



County of San Diego

JOHN M. PELLEGRINO
DIRECTOR

DEPARTMENT OF PURCHASING AND CONTRACTING
5560 OVERLAND AVENUE, SUITE 270, SAN DIEGO, CALIFORNIA 92123-1204
Phone (858) 505-6367 Fax (858) 715-6452

August 11, 2014

NOTICE OF INTENT TO AWARD

REQUEST FOR BID (RFB) 6469 LAMAR STREET SLOPE REPAIRS

The County of San Diego evaluation of bids received in response to RFB 6469 has resulted in a revised list of bidders, see list.

Upon completion of a pre-award survey, the County intends to award a contract to:

SLS CONSTRUCTION CO.
10769 Woodside Avenue, # 202
Santee, CA 92123

REVISED LIST

Sierra Pacific West, Inc.
Wier Construction Corporation
Tri-Group Construction
Whillock Contracting, Inc.
New Century Construction, Inc.
Blue Pacific Engineering & Construction
DCXcavation Inc.

This notice shall remain posted for five business days, from August 11, 2014, through August 18, 2014, and no award will be made during this period.

If you have any questions, please contact Kristen Hill, Procurement Contracting Officer at (858) 505-6360, or by email at kristen.hill@sdcounty.ca.gov.

BIDDERS'S NAME:

2-2

PRICE: 2-3a

SUBS: 2-7

BB: 2-9

ESTIMATE: \$735,000 to \$775,000

\CB\ABSTRACT	OPENING DATE: 06/05/2014 at 2:00 P.M.
SOLICITATION NO. 6469	SUPPLIES OR SERVICES: LAMAR STREET SLOPE REPAIRS

OFFEROR/BIDDER	Total Bid	
JC BALDWIN	\$ 712,854.65	
DCXCAVATION, INC	1,329,468.00	
WIER CONSTRUCTION	835,519.00	
TRI-GROUP CONSTRUCTION	899,178.00	
BLUE PACIFIC ENG & CONS	999,785.00	
WHILLOCK CONTRACTING INC	956,565.83	
IO ENV & INFRASTRUCTURE, INC	561,398.00	
NEW CENTURY CONSTRUCTION, INC.	961,739.00	
SLC CONSTRUCTION INC	714,814.04	
SIERRA PACIFIC WEST, INC.	769,865.50	

BIDS TO DEPARTMENT:
DATE: _____

DISTRIBUTION:
___ FRONT DESK
___ PCO

___ SD DAILY TRANSCRIPT

DATE: 6/5/14

BID CLERK: *Spence delia*

BID OFFICER: *[Signature]*

Received _____

This abstract ONLY indicates the APPARENT low bidder. Conditions that may displace an apparent low bidder include, but are not limited to: math errors, conditioning of bid, mistake in bid, failing pre-award survey, and the bid being non-responsive.

Bids
Received

PART II

DOCUMENTS TO BE EXECUTED BY BIDDER

NOTE TO BIDDERS

The following required certifications must be included with the bid submittal at time of bid:

- Part V, Section 10, "Clean and Paint Steel Soldier Piling," states that Proof of certification under the SSPC QP Certification Program must be submitted with the Contractor's bid. Required certifications are SSPC-QP1 and SSPC-QP3.

STATE OF CALIFORNIA
COUNTY OF SAN DIEGO
PROPOSAL TO THE BOARD
FOR
LAMAR STREET SLOPE REPAIRS

ORACLE PROJECT NO. 1017998

RFB NO. 6469

Name of Bidder J.C. Baldwin Construction Co.
Business Address 2469 Impala Dr., Carlsbad CA 92010
Place of Residence _____

LOCATION

The work to be performed under this Contract is located in the vicinity of Spring Valley, County of San Diego, State of California.

Said work is to be performed in accordance with the Contract and the Special Provisions annexed hereto and including Addenda Nos. 1, and _____, and also in accordance with the Standard Specifications of the State of California, Department of Transportation, dated May 2006, the Amendments to said Standard Specifications contained in Part VI of these Contract Documents and the modifications to said Standard Specifications and said Amendments contained in Part VII of these Contract Documents.

The work to be done is shown on plans entitled:

PLANS FOR
CONSTRUCTION OF
LAMAR STREET SLOPE REPAIR
In the Vicinity of: Spring Valley
Net Length: 800 feet

Approved: May 2, 2014.



County of San Diego

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DEPARTMENT OF PURCHASING AND CONTRACTING
5560 OVERLAND AVENUE, SUITE 270, SAN DIEGO, CALIFORNIA 92123-1204
Phone (858) 505-6367 Fax (858) 715-6452

June 3, 2014

ADDENDUM No. 1

REQUEST FOR BID (RFB) 6469 LAMAR STREET SLOPE REPAIRS; ORACLE PROJECT No. 1017998

Addendum No. 1 forms a part of the contract documents and changes the original documents only in the manner and to the extent stated.

CHANGES:

1. Delete Typical Section Note 2 on plan sheet 8 of 11 and replace with the following:

“Clean all pile surfaces (top of pile to bottom of pile). Paint all pile surfaces with an undercoat of inorganic zinc coating (top of pile to bottom of pile). Paint pile with finish coats from top of pile to 5-ft min below bottom of lagging as shown on ‘Limits of Clean and Paint Steel Soldier Pile’.”

This addendum is required to be inserted in the Contract Documents by the bidder and acknowledged by the bidder on page 2-2 of the Proposal to the Board, at the time of submitting the bid.

If you have any questions, please contact Kristen Hill, Procurement Contracting Officer at (858) 505-6360, or by email at kristen.hill@sdcounty.ca.gov.

By signing this proposal on the signature portion hereof, the undersigned, as bidder, under penalty of perjury deposes and says: that the only persons or parties interested in this Proposal as Principals are those named herein; that the bidder has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with said proposal; that the undersigned has carefully examined the location of the proposed work, the annexed proposed form of Contract, and the Plans, Special Provisions and Specifications therein referred to; and the undersigned proposes, and agrees if this Proposal is accepted, that the undersigned will furnish the required Bonds and Contract with the Owner, in the form and copy of the Contract annexed hereto, to provide all necessary machinery, tools, apparatus and other means of construction, and to do all the work and furnish all the materials specified in the Contract, in the manner and time therein set forth, and that the undersigned will take in full payment therefor the following unit and lump sum prices, to wit:

BID SCHEDULE

(SharpeSoft #1017998)

ITEM NO.	DESCRIPTION	ESTIMATED QUANTITY	UNIT OF MEASURE	UNIT PRICE (IN FIGURES)	TOTAL (IN FIGURES)
1	PREPARE AND IMPLEMENT WATER POLLUTION CONTROL PROGRAM	LS	LS	LS	1,525.00
2	CONSTRUCTION SITE MANAGEMENT	LS	LS	LS	15,000.00
3	PROJECT IDENTIFICATION SIGN	1	EA	600.00	600.00
4	CLEARING AND GRUBBING	LS	LS	LS	15,000.00
5	MOBILIZATION	LS	LS	LS	17,500.00
6	ROADWAY EXCAVATION	461	CY	60.00	27,660.00
7	ASPHALT CONCRETE, TYPE B	93	TON	153.00	14,229.00
8	PLANE ASPHALT CONCRETE PAVEMENT	86	SY	20.00	1,720.00
9	PLACE ASPHALT CONCRETE DIKE, TYPE F	746	LF	6.30	4,699.80
10	AGGREGATE BASE, CLASS 2	213	CY	56.00	11,928.00
11	DISINTEGRATED GRANITE	93	CY	121.60	11,308.80
12	METAL BEAM GUARD RAILING	775	LF	29.83	23,118.25
13	REMOVE METAL BEAM GUARD RAILING	775	LF	9.20	7,130.00
14	GUARD RAIL DELINEATOR	24	EA	17.55	421.20
15	CHAIN LINK FENCE (H=4FT)	810	LF	25.56	20,703.60

Name of Bidder JE Baldwin Construction Co.

BID SCHEDULE (Continued)

(SharpeSoft #1017998)

ITEM NO.	DESCRIPTION	ESTIMATED QUANTITY	UNIT OF MEASURE	UNIT PRICE (IN FIGURES)	TOTAL (IN FIGURES)
16	STRUCTURE EXCAVATION (RETAINING WALL)	210	CY	125.00	26,250.00
17	FURNISH AND INSTALL STEEL SOLDIER PILING	1,712	LF	85.00	145,520.00
18	DRILLED HOLE FOR STEEL SOLDIER PILING	446	LF	70.00	31,220.00
19	DRILLED HOLE FOR STEEL SOLDIER PILING (ROCK SOCKET)	1,015	LF	60.00	60,900.00
20	CLEAN AND PAINT STEEL SOLDIER PILING	LS	LS	LS	46,828.00
21	TIMBER LAGGING	45	TFBM	1,971	88,695.00
22	CONCRETE BACKFILL (STEEL SOLDIER PILING)	118	CY	450.00	53,100.00
23	STRUCTURE BACKFILL (RETAINING WALL)	180	CY	100.00	18,000.00
24	TRAFFIC CONTROL	LS	LS	LS	9,250.00
25	TRENCH SAFETY AND SHORING OF EXCAVATIONS	LS	LS	LS	9,500.00
26	TEMPORARY CONCRETE WASHOUT (PORTABLE)	LS	LS	LS	1,950.00
27	TEMPORARY FIBER ROLL	1,200	LF	3.00	3,600.00
28	TEMPORARY GRAVEL BAG	300	EA	5.00	1,500.00
29	TEMPORARY INLET FILTER ROLL	60	LF	10.00	600.00
30	TEMPORARY SILT FENCE	800	LF	5.00	4,000.00
31	TEMPORARY COVER	150	SY	15.00	2,250.00
32	EROSION CONTROL (TYPE D)	554	SY	12.00	6,648.00
33	MOVE IN/MOVE OUT (EROSION CONTROL)	2	EA	5,000.00	10,000.00
34	BMP MAINTENANCE COST SHARING	500	DLR	1.00	500.00
35	FIELD ORDERS	20,000	DLR	1.00	20,000.00
				\$	712,854.65
				TOTAL BID	

Name of Bidder JC Baldwin Construction Co.

BID COMPARISON AND AWARD

If this Proposal shall be accepted and the undersigned shall fail to contract as aforesaid and to give in sums as stated in the Notice to Contractors Inviting Bids, both a faithful Performance Bond, and a Payment Bond as required by Chapter 5 (commencing at Section 3225) and Chapter 7 (commencing at Section 3247), Title 15, Part 4, Division 3, of the California Civil Code, with surety satisfactory to the Owner within the time specified in Section 3-1.03 of the Standard Specifications after the undersigned has received notice of the award of the Contract from the Owner and that the Contract is ready for signature, the Owner may, at its option, determine that the bidder has abandoned the Contract, and thereupon this Proposal and the acceptance thereof shall be null and void, and the forfeiture of the security accompanying this Proposal shall operate and the same shall be the property of the Owner.

Bids are required for the entire work. The amount of the bid for comparison purposes will be the Total Bid.

The bidder shall set forth for each item of work, in clearly legible figures, a unit price and a total for the item in the respective spaces provided for this purpose. In the case of unit basis items, the amount set forth under the "Total" column shall be the extension of the unit price bid on the basis of the estimated quantity for the item.

In case of discrepancy between the unit price and the total set forth for the item, the unit price shall prevail; provided, however, if the amount set forth as a unit price is ambiguous, unintelligible or uncertain for any cause, or is omitted, or in the case of unit basis items, is the same amount as the entry in the "Total" column, then the amount set forth in the "Total" column for the item shall prevail in accordance with the following:

1. As to lump sum items, the amount set forth in the "Total" column shall be the unit price.
2. As to unit basis items, the amount set forth in the "Total" column shall be divided by the estimated quantity for the item, and the price thus obtained shall be the unit price.

The quantities listed in the Proposal are approximate only. Payment for work done will be made at the contract unit prices bid as applied to the quantities actually constructed or installed.

Award of the Contract, if awarded, will be to the lowest responsible bidder, for the Total Bid, subject to the Owner's right to reject any or all bids and to waive any informality or irregularity in the bids or bidding. Bids in which the prices are obviously unbalanced may be rejected.

Award of the Contract, if awarded, will be made within seventy-five (75) calendar days from the date specified for the opening of bids.

