

Caltrans[®]

**STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION**

BID

**FOR CONSTRUCTION ON STATE HIGHWAY IN SAN DIEGO COUNTY ABOUT 5 MILES
NORTH OF ESCONDIDO FROM 0.2 MILE NORTH OF DEER SPRINGS ROAD
OVERCROSSING TO GOPHER CANYON ROAD UNDERCROSSING**

In District 11 On Route 15

Under

Notice to Bidders and Special Provisions dated March 3, 2014

Standard Specifications dated 2010

Project plans approved November 25, 2013

Standard Plans dated 2010

Identified by

Contract No. 11-406504

11-SD-15-R36.8/R40.8

Project ID 1100020324

Federal-Aid Project

ACHSNHPIG-015-1(231)E

BA

CONTRACT NO. 11 - 406504

NAME OF BIDDER Western Rim Constructors, Inc.

BUSINESS P.O. BOX _____

CITY, STATE, ZIP _____

BUSINESS STREET ADDRESS 912 S Andreasen Dr. Ste. 100
(Include even if P.O. Box used)

CITY, STATE, ZIP Escondido, CA 92029

TELEPHONE NO: _____ AREA CODE (760) 489 4328

FAX NO: _____ AREA CODE (760) 489 4304

CONTRACTOR LICENSE NO. 798623

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.

STATE OF CALIFORNIA • DEPARTMENT OF TRANSPORTATION
BID TO THE DEPARTMENT OF TRANSPORTATION
DES-OE-0102.1 (REV. 3/2011)

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

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)



DATE SIGNED (Do not type)

3/27/14

PRINTED NAME AND TITLE OF PERSON SIGNING

Ray C. Samuelson, President

ADA Notice

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

BID ITEM LIST

Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
1	070030	LEAD COMPLIANCE PLAN	LS	LUMP SUM	LUMP SUM	2,927.28
2	120090	CONSTRUCTION AREA SIGNS	LS	LUMP SUM	LUMP SUM	8,055.88
3	120100	TRAFFIC CONTROL SYSTEM	LS	LUMP SUM	LUMP SUM	117,091.26
4	120199	TRAFFIC PLASTIC DRUM	EA	30	60.87	1,820.70
5	128651	PORTABLE CHANGEABLE MESSAGE SIGN (EA)	EA	2	4,917.83	9,835.66
6	129000	TEMPORARY RAILING (TYPE K)	LF	60,500	8.27	500,335.00
7	129100	TEMPORARY CRASH CUSHION MODULE	EA	70	210.76	14,753.20
8	130100	JOB SITE MANAGEMENT	LS	LUMP SUM	LUMP SUM	As 11,707.13
9	130200	PREPARE WATER POLLUTION CONTROL PROGRAM	LS	LUMP SUM	LUMP SUM	1,170.91
10	130620	TEMPORARY DRAINAGE INLET PROTECTION	EA	3	585.46	1,756.38
11	130710	TEMPORARY CONSTRUCTION ENTRANCE	EA	10	2,927.28	29,272.80
12	130900	TEMPORARY CONCRETE WASHOUT	LS	LUMP SUM	LUMP SUM	7,025.48
13	141120	TREATED WOOD WASTE	LB	10,400	As 2 0.30	3,120.00
14	150661	REMOVE GUARDRAIL	LF	830	15.81	13,122.30
15	150771	REMOVE ASPHALT CONCRETE DIKE	LF	3,570	1.89	6,747.30
16	200052	PRUNE EXISTING PLANTS	LS	LUMP SUM	LUMP SUM	3,512.74
17	210250	EROSION CONTROL (BONDED FIBER MATRIX) (SQFT)	SQFT	601,000	0.06	36,060.00
18	390136	MINOR HOT MIX ASPHALT	TON	170	162.96	27,703.20
19	394073	PLACE HOT MIX ASPHALT DIKE (TYPE A)	LF	2,850	3.16	9,006.00
20	394074	PLACE HOT MIX ASPHALT DIKE (TYPE C)	LF	660	3.16	2,085.60

Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
21 (F)	510502	MINOR CONCRETE (MINOR STRUCTURE)	CY	8.5	2,654.31	22,561.64
22	560248	FURNISH SINGLE SHEET ALUMINUM SIGN (0.063"-UNFRAMED)	SQFT	27	16.22	437.94
23	560252	FURNISH SINGLE SHEET ALUMINUM SIGN (0.080"-FRAMED)	SQFT	80	18.56	1,484.80
24	566011	ROADSIDE SIGN - ONE POST	EA	1	339.56	339.56
25	568017	INSTALL ROADSIDE SIGN PANEL ON EXISTING POST	EA	4	99.53	398.12
26	820118	GUARD RAILING DELINEATOR	EA	32	48.01	1,536.32
27	832006	MIDWEST GUARDRAIL SYSTEM (STEEL POST)	LF	3,270	32.06	104,836.20
28	832070	VEGETATION CONTROL (MINOR CONCRETE)	SQYD	34,300	27.06	928,158.00
29	027068	HIGH TENSION CABLE BARRIER	LF	56,100	13.12	736,032.00
30	027069	HIGH TENSION CABLE BARRIER TERMINAL	EA	14	2,215.76	31,020.64
31	839543	TRANSITION RAILING (TYPE WB-31)	EA	6	4,434.25	26,605.50
32	027070	RECONSTRUCT TRANSITION RAILING (TYPE WB-31)	EA	1	4,003.35	4,003.35
33	839578	END CAP (TYPE TC)	EA	6	710.74	4,264.44
34	839581	END ANCHOR ASSEMBLY (TYPE SFT)	EA	8	1,490.57	11,924.56
35	839584	ALTERNATIVE IN-LINE TERMINAL SYSTEM	EA	7	4,308.96	30,162.72
36	839585	ALTERNATIVE FLARED TERMINAL SYSTEM	EA	7	3,917.87	27,425.09
37	860090	MAINTAINING EXISTING TRAFFIC MANAGEMENT SYSTEM ELEMENTS DURING CONSTRUCTION	LS	LUMP SUM	LUMP SUM	1,170.91
38	861503	MODIFY LIGHTING	LS	LUMP SUM	LUMP SUM	12,572.09
39	999990	MOBILIZATION	LS	LUMP SUM	LUMP SUM	291,644.00

TOTAL BID:

\$ 3,043,694

↑
\$3,043,694.70

B-4

RS

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
SUBCONTRACTOR LIST
 DES-05-0102.2 (REV 3/2011)

Bidder Name: Western Rim Constructors, Inc.

The bidder must identify each subcontractor performing work in an amount in excess of 1/2 of 1 percent of the total bid or \$10,000, whichever is greater (Pub Cont Code § 4100 et seq.). Complete columns 1 and 4 and submit with the bid. Complete columns 2 and 3 and submit with the bid or fax to (916) 227-6282 within 24 hours after the bid opening. Failure to provide complete information in columns 1 through 4 within the time specified will result in a nonresponsive bid.

Column 1: Business Name and Location	Column 2: Bid Item Nos.	Column 3: Percentage of Bid Item Subcontracted	Column 4: Description of Subcontracted Work
HYDROSPROUT ESCONDIDO CA	17	100	EROSION CONTROL (BFM)
SUTHERLIN CONTRACTING EL CASON CA. FMC	37	100	MAINTAIN EXISTING TRAFFIC MANAGEMENT SYSTEM MODIFY LIGHTING
	38	100	
HARRY + HARPER INC. SANTA ANA CA.	18	60	ASPHALT
	19	100	
	20	100	
MANERI TRAFFIC CONTROL TEMECULA CA.	2	100	CONST. AREA SIGNS, TRAFFIC CONTROL, TRAFFIC PLASTIC DRUM, TEMPORARY CRASH CUSHION MODULE, PORTABLE CHANGEABLE MESSAGE SIGN, SIGNAGE
	3	22	
	4	100	
	5	43	
	7	100	
	22	100	
	23	100	
24	100		
IN-LINE FENCE + RAILING CO RAMONA CA	25	100	MIDWEST GUARDRAIL SYSTEM
	26	100	
	27	100	
	31	100	
	32	100	
	33	100	
	34	100	
35	100		
36	100		

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Contract No. 11-406504

Bidder Name: Western Rim Constructors, Inc.

The bidder must identify each subcontractor performing work in an amount in excess of 1/2 of 1 percent of the total bid or \$10,000, whichever is greater (Pub Cont Code § 4100 et seq.). Complete columns 1 and 4 and submit with the bid. Complete columns 2 and 3 and submit with the bid or fax to (916) 227-6282 within 24 hours after the bid opening. Failure to provide complete information in columns 1 through 4 within the time specified will result in a nonresponsive bid.

Column 1: Business Name and Location	Column 2: Bid Item Nos.	Column 3: Percentage of Bid Item Subcontracted	Column 4: Description of Subcontracted Work
HYDROSPROUT ESCONDIDO CA	17	100	EROSION CONTROL (BFM)
SUTHERLIN CONTRACTING EL CASON CA. FMC	37 38	100 100	MAINTAIN EXISTING TRAFFIC MANAGEMENT SYSTEM MODIFY LIGHTING
HARRY + HARPER INC. SANTA ANA CA.	18 19 20	60 100 100	ASPHALT
MANERI TRAFFIC CONTROL TEMECULA CA.	2 3 4 5 7 22 23 24 25	100 22 100 43 100 100 100 100 100	CONST. AREA SIGNS, TRAFFIC CONTROL, TRAFFIC PLASTIC DRUM, TEMPORARY CRASH CUSHION MODULE, PORTABLE CHANGEABLE MESSAGE SIGN, SIGNAGE
IN-LINE FENCE + RAILING CO RAMONA CA	26 27 31 32 33 34 35 36	100 100 100 100 100 100 100 100	MIDWEST GUARDRAIL SYSTEM

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Contract No. 11-406504

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

Bidder Name: Westcoast Rim Constructors, Inc.

The bidder must identify each subcontractor performing work in an amount in excess of 1/2 of 1 percent of the total bid or \$10,000, whichever is greater (Pub Cont Code § 4100 et seq.). Complete columns 1 and 4 and submit with the bid. Complete columns 2 and 3 and submit with the bid or fax to (916) 227-6282 within 24 hours after the bid opening. Failure to provide complete information in columns 1 through 4 within the time specified will result in a nonresponsive bid.

