

**Caltrans**

STATE OF CALIFORNIA  
DEPARTMENT OF TRANSPORTATION

# BID

FOR CONSTRUCTION ON STATE HIGHWAY IN SAN DIEGO COUNTY NEAR OCEANSIDE  
FROM COCKLEBURR OVERCROSSING TO THE SAN DIEGO COUNTY LINE

In District 11 On Route 5

Under

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*Notice to Bidders and Special Provisions* dated December 9, 2013

*Standard Specifications* dated 2010

Project plans approved November 4, 2013

*Standard Plans* dated 2010

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Identified by

Contract No. 11-406704

11-SD-5-R58.1/R72.4

Project ID 1100020342

Federal-Aid Project

ACNHPI-005-1(627)E

## Electronic Advertising Contract

Bids open Thursday, February 13, 2014



Dated December 9, 2013  
AADD

467

A 4

CONTRACT NO. 11 - 406704

NAME OF BIDDER Flatiron West, Inc.  
BUSINESS P.O. BOX 1770 La Costa Meadows Drive  
CITY, STATE, ZIP San Marcos, CA 92078  
BUSINESS STREET ADDRESS 1770 La Costa Meadows Drive  
(Include even if P.O. Box used)  
CITY, STATE, ZIP San Marcos, CA 92078  
TELEPHONE NO:            AREA CODE (760 ) 916-9100  
FAX NO:                    AREA CODE (760 ) 471-4860  
CONTRACTOR LICENSE NO. 772589

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*.

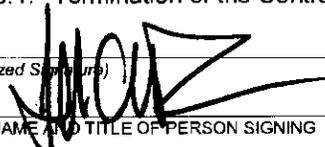
For a cost plus time based bid on a contract without a plant establishment period, Bidder additionally agrees to perform the work within the number of working days bid.

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, 2, 3, 4, 5
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)

4/10/2014

PRINTED NAME AND TITLE OF PERSON SIGNING

Jeffrey A. Turner, Vice President

**BID ITEM LIST**  
**11-406704**

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	5,000.00
2	080050	PROGRESS SCHEDULE (CRITICAL PATH METHOD)	LS	LUMP SUM	LUMP SUM	8,000.00
3	090100	TIME-RELATED OVERHEAD (WDAY)	WDAY	500	2,900.00	1,450,000.00
4	120090	CONSTRUCTION AREA SIGNS	LS	LUMP SUM	LUMP SUM	45,000.00
5	120100	TRAFFIC CONTROL SYSTEM	LS	LUMP SUM	LUMP SUM	1,125,000.00
6	120159	TEMPORARY TRAFFIC STRIPE (PAINT)	LF	153,000	0.70	107,100.00
7	120199	TRAFFIC PLASTIC DRUM	EA	400	16.50	6,600.00
8	120300	TEMPORARY PAVEMENT MARKER	EA	12,000	3.10	37,200.00
9	128651	PORTABLE CHANGEABLE MESSAGE SIGN (EA)	EA	6	6,000.00	36,000.00
10	129000	TEMPORARY RAILING (TYPE K)	LF	26,700	7.00	186,900.00
11	129100	TEMPORARY CRASH CUSHION MODULE	EA	700	145.00	101,500.00
12	026760	ARMORGUARD BARRIER SYSTEM	EA	4	195,000.00	780,000.00
13	130100	JOB SITE MANAGEMENT	LS	LUMP SUM	LUMP SUM	105,000.00
14	130300	PREPARE STORM WATER POLLUTION PREVENTION PLAN	LS	LUMP SUM	LUMP SUM	3,000.00
15	130330	STORM WATER ANNUAL REPORT	EA	3	2,000.00	6,000.00
16	130620	TEMPORARY DRAINAGE INLET PROTECTION	EA	63	270.00	17,010.00
17	130640	TEMPORARY FIBER ROLL	LF	21,000	3.10	65,100.00
18	130730	STREET SWEEPING	LS	LUMP SUM	LUMP SUM	185,000.00
19	130900	TEMPORARY CONCRETE WASHOUT	LS	LUMP SUM	LUMP SUM	162,000.00
20	141000	TEMPORARY FENCE (TYPE ESA)	LF	5,110	3.10	15,841.00