PROHIBITED CONTRACTS

Section 67 of the San Diego County Administrative Code provides that the County shall not contract with, and shall reject any bid or proposal submitted by, the person or entities specified below, unless the Board of Supervisors finds that special circumstances exist which justify the approval of such contract:

- (a) Persons employed by the County or of public agencies for which the Board of Supervisors is the governing body;
- (b) Profit-making firms or businesses in which employees described in subsection (a) serve as officers, principals, partners, or major shareholders;
- (c) Persons who, within the immediately preceding twelve (12) months came within the provisions of subsection (a) and who (1) were employed in positions of substantial responsibility in the area of service to be performed by the contract, or (2) participated in any way in developing the contract or its service specifications; and
- (d) Profit-making firms or businesses in which the former employees described in subsection (c) serve as officers, principals, partners, or major shareholders.

With the affixing of a signature to your response to this solicitation, officer certifies that the above provisions of the Code have been complied with, and that any exception will cause any ensuing contract to be invalid.

DRUG AND ALCOHOL POLICY

It is the policy of the Board of Supervisors that in order to attain or maintain a contract with the County, each contractor shall agree that while any contractor or the contractor's employees are performing services for the County, or using County equipment, that the contractor or the contractor's employees:

- 1. Shall not in any way be impaired because of being under the influence of alcohol or a drug.
- 2. Shall not possess, consume, or be under the influence of alcohol and/or an illegal drug.
- 3. Shall not sell, offer, or provide alcohol or a drug to another person.

DEBARMENT AND SUSPENSION

Contractor certifies that it, its principals, its employees and its subcontractors:

- 1. Are not presently debarred, suspended, proposed for debarment, and declared ineligible or voluntarily excluded from covered transactions by any State or Federal Department or agency.
- 2. Have not within a 3-year period preceding this Contract been convicted of, or had a civil judgment rendered against them for, the commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or Local) transaction; violation of Federal or State anti-trust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property.
- 3. Are not presently indicted or otherwise criminally or civilly charged by a government entity (federal, State, or local) with commission of any of the offenses enumerated in the paragraph above; and
- 4. Have not within a 3-year period preceding this Contract had one or more public transactions (Federal, State, or Local) terminated for cause or default.

County of San Diego
Department of Purchasing and Contracting
REPRESENTATIONS AND CERTIFICATIONS

The following representations and certifications are to be completed, signed and returned with the offer.

1. NOT-FOR-PROFIT ORGANIZATIONS

Attach proof of status and omit Paragraph 3.

2. INTERLOCKING DIRECTORATE

In accordance with Board of Supervisors Policy A-79, if Offeror is a non-profit as indicated in paragraph 1 above, Offeror is required to identify any related for-profit subcontractors in which an interlocking directorate, management or ownership relationship exists. By submission of this offer, Offeror certifies it will not enter into a subcontract relationship with a related for-profit entity if Offeror is a non-profit entity. If Offeror is a non-profit and will be subcontracting with a related for-profit entity, Offeror must list the entity(ies) on an attached separate sheet listing them all and the contract must be approved by the Board of Supervisors

3. BUSINESS REPRESENTATION

3.1. REPRESENTATION AS DISABLED VETERANS BUSINESS ENTERPRISE

"Disabled Veterans Business Enterprise" means a business which is at least fifty-one (51%) owned and operated by one or more veterans with a service related disability as certified by Equal Opportunity Management Office (EOMO), California Department of General Services, Office of Small Business and members of Joint Agencies Contracting Opportunities (JACO), (California Military and Veterans code, Article 6, section 999).

This Offeror represents as a part of this offer that the ownership, operation and control of the business are in accordance with the specific definition in 3.1. I am currently certified by:

Certifying Government Agency: _____

Certification #: _____

4. CERTIFICATE REGARDING DEBARMENT, SUSPENSION AND RELATED MATTERS

Offeror hereby certifies to the best of its knowledge that neither it nor any of its officers:

- 4.1. Are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency; and
- 4.2. Have within a three (3) year period preceding this agreement been convicted of or had a civil judgment rendered against them for commission of fraud or criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property; and
- 4.3. Are presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State, or local) with the commission of any of the offenses enumerated in paragraph 4.2 of this certification; and

- 4.4. Have within a three (3) year period preceding this agreement had one or more public transactions (Federal, State or local) terminated for cause or default.
- 4.5. Are presently the target or subject of any investigation, accusation or charges by any Federal, State or local law enforcement, licensing or certification body and if they are, the appropriate information is included in the proposal, as requested in the Submittal Requirements.
- 4.6. Contractor will report in writing to the County Department of Purchasing and Contracting within five business days of knowing or have any reason to know any change in status as certified in the preceding paragraphs 4.1 through 4.5, and that occur prior to award (in the case of bids) and contract execution (in the case of negotiated procurements).
- 4.7. Offeror and its proposed subcontractors, agents and consultants have not previously contracted with the County to perform work on this project (e.g. preparing components of the statement of work or plans and specifications for this project). If Offeror or any of its subcontractors, agents or consultants, have previously contracted with the County to perform work on this project, Offeror shall identify those previous agreement(s) and submit that list along with the proposal.

5. CERTIFICATE OF CURRENT COST OR PRICING

This is to certify that, to the best of my knowledge and belief, cost and/or pricing data submitted with this offer, or specifically identified by reference if actual submission of the data is impracticable, is/are accurate, complete, and current as of the date signed below.

6. CERTIFICATE OF INDEPENDENT PRICING

By submission of this offer, each Offeror certifies, and in the case of a joint offers, each party thereto certifies as to its own organization, that in relation to this procurement:

- 6.1. The prices in this offer have been arrived at independently, without consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with other Offeror; with any competitor; or with any County employee(s) or consultant(s) involved in this or related procurements; and
 - 6.2. Unless otherwise required by law, the prices which have been quoted in this offer have not been knowingly disclosed by the Offeror and will not knowingly be disclosed by the Offeror prior to opening, in the case of a bid, or prior to award, in the case of a proposal, directly or indirectly to any other Offeror or to any competitor; and
 - 6.3. No attempt has been made or will be made by the Offeror to induce any other person or firm to submit or not to submit an offer for the purpose of restricting competition.
7. The Offeror understands that prior to receiving a contract award from the County, the Offeror must submit a completed IRS W-9 form to provide a Federal Tax ID number, or if not available, to provide a Social Security Number (SSN).

CERTIFICATION

The information furnished in Paragraphs 1 through 7 is certified to be factual and correct as of the date submitted and this certification is made under penalty of perjury under the laws of the State of California.

Name: Paul McKee

Title: President

Company/Organization: JC Baldwin Construction Co.

Signature: 

Date: 6/5/14

SUBMIT THIS FORM AS DIRECTED IN THE REQUEST FOR SOLICITATION DOCUMENTS OR WITH THE OFFER

DESIGNATION OF SUBCONTRACTORS

Set forth below is the full name and the location of the place of business of each Subcontractor whom the Bidder proposes to subcontract portions of the work in excess of one-half of one percent of the total bid, or, in the case of construction of streets or highways, including bridges, in excess of one-half of one percent of the total bid or \$10,000, whichever is greater, and the portion of the work which will be done by each Subcontractor for each subcontract.

The Bidder's attention is directed to the provision titled "Subcontracting" of the Special Provisions contained in these Contract Documents.

NOTE: The Bidder understands that if the Bidder fails to specify a Subcontractor for any portion of the work to be performed under the contract in excess of one-half of one percent of the bid, or, in the case of construction of streets or highways, including bridges, in excess of one-half of one percent of the bid or \$10,000, whichever is greater, the Bidder shall be deemed to have agreed to perform such portion, and that the Bidder shall not be permitted to sublet or subcontract that portion of the work except in cases of public emergency or necessity, and then only after a finding, reduced to writing as a public record of the Awarding Authority, setting forth the facts constituting the emergency or necessity in accordance with the provision of the Subletting and Subcontracting Fair Practices Act (Section 4100 et seq. of the California Public Contract Code).

Unless changed in the Special Provisions, at least 50 percent of the original contract price shall be performed by the Contractor's own organization.

The "Business Name and Address", and the "Portion of Work to be Contracted" that will be done by each subcontractor are required at the time of bid submittal. The remainder of the information shall be submitted **by all bidders within two business days** of bid opening by e-mail to the Procurement Contracting Officer listed as contact for this RFB.

If no Subcontractors are to be employed on the project, enter the word "NONE."

DESIGNATION OF SUBCONTRACTORS				
PORTION OF WORK TO BE SUBCONTRACTED		BUSINESS NAME AND ADDRESS	PERCENTAGE OF TOTAL CONTRACT	LICENSE NO.
BID SCHD & ITEM NO.	DESCRIPTION OF WORK (State if work includes only a portion of the bid item)			
1	Prepare & implement water Pollution Control Program	APPIAN UDDE SWAPP 5780 Olinda Rd. El Sobrante, CA 94803	.2%	024765
7, 8, 9&10	Asphalt	RAP Engineering, Inc. 420 Olive Ave. Vista, CA 92083	5%	A880905
12, 13, 14&15	Fence & Guardrail	Fence Corp. Inc. 111 Main St. Riverside, CA 92501	7%	886544

Name of Bidder JC Baldwin Construction Co. TOTAL % SUBCONTRACTED _____

FOR: LAMAR STREET SLOPE REPAIRS; ORACLE PROJECT NO. 1017998

Accompanying this proposal is Bidder's Bond
in amount equal to at least ten percent of total of the bid.
(NOTICE: Insert the words "cash (\$_____)," "cashier's check," "certified check," or "bidder's bond," as the case may be.)

The names of all persons interested in the foregoing proposal as principals are as follows:

IMPORTANT NOTICE *If bidder or other interested person is a corporation, state legal name of corporation, also names of the president, secretary, treasurer and manager thereof; if a copartnership, state true name of firm, also names of all individual copartners composing firm; if bidder or other interested person is an individual, state first and last names in full.*

JC Baldwin Construction Co.
Paul McKee - President
James Baldwin - Vice President
Denise Baldwin - Secretary

Licensed in accordance with an act providing for the registration of Contractors,

License No. 623091 Classification (s) A Exp. Date 7/31/15

Warning - If an addendum or addenda have been issued by the Department and not noted in the Proposal to the Board on page 2-2 as being received by the bidder, this Proposal may be rejected.

By my signature on this proposal I certify, under penalty of perjury under the laws of the State of California, that the foregoing questionnaire and statements of Public Contract Code Sections 10162, 10232 and 10285.1 are true and correct and that the bidder has complied with the requirements of Section 8103 of the Fair Employment and Housing Commission Regulations (Chapter 5, Title 2 of the California Administrative Code). By my signature on this proposal I further certify, under penalty of perjury under the laws of the State of California and the United States of America, that the Noncollusion Affidavit required by Title 23 United States Code, Section 112 and Public Contract Code Section 7106; and the Title 49 Code of Federal Regulations, Part 29 Debarment and Suspension Certification are true and correct.

I hereby certify, under penalty of perjury, that the foregoing proposal to the Board is true and correct.

(
(Paul McKee
(_____ Legal Name of Bidder
(
SIGN
(
HERE (by Paul McKee (SEAL)
(_____ Signature
(
(President
(_____ Title
(

NOTE: If bidder is a corporation, the legal name of the corporation shall be set forth above together with the signature of the officer or officers authorized to sign contracts on behalf of the corporation; if bidder is a copartnership, the true name of the firm shall be set forth above together with the signature of the partner or partners authorized to sign contracts in behalf of the copartnership; and if bidder is an individual, his signature shall be placed above. If signature is by an agent, other than an officer of a corporation or a member of a partnership, a Power of Attorney must be submitted with the bid; otherwise, the bid may be disregarded as irregular and unauthorized.

Business address 2469 Impala Dr., Carlsbad CA 92010

Telephone (760) 438-9275 Fax (760) 438-4963

E-Mail address info@jcbaldwin.com

Dated June 5th, 20 14, at Carlsbad, California.

BOND NO. _____

BIDDER'S BOND

KNOW ALL MEN BY THESE PRESENTS:

That we J.C. BALDWIN CONSTRUCTION COMPANY
as Principal, and NORTH AMERICAN SPECIALTY INSURANCE COMPANY

as Surety, are held and firmly bound unto the County of San Diego, a political subdivision of the State of California, hereinafter called the County, in the penal sum of TEN PERCENT (10%) OF THE TOTAL AMOUNT OF THE BID of the Principal above named, submitted by said Principal to the County for the work described below, for the payment of which sum in lawful money of the United States, well and truly to be made, we bind ourselves, our heirs, executors, administrators and successors, jointly and severally, firmly by these presents.

