	LF	3,692	7	25844
69 (F)	208600	3" PLASTIC PIPE (SCHEDULE 40) (SUPPLY LINE)	LF	1,049	9	9441
70	026548	TEMPORARY IRRIGATION SUPPLY LINE	LF	250	12.47	3117.50
71	210110	IMPORTED TOPSOIL (CY)	CY	460	35	16100
72	210350	FIBER ROLLS	LF	2,910	3	8730
73	210600	COMPOST	SQFT	14,000	0.20	2800
74	210630	INCORPORATE MATERIALS	SQFT	14,000	0.35	4900
75	260203	CLASS 2 AGGREGATE BASE (CY)	CY	170	90	15300
76	374002	ASPHALTIC EMULSION (FOG SEAL COAT)	TON	0.4	700	280
77	390132	HOT MIX ASPHALT (TYPE A)	TON	270	200	54000
78	394076	PLACE HOT MIX ASPHALT DIKE (TYPE E)	LF	40	25	1000
79	397005	TACK COAT	TON	0.4	700	280
80 (F)	510502	MINOR CONCRETE (MINOR STRUCTURE)	CY	78	1500	117000

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Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
81	620060	12" ALTERNATIVE PIPE CULVERT	LF	360	40	14400
82	620100	18" ALTERNATIVE PIPE CULVERT	LF	180	75	13500
83	620140	24" ALTERNATIVE PIPE CULVERT	LF	490	80	39200
84	620180	30" ALTERNATIVE PIPE CULVERT	LF	240	100	24000
85	680902	6" PERFORATED PLASTIC PIPE UNDERDRAIN	LF	650	9	5850
86	026549	FLAP GATE	EA	22	6000	132000
87	026550	INFILTRATION SYSTEM	EA	4	110000	440000
88 (F)	026551	CLASS 4 PERMEABLE MATERIAL (BLANKET)	CY	70	200	14000
89 (F)	026552	CLASS 5 PERMEABLE MATERIAL	CY	78	200	15600
90	026553	JACKED 36" WELDED STEEL PIPE CASING	LF	30	1200 900	36000 27000
91	705315	24" ALTERNATIVE FLARED END SECTION	EA	2	500	1000
92	707467	36" REINFORCED CONCRETE PIPE RISER	LF	43	150	6450
93 (F)	721028	ROCK SLOPE PROTECTION (NO. 2, METHOD B) (CY)	CY	2.2	500	1100
94	721431	CONCRETE (CONCRETE APRON)	CY	3	1100	3300
95 (F)	722020	GABION	CY	23	350	8050
96	026554	FILTER FABRIC CLASS D	SQYD	390	3	1170
97 (F)	750001	MISCELLANEOUS IRON AND STEEL	LB	11,355	2	22710
98	800100	TEMPORARY FENCE	LF	290	4	1160
99	800360	CHAIN LINK FENCE (TYPE CL-6)	LF	76	80	6080
100	839701	CONCRETE BARRIER (TYPE 60)	LF	250	130	32500

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Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
101	860090	MAINTAINING EXISTING TRAFFIC MANAGEMENT SYSTEM ELEMENTS DURING CONSTRUCTION	LS	LUMP SUM	LUMP SUM	4000
102	860797	ELECTRIC SERVICE (IRRIGATION)	LS	LUMP SUM	LUMP SUM	15000
103	861503	MODIFY LIGHTING	LS	LUMP SUM	LUMP SUM	40000
104	999990	MOBILIZATION	LS	LUMP SUM	LUMP SUM	239000

TOTAL BID:

\$2824896.90

KG

PLEASE DELIVER IMMEDIATELY TO ADDRESSEE!