**BID ITEM LIST**  
**11-406704**

Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
21	141120	TREATED WOOD WASTE	LB	213,000	0.15	31,950.00
22	150662	REMOVE METAL BEAM GUARD RAILING	LF	18,600	8.00	148,800.00
23	150665	REMOVE SINGLE METAL BEAM BARRIER	LF	250	11.50	2,875.00
24	150667	REMOVE DOUBLE METAL BEAM BARRIER	LF	330	12.00	3,960.00
25	150711	REMOVE PAINTED TRAFFIC STRIPE	LF	243,000	0.50	121,500.00
26	150714	REMOVE THERMOPLASTIC TRAFFIC STRIPE	LF	25,500	0.50	12,750.00
27	150715	REMOVE THERMOPLASTIC PAVEMENT MARKING	SQFT	440	3.10	1,364.00
28	150771	REMOVE ASPHALT CONCRETE DIKE	LF	94,600	0.55	52,030.00
29	150847	REMOVE CONCRETE PAVEMENT AND BASE	CY	29,700	40.00	1,188,000.00
30	152390	RELOCATE ROADSIDE SIGN	EA	2	310.00	620.00
31	153103	COLD PLANE ASPHALT CONCRETE PAVEMENT	SQYD	162,000	2.95	477,900.00
32	153121	REMOVE CONCRETE (CY)	CY	30	300.00	9,000.00
33	156590	REMOVE CRASH CUSHION (SAND FILLED)	EA	11	105.00	1,155.00
34	160102	CLEARING AND GRUBBING (LS)	LS	LUMP SUM	LUMP SUM	12,500.00
35	170101	DEVELOP WATER SUPPLY	LS	LUMP SUM	LUMP SUM	48,000.00
36	190101	ROADWAY EXCAVATION	CY	27,600	47.00	1,297,200.00
37	198011	IMPORTED BORROW (TON)	TON	28,400	6.40	181,760.00
38	210250	EROSION CONTROL (BONDED FIBER MATRIX) (SQFT)	SQFT	454,000	0.20	90,800.00
39	260203	CLASS 2 AGGREGATE BASE (CY)	CY	6,440	25.00	161,000.00
40	280010	RAPID STRENGTH CONCRETE BASE	CY	8,140	243.00	1,978,020.00

**BID ITEM LIST**  
**11-406704**

Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
41	280015	LEAN CONCRETE BASE RAPID SETTING	CY	4,830	175.00 JAT 151.00	845,250.00 729,335.00 JAT
42	374002	ASPHALTIC EMULSION (FOG SEAL COAT)	TON	99	800.00	79,200.00
43	390131	HOT MIX ASPHALT	TON	56,300	75.00	4,222,500.00 4,222 JAT
44	390136	MINOR HOT MIX ASPHALT	TON	3,140	68.75	215,875.00
45	390137	RUBBERIZED HOT MIX ASPHALT (GAP GRADED)	TON	1,920	106.00 2 JAT	203,520.00
46	394050	RUMBLE STRIP	STA	1,020	21.00	21,420.00
47	026761	SHOULDER RUMBLE STRIP (AC, GROUND-IN INDENTATIONS)	STA	1,390	25.00	34,750.00
48	394073	PLACE HOT MIX ASPHALT DIKE (TYPE A)	LF	11,500	1.00	11,500.00
49	394074	PLACE HOT MIX ASPHALT DIKE (TYPE C)	LF	1,480	1.00	1,480.00
50	394075	PLACE HOT MIX ASPHALT DIKE (TYPE D)	LF	15,300	1.00	15,300.00
51	394076	PLACE HOT MIX ASPHALT DIKE (TYPE E)	LF	65,900	1.00	65,900.00
52	394077	PLACE HOT MIX ASPHALT DIKE (TYPE F)	LF	12,100	1.00	12,100.00
53	394090	PLACE HOT MIX ASPHALT (MISCELLANEOUS AREA)	SQYD	750	94.00	70,500.00
54	397005	TACK COAT	TON	110	835.00	91,850.00
55	401055	JOINTED PLAIN CONCRETE PAVEMENT (RSC)	CY	21,800	303.00	6,605,400.00
56	401083	SHOULDER RUMBLE STRIP (CONCRETE PAVEMENT, GROUND-IN INDENTATIONS)	STA	400	128.00	51,200.00
57	404093	SEAL ISOLATION JOINT	LF	44,000	11.00	484,000.00
58	BLANK				0.00	0.00
59	410095	DOWEL BAR (DRILL AND BOND)	EA	5,280	13.00	68,640.00
60	410103	DRILL HOLE (JACKING)	EA	310	205.00	63,550.00