In no case shall the liability of the Surety hereunder exceed the sum of TEN PERCENT OF GREATER AMOUNT BID

THE CONDITION OF THIS OBLIGATION IS SUCH,

That whereas the Principal has submitted the above-mentioned bid to the County of San Diego for certain construction specifically described as follows, for which bids are to be opened on JUNE 5, 2014 for
DATE

LAMAR STREET SLOPE REPAIRS; ORACLE PROJECT NO. 1017998

NOW THEREFORE, if the aforesaid principal shall not withdraw said bid within the period specified therein after the opening of the same, or, if no period be specified, within sixty (60) days after said opening, and shall within the period specified therefor, or, if no period be specified, within ten (10) days after the prescribed forms are presented to him for signature, enter into a written contract with the County, in the prescribed form, in accordance with the bid as accepted, and file the two bonds with the County, one to guarantee faithful performance and the other to guarantee payment for labor and materials, as required by law, then this obligation shall be null and void; otherwise, it shall be and remain in full force and virtue.

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

IN WITNESS WHEREOF, We have hereunto set our hands and seals on this 29TH day of MAY A.D. 2014

BY: Mark D. Iatavola (SEAL) NORTH AMERICAN SPECIALTY INSURANCE COMPANY (SEAL)
Paul M. Kee (SEAL) J.C. BALDWIN CONSTRUCTION COMPANY (SEAL)
MARK D. IATAVOLA, ATTORNEY-IN-FACT (SEAL) BY PAUL MCKEE, PRESIDENT (SEAL)
Surety Principal

ATTORNEY-IN-FACT ACKNOWLEDGEMENT OF SURETY

STATE OF _____)
COUNTY OF _____) ss
On this _____ day of _____ in the year 20____ before me
appeared _____ a notary public in and for said County and State personally
known to me (or proved to me on the basis of satisfactory evidence) to
be the person whose name is subscribed to the within instrument as the attorney-in-fact of the _____ the
corporation named as Surety in said instrument, and acknowledged to me that he subscribed the name of said corporation thereto as
Surety, and his own name as attorney-in-fact.

NOTE: (a) Signature of those executing for _____
Surety must be properly acknowledged. Notary Public in and for the County of _____
(b) The Attorney-in-fact must attach _____
a certified copy of Power of Attorney. _____ State of California

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

STATE OF CALIFORNIA

County of SAN DIEGO }

On 5/29/2014 before me, MICHELLE M. BASUIL, NOTARY PUBLIC,
Date Here Insert Name and Title of the Officer

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

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



Place Notary Seal Above

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

Witness my hand and official seal.

Signature Michelle M. Basuil
Signature of Notary Public

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: BID BOND

Document Date: 5/29/2014 Number of Pages: 1

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: _____

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

State of California

County of San Diego

On 6/5/14 before me, Stacy Lynn Palchanis, Notary Public,

personally appeared Paul Mckee

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]

Place Notary Seal Above

Signature of Notary Public

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: _____

Corporate Officer — Title(s): _____

Individual

Partner — Limited General

Attorney in Fact

Trustee

Guardian or Conservator

Other: _____

Signer Is Representing: _____



Signer's Name: _____

Corporate Officer — Title(s): _____

Individual

Partner — Limited General

Attorney in Fact

Trustee

Guardian or Conservator

Other: _____

Signer Is Representing: _____



NAS SURETY GROUP

NORTH AMERICAN SPECIALTY INSURANCE COMPANY
WASHINGTON INTERNATIONAL INSURANCE COMPANY

GENERAL POWER OF ATTORNEY

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

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

GLEND A. J. ROONEY, and MARK D. IATAROLA

JOINTLY OR SEVERALLY

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

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

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

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

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



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



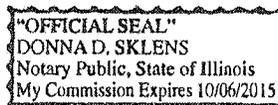
By [Signature] David M. Layman, Vice President of Washington International Insurance Company & Vice President of North American Specialty Insurance Company

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

North American Specialty Insurance Company
Washington International Insurance Company

State of Illinois
County of Cook ss:

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



[Signature] Donna D. Sklens, Notary Public

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

IN WITNESS WHEREOF, I have set my hand and affixed the seals of the Companies this 29th day of MAY, 2014.

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

DATE: 6/5/14

ORACLE PROJECT NO. 1017998

COUNTY OF SAN DIEGO
 BIDDER DVBE INFORMATION
 (Due within 2 business days of bid opening)

PROJECT TITLE: LAMAR STREET SLOPE REPAIRS

BIDDER: JC Baldwin Construction Co. BIDDER REPRESENTATIVE: Paul McKee

BID SCHED & ITEM NO.	DESCRIPTION OF WORK, SERVICE OR MATERIAL If not entire item indicate as portions of.	NAME OF CERTIFIED DVBE TO BE USED (PRIME, SUBCONTRACTOR OR VENDOR) AND ADDRESS, TELEPHONE, AND CERTIFICATION NUMBER	DOLLAR AMOUNT TO BE PAID THIS DVBE
TOTAL DOLLARS TO CERTIFIED DVBE (PRIME, SUBCONTRACTOR OR VENDOR)			\$

COMPUTATION OF UTILIZATION AND COMPARISON WITH THE DVBE PARTICIPATION

Disabled Veterans	<u>Total Amount to DVBE</u> x 100 = Percent of Utilization	3% *See DVBE and DVBE Participation information sections to determine if goal is required for this solicitation
	<u>0</u> x 100 = <u>0</u> %	

PART IIA

**DOCUMENTS TO BE EXECUTED AND SUBMITTED BY ALL
BIDDERS WHO FAIL TO MEET DVBE PARTICIPATION FOR PUBLIC WORK PROJECTS
ESTIMATED (BY THE COUNTY) TO BE BETWEEN \$500,000 AND \$1 MILLION**

**(SHALL BE SUBMITTED BY E-MAIL TO THE PROCUREMENT
CONTRACTING OFFICER LISTED AS CONTACT FOR THIS RFB
WITHIN TWO (2) BUSINESS DAYS
OF THE BID OPENING)**

(Bidders are cautioned that even if their BIDDER DVBE INFORMATION form (page 2-10) indicates the stated DVBE participation has been met, all bidders should still consider submitting Documentation of Good Faith Effort. Submittal of satisfactory Documentation of Good Faith Effort will protect eligibility for award of a contract in the event the County, in its review, finds that the stated DVBE participation has not been met.) These documents cannot be submitted in lieu of page 2-10, but may supplement page 2-10.

Next

Bid

STATE OF CALIFORNIA
COUNTY OF SAN DIEGO
PROPOSAL TO THE BOARD
FOR
LAMAR STREET SLOPE REPAIRS

ORACLE PROJECT NO. 1017998

RFB NO. 6469

Name of Bidder DC EXCAVATION INC.
Business Address 10641 PROSPECT AVE SANTEE, CA 92071
Place of Residence 10641 PROSPECT AVE SANTEE, CA 92071

LOCATION

The work to be performed under this Contract is located in the vicinity of Spring Valley, County of San Diego, State of California.

Said work is to be performed in accordance with the Contract and the Special Provisions annexed hereto and including Addenda Nos. 1, and ~~0~~, and also in accordance with the Standard Specifications of the State of California, Department of Transportation, dated May 2006, the Amendments to said Standard Specifications contained in Part VI of these Contract Documents and the modifications to said Standard Specifications and said Amendments contained in Part VII of these Contract Documents.

The work to be done is shown on plans entitled:

PLANS FOR
CONSTRUCTION OF
LAMAR STREET SLOPE REPAIR
In the Vicinity of: Spring Valley
Net Length: 800 feet

Approved: May 2, 2014.

By signing this proposal on the signature portion hereof, the undersigned, as bidder, under penalty of perjury deposes and says: that the only persons or parties interested in this Proposal as Principals are those named herein; that the bidder has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with said proposal; that the undersigned has carefully examined the location of the proposed work, the annexed proposed form of Contract, and the Plans, Special Provisions and Specifications therein referred to; and the undersigned proposes, and agrees if this Proposal is accepted, that the undersigned will furnish the required Bonds and Contract with the Owner, in the form and copy of the Contract annexed hereto, to provide all necessary machinery, tools, apparatus and other means of construction, and to do all the work and furnish all the materials specified in the Contract, in the manner and time therein set forth, and that the undersigned will take in full payment therefor the following unit and lump sum prices, to wit:

BID SCHEDULE

(SharpeSoft #1017998)

ITEM NO.	DESCRIPTION	ESTIMATED QUANTITY	UNIT OF MEASURE	UNIT PRICE (IN FIGURES)	TOTAL (IN FIGURES)
1	PREPARE AND IMPLEMENT WATER POLLUTION CONTROL PROGRAM	LS	LS	LS	6,478 -
2	CONSTRUCTION SITE MANAGEMENT	LS	LS	LS	117,685 -
3	PROJECT IDENTIFICATION SIGN	1	EA	574 -	574 -
4	CLEARING AND GRUBBING	LS	LS	LS	23,558 -
5	MOBILIZATION	LS	LS	LS	21,019 -
6	ROADWAY EXCAVATION	461	CY	1700	7,837 -
7	ASPHALT CONCRETE, TYPE B	93	TON	185 -	17,205 -
8	PLANE ASPHALT CONCRETE PAVEMENT	86	SY	29 -	2,494 -
9	PLACE ASPHALT CONCRETE DIKE, TYPE F	746	LF	11 -	8,206 -
10	AGGREGATE BASE, CLASS 2	213	CY	58 -	12,354 -
11	DISINTEGRATED GRANITE	93	CY	80 -	7,440 -
12	METAL BEAM GUARD RAILING	775	LF	32 -	24,800 -
13	REMOVE METAL BEAM GUARD RAILING	775	LF	10 -	7,750 -
14	GUARD RAIL DELINEATOR	24	EA	19 -	456 -
15	CHAIN LINK FENCE (H=4FT)	810	LF	32 -	25,920 -

Name of Bidder DECAVATION INC.

BID SCHEDULE (Continued)

(SharpeSoft #1017998)

ITEM NO.	DESCRIPTION	ESTIMATED QUANTITY	UNIT OF MEASURE	UNIT PRICE (IN FIGURES)	TOTAL (IN FIGURES)
16	STRUCTURE EXCAVATION (RETAINING WALL)	210	CY	43-	9030-
17	FURNISH AND INSTALL STEEL SOLDIER PILING	1,712	LF	118	202,016-
18	DRILLED HOLE FOR STEEL SOLDIER PILING	446	LF	54-	24,084
19	DRILLED HOLE FOR STEEL SOLDIER PILING (ROCK SOCKET)	1,015	LF	522-	529,830-
20	CLEAN AND PAINT STEEL SOLDIER PILING	LS	LS	LS	42,484-
21	TIMBER LAGGING	45	TFBM	1984-	89,280-
22	CONCRETE BACKFILL (STEEL SOLDIER PILING)	118	CY	457-	53,926
23	STRUCTURE BACKFILL (RETAINING WALL)	180	CY	144-	25,920-
24	TRAFFIC CONTROL	LS	LS	LS	26,237-
25	TRENCH SAFETY AND SHORING OF EXCAVATIONS	LS	LS	LS	1,722-
26	TEMPORARY CONCRETE WASHOUT (PORTABLE)	LS	LS	LS	5,681-
27	TEMPORARY FIBER ROLL	1,200	LF	4-	4,800-
28	TEMPORARY GRAVEL BAG	300	EA	3-	900-
29	TEMPORARY INLET FILTER ROLL	60	LF	11-	660-
30	TEMPORARY SILT FENCE	800	LF	4-	3,200
31	TEMPORARY COVER	150	SY	2-	300-
32	EROSION CONTROL (TYPE D)	554	SY	8-	4,432-
33	MOVE IN/MOVE OUT (EROSION CONTROL)	2	EA	345-	690-
34	BMP MAINTENANCE COST SHARING	500	DLR	1.00	500.00
35	FIELD ORDERS	20,000	DLR	1.00	20,000.00
TOTAL BID					1,329,468-

Name of Bidder DEXCAVATION INC.