Column 1: Business Name and Location
Column 2: Bid Item Nos.
Column 3: Percentage of Bid Item Subcontracted
Column 4: Description of Subcontracted Work

HYDROSPROUT ESCONDIDO CA	17	100	ERUSION CONTROL (BFM)
SUTHERLIN CONTRACTING EL CASON CA. FMC	37	100	MAINTAIN EXISTING TRAFFIC MANAGEMENT SYSTEM
	38	100	MODIFY LIGHTING
HARRY + HARPER INC. SANTA ANA CA.	18	60	ASPHALT
	19	100	
	20	100	
MANERI TRAFFIC CONTROL TEMECULA CA.	2	100	CONST. AREA SIGNS, TRAFFIC CONTROL, TRAFFIC PLASTIC DRUM, TEMPORARY CRASH CUSHION MODULE, PORTABLE CHANGEABLE MESSAGE SIGN, SIGNAGE
	3	22	
	4	100	
	5	43	
	7	100	
	22	100	
	23	100	
	24	100	
	25	100	
IN-LINE FENCE + RAILING CO RAMONA CA	26	100	MIDWEST GUARDRAIL SYSTEM
	27	100	
	31	100	
	32	100	
	33	100	
	34	100	
	35	100	
	36	100	

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SUBCONTRACTOR LIST

DES-OE-0102.2 (REV 3/2011)

Bidder Name: Western Rim Constructors, Inc.

The bidder must identify each subcontractor performing work in an amount in excess of 1/2 of 1 percent of the total bid or \$10,000, whichever is greater (Pub Cont Code § 4100 et seq.). Complete columns 1 and 4 and submit with the bid. Complete columns 2 and 3 and submit with the bid or fax to (916) 227-6282 within 24 hours after the bid opening. Failure to provide complete information in columns 1 through 4 within the time specified will result in a nonresponsive bid.

Column 1: Business
Name and LocationColumn 2: Bid
Item Nos.Column 3: Percentage
of Bid Item SubcontractedColumn 4: Description of
Subcontracted Work

HYDRO SPROUT
(ECONOMICO, CA)

EROSION CONTROL
(RFM)

SUTHERLAND
CONTRACTING
(EL CAJON, CA)

MAINTAIN EXISTING
TRAFFIC MANAGEMENT
SYSTEM; MODIFY LIGHTING

HARDY & HARPER
(SANTA ANA, CA)

ASPHALT

MANERI TRAFFIC
CONTROL
(TAMECULA, CA)

CONSTRUCTION AREA SIGNS;
TRAFFIC CONTROL; TRAFFIC
PLASTIC DRUM; TEMPORARY
CRASH CUSHION MODULE;
PORTABLE CHANGEABLE MESSAGE;
SIGNAGE

IN-LINE FENCE &
RAILING
(PAMONA, CA)

MIDWEST GUARDRAIL
SYSTEM

ADA Notice

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Contract No. 11-406504



To:	Caltrans	From:	Ray Byrom
CO.		Date:	2/13/14
Phone		Pages:	
FAX		Re:	Cal Trans 11-406504

XX Urgent
 XX For Review
 Please Comment
 XX Please Reply
 Original In Mail

Following is our Subcontractor Listing for Job 11-406504

I had to send it again because our fax machine is having problems.

Thank you
 Ray Byrom
 Western Rim Constructors, Inc
 760-489-4328

912 S. Andreasen Dr. Ste. 108 Escondido, CA 92029

(760) 489-4328

Fax (760) 489-4304



To:	Caltrans	From:	Ray Byrom
CO.		Date:	2/13/14
Phone		Pages:	
FAX		Re:	Cal Trans