**BID ITEM LIST  
11-406704**

Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
61	410107	GROUT (JACKING)	TON	78	1,450.00	113,100.00
62	411105	INDIVIDUAL SLAB REPLACEMENT (RSC)	CY	7,160	410.00	2,935,600.00
63	413113	REPAIR SPALLED JOINTS, POLYESTER GROUT	SQYD	700	710.00	497,000.00
64	413117	SEAL CONCRETE PAVEMENT JOINT (SILICONE)	LF	409,000	1.85	756,650.00
65	420201	GRIND EXISTING CONCRETE PAVEMENT	SQYD	65,900	4.00	263,600.00
66	510081	AGGREGATE BASE (APPROACH SLAB)	CY	72	310.00	22,320.00
67	510087	STRUCTURAL CONCRETE, APPROACH SLAB (TYPE R)	CY	711	850.00	604,350.00
68 (F)	510502	MINOR CONCRETE (MINOR STRUCTURE)	CY	92	2,000.00	184,000.00
69	510800	PAVING NOTCH EXTENSION	CF	141	72.00	10,152.00
70	511118	CLEAN EXPANSION JOINT	LF	362	34.00	12,308.00
71	519081	JOINT SEAL (MR 1/2")	LF	112	30.00	3,360.00
72	519091	JOINT SEAL (MR 1 1/2")	LF	760	62.00	47,120.00
73	519100	JOINT SEAL (MR 2")	LF	156	120.00	18,720.00
74	560248	FURNISH SINGLE SHEET ALUMINUM SIGN (0.063"-UNFRAMED)	SQFT	110	17.00	1,870.00
75	566011	ROADSIDE SIGN - ONE POST	EA	11	310.00	3,410.00
76	568017	INSTALL ROADSIDE SIGN PANEL ON EXISTING POST	EA	6	52.00	312.00
77	620100	18" ALTERNATIVE PIPE CULVERT	LF	1,250	93.00	116,250.00
78	620140	24" ALTERNATIVE PIPE CULVERT	LF	3,760	115.00	432,400.00
79	665117	18" BITUMINOUS COATED CORRUGATED STEEL PIPE (.079" THICK)	LF	7	680.00	4,760.00
80	665123	24" BITUMINOUS COATED CORRUGATED STEEL PIPE (.079" THICK)	LF	14	650.00	9,100.00