BID COMPARISON AND AWARD

If this Proposal shall be accepted and the undersigned shall fail to contract as aforesaid and to give in sums as stated in the Notice to Contractors Inviting Bids, both a faithful Performance Bond, and a Payment Bond as required by Chapter 5 (commencing at Section 3225) and Chapter 7 (commencing at Section 3247), Title 15, Part 4, Division 3, of the California Civil Code, with surety satisfactory to the Owner within the time specified in Section 3-1.03 of the Standard Specifications after the undersigned has received notice of the award of the Contract from the Owner and that the Contract is ready for signature, the Owner may, at its option, determine that the bidder has abandoned the Contract, and thereupon this Proposal and the acceptance thereof shall be null and void, and the forfeiture of the security accompanying this Proposal shall operate and the same shall be the property of the Owner.

Bids are required for the entire work. The amount of the bid for comparison purposes will be the Total Bid.

The bidder shall set forth for each item of work, in clearly legible figures, a unit price and a total for the item in the respective spaces provided for this purpose. In the case of unit basis items, the amount set forth under the "Total" column shall be the extension of the unit price bid on the basis of the estimated quantity for the item.

In case of discrepancy between the unit price and the total set forth for the item, the unit price shall prevail; provided, however, if the amount set forth as a unit price is ambiguous, unintelligible or uncertain for any cause, or is omitted, or in the case of unit basis items, is the same amount as the entry in the "Total" column, then the amount set forth in the "Total" column for the item shall prevail in accordance with the following:

1. As to lump sum items, the amount set forth in the "Total" column shall be the unit price.
2. As to unit basis items, the amount set forth in the "Total" column shall be divided by the estimated quantity for the item, and the price thus obtained shall be the unit price.

The quantities listed in the Proposal are approximate only. Payment for work done will be made at the contract unit prices bid as applied to the quantities actually constructed or installed.

Award of the Contract, if awarded, will be to the lowest responsible bidder, for the Total Bid, subject to the Owner's right to reject any or all bids and to waive any informality or irregularity in the bids or bidding. Bids in which the prices are obviously unbalanced may be rejected.

Award of the Contract, if awarded, will be made within seventy-five (75) calendar days from the date specified for the opening of bids.

PROHIBITED CONTRACTS

Section 67 of the San Diego County Administrative Code provides that the County shall not contract with, and shall reject any bid or proposal submitted by, the person or entities specified below, unless the Board of Supervisors finds that special circumstances exist which justify the approval of such contract:

- (a) Persons employed by the County or of public agencies for which the Board of Supervisors is the governing body;
- (b) Profit-making firms or businesses in which employees described in subsection (a) serve as officers, principals, partners, or major shareholders;
- (c) Persons who, within the immediately preceding twelve (12) months came within the provisions of subsection (a) and who (1) were employed in positions of substantial responsibility in the area of service to be performed by the contract, or (2) participated in any way in developing the contract or its service specifications; and
- (d) Profit-making firms or businesses in which the former employees described in subsection (c) serve as officers, principals, partners, or major shareholders.

With the affixing of a signature to your response to this solicitation, officer certifies that the above provisions of the Code have been complied with, and that any exception will cause any ensuing contract to be invalid.

DRUG AND ALCOHOL POLICY

It is the policy of the Board of Supervisors that in order to attain or maintain a contract with the County, each contractor shall agree that while any contractor or the contractor's employees are performing services for the County, or using County equipment, that the contractor or the contractor's employees:

1. Shall not in any way be impaired because of being under the influence of alcohol or a drug.
2. Shall not possess, consume, or be under the influence of alcohol and/or an illegal drug.
3. Shall not sell, offer, or provide alcohol or a drug to another person.

DEBARMENT AND SUSPENSION

Contractor certifies that it, its principals, its employees and its subcontractors:

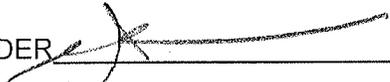
1. Are not presently debarred, suspended, proposed for debarment, and declared ineligible or voluntarily excluded from covered transactions by any State or Federal Department or agency.
2. Have not within a 3-year period preceding this Contract been convicted of, or had a civil judgment rendered against them for, the commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or Local) transaction; violation of Federal or State anti-trust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property.
3. Are not presently indicted or otherwise criminally or civilly charged by a government entity (federal, State, or local) with commission of any of the offenses enumerated in the paragraph above; and
4. Have not within a 3-year period preceding this Contract had one or more public transactions (Federal, State, or Local) terminated for cause or default.

NONCOLLUSION AFFIDAVIT TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID
(Title 23 United States Code Section 112 and
Public Contract Code Section 7106)

State of California)
) ss
)
County of San Diego)

In accordance with Title 23 United States Code Section 112 and Public Contract Code 7106, (Name) SONN MANOS, being first duly sworn, deposes and says that he or she is (Title) ESTIMATOR of (Company) DECAVATION 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 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.

I hereby certify, under penalty of perjury, that the foregoing statement is true and correct.

SIGNATURE OF BIDDER 
DATE 6-4-14

**County of San Diego
Department of Purchasing and Contracting
REPRESENTATIONS AND CERTIFICATIONS**

The following representations and certifications are to be completed, signed and returned with the offer.

1. NOT-FOR-PROFIT ORGANIZATIONS

Attach proof of status and omit Paragraph 3.

2. INTERLOCKING DIRECTORATE

In accordance with Board of Supervisors Policy A-79, if Offeror is a non-profit as indicated in paragraph 1 above, Offeror is required to identify any related for-profit subcontractors in which an interlocking directorate, management or ownership relationship exists. By submission of this offer, Offeror certifies it will not enter into a subcontract relationship with a related for-profit entity if Offeror is a non-profit entity. If Offeror is a non-profit and will be subcontracting with a related for-profit entity, Offeror must list the entity(ies) on an attached separate sheet listing them all and the contract must be approved by the Board of Supervisors

3. BUSINESS REPRESENTATION

3.1. REPRESENTATION AS DISABLED VETERANS BUSINESS ENTERPRISE

"Disabled Veterans Business Enterprise" means a business which is at least fifty-one (51%) owned and operated by one or more veterans with a service related disability as certified by Equal Opportunity Management Office (EOMO), California Department of General Services, Office of Small Business and members of Joint Agencies Contracting Opportunities (JACO), (California Military and Veterans code, Article 6, section 999).

This Offeror represents as a part of this offer that the ownership, operation and control of the business are in accordance with the specific definition in 3.1. I am currently certified by:

Certifying Government Agency: _____

Certification #: _____

4. CERTIFICATE REGARDING DEBARMENT, SUSPENSION AND RELATED MATTERS

Offeror hereby certifies to the best of its knowledge that neither it nor any of its officers:

- 4.1. Are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency; and
- 4.2. Have within a three (3) year period preceding this agreement been convicted of or had a civil judgment rendered against them for commission of fraud or criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property; and
- 4.3. Are presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State, or local) with the commission of any of the offenses enumerated in paragraph 4.2 of this certification; and

4.4. Have within a three (3) year period preceding this agreement had one or more public transactions (Federal, State or local) terminated for cause or default.

4.5. Are presently the target or subject of any investigation, accusation or charges by any Federal, State or local law enforcement, licensing or certification body and if they are, the appropriate information is included in the proposal, as requested in the Submittal Requirements.

4.6. Contractor will report in writing to the County Department of Purchasing and Contracting within five business days of knowing or have any reason to know any change in status as certified in the preceding paragraphs 4.1 through 4.5, and that occur prior to award (in the case of bids) and contract execution (in the case of negotiated procurements).

4.7. Offeror and its proposed subcontractors, agents and consultants have not previously contracted with the County to perform work on this project (e.g. preparing components of the statement of work or plans and specifications for this project). If Offeror or any of its subcontractors, agents or consultants, have previously contracted with the County to perform work on this project, Offeror shall identify those previous agreement(s) and submit that list along with the proposal.

5. CERTIFICATE OF CURRENT COST OR PRICING

This is to certify that, to the best of my knowledge and belief, cost and/or pricing data submitted with this offer, or specifically identified by reference if actual submission of the data is impracticable, is/are accurate, complete, and current as of the date signed below.

6. CERTIFICATE OF INDEPENDENT PRICING

By submission of this offer, each Offeror certifies, and in the case of a joint offers, each party thereto certifies as to its own organization, that in relation to this procurement:

6.1. The prices in this offer have been arrived at independently, without consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with other Offeror; with any competitor; or with any County employee(s) or consultant(s) involved in this or related procurements; and

6.2. Unless otherwise required by law, the prices which have been quoted in this offer have not been knowingly disclosed by the Offeror and will not knowingly be disclosed by the Offeror prior to opening, in the case of a bid, or prior to award, in the case of a proposal, directly or indirectly to any other Offeror or to any competitor; and

6.3. No attempt has been made or will be made by the Offeror to induce any other person or firm to submit or not to submit an offer for the purpose of restricting competition.

7. The Offeror understands that prior to receiving a contract award from the County, the Offeror must submit a completed IRS W-9 form to provide a Federal Tax ID number, or if not available, to provide a Social Security Number (SSN).

CERTIFICATION

The information furnished in Paragraphs 1 through 7 is certified to be factual and correct as of the date submitted and this certification is made under penalty of perjury under the laws of the State of California.

Name: JOAN MANOS

Title: SR. ESTIMATOR

Company/Organization: DEXCAVATION INC.

Signature: _____

Date: 6-4-14

SUBMIT THIS FORM AS DIRECTED IN THE REQUEST FOR SOLICITATION DOCUMENTS OR WITH THE OFFER

DESIGNATION OF SUBCONTRACTORS

Set forth below is the full name and the location of the place of business of each Subcontractor whom the Bidder proposes to subcontract portions of the work in excess of one-half of one percent of the total bid, or, in the case of construction of streets or highways, including bridges, in excess of one-half of one percent of the total bid or \$10,000, whichever is greater, and the portion of the work which will be done by each Subcontractor for each subcontract.

The Bidder's attention is directed to the provision titled "Subcontracting" of the Special Provisions contained in these Contract Documents.

NOTE: The Bidder understands that if the Bidder fails to specify a Subcontractor for any portion of the work to be performed under the contract in excess of one-half of one percent of the bid, or, in the case of construction of streets or highways, including bridges, in excess of one-half of one percent of the bid or \$10,000, whichever is greater, the Bidder shall be deemed to have agreed to perform such portion, and that the Bidder shall not be permitted to sublet or subcontract that portion of the work except in cases of public emergency or necessity, and then only after a finding, reduced to writing as a public record of the Awarding Authority, setting forth the facts constituting the emergency or necessity in accordance with the provision of the Subletting and Subcontracting Fair Practices Act (Section 4100 et seq. of the California Public Contract Code).

Unless changed in the Special Provisions, at least 50 percent of the original contract price shall be performed by the Contractor's own organization.

The "Business Name and Address", and the "Portion of Work to be Contracted" that will be done by each subcontractor are required at the time of bid submittal. The remainder of the information shall be submitted by all bidders within two business days of bid opening by e-mail to the Procurement Contracting Officer listed as contact for this RFB.

If no Subcontractors are to be employed on the project, enter the word "NONE."

DESIGNATION OF SUBCONTRACTORS				
PORTION OF WORK TO BE SUBCONTRACTED		BUSINESS NAME AND ADDRESS	PERCENTAGE OF TOTAL CONTRACT	LICENSE NO.
BID SCHD & ITEM NO.	DESCRIPTION OF WORK (State if work includes only a portion of the bid item)			
7	ASPHALT TYPE B	HANKINS COAST INC 1315 WALNUT ST RAMONA, CA 92065	1.11	916516
8	PLANE ASPHALT	↓	.08	↓
9	ASPHALT DIKE TYPE F	↓	.58	↓

Name of Bidder DECAUTION INC TOTAL % SUBCONTRACTED 1.76

DESIGNATION OF SUBCONTRACTORS

DESIGNATION OF SUBCONTRACTORS					
PORTION OF WORK TO BE SUBCONTRACTED		BUSINESS NAME AND ADDRESS	PERCENTAGE OF TOTAL CONTRACT	LICENSE NO.	
BID SCHD & ITEM NO.	DESCRIPTION OF WORK (State if work includes only a portion of the bid item)				
12	METAL BEAM RAILING	ATLAS FENCE 19452 RIVERDALE LN	1.74	176374	
14	GUARD RAIL DELINEATOR	CANA VISTA CA 91911	.03		
15	CHAIN LINK FENCE 4'	↓ ↓	1.82	↓ ↓	
18	NOWELL DRILLING INC	2579 E 67TH ST LONG BEACH	1.19	413585	
19	↓ ↓	CALIF. 90805	22.14	↓ ↓	
21	TIMBER LAGGING	ALL FORCES SUPPLY 19452 RIVERDALE LN MUNTINGTON BEACH CA 92648	4.12	934726	↓

Name of Bidder DEXCAVATION INC. TOTAL % SUBCONTRACTED 31.03 %

FOR: LAMAR STREET SLOPE REPAIRS; ORACLE PROJECT NO. 1017998

Accompanying this proposal is BIDDER'S BOND
in amount equal to at least ten percent of total of the bid.
(NOTICE: Insert the words "cash (\$ _____)," "cashier's check," "certified check," or "bidder's bond," as the case may be.)