L.B. CIVIL CONSTRUCTION, INC

11585 Sorrento Valley Road, Suite 104

San Diego, CA 92121

Telephone: (858) 481-5222

Facsimile: (858) 481-5010

Date: 11/14/13 Pages (including cover sheet): 3

To: _____ Fax No.: 916-227-6282

Company: CALTRANS Telephone No.: _____

From: JIM LUMM Reference: _____

- Urgent For Review For Your Information Please Reply Please Recycle

● **Comments:**

SUB CONTRACTOR LIST

11-282404

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION

SUBCONTRACTOR LIST

DES-OE-0102.2 (REV 3/2011)

Bidder Name: LB CIVIL CONSTRUCTION

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
AYALA BORING # FONTANA, CA GOLDEN STATE BORING CHINO, CA	90	53%	JACK 1 BORE PIPE # JACK 7 BORE PIPE
WESTERN GARDENS LANDSCAPING, INC CARLSBAD, CA	19, 32-71 73-74	100%	LANDSCAPING
WESTERN STRUCTURES RIVERSIDE, CA	100	100%	CONC. BARRIER
PERRY ELECTRIC SANTEE, CA	102-103	100%	ELECTRICAL

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
SUBCONTRACTOR LIST
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ANGUS ASPHALT <i>OK</i> SANTEE, CA CALMEX ENGINEERING BLOOMINGTON, CA	76,77,79	100%	ASPHALT PAVING
SOLID STRUCTURES LA MESA, CA	80	61%	MINOR CONCRETE

SUBCONTRACTOR LIST

DES-OE-0102.2 (REV 3/2011)

Bidder Name: LB CIVIL CONSTRUCTION

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Column 1: Business Name and Location	Column 2: Bid Item Nos.	Column 3: Percentage of Bid Item Subcontracted	Column 4: Description of Subcontracted Work
<p>AYALA BORING ⁴² FONTANA, CA Golden state boring Chino, CA</p>			<p>JACK + BORE PIPE Jack + bore Pipe</p>
<p>WESTERN GARDENS LANDSCAPING, INC CARLSBAD, CA</p>			<p>LANDSCAPING</p>
<p>WESTERN STRUCTURES RIVERSIDE, CA</p>			<p>CONC. BARRIER</p>
<p>PERRY ELECTRIC SANTEE, CA</p>			<p>ELECTRICAL</p>

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.

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SUBCONTRACTOR LIST

DES-OE-0102.2 (REV 3/2011)

Bidder Name: LB CIVIL CONSTRUCTION

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
Calmex engineering Bloomington, CA ANSUS ASPHALT SANTEE, CA			ASPHALT PAVING
SOLID STRUCTURES LA MESA, CA			MINOR CONCRETE

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SUBCONTRACTOR LIST

DES-OE-0102.2 (REV 3/2011)

Bidder Name: LB CIVIL CONSTRUCTION

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

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We LB Civil Construction, Inc.

as Principal, and

The Guarantee Company of North America USA

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

THE CONDITION OF THIS OBLIGATION IS SUCH, THAT:

WHEREAS, the Principal is submitting a bid to the Obligee, for Construct sand filters and infiltration devices, Construction
(Copy here the exact description of work, including location, as it appears on the proposal)
on State Highway in San Diego County at Various Locations.

for which bids are to be opened at 3347 Michelson Drive, Suite 100, Irvine, CA 92612-1692
(Insert place where bids will be opened)
on October 31st, 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: October 17th, 2013.

Correspondence or claims relating to this bond should be sent to the surety at the following address: 1800 Sutter Street, Suite 880
Concord, CA 94520

LB Civil Construction, Inc.
[Signature] PRESIDENT
Principal
The Guarantee Company of North America USA
Surety
By [Signature]
Charlotte Aquino, Attorney-in-Fact

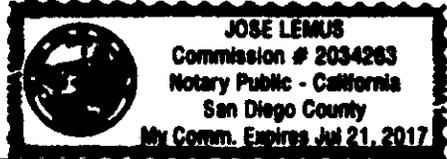
CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California }
County of San Diego

On this October 17th, 2013 before me, Jose Lemus, Notary Public
Date Here Insert Name and Title of the Officer
personally appeared Charlotte Aquino
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.



(SEAL)

WITNESS my hand and official seal,
Signature [Signature]
Signature of Notary Public

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The Guarantee Company of North America USA
Southfield, Michigan

POWER OF ATTORNEY

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

Lawrence F. McMahon, Maria Vhanneza Guise, Sarah Myers, Charlotte Aquino, James D. Castle, Jennifer L. Clampert, Janice Martin
Alliant Insurance Services, Inc.

its true and lawful attorney(s)-in-fact to execute, seal and deliver for and on its behalf as surety, any and all bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof, which are or may be allowed, required or permitted by law, statute, rule, regulation, contract or otherwise.