**BID ITEM LIST**  
**11-406704**

Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
81	680285	4" PLASTIC PIPE UNDERDRAIN	LF	650	40.00	26,000.00
82	026763	4" PERFORATED PLASTIC PIPE UNDERDRAIN	LF	15,700	15.00	235,500.00
83	026764	SYNTHETIC SUBSURFACE DRAINAGE LAYER	SQYD	22,200	17.00	377,400.00
84	700617	DRAINAGE INLET MARKER	EA	3	180.00	540.00
85	730070	DETECTABLE WARNING SURFACE	SQFT	100	26.00	2,600.00
86	731502	MINOR CONCRETE (MISCELLANEOUS CONSTRUCTION)	CY	37	600.00	22,200.00
87 (F)	750001	MISCELLANEOUS IRON AND STEEL	LB	14,825	2.00	29,650.00
88	820107	DELINEATOR (CLASS 1)	EA	260	52.00	13,520.00
89	820118	GUARD RAILING DELINEATOR	EA	4,160	13.00	54,080.00
90	832002	METAL BEAM GUARD RAILING (STEEL POST)	LF	17,800	20.25	360,450.00 <i>JAT 364-360,450.00</i>
91	839303	SINGLE THRIE BEAM BARRIER (STEEL POST)	LF	75	58.00	4,350.00
92	839312	DOUBLE THRIE BEAM BARRIER (STEEL POST)	LF	63	77.00	4,851.00
93	839540	TRANSITION RAILING (TYPE STB)	EA	5	3,330.00	16,650.00
94	839541	TRANSITION RAILING (TYPE WB)	EA	13	3,030.00	39,390.00
95	839542	TRANSITION RAILING (TYPE DTB)	EA	7	3,380.00	23,660.00
96	839581	END ANCHOR ASSEMBLY (TYPE SFT)	EA	26	640.00	16,640.00
97	839584	ALTERNATIVE IN-LINE TERMINAL SYSTEM	EA	1	3,000.00	3,000.00
98	839585	ALTERNATIVE FLARED TERMINAL SYSTEM	EA	31	2,250.00	69,750.00
99	026765	ALTERNATIVE CRASH CUSHION SYSTEM	EA	1	36,000.00	36,000.00
100	839701	CONCRETE BARRIER (TYPE 60)	LF	190	93.00	17,670.00

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**BID ITEM LIST**  
**11-406704**

Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
101	840516	THERMOPLASTIC PAVEMENT MARKING (ENHANCED WET NIGHT VISIBILITY)	SQFT	2,810	3.10	8,711.00
102	840655	PAINT TRAFFIC STRIPE (1-COAT)	LF	199,000	0.05	9,950.00
103	846001	4" THERMOPLASTIC TRAFFIC STRIPE (ENHANCED WET NIGHT VISIBILITY)	LF	318,000	0.25	79,500.00
104	846004	4" THERMOPLASTIC TRAFFIC STRIPE (ENHANCED WET NIGHT VISIBILITY) (BROKEN 17-7)	LF	2,800	1.00	2,800.00
105	846007	6" THERMOPLASTIC TRAFFIC STRIPE (ENHANCED WET NIGHT VISIBILITY)	LF	149,000	0.35	52,150.00
106	846009	8" THERMOPLASTIC TRAFFIC STRIPE (ENHANCED WET NIGHT VISIBILITY)	LF	11,500	0.90	10,350.00
107	846010	8" THERMOPLASTIC TRAFFIC STRIPE (ENHANCED WET NIGHT VISIBILITY) (BROKEN 12-3)	LF	2,200	0.55	1,210.00
108	026766	6" THERMOPLASTIC TRAFFIC STRIPE (ENHANCED WET NIGHT VISIBILITY) (BROKEN 36-12)	LF	450,000	0.30	135,000.00
109	850101	PAVEMENT MARKER (NON-REFLECTIVE)	EA	38,100	1.00	38,100.00
110	850111	PAVEMENT MARKER (RETROREFLECTIVE)	EA	15,600	3.00	46,800.00
111	860090	MAINTAINING EXISTING TRAFFIC MANAGEMENT SYSTEM ELEMENTS DURING CONSTRUCTION	LS	LUMP SUM	LUMP SUM	1,100.00
112	861204	WEIGH STATION BYPASS SYSTEM	LS	LUMP SUM	LUMP SUM	265,000.00
113	026767	PULL BOX	EA	10	650.00	6,500.00
114	BLANK				0.00	0.00
115	703233	GRATED LINE DRAIN	LF	20	160.00	3,200.00
116	707467	36" REINFORCED CONCRETE PIPE RISER	LF	5	300.00	1,500.00
117	999990	MOBILIZATION	LS	LUMP SUM	LUMP SUM	1,926,000.00