The names of all persons interested in the foregoing proposal as principals are as follows:

IMPORTANT NOTICE If bidder or other interested person is a corporation, state legal name of corporation, also names of the president, secretary, treasurer and manager thereof; if a copartnership, state true name of firm, also names of all individual copartners composing firm; if bidder or other interested person is an individual, state first and last names in full.
DCXCAVATION INC.

SHAWNA FAUBEL, PRESIDENT

DENNIS CUSHMAN, VICE PRESIDENT

Licensed in accordance with an act providing for the registration of Contractors,

License No 838947 Classification (s) A Exp. Date MAY 4, 2016

Warning - If an addendum or addenda have been issued by the Department and not noted in the Proposal to the Board on page 2-2 as being received by the bidder, this Proposal may be rejected.

By my signature on this proposal I certify, under penalty of perjury under the laws of the State of California, that the foregoing questionnaire and statements of Public Contract Code Sections 10162, 10232 and 10285.1 are true and correct and that the bidder has complied with the requirements of Section 8103 of the Fair Employment and Housing Commission Regulations (Chapter 5, Title 2 of the California Administrative Code). By my signature on this proposal I further certify, under penalty of perjury under the laws of the State of California and the United States of America, that the Noncollusion Affidavit required by Title 23 United States Code, Section 112 and Public Contract Code Section 7106; and the Title 49 Code of Federal Regulations, Part 29 Debarment and Suspension Certification are true and correct.

I hereby certify, under penalty of perjury, that the foregoing proposal to the Board is true and correct.

SIGN
HERE
(by DCXCAVATION INC Legal Name of Bidder
Dennis Cushman Signature (SEAL)
VICE PRESIDENT Title

NOTE: If bidder is a corporation, the legal name of the corporation shall be set forth above together with the signature of the officer or officers authorized to sign contracts on behalf of the corporation; if bidder is a copartnership, the true name of the firm shall be set forth above together with the signature of the partner or partners authorized to sign contracts in behalf of the copartnership; and if bidder is an individual, his signature shall be placed above. If signature is by an agent, other than an officer of a corporation or a member of a partnership, a Power of Attorney must be submitted with the bid; otherwise, the bid may be disregarded as irregular and unauthorized.

Business address 10641 PROSPECT AVE SANTEE CA 92071

Telephone (619) 312-1550 Fax (619) 312-1552

E-Mail address JOHN@DCXCAVATION.COM

Dated JUNE 4, 2014, at SANTEE, California.

BIDDER'S BOND

KNOW ALL MEN BY THESE PRESENTS:

That we DCXcavation, Inc.

as Principal and International Fidelity Insurance Company

as Surety, are held and firmly bound unto the County of San Diego, a political subdivision of the State of California, hereinafter called the County, in the penal sum of TEN PERCENT (10%) OF THE TOTAL AMOUNT OF THE BID of the Principal above named, submitted by said Principal to the County for the work described below, for the payment of which sum in lawful money of the United States, well and truly to be made, we bind ourselves, our heirs, executors, administrators and successors, jointly and severally, firmly by these presents.

In no case shall the liability of the Surety hereunder exceed the sum of Ten Percent of the Amount Bid

THE CONDITION OF THIS OBLIGATION IS SUCH,

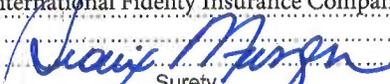
That whereas the Principal has submitted the above-mentioned bid to the County of San Diego for certain construction specifically described as follows, for which bids are to be opened on 6/5/2014 for
DATE

LAMAR STREET SLOPE REPAIRS; ORACLE PROJECT NO. 1017998

NOW THEREFORE, if the aforesaid principal shall not withdraw said bid within the period specified therein after the opening of the same, or, if no period be specified, within sixty (60) days after said opening, and shall within the period specified therefor, or, if no period be specified, within ten (10) days after the prescribed forms are presented to him for signature, enter into a written contract with the County, in the prescribed form, in accordance with the bid as accepted, and file the two bonds with the County, one to guarantee faithful performance and the other to guarantee payment for labor and materials, as required by law, then this obligation shall be null and void; otherwise, it shall be and remain in full force and virtue.

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

IN WITNESS WHEREOF, We have hereunto set our hands and seals on this 4th day of June A.D. 2014.

International Fidelity Insurance Company	(SEAL)	DCXcavation, Inc.	(SEAL)
	(SEAL)		(SEAL)
Surety		Principal	
Sioux Munyon, Attorney-In-Fact			

ATTORNEY-IN-FACT ACKNOWLEDGEMENT OF SURETY

STATE OF)
 SEE ATTACHED) ss
 COUNTY OF)
 On this day of in the year 20..... before me
 a notary public in and for said County and State personally
 appeared known to me (or proved to me on the basis of satisfactory evidence) to
 be the person whose name is subscribed to the within instrument as the attorney-in-fact of the the
 corporation named as Surety in said instrument, and acknowledged to me that he subscribed the name of said corporation thereto as
 Surety, and his own name as attorney-in-fact.

NOTE: (a) Signature of those executing for
 Surety must be properly acknowledged. Notary Public In and for the County of
 (b) The Attorney-in-fact must attach
 a certified copy of Power of Attorney. State of California

California All-Purpose Acknowledgment

State of California }
County of San Diego } s.s.

On JUNE 4, 2014 before me, Kimberley C. Miller, Notary Public,
Name of Notary Public, Title

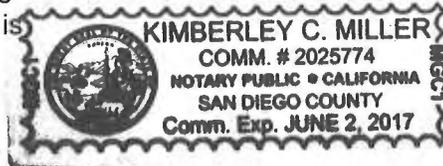
personally appeared Sioux Munyon
Name of Signer (1)

Name of Signer (2)
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.

Kimberley C. Miller
Signature of Notary Public



Seal

OPTIONAL INFORMATION

Although the information in this section is not required by law, it could prevent fraudulent removal and reattachment of this acknowledgment to an unauthorized document and may prove useful to persons relying on the attached document.

Description of Attached Document

The preceding Certificate of Acknowledgment is attached to a document titled/for the purpose of _____

containing _____ pages, and dated _____.

The signer(s) capacity or authority is/are as:

- Individual(s)
 Attorney-in-fact
 Corporate Officer(s) _____
(Title(s))

- Guardian/Conservator
 Partner - Limited/General
 Trustee(s)
 Other: _____

representing: _____
Name(s) of Person(s) Entity(ies) Signer is Representing

Additional Information

Method of Signer Identification

Proved to me on the basis of satisfactory evidence:

- form(s) of identification credible witness(es)

Notarial event is detailed in notary journal on:

Page # _____ Entry # _____

Notary contact: _____

Other

- Additional Signer Signer(s) Thumbprints(s)

POWER OF ATTORNEY

INTERNATIONAL FIDELITY INSURANCE COMPANY ALLEGHENY CASUALTY COMPANY

ONE NEWARK CENTER, 20TH FLOOR NEWARK, NEW JERSEY 07102-5207

KNOW ALL MEN BY THESE PRESENTS: That INTERNATIONAL FIDELITY INSURANCE COMPANY, a corporation organized and existing under the laws of the State of New Jersey, and ALLEGHENY CASUALTY COMPANY a corporation organized and existing under the laws of the State of Pennsylvania, having their principal office in the City of Newark, New Jersey, do hereby constitute and appoint

SIoux MUNYON

Lakeside, CA.

their true and lawful attorney(s)-in-fact to execute, seal and deliver for and on its behalf as surety, any and all bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof, which are or may be allowed, required or permitted by law, statute, rule, regulation, contract or otherwise, and the execution of such instrument(s) in pursuance of these presents, shall be as binding upon the said INTERNATIONAL FIDELITY INSURANCE COMPANY and ALLEGHENY CASUALTY COMPANY, as fully and amply, to all intents and purposes, as if the same had been duly executed and acknowledged by their regularly elected officers at their principal offices.

This Power of Attorney is executed, and may be revoked, pursuant to and by authority of the By-Laws of INTERNATIONAL FIDELITY INSURANCE COMPANY and ALLEGHENY CASUALTY COMPANY and is granted under and by authority of the following resolution adopted by the Board of Directors of INTERNATIONAL FIDELITY INSURANCE COMPANY at a meeting duly held on the 20th day of July, 2010 and by the Board of Directors of ALLEGHENY CASUALTY COMPANY at a meeting duly held on the 15th day of August, 2000:

"RESOLVED, that (1) the President, Vice President, or Secretary of the Corporation shall have the power to appoint, and to revoke the appointments of, Attorneys-in-Fact or agents with power and authority as defined or limited in their respective powers of attorney, and to execute on behalf of the Corporation and affix the Corporation's seal thereto, bonds, undertakings, recognizances, contracts of indemnity and other written obligations in the nature thereof or related thereto; and (2) any such Officers of the Corporation may appoint and revoke the appointments of joint-control custodians, agents for acceptance of process, and Attorneys-in-fact with authority to execute waivers and consents on behalf of the Corporation; and (3) the signature of any such Officer of the Corporation and the Corporation's seal may be affixed by facsimile to any power of attorney or certification given for the execution of any bond, undertaking, recognizance, contract of indemnity or other written obligation in the nature thereof or related thereto, such signature and seals when so used whether heretofore or hereafter, being hereby adopted by the Corporation as the original signature of such officer and the original seal of the Corporation, to be valid and binding upon the Corporation with the same force and effect as though manually affixed."

IN WITNESS WHEREOF, INTERNATIONAL FIDELITY INSURANCE COMPANY and ALLEGHENY CASUALTY COMPANY have each executed and attested these presents on this 12th day of March, 2012.



STATE OF NEW JERSEY
County of Essex

ROBERT W. MINSTER
Executive Vice President/Chief Operating Officer
(International Fidelity Insurance Company)
and President (Allegheny Casualty Company)

On this 12th day of March 2012, before me came the individual who executed the preceding instrument, to me personally known, and, being by me duly sworn, said he is the therein described and authorized officer of INTERNATIONAL FIDELITY INSURANCE COMPANY and ALLEGHENY CASUALTY COMPANY; that the seals affixed to said instrument are the Corporate Seals of said Companies; that the said Corporate Seals and his signature were duly affixed by order of the Boards of Directors of said Companies.

IN TESTIMONY WHEREOF, I have hereunto set my hand affixed my Official Seal, at the City of Newark, New Jersey the day and year first above written.



A NOTARY PUBLIC OF NEW JERSEY
My Commission Expires Mar. 27, 2014

CERTIFICATION

I, the undersigned officer of INTERNATIONAL FIDELITY INSURANCE COMPANY and ALLEGHENY CASUALTY COMPANY do hereby certify that I have compared the foregoing copy of the Power of Attorney and affidavit, and the copy of the Sections of the By-Laws of said Companies as set forth in said Power of Attorney, with the originals on file in the home office of said companies, and that the same are correct transcripts thereof, and of the whole of the said originals, and that the said Power of Attorney has not been revoked and is now in full force and effect.