Urgent **For Review** **Please Comment** **Please Reply** **Original In Mail**

Following is our Subcontractor Listing for Job 11-406504

I sent this in about an hour ago

Could you please call or fax me to let me know you received this fax

My phone is 760-489-4328 my fax is 760 - 489-4304

Thank you
 Ray Byrom
 Western Rim Constructors, Inc
 760-489-4328

912 S. Andreasen Dr. Ste. 108 Escondido, CA 92029

(760) 489-4328

Fax (760) 489-4304

ACTIVITY REPORT

TIME : 03/27/2014 20:47
 NAME : WRC
 FAX : 7604894304
 TEL :
 SER.# : BRDGBJ835200

NO.	DATE	TIME	FAX NO./NAME	DURATION	PAGE(S)	RESULT	COMMENT
#373	03/23	19:12	17607386855	18	01	OK	TX
#375	03/23	22:50	18587373101	03:38	05	OK	ECM
#376	03/23	22:54	16195620684	02:11	05	OK	ECM
#377	03/23	22:57	17607386855	02:08	05	OK	ECM
#374	03/23	23:00	16194294861	03:48	05	OK	ECM
#378	03/25	23:40	18585508694	23	01	OK	ECM
#379	03/26	00:40	13108089244	24	01	OK	ECM
#380	03/26	01:21	17709934059	00	00	OK	ECM
#381	03/26	01:22	19516776776	26	01	BUSY	TX
#382	03/26	01:23	16195963269	19	01	OK	TX
#383	03/26	01:24	17604328146	30	01	OK	ECM
#384	03/26	01:26	17709934059	00	00	OK	ECM
#385	03/26	01:26	17709934059	25	01	BUSY	TX
	03/26	19:28	8586797047	02:02	08	OK	ECM
#386	03/27	01:46	17607386855	16	01	OK	ECM
#387	03/27	03:31	19090253063	30	02	OK	ECM
#388	03/27	03:32	17604513335	33	02	OK	ECM
#389	03/27	03:33	17607477094	35	02	OK	ECM
#390	03/27	03:34	19515669477	30	02	OK	ECM
#391	03/27	03:35	17605972481	24	02	OK	ECM
#392	03/27	03:36	18586940428	40	02	OK	ECM
#393	03/27	03:38	17023205584	27	02	OK	TX
#394	03/27	03:38	18669534880	25	02	OK	ECM
#395	03/27	03:39	17604394629	32	02	OK	ECM
#396	03/27	03:40	18667919940	25	02	OK	ECM
#397	03/27	20:46	19162276202	22	01	OK	ECM

BUSY : BUSY/NO RESPONSE
 NG : POOR LINE CONDITION / OUT OF MEMORY
 CV : COVERPAGE
 POL : POLLING
 RET : RETRIEVAL

STATE OF CALIFORNIA • DEPARTMENT OF TRANSPORTATION
BIDDER'S BOND
DES-OE-0102.3 (REV 3/2008)

Contract No. 11-406504

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 ABOUT 5 MILES NORTH OF ESCONDIDO FROM 0.2 MILE NORTH OF DEER SPRINGS ROAD OVERCROSSING TO GOPHER CANYON ROAD UNDERCROSSING, CONTRACT NO. 11-406504, PROJECT ID NO. 1100020324
(Copy here the exact description of work, including location, as it appears on the proposal)

for which bids are to be opened at IRVINE, CA

on MARCH 27, 2014
(insert place where bids will be opened)
(insert date of bid opening)

NOW, THEREFORE, if the Principal is awarded the contract and, within the time and manner required under the specifications, after the prescribed forms are presented to him for signature, enters into a written contract, in the prescribed form, in accordance with the bid, and files two bonds with the Obligee, one to guarantee faithful performance (if specified in the contract) of the contract and the other to guarantee payment for labor and materials as provided by law, then this obligation shall be null and void; otherwise, it shall remain in full force.

In the event a suit is brought upon this bond by the Obligee and judgment is recovered, the Surety shall pay all costs incurred by the Obligee in such suit, including a reasonable attorney's fee to be fixed by the court.

Dated: MARCH 21, 20 14

WESTERN RIM CONSTRUCTORS, INC.

BY: [Signature]

RAY C. SAMUELSON, PRESIDENT

Principal

NORTH AMERICAN SPECIALTY INSURANCE COMPANY

By [Signature]
MARK D. IATAROLA, Attorney-in-Fact
Surety

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

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

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CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

County of San Diego }

On 3/21/14 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 [Signature]
Signature of Notary Public



Place Notary Seal Above

OPTIONAL

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

Description of Attached Document

Title or Type of Document: _____

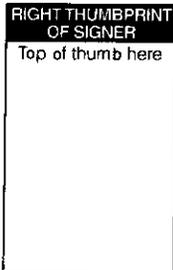
Document Date: _____ Number of Pages: _____

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____

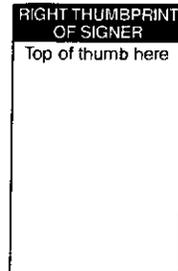
- Individual
- Corporate Officer — Title(s): _____
- Partner — Limited General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: _____



Signer Is Representing: _____

Signer's Name: _____

- Individual
- Corporate Officer — Title(s): _____
- Partner — Limited General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: _____



Signer Is Representing: _____

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

STATE OF CALIFORNIA

County of SAN DIEGO }

On 03/21/2014 before me, GLENDA J. GARDNER, NOTARY PUBLIC
Date Here Insert Name and Title of the Officer

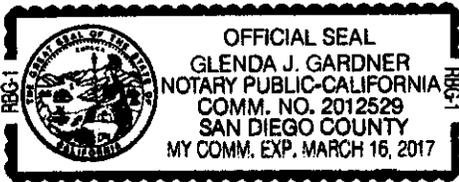
personally appeared MARK D. IATAROLA
Name(s) of Signer(s)

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 Glenda J Gardner
Signature of Notary Public



Place Notary Seal Above

OPTIONAL

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

Description of Attached Document

Title or Type of Document: _____

Document Date: _____ Number of Pages: _____

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: MARK D. IATAROLA

- Individual
- Corporate Officer — Title(s): _____
- Partner — Limited General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: _____

RIGHT THUMBPRINT OF SIGNER

Top of thumb here

Signer Is Representing: _____

Signer's Name: _____

- Individual
- Corporate Officer — Title(s): _____
- Partner — Limited General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: _____

RIGHT THUMBPRINT OF SIGNER

Top of thumb here

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. GARDNER, MARK D. IATAROLA and DEBORAH D. DAVIS

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:

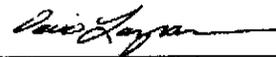
"RESOLVED, that any two of the Presidents, any Managing Director, any Senior Vice President, any Vice President, any Assistant Vice President, the Secretary or any Assistant Secretary be, and each or any of them hereby is authorized to execute a Power of Attorney qualifying the attorney named in the 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 
Steven P. Anderson, Senior Vice President of Washington International Insurance Company
& Senior Vice President of North American Specialty Insurance Company



By 
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 10th day of December, 2012.