**TOTAL BID:**

\$ 33,410,524.00

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

Bidder Name: Flatiron West, 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
All American Asphalt Corona, CA	42	99%	Asphalt Paving and Related (Partial)
	43	99%	
	44	99%	
	45	99%	
	53	80%	
	54	99%	
All American Asphalt Corona, CA	28	99%	Cold Plane AC and Remove AC Dike and Related (Partial)
	31	97%	
A.C. Dike Co. Lincoln, CA	48	99%	AC Dike and Related (Partial)
	49	99%	
	50	99%	
	51	99%	
	52	99%	
Crown Fence Santa Fe Springs, CA	21	99%	MBGR and Related (Partial)
	22	99%	
	23	99%	
	24	99%	
	89	99%	
	90	99%	
	91	99%	
	92	99%	
	93	99%	
	94	99%	
	95	99%	
	96	99%	
	97	99%	
	98	99%	
	Pacific Coast Markings Phelan, CA	1	
6		99%	
8		99%	
25		99%	
26		99%	
27		99%	
101		99%	
102		99%	
103		99%	
104		99%	
105		99%	
106		99%	
107		99%	
108		99%	
Select Electric, Inc. Spring Valley, CA	109	99%	Electrical and Related (Partial)
	110	99%	
	111	99%	
	112	99%	
Harber Companies, Inc. San Bernardino, CA	113	99%	Grind Existing Concrete Pavement and Related (Partial)
	117	0.8%	
The Pressure Grout Company Hayward, CA	65	99%	Drill Hole and Slab Jacking and Related (Partial)
	60	99%	
Advanced Concrete Saw and Sealing, Inc. Mesa, AZ	61	99%	PCC Saw & Seal and Related (Partial)
	57	53%	
	64	99%	

**ADA Notice**

For individuals with sensory disabilities, this document is available in alternate formats. For information call (916) 654-8410 or TDD (916) 654-3880 or write Records and Forms Management, 1120 N Street, MS-89, Sacramento, CA 95814.

Contract No. 11-406704



















We Flatiron West, Inc.  
1770 La Costa Meadows Drive, San Marcos, CA 92078

as Principal, and

Liberty Mutual 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  
*(Copy here the exact description of work, including location, as it appears on the proposal)*  
NEAR OCEANSIDE FROM COCKLEBURR OVERCROSSING TO THE SAN DIEGO COUNTY LINE IN DISTRICT 11 ON ROUTE 5  
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 April 10, 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: April 3, 2014

Correspondence or claims relating to this bond should be sent to the surety at the following address: 450 Plymouth Road  
Suite 400  
Plymouth Meeting, PA 19462

Flatiron West, Inc.

Jeffrey A. Turner, \* Principal \* Vice President  
Liberty Mutual Insurance Company

By Mary R. McKee  
*(Signature)*  
Attorney-in-Fact

Mary R. McKee

**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.

Signature \_\_\_\_\_

Signature of Notary Public

(SEAL)

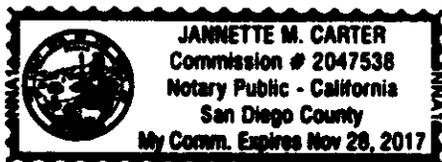
**CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT  
CIVIL CODE § 1189**

State of California

County of San Diego

On April 10, 2014 before me, Jannette M. Carter, Notary Public  
*Date Name and Title of the Officer*

personally appeared Jeffrey A. Tumer  
*Name(s) of Signer(s)*



*Place Notary Seal Above*

who proved to me on the basis of satisfactory evidence to be the person~~s~~ whose name~~s~~ is/~~is~~ 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: Jannette M. Carter  
*Signature of Notary Public*

**OPTIONAL**

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

**Description of Attached Document**

Title or Type of Document: Bidder's Bond Document Date: April 3, 2014

Number of Pages: \_\_\_\_\_ Signer(s) Other Than Named Above: \_\_\_\_\_

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

Signer's Name: Jeffrey A. Tumer Signer's Name: \_\_\_\_\_  
 Corporate Officer — Title(s): Vice President  Corporate Officer — Title(s): \_\_\_\_\_  
 Partner —  Limited  General  Partner —  Limited  General  
 Individual  Attorney in Fact  Individual  Attorney in Fact  
 Trustee  Guardian or Conservator  Trustee  Guardian or Conservator  
 Other: \_\_\_\_\_  Other: \_\_\_\_\_