IN TESTIMONY WHEREOF, I have hereunto set my hand this 4TH day of JUNE, 2014

MARIA BRANCO, Assistant Secretary

DATE: 6/4/14

ORACLE PROJECT NO. 1017998

COUNTY OF SAN DIEGO
 BIDDER DVBE INFORMATION
 (Due within 2 business days of bid opening)

PROJECT TITLE: LAMAR STREET SLOPE REPAIRS

BIDDER: DEXCAVATION INC BIDDER REPRESENTATIVE: JEAN MANOS

BID SCHED & ITEM NO.	DESCRIPTION OF WORK, SERVICE OR MATERIAL If not entire item indicate as portions of.	NAME OF CERTIFIED DVBE TO BE USED (PRIME, SUBCONTRACTOR OR VENDOR) AND ADDRESS, TELEPHONE, AND CERTIFICATION NUMBER	DOLLAR AMOUNT TO BE PAID THIS DVBE
21	TIMBER LAGGING	ALL FORCES SUPPLY 19452 RIVERDALE LANE HUNTINGTON BEACH CA, 92648	54,737 ⁶⁸
		SDVOSB	
		DVBE # 60764	
TOTAL DOLLARS TO CERTIFIED DVBE (PRIME, SUBCONTRACTOR OR VENDOR)			\$54,737 ⁶⁸

COMPUTATION OF UTILIZATION AND COMPARISON WITH THE DVBE PARTICIPATION

Disabled Veterans	$\frac{\text{Total Amount to DVBE}}{\text{Total Bid}} \times 100 = \text{Percent of Utilization}$	3% *See DVBE and DVBE Participation information sections to determine if goal is required for this solicitation
	$\frac{54,737.68}{1,329,468} \times 100 = 4.12\%$	

Next

Bid

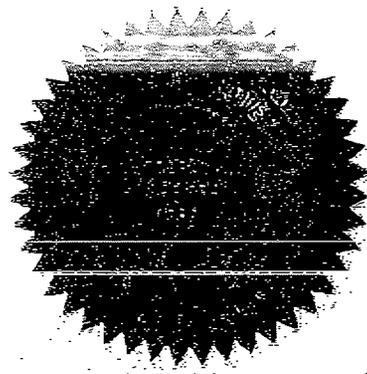
PART II

DOCUMENTS TO BE EXECUTED BY BIDDER

NOTE TO BIDDERS

The following required certifications must be included with the bid submittal at time of bid:

- Part V, Section 10, "Clean and Paint Steel Soldier Piling," states that Proof of certification under the SSPC QP Certification Program must be submitted with the Contractor's bid. Required certifications are SSPC-QP1 and SSPC-QP3.



R & B Protective Coatings, Inc
of
Linden, CA

*has met or exceeded the requirements set forth in the
SSPC Painting Contractor Certification Program for*

**SHOP APPLICATION OF
PROTECTIVE COATINGS
SSPC-QP 3**

Enclosed Shop

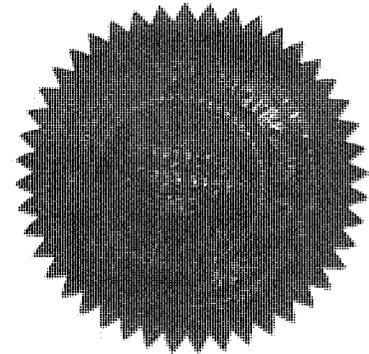
.....
President, SSPC

March 31, 2014 – March 31, 2015

.....
Validation Period



Owners are advised to contact SSPC at 412-281-2331 ext. 2235 or ext. 2209 to verify authenticity of certification.



Certified Coatings Company

of

Fairfield, CA

*has met or exceeded the requirements set forth in the
SSPC Painting Contractor Certification Program for*

**FIELD APPLICATION OF COATINGS
COMPLEX STRUCTURES
SSPC-QP1**



A handwritten signature in black ink, appearing to read 'Greg A. Zuby'.

.....
President, SSPC

March 31, 2014 – March 31, 2015

.....
Validation Period

Owners are advised to contact SSPC at 412-281-2331 ext. 2235 or ext. 2209 to verify authenticity of certification.

STATE OF CALIFORNIA
COUNTY OF SAN DIEGO
PROPOSAL TO THE BOARD
FOR
LAMAR STREET SLOPE REPAIRS

ORACLE PROJECT NO. 1017998

RFB NO. 6469

Name of Bidder WIER CONSTRUCTION CORPORATION

Business Address 2255 BALTHAM DRIVE * ESCONDIDO CA 92029

Place of Residence ESCONDIDO CA

LOCATION

The work to be performed under this Contract is located in the vicinity of Spring Valley, County of San Diego, State of California.

Said work is to be performed in accordance with the Contract and the Special Provisions annexed hereto and including Addenda Nos. 1, and , and also in accordance with the Standard Specifications of the State of California, Department of Transportation, dated May 2006, the Amendments to said Standard Specifications contained in Part VI of these Contract Documents and the modifications to said Standard Specifications and said Amendments contained in Part VII of these Contract Documents.

The work to be done is shown on plans entitled:

PLANS FOR
CONSTRUCTION OF
LAMAR STREET SLOPE REPAIR
In the Vicinity of: Spring Valley
Net Length: 800 feet

Approved: May 2, 2014.

By signing this proposal on the signature portion hereof, the undersigned, as bidder, under penalty of perjury deposes and says: that the only persons or parties interested in this Proposal as Principals are those named herein; that the bidder has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with said proposal; that the undersigned has carefully examined the location of the proposed work, the annexed proposed form of Contract, and the Plans, Special Provisions and Specifications therein referred to; and the undersigned proposes, and agrees if this Proposal is accepted, that the undersigned will furnish the required Bonds and Contract with the Owner, in the form and copy of the Contract annexed hereto, to provide all necessary machinery, tools, apparatus and other means of construction, and to do all the work and furnish all the materials specified in the Contract, in the manner and time therein set forth, and that the undersigned will take in full payment therefor the following unit and lump sum prices, to wit:

BID SCHEDULE

(SharpeSoft #1017998)

ITEM NO.	DESCRIPTION	ESTIMATED QUANTITY	UNIT OF MEASURE	UNIT PRICE (IN FIGURES)	TOTAL (IN FIGURES)
1	PREPARE AND IMPLEMENT WATER POLLUTION CONTROL PROGRAM	LS	LS	LS	660
2	CONSTRUCTION SITE MANAGEMENT	LS	LS	LS	1,200
3	PROJECT IDENTIFICATION SIGN	1	EA	600	600
4	CLEARING AND GRUBBING	LS	LS	LS	6,000
5	MOBILIZATION	LS	LS	LS	104,520
6	ROADWAY EXCAVATION	461	CY	90	41,490
7	ASPHALT CONCRETE, TYPE B	93	TON	184	17,112 17,112
8	PLANE ASPHALT CONCRETE PAVEMENT	86	SY	24	2,064
9	PLACE ASPHALT CONCRETE DIKE, TYPE F	746	LF	8	5,968
10	AGGREGATE BASE, CLASS 2	213	CY	67	14,271
11	DISINTEGRATED GRANITE	93	CY	60	5,580
12	METAL BEAM GUARD RAILING	775	LF	38	29,450
13	REMOVE METAL BEAM GUARD RAILING	775	LF	14	10,850
14	GUARD RAIL DELINEATOR	24	EA	30	720
15	CHAIN LINK FENCE (H=4FT)	810	LF	24	19,440

Name of Bidder WIEN C.C.

BID SCHEDULE (Continued)

(SharpeSoft #1017998)

ITEM NO.	DESCRIPTION	ESTIMATED QUANTITY	UNIT OF MEASURE	UNIT PRICE (IN FIGURES)	TOTAL (IN FIGURES)
16	STRUCTURE EXCAVATION (RETAINING WALL)	210	CY	120 100	25,200
17	FURNISH AND INSTALL STEEL SOLDIER PILING	1,712	LF	76 76	130,112
18	DRILLED HOLE FOR STEEL SOLDIER PILING	446	LF	38	16,948
19	DRILLED HOLE FOR STEEL SOLDIER PILING (ROCK SOCKET)	1,015	LF	38	38,570
20	CLEAN AND PAINT STEEL SOLDIER PILING	LS	LS	LS	34,800
21	TIMBER LAGGING	45	TFBM	4,260	191,700
22	CONCRETE BACKFILL (STEEL SOLDIER PILING)	118	CY	342	40,356
23	STRUCTURE BACKFILL (RETAINING WALL)	180	CY	120	21,600
24	TRAFFIC CONTROL	LS	LS	LS	34,200
25	TRENCH SAFETY AND SHORING OF EXCAVATIONS	LS	LS	LS	6,000 12,000
26	TEMPORARY CONCRETE WASHOUT (PORTABLE)	LS	LS	LS	1,200
27	TEMPORARY FIBER ROLL	1,200	LF	5	6,000
28	TEMPORARY GRAVEL BAG	300	EA	3	900
29	TEMPORARY INLET FILTER ROLL	60	LF	5	300
30	TEMPORARY SILT FENCE	800	LF	5	4000
31	TEMPORARY COVER	150	SY	6	900
32	EROSION CONTROL (TYPE D)	554	SY	2	1,108
33	MOVE IN/MOVE OUT (EROSION CONTROL)	2	EA	600	12,000
34	BMP MAINTENANCE COST SHARING	500	DLR	1.00	500.00
35	FIELD ORDERS	20,000	DLR	1.00	20,000.00
TOTAL BID					835,519

Name of Bidder WIER C.C.

BID COMPARISON AND AWARD

If this Proposal shall be accepted and the undersigned shall fail to contract as aforesaid and to give in sums as stated in the Notice to Contractors Inviting Bids, both a faithful Performance Bond, and a Payment Bond as required by Chapter 5 (commencing at Section 3225) and Chapter 7 (commencing at Section 3247), Title 15, Part 4, Division 3, of the California Civil Code, with surety satisfactory to the Owner within the time specified in Section 3-1.03 of the Standard Specifications after the undersigned has received notice of the award of the Contract from the Owner and that the Contract is ready for signature, the Owner may, at its option, determine that the bidder has abandoned the Contract, and thereupon this Proposal and the acceptance thereof shall be null and void, and the forfeiture of the security accompanying this Proposal shall operate and the same shall be the property of the Owner.

Bids are required for the entire work. The amount of the bid for comparison purposes will be the Total Bid.

The bidder shall set forth for each item of work, in clearly legible figures, a unit price and a total for the item in the respective spaces provided for this purpose. In the case of unit basis items, the amount set forth under the "Total" column shall be the extension of the unit price bid on the basis of the estimated quantity for the item.

In case of discrepancy between the unit price and the total set forth for the item, the unit price shall prevail; provided, however, if the amount set forth as a unit price is ambiguous, unintelligible or uncertain for any cause, or is omitted, or in the case of unit basis items, is the same amount as the entry in the "Total" column, then the amount set forth in the "Total" column for the item shall prevail in accordance with the following:

1. As to lump sum items, the amount set forth in the "Total" column shall be the unit price.
2. As to unit basis items, the amount set forth in the "Total" column shall be divided by the estimated quantity for the item, and the price thus obtained shall be the unit price.

The quantities listed in the Proposal are approximate only. Payment for work done will be made at the contract unit prices bid as applied to the quantities actually constructed or installed.

Award of the Contract, if awarded, will be to the lowest responsible bidder, for the Total Bid, subject to the Owner's right to reject any or all bids and to waive any informality or irregularity in the bids or bidding. Bids in which the prices are obviously unbalanced may be rejected.

Award of the Contract, if awarded, will be made within seventy-five (75) calendar days from the date specified for the opening of bids.

PROHIBITED CONTRACTS

Section 67 of the San Diego County Administrative Code provides that the County shall not contract with, and shall reject any bid or proposal submitted by, the person or entities specified below, unless the Board of Supervisors finds that special circumstances exist which justify the approval of such contract:

- (a) Persons employed by the County or of public agencies for which the Board of Supervisors is the governing body;
- (b) Profit-making firms or businesses in which employees described in subsection (a) serve as officers, principals, partners, or major shareholders;
- (c) Persons who, within the immediately preceding twelve (12) months came within the provisions of subsection (a) and who (1) were employed in positions of substantial responsibility in the area of service to be performed by the contract, or (2) participated in any way in developing the contract or its service specifications; and
- (d) Profit-making firms or businesses in which the former employees described in subsection (c) serve as officers, principals, partners, or major shareholders.

With the affixing of a signature to your response to this solicitation, officer certifies that the above provisions of the Code have been complied with, and that any exception will cause any ensuing contract to be invalid.

DRUG AND ALCOHOL POLICY

It is the policy of the Board of Supervisors that in order to attain or maintain a contract with the County, each contractor shall agree that while any contractor or the contractor's employees are performing services for the County, or using County equipment, that the contractor or the contractor's employees:

- 1. Shall not in any way be impaired because of being under the influence of alcohol or a drug.
- 2. Shall not possess, consume, or be under the influence of alcohol and/or an illegal drug.
- 3. Shall not sell, offer, or provide alcohol or a drug to another person.