**North American Specialty Insurance Company
Washington International Insurance Company**

State of Illinois
County of Cook ss:

On this 10th day of December, 2012, 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.




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 21st day of MARCH, 2014.


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

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: Western Rim Constructors, Inc. Contract No. 11 - 406504

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

Date: 3/27/14

Signature: 

ADA Notice For individuals with sensory disabilities, this document is available in alternate formats. For information call (916) 654-6410 or TDD (916) 654-3980 or write Records and Forms Management, 1120 N Street, MS-88, Sacramento, CA 95814.

SMALL BUSINESS STATUS

DES-OE-0102.4 (REV 3/2008)

CONTRACT NO. 11-406504

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? _____ No

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

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

CERTIFICATIONS

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.

NIA

DISCLOSURE OF LOBBYING ACTIVITIES

Approved by OMB

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

0348-0046

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: Congressional District, <i>if known</i> :	
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: _____ Print Name: _____ Title: _____ Telephone No.: _____ Date: _____	
		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

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?

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 nonresponsive 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 nonresponsive 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 nonresponsive 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

BA

CONTRACT NO. 11 - 406504

NAME OF BIDDER Western Rim Constructors, Inc.

BUSINESS P.O. BOX _____

CITY, STATE, ZIP _____

BUSINESS STREET ADDRESS 912 S Andreasen Dr. Ste. 108
(Include even if P.O. Box used)

CITY, STATE, ZIP Escandido, CA 92029

TELEPHONE NO: _____ AREA CODE (760) 489 4328

FAX NO: _____ AREA CODE (760) 489 4304

CONTRACTOR LICENSE NO. 798623

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

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)



DATE SIGNED (Do not type)

3/27/14

PRINTED NAME AND TITLE OF PERSON SIGNING

Ray C Samuelson, President

ADA Notice

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

BID ITEM LIST

Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
1	070030	LEAD COMPLIANCE PLAN	LS	LUMP SUM	LUMP SUM	29,27.28
2	120090	CONSTRUCTION AREA SIGNS	LS	LUMP SUM	LUMP SUM	8,055.88
3	120100	TRAFFIC CONTROL SYSTEM	LS	LUMP SUM	LUMP SUM	117,091.26
4	120199	TRAFFIC PLASTIC DRUM	EA	30	60.89	1,826.70
5	128651	PORTABLE CHANGEABLE MESSAGE SIGN (EA)	EA	2	4,917.83	9,835.66
6	129000	TEMPORARY RAILING (TYPE K)	LF	60,500	8.27	500,335.00
7	129100	TEMPORARY CRASH CUSHION MODULE	EA	70	210.70	14,753.20
8	130100	JOB SITE MANAGEMENT	LS	LUMP SUM	LUMP SUM	As 11,707.13
9	130200	PREPARE WATER POLLUTION CONTROL PROGRAM	LS	LUMP SUM	LUMP SUM	11,70.91
10	130620	TEMPORARY DRAINAGE INLET PROTECTION	EA	3	585.46	1,756.38
11	130710	TEMPORARY CONSTRUCTION ENTRANCE	EA	10	2,927.28	29,272.80
12	130900	TEMPORARY CONCRETE WASHOUT	LS	LUMP SUM	LUMP SUM	7,025.48
13	141120	TREATED WOOD WASTE	LB	10,400	As 2 0.30	3,120.00
14	150661	REMOVE GUARDRAIL	LF	830	15.81	13,122.30
15	150771	REMOVE ASPHALT CONCRETE DIKE	LF	3,570	1.89	6,747.30
16	200052	PRUNE EXISTING PLANTS	LS	LUMP SUM	LUMP SUM	3,512.74
17	210250	EROSION CONTROL (BONDED FIBER MATRIX) (SQFT)	SQFT	601,000	0.06	36,060.00
18	390136	MINOR HOT MIX ASPHALT	TON	170	162.96	27,703.20
19	394073	PLACE HOT MIX ASPHALT DIKE (TYPE A)	LF	2,850	3.16	9,006.00
20	394074	PLACE HOT MIX ASPHALT DIKE (TYPE C)	LF	660	3.16	2,085.60