Signer Is Representing: Flatiron West, Inc. Signer Is Representing: \_\_\_\_\_

**CORPORATE ACKNOWLEDGMENT**

Form 152

STATE OF NEW JERSEY

COUNTY OF BERGEN

On this 3rd day of April, 2014, before me personally came  
Mary R. McKee to me known, who, being by me duly sworn, did depose and  
say that she/he resides in Saddle Brook, NJ that she/he is the Attorney In Fact of  
Liberty Mutual Insurance Company the corporation described in and which executed the  
above instrument that she/he knows the seal of said corporation; that the seal affixed to  
said instrument is such corporate seal; that it was so affixed by order of the Board of  
Directors of said corporation, and that she/he signed her/his name thereto by like order.

(SEAL)



Esther Caban  
Notary Public for New Jersey  
My Commission Expires  
February 18, 2019



LIBERTY MUTUAL INSURANCE COMPANY  
**FINANCIAL STATEMENT — DECEMBER 31, 2013**

<b>Assets</b>	<b>Liabilities</b>
Cash and Bank Deposits..... \$1,118,180,550	Unearned Premiums..... \$5,940,431,054
*Bonds — U.S Government..... 1,888,225,943	Reserve for Claims and Claims Expense..... 17,305,063,560
*Other Bonds..... 12,039,490,815	Funds Held Under Reinsurance Treaties..... 212,659,311
*Stocks..... 9,030,962,112	Reserve for Dividends to Policyholders..... 1,226,236
Real Estate..... 251,301,907	Additional Statutory Reserve..... 63,348,980
Agents' Balances or Uncollected Premiums..... 4,781,042,931	Reserve for Commissions, Taxes and
Accrued Interest and Rents..... 149,855,386	Other Liabilities ..... <u>5,826,683,629</u>
Other Admitted Assets..... <u>15,216,749,451</u>	<b>Total ..... \$29,349,412,770</b>
<b>Total Admitted Assets..... <u>\$44,475,809,095</u></b>	Special Surplus Funds..... \$55,686,852
	Capital Stock..... 11,250,000
	Paid in Surplus..... 7,898,288,167
	Unassigned Surplus..... 7,161,171,306
	<b>Surplus to Policyholders ..... <u>15,126,396,325</u></b>
	<b>Total Liabilities and Surplus ..... <u>\$44,475,809,095</u></b>



\* Bonds are stated at amortized or investment value; Stocks at Association Market Values.  
 The foregoing financial information is taken from Liberty Mutual Insurance Company's financial statement filed with the state of Massachusetts Department of Insurance.

I, TIM MIKOLAJEWSKI, Assistant Secretary of Liberty Mutual Insurance Company, do hereby certify that the foregoing is a true, and correct statement of the Assets and Liabilities of said Corporation, as of December 31, 2013, to the best of my knowledge and belief.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Corporation at Seattle, Washington, this 20th day of March, 2014.

*T. Mikolajewski*

\_\_\_\_\_  
 Assistant Secretary

**THIS POWER OF ATTORNEY IS NOT VALID UNLESS IT IS PRINTED ON RED BACKGROUND.**

This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

Certificate No. 6423895

American Fire and Casualty Company  
The Ohio Casualty Insurance Company

Liberty Mutual Insurance Company  
West American Insurance Company

**POWER OF ATTORNEY**

KNOWN ALL PERSONS BY THESE PRESENTS: That American Fire & Casualty Company and The Ohio Casualty Insurance Company are corporations duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, Alice McLaughlin; Maria L. Spadaccini; Mary R. McKee; Nicholas F. Walsh; Sherryanne M. DePirro

all of the city of Woodcliff Lake, state of NJ each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 23rd day of January, 2014.

American Fire and Casualty Company  
The Ohio Casualty Insurance Company  
Liberty Mutual Insurance Company  
West American Insurance Company

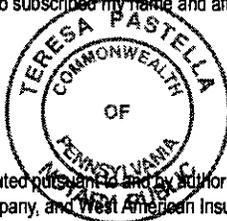
By: David M. Carey  
David M. Carey, Assistant Secretary



STATE OF PENNSYLVANIA ss  
COUNTY OF MONTGOMERY

On this 23rd day of January, 2014, before me personally appeared David M. Carey, who acknowledged himself to be the Assistant Secretary of American Fire and Casualty Company, Liberty Mutual Insurance Company, The Ohio Casualty Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at Plymouth Meeting, Pennsylvania, on the day and year first above written.