DEBARMENT AND SUSPENSION

Contractor certifies that it, its principals, its employees and its subcontractors:

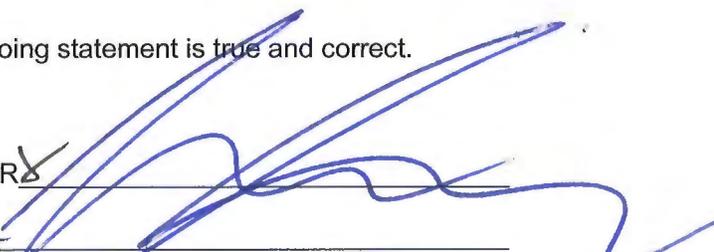
- 1. Are not presently debarred, suspended, proposed for debarment, and declared ineligible or voluntarily excluded from covered transactions by any State or Federal Department or agency.
- 2. Have not within a 3-year period preceding this Contract been convicted of, or had a civil judgment rendered against them for, the commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or Local) transaction; violation of Federal or State anti-trust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property.
- 3. Are not presently indicted or otherwise criminally or civilly charged by a government entity (federal, State, or local) with commission of any of the offenses enumerated in the paragraph above; and
- 4. Have not within a 3-year period preceding this Contract had one or more public transactions (Federal, State, or Local) terminated for cause or default.

NONCOLLUSION AFFIDAVIT TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID
(Title 23 United States Code Section 112 and
Public Contract Code Section 7106)

State of California)
) ss
)
County of San Diego)

In accordance with Title 23 United States Code Section 112 and Public Contract Code 7106, (Name) BRIAN WIER, being first duly sworn, deposes and says that he or she is (Title) VICE PRES. of (Company) WIER C. C. 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 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.

I hereby certify, under penalty of perjury, that the foregoing statement is true and correct.

SIGNATURE OF BIDDER 

DATE 6/5/14

**County of San Diego
Department of Purchasing and Contracting
REPRESENTATIONS AND CERTIFICATIONS**

The following representations and certifications are to be completed, signed and returned with the offer.

1. NOT-FOR-PROFIT ORGANIZATIONS

Attach proof of status and omit Paragraph 3.

2. INTERLOCKING DIRECTORATE

In accordance with Board of Supervisors Policy A-79, if Offeror is a non-profit as indicated in paragraph 1 above, Offeror is required to identify any related for-profit subcontractors in which an interlocking directorate, management or ownership relationship exists. By submission of this offer, Offeror certifies it will not enter into a subcontract relationship with a related for-profit entity if Offeror is a non-profit entity. If Offeror is a non-profit and will be subcontracting with a related for-profit entity, Offeror must list the entity(ies) on an attached separate sheet listing them all and the contract must be approved by the Board of Supervisors

3. BUSINESS REPRESENTATION

3.1. REPRESENTATION AS DISABLED VETERANS BUSINESS ENTERPRISE

"Disabled Veterans Business Enterprise" means a business which is at least fifty-one (51%) owned and operated by one or more veterans with a service related disability as certified by Equal Opportunity Management Office (EOMO), California Department of General Services, Office of Small Business and members of Joint Agencies Contracting Opportunities (JACO), (California Military and Veterans code, Article 6, section 999).

This Offeror represents as a part of this offer that the ownership, operation and control of the business are in accordance with the specific definition in 3.1. I am currently certified by:

Certifying Government Agency: _____

Certification #: _____

4. CERTIFICATE REGARDING DEBARMENT, SUSPENSION AND RELATED MATTERS

Offeror hereby certifies to the best of its knowledge that neither it nor any of its officers:

- 4.1. Are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency; and
- 4.2. Have within a three (3) year period preceding this agreement been convicted of or had a civil judgment rendered against them for commission of fraud or criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property; and
- 4.3. Are presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State, or local) with the commission of any of the offenses enumerated in paragraph 4.2 of this certification; and

- 4.4. Have within a three (3) year period preceding this agreement had one or more public transactions (Federal, State or local) terminated for cause or default.
- 4.5. Are presently the target or subject of any investigation, accusation or charges by any Federal, State or local law enforcement, licensing or certification body and if they are, the appropriate information is included in the proposal, as requested in the Submittal Requirements.
- 4.6. Contractor will report in writing to the County Department of Purchasing and Contracting within five business days of knowing or have any reason to know any change in status as certified in the preceding paragraphs 4.1 through 4.5, and that occur prior to award (in the case of bids) and contract execution (in the case of negotiated procurements).
- 4.7. Offeror and its proposed subcontractors, agents and consultants have not previously contracted with the County to perform work on this project (e.g. preparing components of the statement of work or plans and specifications for this project). If Offeror or any of its subcontractors, agents or consultants, have previously contracted with the County to perform work on this project, Offeror shall identify those previous agreement(s) and submit that list along with the proposal.

5. CERTIFICATE OF CURRENT COST OR PRICING

This is to certify that, to the best of my knowledge and belief, cost and/or pricing data submitted with this offer, or specifically identified by reference if actual submission of the data is impracticable, is/are accurate, complete, and current as of the date signed below.

6. CERTIFICATE OF INDEPENDENT PRICING

By submission of this offer, each Offeror certifies, and in the case of a joint offers, each party thereto certifies as to its own organization, that in relation to this procurement:

- 6.1. The prices in this offer have been arrived at independently, without consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with other Offeror; with any competitor; or with any County employee(s) or consultant(s) involved in this or related procurements; and
 - 6.2. Unless otherwise required by law, the prices which have been quoted in this offer have not been knowingly disclosed by the Offeror and will not knowingly be disclosed by the Offeror prior to opening, in the case of a bid, or prior to award, in the case of a proposal, directly or indirectly to any other Offeror or to any competitor; and
 - 6.3. No attempt has been made or will be made by the Offeror to induce any other person or firm to submit or not to submit an offer for the purpose of restricting competition.
7. The Offeror understands that prior to receiving a contract award from the County, the Offeror must submit a completed IRS W-9 form to provide a Federal Tax ID number, or if not available, to provide a Social Security Number (SSN).

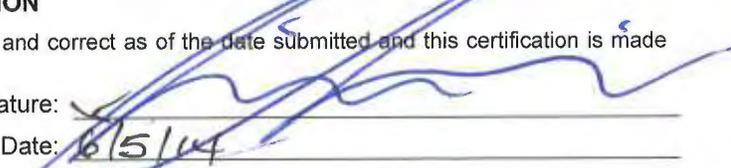
CERTIFICATION

The information furnished in Paragraphs 1 through 7 is certified to be factual and correct as of the date submitted and this certification is made under penalty of perjury under the laws of the State of California.

Name: BRYAN WIER

Title: VICE PRESIDENT

Company/Organization: WIER CONSTRUCTION CORP.

Signature: 

Date: 6/5/14

SUBMIT THIS FORM AS DIRECTED IN THE REQUEST FOR SOLICITATION DOCUMENTS OR WITH THE OFFER

DESIGNATION OF SUBCONTRACTORS

Set forth below is the full name and the location of the place of business of each Subcontractor whom the Bidder proposes to subcontract portions of the work in excess of one-half of one percent of the total bid, or, in the case of construction of streets or highways, including bridges, in excess of one-half of one percent of the total bid or \$10,000, whichever is greater, and the portion of the work which will be done by each Subcontractor for each subcontract.

The Bidder's attention is directed to the provision titled "Subcontracting" of the Special Provisions contained in these Contract Documents.

NOTE: The Bidder understands that if the Bidder fails to specify a Subcontractor for any portion of the work to be performed under the contract in excess of one-half of one percent of the bid, or, in the case of construction of streets or highways, including bridges, in excess of one-half of one percent of the bid or \$10,000, whichever is greater, the Bidder shall be deemed to have agreed to perform such portion, and that the Bidder shall not be permitted to sublet or subcontract that portion of the work except in cases of public emergency or necessity, and then only after a finding, reduced to writing as a public record of the Awarding Authority, setting forth the facts constituting the emergency or necessity in accordance with the provision of the Subletting and Subcontracting Fair Practices Act (Section 4100 et seq. of the California Public Contract Code).

Unless changed in the Special Provisions, at least 50 percent of the original contract price shall be performed by the Contractor's own organization.

The "Business Name and Address", and the "Portion of Work to be Contracted" that will be done by each subcontractor are required at the time of bid submittal. The remainder of the information shall be submitted **by all bidders within two business days** of bid opening by e-mail to the Procurement Contracting Officer listed as contact for this RFB.

If no Subcontractors are to be employed on the project, enter the word "NONE."

DESIGNATION OF SUBCONTRACTORS				
PORTION OF WORK TO BE SUBCONTRACTED		BUSINESS NAME AND ADDRESS	PERCENTAGE OF TOTAL CONTRACT	LICENSE NO.
BID SCHD & ITEM NO.	DESCRIPTION OF WORK (State if work includes only a portion of the bid item)			
7-10	PAVING	RAP ENGINEERING 420 OLIVE AVE VISTA CA 92083	4.8%	880956
12-15	FENCING + GUARD RAIL	FENCE CORP. 2401 INDUSTRY ST OCEANSIDE CA 92054	9.6% GC	86544
17-19	H-PILES	CURTIS HOLE DRILL 2615 SANTA FE AVE. SAN MARCOS 92069	17%	624663

TOTAL % SUBCONTRACTED _____

Name of Bidder WIEN C.C.

FOR: LAMAR STREET SLOPE REPAIRS; ORACLE PROJECT NO. 1017998

Accompanying this proposal is BID BOND
in amount equal to at least ten percent of total of the bid.
(NOTICE: Insert the words "cash (\$ _____)," "cashier's check," "certified check," or "bidder's bond," as the case may be.)

The names of all persons interested in the foregoing proposal as principals are as follows:

IMPORTANT NOTICE If bidder or other interested person is a corporation, state legal name of corporation, also names of the president, secretary and manager thereof; if a copartnership, state true name of firm, also names of all individual copartners composing firm; if bidder or other interested person is an individual, state first and last names in full.

BRIAN WIER - VICE PRES.
CATHY WIER - PRES., SECRETARY, MANAGER,
TREASURER

Licensed in accordance with an act providing for the registration of Contractors,

License No. 481419 Classification (s) A B C & C27 Exp. Date 10/30/2014
HAZ

Warning - If an addendum or addenda have been issued by the Department and not noted in the Proposal to the Board on page 2-2 as being received by the bidder, this Proposal may be rejected.

By my signature on this proposal I certify, under penalty of perjury under the laws of the State of California, that the foregoing questionnaire and statements of Public Contract Code Sections 10162, 10232 and 10285.1 are true and correct and that the bidder has complied with the requirements of Section 8103 of the Fair Employment and Housing Commission Regulations (Chapter 5, Title 2 of the California Administrative Code). By my signature on this proposal I further certify, under penalty of perjury under the laws of the State of California and the United States of America, that the Noncollusion Affidavit required by Title 23 United States Code, Section 112 and Public Contract Code Section 7106; and the Title 49 Code of Federal Regulations, Part 29 Debarment and Suspension Certification are true and correct.

I hereby certify, under penalty of perjury, that the foregoing proposal to the Board is true and correct.

SIGN
HERE
(WIER CONSTRUCTION CORPORATION)
(Legal Name of Bidder)
(
(
(by [Signature] (SEAL)
(Signature)
(
(VICE PRESIDENT
(Title)
(

NOTE: If bidder is a corporation, the legal name of the corporation shall be set forth above together with the signature of the officer or officers authorized to sign contracts on behalf of the corporation; if bidder is a copartnership, the true name of the firm shall be set forth above together with the signature of the partner or partners authorized to sign contracts in behalf of the copartnership; and if bidder is an individual, his signature shall be placed above. If signature is by an agent, other than an officer of a corporation or a member of a partnership, a Power of Attorney must be submitted with the bid; otherwise, the bid may be disregarded as irregular and unauthorized.

Business address 2255 BARTHAM DRIVE * ESCONDIDO CA 92029

Telephone 760, 743 6776 Fax 760, 746-5224

E-Mail address BRIAN@WIERCONSTRUCTION.COM

Dated 6/5, 20 14, at SAN DIEGO COUNTY, California.