The execution of such instrument(s) in pursuance of these presents, shall be as binding upon THE GUARANTEE COMPANY OF NORTH AMERICA USA as fully and amply, to all intents and purposes, as if the same had been duly executed and acknowledged by its regularly elected officers at the principal office.

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

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

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

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



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

THE GUARANTEE COMPANY OF NORTH AMERICA USA

[Signature of Stephen C. Ruschak]

[Signature of Randall Musselman]

STATE OF MICHIGAN
County of Oakland

Stephen C. Ruschak, Vice President

Randall Musselman, Secretary

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



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

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

[Signature of Cynthia A. Takai]

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



IN WITNESS WHEREOF, I have thereunto set my hand and attached the seal of said Company this

day of
OCT 17 2013

[Signature of Randall Musselman]

Randall Musselman, Secretary

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: LB CIVIL CONSTRUCTION, INC Contract No. 11-282404

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

Date: 11/14/13

Signature: _____

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

SMALL BUSINESS STATUS

DES-OE-0102.4 (REV 3/2008)

CONTRACT NO. 11 . 282404

Are you certified as a "Small Business" by the Office of Small Business and DVBE Services of the Department of General Services of the State of California? Check one:

Yes: Certification number? 44949 No

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

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
CALTRANS BIDDER - DBE - COMMITMENT
 DES-OE-0102.10C (NEW 06/2012)

This information may be submitted with your bid proposal. If it is not, and you are the apparent low bidder or the second or third low bidder, it must be submitted and received as specified in section 2 of the specifications. Failure to submit the required DBE information will be grounds for finding the bid nonresponsive.

CONTRACT NO: 11-282404

BID AMOUNT: \$ _____

BID OPENING DATE: 11/14/13

BIDDER'S NAME: LB CIVIL CONSTRUCTION, INC

DBE GOAL FROM CONTRACT, %: _____

DBE PRIME CONTRACTOR CERTIFICATION¹: _____

BID ITEM NO.	ITEM OF WORK AND DESCRIPTION OF SERVICES TO BE SUBCONTRACTED OR MATERIALS TO BE PROVIDED ²	FOR CALTRANS USE ONLY	NAME OF DBEs (Must be certified on the date bids are opened - include Caltrans certification #, DBE address and phone number) (indicate 2nd and lower tier subcontractors)	DOLLAR AMOUNT DBE ³

IMPORTANT: Identify all DBE firms being claimed for credit, regardless of tier. Names of the First Tier DBE Subcontractors and their respective items(s) of work listed above must be consistent, where applicable, with the names and items of work in the "Subcontractor List" submitted with your bid. Copies of the DBE quotes are required.

Total Claimed Participation \$ _____
_____ %

- DBE prime contractors must enter their certification number and indicate all work to be performed by DBEs including work performed by its own forces.
- If 100% of item is not to be performed or furnished by DBE, describe exact portion of item to be performed or furnished.
- See section 2-1.12 of the specifications to determine the credit allowed for DBE firms.

Submit to:

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

Signature of Bidder _____

Date _____ (Area Code) Tel. No. _____

Person to Contact _____ (Please Type or Print)

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GOOD FAITH EFFORTS DOCUMENTATION - DBE

N/A

DES-OE-0102.11A (NEW 06/2012)

1. List items of work the Bidder made available to DBE firms. Identify those items of work the Bidder might otherwise perform with its own forces and those items that have been broken down into economically feasible units to facilitate DBE participation. For each item listed, show the dollar value and percentage of the total contract. The Bidder must demonstrate that sufficient work to meet the goal was made available to DBE firms.