B-4

Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
21 (F)	510502	MINOR CONCRETE (MINOR STRUCTURE)	CY	8.5	2,654.31	22,561.64
22	560248	FURNISH SINGLE SHEET ALUMINUM SIGN (0.063"-UNFRAMED)	SQFT	27	16.22	437.94
23	560252	FURNISH SINGLE SHEET ALUMINUM SIGN (0.080"-FRAMED)	SQFT	80	18.56	1,484.80
24	566011	ROADSIDE SIGN - ONE POST	EA	1	339.56	339.56
25	568017	INSTALL ROADSIDE SIGN PANEL ON EXISTING POST	EA	4	99.53	398.12
26	820118	GUARD RAILING DELINEATOR	EA	32	48.01	1,536.32
27	832006	MIDWEST GUARDRAIL SYSTEM (STEEL POST)	LF	3,270	32.06	104,836.20
28	832070	VEGETATION CONTROL (MINOR CONCRETE)	SQYD	34,300	27.06	928,158.00
29	027068	HIGH TENSION CABLE BARRIER	LF	56,100	13.12	736,032.00
30	027069	HIGH TENSION CABLE BARRIER TERMINAL	EA	14	2,215.70	31,020.64
31	839543	TRANSITION RAILING (TYPE WB-31)	EA	6	4,434.25	26,605.50
32	027070	RECONSTRUCT TRANSITION RAILING (TYPE WB-31)	EA	1	4,003.35	4,003.35
33	839578	END CAP (TYPE TC)	EA	6	710.74	4,264.44
34	839581	END ANCHOR ASSEMBLY (TYPE SFT)	EA	8	1,490.57	11,924.56
35	839584	ALTERNATIVE IN-LINE TERMINAL SYSTEM	EA	7	4,308.76	30,162.72
36	839585	ALTERNATIVE FLARED TERMINAL SYSTEM	EA	7	3,917.87	27,425.09
37	860090	MAINTAINING EXISTING TRAFFIC MANAGEMENT SYSTEM ELEMENTS DURING CONSTRUCTION	LS	LUMP SUM	LUMP SUM	1,170.91
38	861503	MODIFY LIGHTING	LS	LUMP SUM	LUMP SUM	12,572.69
39	999990	MOBILIZATION	LS	LUMP SUM	LUMP SUM	291,644.00

TOTAL BID:

\$ 3,043,694

↑

\$3,043,694.70

BS

Bidder Name: Western Rim Constructors, Inc.

The bidder must identify each subcontractor performing work in an amount in excess of 1/2 of 1 percent of the total bid or \$10,000, whichever is greater (Pub Cont Code § 4100 et seq.). Complete columns 1 and 4 and submit with the bid. Complete columns 2 and 3 and submit with the bid or fax to (916) 227-6282 within 24 hours after the bid opening. Failure to provide complete information in columns 1 through 4 within the time specified will result in a nonresponsive bid.

Column 1: Business Name and Location	Column 2: Bid Item Nos.	Column 3: Percentage of Bid Item Subcontracted	Column 4: Description of Subcontracted Work
HYDROSPROUT ESCONDIDO CA	17	100	EROSION CONTROL (BFM)
SUTHERLIN CONTRACTING EL CASON CA. FMC	37	100	MAINTAIN EXISTING TRAFFIC MANAGEMENT SYSTEM MODIFY LIGHTING
	38	100	
HARRY + HARPER INC. SANTA ANA CA.	18	60	ASPHALT
	19	100	
	20	100	
MANERI TRAFFIC CONTROL TEMECULA CA.	2	100	CONST. AREA SIGNS, TRAFFIC CONTROL, TRAFFIC PLASTIC DRUM, TEMPORARY CRASH CUSHION MODULE, PORTABLE CHANGEABLE MESSAGE SIGN, SIGNAGE
	3	22	
	4	100	
	5	43	
	7	100	
	22	100	
	23	100	
	24	100	
IN-LINE FENCE + RAILING CO RAMONA CA	25	100	MIDWEST GUARDRAIL SYSTEM
	26	100	
	27	100	
	31	100	
	32	100	
	33	100	
	34	100	
	35	100	
36	100		

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Contract No. 11-406504



To:	Caltrans	From:	Ray Byrom
CO.		Date:	2/13/14
Phone		Pages:	
FAX		Re:	Cal Trans 11-406504

Urgent
 For Review
 Please Comment
 Please Reply
 Original In Mail

Following is our Subcontractor Listing for Job 11-406504

I had to send it again because our fax machine is having problems.

Thank you
 Ray Byrom
 Western Rim Constructors, Inc
 760-489-4328

912 S. Andreasen Dr. Ste. 108 Escondido, CA 92029

(760) 489-4328

Fax (760) 489-4304



To:	Caltrans	From:	Ray Byrom
CO.		Date:	2/13/14
Phone		Pages:	
FAX		Re:	Cal Trans

XX Urgent **XX For Review** **Please Comment** **XX Please Reply** **Original In Mail**

Following is our Subcontractor Listing for Job 11-406504

I sent this in about an hour ago

Could you please call or fax me to let me know you received this fax

My phone is 760-489-4328 my fax is 760 - 489-4304

Thank you
 Ray Byrom
 Western Rim Constructors, Inc
 760-489-4328

912 S. Andreasen Dr. Ste. 108 Escondido, CA 92029 (760) 489-4328 Fax (760) 489-4304

Bidder Name: Western Rim Constructors, Inc.