Notarial Seal  
Teresa Pastella, Notary Public  
Plymouth Twp., Montgomery County  
My Commission Expires March 28, 2017  
Member, Pennsylvania Association of Notaries

By: Teresa Pastella  
Teresa Pastella, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of American Fire and Casualty Company, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:

**ARTICLE IV - OFFICERS** - Section 12. Power of Attorney. Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

**ARTICLE XIII - Execution of Contracts - SECTION 5. Surety Bonds and Undertakings.** Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

**Certificate of Designation** - The President of the Company, acting pursuant to the Bylaws of the Company, authorizes David M. Carey, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

**Authorization** - By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Gregory W. Davenport, the undersigned, Assistant Secretary, of American Fire and Casualty Company, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 3rd day of April, 2014.



By: Gregory W. Davenport  
Gregory W. Davenport, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, currency rate, interest rate or residual value guarantees.

To confirm the validity of this Power of Attorney call 1-610-832-8240 between 9:00 am and 4:30 pm EST on any business day.

**OPT OUT OF PAYMENT ADJUSTMENTS FOR PRICE INDEX FLUCTUATIONS**

DES-OE-0102 12A (REV. 8/2012)

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

Bidder's Name: \_\_\_\_\_ Contract No. \_\_\_\_ - \_\_\_\_\_

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

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

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**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-69, Sacramento, CA 95814.

**SMALL BUSINESS STATUS**

DES-OE-0102.4 (REV 3/2008)

**CONTRACT NO. 11 - 406704**

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.

**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**

Approved by OMB

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

0348-0046

<p><b>1. Type of Federal Action:</b></p> <p><input type="checkbox"/> a. contract</p> <p>b. grant</p> <p>c. cooperative agreement</p> <p>d. loan</p> <p>e. loan guarantee</p> <p>f. loan insurance</p>	<p><b>2. Status of Federal Action:</b></p> <p><input type="checkbox"/> a. bid/offer/application</p> <p>b. initial award</p> <p>c. post-award</p>	<p><b>3. Report Type:</b></p> <p><input type="checkbox"/> a. initial</p> <p>b. material change</p> <p><b>For Material Change Only:</b></p> <p>year _____ quarter _____</p> <p>date of last report _____</p>
<p><b>4. Name and Address of Reporting Entity:</b></p> <p><input type="checkbox"/> Prime                      <input type="checkbox"/> Subawardee</p> <p>Tier _____, <i>if known</i></p> <p>Congressional District, <i>if known</i>:</p>	<p><b>5. If Reporting Entity in No. 4 is Subawardee Enter Name and Address of Prime:</b></p> <p>Congressional District, <i>if known</i>:</p>	
<p><b>6. Federal Department/Agency:</b></p>	<p><b>7. Federal Program Name/Description:</b></p> <p>CFDA Number, if applicable _____</p>	
<p><b>8. Federal Action Number, if known:</b></p>	<p><b>9. Award Amount, if known:</b></p> <p>\$ _____</p>	
<p><b>10 a. Name and Address of Lobby Registrant</b> <i>(if individual, last name, first name, MI):</i></p>	<p><b>b. Individuals Performing Services (including address if different from No. 10a)</b> <i>(last name, first name, MI):</i></p>	
<p><b>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.</b></p>	<p><b>Signature:</b> _____</p> <p><b>Print Name:</b> _____</p> <p><b>Title:</b> _____</p> <p><b>Telephone No.:</b> _____ <b>Date:</b> _____</p>	
<p><b>Federal Use Only:</b></p>		<p><b>Authorized for Local Reproduction Standard Form - LLL (Rev. 7-97)</b></p>

### **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: **\*Flatiron West, Inc.**

- 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

Jeffrey A. Turner, being first duly sworn, deposes and says that he or she is

Vice President of Flatiron West, 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