Item #/Work Offered	Bidder Normally Performs Item (Y/N)	Item Broken Down to Facilitate Participation (Y/N)	Amount (\$)	Percentage of Contract
	<input type="checkbox"/> Yes <input type="checkbox"/> Na	<input type="checkbox"/> Yes <input type="checkbox"/> Na		
	<input type="checkbox"/> Yes <input type="checkbox"/> Na	<input type="checkbox"/> Yes <input type="checkbox"/> No		
	<input type="checkbox"/> Yes <input type="checkbox"/> Na	<input type="checkbox"/> Yes <input type="checkbox"/> No		
	<input type="checkbox"/> Yes <input type="checkbox"/> Na	<input type="checkbox"/> Yes <input type="checkbox"/> No		
	<input type="checkbox"/> Yes <input type="checkbox"/> Na	<input type="checkbox"/> Yes <input type="checkbox"/> Na		
	<input type="checkbox"/> Yes <input type="checkbox"/> Na	<input type="checkbox"/> Yes <input type="checkbox"/> Na		
	<input type="checkbox"/> Yes <input type="checkbox"/> Na	<input type="checkbox"/> Yes <input type="checkbox"/> No		
	<input type="checkbox"/> Yes <input type="checkbox"/> Na	<input type="checkbox"/> Yes <input type="checkbox"/> Na		
	<input type="checkbox"/> Yes <input type="checkbox"/> Na	<input type="checkbox"/> Yes <input type="checkbox"/> Na		
	<input type="checkbox"/> Yes <input type="checkbox"/> Na	<input type="checkbox"/> Yes <input type="checkbox"/> No		
	<input type="checkbox"/> Yes <input type="checkbox"/> Na	<input type="checkbox"/> Yes <input type="checkbox"/> Na		
	<input type="checkbox"/> Yes <input type="checkbox"/> Na	<input type="checkbox"/> Yes <input type="checkbox"/> No		
	<input type="checkbox"/> Yes <input type="checkbox"/> Na	<input type="checkbox"/> Yes <input type="checkbox"/> No		
	<input type="checkbox"/> Yes <input type="checkbox"/> Na	<input type="checkbox"/> Yes <input type="checkbox"/> Na		
	<input type="checkbox"/> Yes <input type="checkbox"/> Na	<input type="checkbox"/> Yes <input type="checkbox"/> No		
	<input type="checkbox"/> Yes <input type="checkbox"/> Na	<input type="checkbox"/> Yes <input type="checkbox"/> No		
	<input type="checkbox"/> Yes <input type="checkbox"/> Na	<input type="checkbox"/> Yes <input type="checkbox"/> Na		
	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> Na		
	<input type="checkbox"/> Yes <input type="checkbox"/> Na	<input type="checkbox"/> Yes <input type="checkbox"/> Na		
	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> Na		
	<input type="checkbox"/> Yes <input type="checkbox"/> Na	<input type="checkbox"/> Yes <input type="checkbox"/> Na		

GOOD FAITH EFFORTS DOCUMENTATION - DBE

DES-OE-0102.11A (NEW 06/2012)

4. List the names and dates of each publication in which a request for DBE participation for this project was placed by the bidder. Attach copies of published advertisements or proofs of publication.

Publications	Dates of Advertisement

5. List the names of agencies and the dates on which they were contacted to provide assistance in contacting, recruiting and using DBE firms. If the agencies were contacted in writing, provide copies of supporting documents.

Name of Agency	Date of Contact	Method of Contact	Results

6. List efforts made to provide interested DBEs with adequate information about the plans, specifications, and requirements of the contract to assist them in responding to a solicitation. Identify the DBE assisted, the information provided, and the date of contact. Provide copies of supporting documents.

7. List efforts made to assist interested DBEs in obtaining bonding, lines of credit, insurance, necessary equipment, supplies, materials, or related assistance or services, excluding supplies and equipment the DBE subcontractor purchases or leases from the prime contractor or its affiliate. Identify the DBE assisted, the assistance offered, and the date. Provide copies of supporting documents.

8. Include additional data to support a demonstration of good faith efforts.

NOTE: USE ADDITIONAL SHEETS OF PAPER IF NECESSARY.

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CERTIFICATIONS

FEDERAL-AID PROJECTS DISCLOSURE OF LOBBYING ACTIVITIES CERTIFICATION

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

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

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

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

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

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

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

According to the Paperwork Reduction Act, as amended, no persons are required to respond to a collection of information unless it displays a valid OMB Control Number. The valid OMB control number for this information collection is OMB No. 0348-0046. Public reporting burden for this collection of information is estimated to average 10 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0046), Washington, DC 20503.