The bidder must identify each subcontractor performing work in an amount in excess of 1/2 of 1 percent of the total bid or \$10,000, whichever is greater (Pub Cont Code § 4100 et seq.). Complete columns 1 and 4 and submit with the bid. Complete columns 2 and 3 and submit with the bid or fax to (916) 227-6282 within 24 hours after the bid opening. Failure to provide complete information in columns 1 through 4 within the time specified will result in a nonresponsive bid.

Column 1: Business Name and Location	Column 2: Bid Item Nos.	Column 3: Percentage of Bid Item Subcontracted	Column 4: Description of Subcontracted Work
HYDROSPROUT ESCONDIDO CA	17	100	EROSION CONTROL (BFM)
SUTHERLIN CONTRACTING EL CASON CA. <i>INC</i>	37 38	100 100	MAINTAIN EXISTING TRAFFIC MANAGEMENT SYSTEM MODIFY LIGHTING
HARRY + HARPER INC. SANTA ANA CA.	18 19 20	60 100 100	ASPHALT
MANERI TRAFFIC CONTROL TEMECULA CA.	2 3 4 5 7 22 23 24 25	100 22 100 43 100 100 100 100 100	CONST. AREA SIGNS, TRAFFIC CONTROL, TRAFFIC PLASTIC DRUM, TEMPORARY CRASH CUSHION MODULE, PORTABLE CHANGEABLE MESSAGE SIGN, SIGNAGE
IN-LINE FENCE + RAILING CO RAMONA CA	26 27 31 32 33 34 35 36	100 100 100 100 100 100 100 100	MIDWEST GUARDRAIL SYSTEM

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Contract No. 11-406504
5

ACTIVITY REPORT

TIME : 03/27/2014 20:47
 NAME : WRC
 FAX : 7604894304
 TEL :
 SER.# : BRDGBJ835200

NO.	DATE	TIME	FAX NO./NAME	DURATION	PAGE(S)	RESULT	COMMENT
#373	03/23	19:12	17607386855	18	01	OK	TX ECM
#375	03/23	22:50	18587373101	03:38	05	OK	TX ECM
#376	03/23	22:54	16195628684	02:11	05	OK	TX ECM
#377	03/23	22:57	17607386855	02:08	05	OK	TX ECM
#374	03/23	23:00	16194294861	03:48	05	OK	TX ECM
#378	03/25	23:40	18585588694	23	01	OK	TX ECM
#379	03/26	00:40	13108089244	24	01	OK	TX ECM
#380	03/26	01:21	17709934059	00	00	BUSY	TX ECM
#381	03/26	01:22	19516776776	26	01	OK	TX ECM
#382	03/26	01:23	16195963269	19	01	OK	TX ECM
#383	03/26	01:24	17604328146	30	01	OK	TX ECM
#384	03/26	01:26	17709934059	00	00	BUSY	TX ECM
#385	03/26	01:26	17709934059	25	01	OK	TX ECM
	03/26	19:28	8586797047	02:02	08	OK	RX ECM
#386	03/27	01:46	17607386855	16	01	OK	TX ECM
#387	03/27	03:31	19098253063	30	02	OK	TX ECM
#388	03/27	03:32	17604513335	33	02	OK	TX ECM
#389	03/27	03:33	17607477094	35	02	OK	TX ECM
#390	03/27	03:34	19515669477	30	02	OK	TX ECM
#391	03/27	03:35	17605972481	24	02	OK	TX ECM
#392	03/27	03:36	18586940428	40	02	OK	TX ECM
#393	03/27	03:38	17023206584	27	02	OK	TX ECM
#394	03/27	03:38	18669534880	25	02	OK	TX ECM
#395	03/27	03:39	17604394629	32	02	OK	TX ECM
#396	03/27	03:40	18667919940	25	02	OK	TX ECM
#397	03/27	20:46	19162276282	22	01	OK	TX ECM

BUSY : BUSY/NO RESPONSE
 NG : POOR LINE CONDITION / OUT OF MEMORY
 CV : COVERPAGE
 POL : POLLING
 RET : RETRIEVAL

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

Bidder Name: Western Rim Constructors, Inc.

The bidder must identify each subcontractor performing work in an amount in excess of 1/2 of 1 percent of the total bid or \$10,000, whichever is greater (Pub Cont Code § 4100 et seq.). Complete columns 1 and 4 and submit with the bid. Complete columns 2 and 3 and submit with the bid or fax to (916) 227-6282 within 24 hours after the bid opening. Failure to provide complete information in columns 1 through 4 within the time specified will result in a nonresponsive bid.