DISCLOSURE OF LOBBYING ACTIVITIES NONE

Approved by OMB

0348-0046

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

1. Type of Federal Action: <input type="checkbox"/> a. contract <input type="checkbox"/> b. grant <input type="checkbox"/> c. cooperative agreement <input type="checkbox"/> d. loan <input type="checkbox"/> e. loan guarantee <input type="checkbox"/> f. loan insurance	2. Status of Federal Action: <input type="checkbox"/> a. bid/offer/application <input type="checkbox"/> b. initial award <input type="checkbox"/> c. post-award	3. Report Type: <input type="checkbox"/> a. initial <input type="checkbox"/> b. material change For Material Change Only: year _____ quarter _____ date of last report _____
4. Name and Address of Reporting Entity: <input type="checkbox"/> Prime <input type="checkbox"/> Subawardee Tier _____, <i>if known</i> Congressional District, <i>if known</i> :	5. If Reporting Entity in No. 4 is Subawardee Enter Name and Address of Prime: <p align="center">Congressional District, <i>if known</i>:</p>	
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 <i>(if individual, last name, first name, MI):</i>	b. Individuals Performing Services (including address if different from No. 10a) <i>(last name, first name, MI):</i>	
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: <u>James Lumm</u> Print Name: <u>JAMES LUMM</u> Title: <u>PRESIDENT</u> Telephone No.: <u>858-401-5222</u> Date: <u>11/14/13</u>	
Federal Use Only:		Authorized for Local Reproduction Standard Form - LLL (Rev. 7-97)

EQUAL EMPLOYMENT OPPORTUNITY REGULATION CERTIFICATION

Bidder ✓ , proposed subcontractor _____, certifies that he has has not participated in a previous contract or subcontract subject to the equal opportunity clauses, as required by Executive Orders 10925, 11114, or 11246, and that, if required, he has filed with the Joint Reporting Committee, the Director of the Office of Federal Contract Compliance, a Federal Government contracting or administering agency, or the former President's Committee on Equal Employment Opportunity, all reports due under the filing requirements.

Notes:

- The above certification is required by the Equal Employment Opportunity Regulations of the Secretary of Labor (41 CFR 60-1.7(b) (1)), and must be submitted by bidders and proposed subcontractors only in connection with contracts and subcontracts which are subject to the equal opportunity clause. Contracts and subcontracts which are exempt from the equal opportunity clause are set forth in 41 CFR 60-1.5. (Generally only contracts or subcontracts of \$10,000 or under are exempt.)
- Currently, Standard Form 100 (EEO-1) is the only report required by the Executive Orders or their implementing regulations.
- Prime contractors and subcontractors who have participated in a previous contract or subcontract subject to the Executive Orders and have not filed the required reports should note 41 CFR 60-1.7(b) (1) prevents the award of contracts and subcontracts unless the Contractor submits a report covering the delinquent period or such other period specified by the Federal Highway Administration or by the Director, Office of Federal Contract Compliance, U.S. Department of Labor.

TITLE 49, CODE OF FEDERAL REGULATIONS, PART 29, DEBARMENT AND SUSPENSION CERTIFICATION

Bidder, under penalty of perjury, certifies that, except as noted below, it or any other person associated therewith in the capacity of owner, partner, director, officer, manager:

- is not currently under suspension, debarment, voluntary exclusion, or determination of ineligibility by any federal agency;
- has not been suspended, debarred, voluntarily excluded or determined ineligible by any federal agency within the past 3 years;
- does not have a proposed debarment pending; and
- has not been indicted, convicted, or had a civil judgement rendered against it by a court of competent jurisdiction in any matter involving fraud or official misconduct within the past 3 years.

If there are any exceptions to this certification, insert the exceptions in the following space.

Exceptions will not necessarily result in denial of award, but will be considered in determining bidder responsibility. For any exception noted above, indicate below to whom it applies, initiating agency, and dates of action.

UNDOCUMENTED ALIENS EMPLOYMENT

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

NONCOLLUSION

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

State of California County of SAN DIEGO

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

CHILD SUPPORT COMPLIANCE ACT

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

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

NATIONAL LABOR RELATIONS BOARD

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

VIOLATION OF LAW OR A SAFETY REGULATION

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

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

Yes

No

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

ANTITRUST LAW

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

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

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

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

BIDDER RESPONSIBILITY QUESTIONNAIRE

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