Column 1: Business Name and Location
 Column 2: Bid Item Nos.
 Column 3: Percentage of Bid Item Subcontracted
 Column 4: Description of Subcontracted Work

HYDROSPROUT ESCONDIDO CA	17	100	EROSION CONTROL (BEM)
SUTHERLIN CONTRACTING EL CASON CA. FMC	37	100	MAINTAIN EXISTING TRAFFIC MANAGEMENT SYSTEM
	38	100	MODIFY LIGHTING
HARRY + HARPER INC. SANTA ANA CA.	18	60	ASPHALT
	19	100	
	20	100	
MANERI TRAFFIC CONTROL TEMECULA CA.	2	100	CONST. AREA SIGNS, TRAFFIC CONTROL, TRAFFIC PLASTIC DRUM, TEMPORARY CRASH CUSHION MODULE, PORTABLE CHANGEABLE MESSAGE SIGN, SIGNAGE
	3	22	
	4	100	
	5	43	
	7	100	
	22	100	
	23	100	
	24	100	
	25	100	
IN-LINE FENCE + RAILING CO RAMONA CA	26	100	MIDWEST GUARDRAIL SYSTEM
	27	100	
	31	100	
	32	100	
	33	100	
	34	100	
	35	100	
	36	100	

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SUBCONTRACTOR LIST

DES-OE-0102.2 (REV 3/2011)

Bidder Name: Western Rim Constructors, Inc.

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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
HYDRO SPROUT (ESCONDIDO, CA)			EROSION CONTROL (BFM)
SUTHERLAND CONTRACTING (EL CAJON, CA)			MAINTAIN EXISTING TRAFFIC MANAGEMENT SYSTEM; MODIFY LIGHTING
HARDY & HARPER (SANTA ANA, CA)			ASPHALT
MANERI TRAFFIC CONTROL (TUCUMCULA, CA)			CONSTRUCTION AREA SIGNS; TRAFFIC CONTROL; TRAFFIC PLASTIC DRUM; TEMPORARY CRASH CUSHION MODULE; PORTABLE CHANGEABLE MESSAGE; SIGNAGE
IN-LINE FENCE & RAILING (PAMONA, CA)			MIDWEST GUARDRAIL SYSTEM

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Contract No. 11-406504

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 ABOUT 5 MILES NORTH OF ESCONDIDO FROM 0.2 MILE NORTH OF DEER SPRINGS ROAD OVERCROSSING TO
(Copy here the exact description of work, including location, as it appears on the proposal)

GOPHER CANYON ROAD UNDERCROSSING, CONTRACT NO. 11-406504, PROJECT ID NO. 1100020324

for which bids are to be opened at IRVINE, CA

(insert place where bids will be opened)

on MARCH 27, 2014

(insert date of bid opening)

NOW, THEREFORE, if the Principal is awarded the contract and, within the time and manner required under the specifications, after the prescribed forms are presented to him for signature, enters into a written contract, in the prescribed form, in accordance with the bid, and files two bonds with the Obligee, one to guarantee faithful performance (if specified in the contract) of the contract and the other to guarantee payment for labor and materials as provided by law, then this obligation shall be null and void; otherwise, it shall remain in full force.

In the event a suit is brought upon this bond by the Obligee and judgment is recovered, the Surety shall pay all costs incurred by the Obligee in such suit, including a reasonable attorney's fee to be fixed by the court.

Dated: MARCH 21, 2014

WESTERN RIM CONSTRUCTORS, INC.

BY: _____

RAY C. SAMUELSON, PRESIDENT

Principal

NORTH AMERICAN SPECIALTY INSURANCE COMPANY

By _____

MARK D. IATAROLA, Attorney-in-Fact

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

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

State of California

County of San Diego

On 3/21/14 before me, Sandra Roth, Notary Public

personally appeared Ray C Samuelson

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

Description of Attached Document

Title or Type of Document: _____

Document Date: _____ Number of Pages: _____

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____

- Individual
- Corporate Officer — Title(s): _____
- Partner — Limited General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: _____



Signer Is Representing: _____

Signer's Name: _____

- Individual
- Corporate Officer — Title(s): _____
- Partner — Limited General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: _____



Signer Is Representing: _____

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

STATE OF CALIFORNIA

County of SAN DIEGO }

On 03/21/2014 before me, GLENDA J. GARDNER, NOTARY PUBLIC
Date Here Insert Name and Title of the Officer

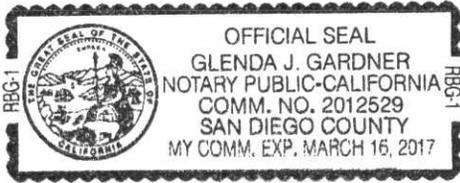
personally appeared MARK D. IATAROLA
Name(s) of Signer(s)

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 Glenda J Gardner
Signature of Notary Public



Place Notary Seal Above

OPTIONAL

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

Description of Attached Document

Title or Type of Document: _____

Document Date: _____ Number of Pages: _____

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: MARK D. IATAROLA

- Individual
- Corporate Officer — Title(s): _____
- Partner — Limited General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: _____



Signer Is Representing:

Signer's Name: _____

- Individual
- Corporate Officer — Title(s): _____
- Partner — Limited General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: _____



Signer Is Representing:

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.

NIA

DISCLOSURE OF LOBBYING ACTIVITIES

Approved by OMB

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

0348-0046

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: Congressional District, <i>if known</i> :	
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: _____ Print Name: _____ Title: _____ Telephone No.: _____ Date: _____	
Federal Use Only:	Authorized for Local Reproduction Standard Form - LLL (Rev. 7-97)	

EQUAL EMPLOYMENT OPPORTUNITY REGULATION CERTIFICATION

Bidder _____, 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

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?

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