BIDDER'S BOND

KNOW ALL MEN BY THESE PRESENTS:

That we Wier Construction Corporation
.....
as Principal, and State National Insurance Company, Inc. administered by Contractor Managing General Insurance Agency, Inc.
.....
as Surety, are held and firmly bound unto the County of San Diego, a political subdivision of the State of California, hereinafter called the County, in the penal sum of TEN PERCENT (10%) OF THE TOTAL AMOUNT OF THE BID of the Principal above named, submitted by said Principal to the County for the work described below, for the payment of which sum in lawful money of the United States, well and truly to be made, we bind ourselves, our heirs, executors, administrators and successors, jointly and severally, firmly by these presents.

In no case shall the liability of the Surety hereunder exceed the sum of ten percent of the amount bid----
.....

THE CONDITION OF THIS OBLIGATION IS SUCH,

That whereas the Principal has submitted the above-mentioned bid to the County of San Diego for certain construction specifically described as follows, for which bids are to be opened on 6/5/14 for
DATE

LAMAR STREET SLOPE REPAIRS; ORACLE PROJECT NO. 1017998

NOW THEREFORE, if the aforesaid principal shall not withdraw said bid within the period specified therein after the opening of the same, or, if no period be specified, within sixty (60) days after said opening, and shall within the period specified therefor, or, if no period be specified, within ten (10) days after the prescribed forms are presented to him for signature, enter into a written contract with the County, in the prescribed form, in accordance with the bid as accepted, and file the two bonds with the County, one to guarantee faithful performance and the other to guarantee payment for labor and materials, as required by law, then this obligation shall be null and void; otherwise, it shall be and remain in full force and virtue.

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

IN WITNESS WHEREOF, We have hereunto set our hands and seals on this 30th day of May A.D. 2014

State National Insurance Company, Inc. administered by Contractor Managing General Insurance Agency, Inc. (SEAL)
.....
Wier Construction Corporation (SEAL)
.....
..... (SEAL)
..... (SEAL)

Stephanie Hope Shear, Attorney-In-Fact
.....
Principal

ATTORNEY-IN-FACT ACKNOWLEDGEMENT OF SURETY

STATE OF)
COUNTY OF) ss

On this day of..... in the year 20....., before me
....., a notary public in and for said County and State personally
appeared known to me (or proved to me on the basis of satisfactory evidence) to
be the person whose name is subscribed to the within instrument as the attorney-in-fact of the..... the
corporation named as Surety in said instrument, and acknowledged to me that he subscribed the name of said corporation thereto as
Surety, and his own name as attorney-in-fact.

NOTE: (a) Signature of those executing for Surety must be properly acknowledged. Notary Public In and for the County of
(b) The Attorney-in-fact must attach a certified copy of Power of Attorney. State of California

**State National Insurance Company, Inc. Administered by:
CONTRACTOR MANAGING GENERAL INSURANCE AGENCY, INC.**

POWER OF ATTORNEY

KNOW BY ALL THESE PRESENTS That **STATE NATIONAL INSURANCE COMPANY, INC.** a corporation organized and existing under the laws of the State of Texas, having its principal office in Bedford, Texas does hereby constitute and appoint

Stephanie Hope Shear

its true and lawful attorney(s)-in-fact to execute, seal and deliver for and on its behalf as surety, the following bond described as:

County of San Diego - Lamar Street Slope Repairs; Oracle Project No. 1017998

for: Three Million and 00/100 Dollars (\$3,000,000)

and undertakings, contracts of indemnity and other writings obligatory in the nature thereof, which are or may be allowed, required or permitted by law, statute, rule, regulation, contract or otherwise.

The execution of such instrument(s) in pursuance of these present, shall be as binding upon **STATE NATIONAL INSURANCE COMPANY, INC.** as fully and amply, to all intents and purposes, as if the same had been duly executed and acknowledged by its regularly elected officers at the principal office.

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

IN WITNESS WHEREOF, **STATE NATIONAL INSURANCE COMPANY, INC.** has caused this instrument to be signed and its corporate seal to be affixed by its authorized officer, this 24th day of March, 2014.

STATE NATIONAL INSURANCE COMPANY, INC.

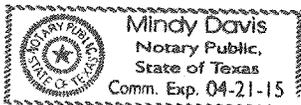
Terry L. Ledbetter, President

Trace Ledbetter, Secretary

**STATE OF TEXAS
County of Tarrant**

On this 24th day of March, 2014 before me came the individuals who executed the preceding instrument, to me personally known, and being by me duly sworn, said that each of the herein described and authorized officer of **STATE NATIONAL INSURANCE COMPANY, INC.**; that the seal affixed to said instrument is the Corporate Seal of said Company; that the Corporate Seal and each signature were duly affixed by order of the Board of Directors of said Company.

IN WITNESS WHEREOF, I have hereunto set my hand at Bedford, Texas the day and year above written.



[Notary Stamp]

Signature of Notary

I, Trace Ledbetter, Secretary of **STATE NATIONAL INSURANCE COMPANY, INC.**, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney executed by **STATE NATIONAL INSURANCE COMPANY, INC.**, which is still in full force and effect.

IN WITNESS WHEREOF, I have thereunto set my hand and attested the seal of said Company this 30th day of May, 20 14

Trace Ledbetter, Secretary

CALIFORNIA ALL – PURPOSE ACKNOWLEDGEMENT

State of California

County of Los Angeles

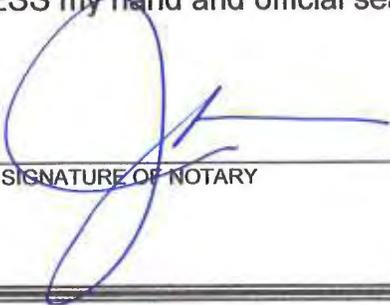
On MAY 30 2014 before me, JAN MICHELLE RIVERA, NOTARY PUBLIC
DATE NAME, TITLE OF OFFICER

Personally appeared STEPHANIE HOPE SHEAR,
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 OF NOTARY



NOTARY SEAL

Next

Bid

PART II

DOCUMENTS TO BE EXECUTED BY BIDDER

NOTE TO BIDDERS

The following required certifications must be included with the bid submittal at time of bid:

- Part V, Section 10, "Clean and Paint Steel Soldier Piling," states that Proof of certification under the SSPC QP Certification Program must be submitted with the Contractor's bid. Required certifications are SSPC-QP1 and SSPC-QP3.

STATE OF CALIFORNIA
COUNTY OF SAN DIEGO
PROPOSAL TO THE BOARD
FOR
LAMAR STREET SLOPE REPAIRS

ORACLE PROJECT NO. 1017998

RFB NO. 6469

Name of Bidder _____ TRI-GROUP CONSTRUCTION
AND DEVELOPMENT, INC.
9580 BLACK MOUNTAIN RD, STE L
SAN DIEGO, CA 92126
Business Address _____
Place of Residence SAN DIEGO, CA

LOCATION

The work to be performed under this Contract is located in the vicinity of Spring Valley, County of San Diego, State of California.

Said work is to be performed in accordance with the Contract and the Special Provisions annexed hereto and including Addenda Nos. 1 (ONE), and _____, and also in accordance with the Standard Specifications of the State of California, Department of Transportation, dated May 2006, the Amendments to said Standard Specifications contained in Part VI of these Contract Documents and the modifications to said Standard Specifications and said Amendments contained in Part VII of these Contract Documents.

The work to be done is shown on plans entitled:

PLANS FOR
CONSTRUCTION OF
LAMAR STREET SLOPE REPAIR
In the Vicinity of: Spring Valley
Net Length: 800 feet

Approved: May 2, 2014.

By signing this proposal on the signature portion hereof, the undersigned, as bidder, under penalty of perjury deposes and says: that the only persons or parties interested in this Proposal as Principals are those named herein; that the bidder has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with said proposal; that the undersigned has carefully examined the location of the proposed work, the annexed proposed form of Contract, and the Plans, Special Provisions and Specifications therein referred to; and the undersigned proposes, and agrees if this Proposal is accepted, that the undersigned will furnish the required Bonds and Contract with the Owner, in the form and copy of the Contract annexed hereto, to provide all necessary machinery, tools, apparatus and other means of construction, and to do all the work and furnish all the materials specified in the Contract, in the manner and time therein set forth, and that the undersigned will take in full payment therefor the following unit and lump sum prices, to wit:

BID SCHEDULE

(SharpeSoft #1017998)

ITEM NO.	DESCRIPTION	ESTIMATED QUANTITY	UNIT OF MEASURE	UNIT PRICE (IN FIGURES)	TOTAL (IN FIGURES)
1	PREPARE AND IMPLEMENT WATER POLLUTION CONTROL PROGRAM	LS	LS	LS	
2	CONSTRUCTION SITE MANAGEMENT	LS	LS	LS	10,000
3	PROJECT IDENTIFICATION SIGN	1	EA	1,000	1,000
4	CLEARING AND GRUBBING	LS	LS	LS	62,500
5	MOBILIZATION	LS	LS	LS	25,000
6	ROADWAY EXCAVATION	461	CY	50	23,050
7	ASPHALT CONCRETE, TYPE B	93	TON	175	16,275
8	PLANE ASPHALT CONCRETE PAVEMENT	86	SY	20	1,720
9	PLACE ASPHALT CONCRETE DIKE, TYPE F	746	LF	10	7,460
10	AGGREGATE BASE, CLASS 2	213	CY	60	12,780
11	DISINTEGRATED GRANITE	93	CY	60	5,580
12	METAL BEAM GUARD RAILING	775	LF	40	31,000
13	REMOVE METAL BEAM GUARD RAILING	775	LF	15	11,625
14	GUARD RAIL DELINEATOR	24	EA	20	480
15	CHAIN LINK FENCE (H=4FT)	810	LF	25	20,250

TRI-GROUP
CONSTRUCTION AND
DEVELOPMENT, INC.

Name of Bidder _____

BID SCHEDULE (Continued)

(SharpeSoft #1017998)

ITEM NO.	DESCRIPTION	ESTIMATED QUANTITY	UNIT OF MEASURE	UNIT PRICE (IN FIGURES)	TOTAL (IN FIGURES)
16	STRUCTURE EXCAVATION (RETAINING WALL)	210	CY	50	10,500
17	FURNISH AND INSTALL STEEL SOLDIER PILING	1,712	LF	40	68,480
18	DRILLED HOLE FOR STEEL SOLDIER PILING	446	LF	45	20,070
19	DRILLED HOLE FOR STEEL SOLDIER PILING (ROCK SOCKET)	1,015	LF	180	182,700
20	CLEAN AND PAINT STEEL SOLDIER PILING	LS	LS	LS	50,000
21	TIMBER LAGGING	45	TFBM	4000	180,000
22	CONCRETE BACKFILL (STEEL SOLDIER PILING)	118	CY	300	35,400
23	STRUCTURE BACKFILL (RETAINING WALL)	180	CY	50	9,000
24	TRAFFIC CONTROL	LS	LS	LS	62,500
25	TRENCH SAFETY AND SHORING OF EXCAVATIONS	LS	LS	LS	10,000
26	TEMPORARY CONCRETE WASHOUT (PORTABLE)	LS	LS	LS	5,000
27	TEMPORARY FIBER ROLL	1,200	LF	5	6,000
28	TEMPORARY GRAVEL BAG	300	EA	5	1,500
29	TEMPORARY INLET FILTER ROLL	60	LF	20	1,200
30	TEMPORARY SILT FENCE	800	LF	5	4,000
31	TEMPORARY COVER	150	SY	10	1,500
32	EROSION CONTROL (TYPE D)	554	SY	2	1,108
33	MOVE IN/MOVE OUT (EROSION CONTROL)	2	EA	500	1,000
34	BMP MAINTENANCE COST SHARING	500	DLR	1.00	500.00
35	FIELD ORDERS	20,000	DLR	1.00	20,000.00
TOTAL BID					899,178.00

TRI-GROUP CONSTRUCTION
AND DEVELOPMENT, INC.

Name of Bidder _____

BID COMPARISON AND AWARD

If this Proposal shall be accepted and the undersigned shall fail to contract as aforesaid and to give in sums as stated in the Notice to Contractors Inviting Bids, both a faithful Performance Bond, and a Payment Bond as required by Chapter 5 (commencing at Section 3225) and Chapter 7 (commencing at Section 3247), Title 15, Part 4, Division 3, of the California Civil Code, with surety satisfactory to the Owner within the time specified in Section 3-1.03 of the Standard Specifications after the undersigned has received notice of the award of the Contract from the Owner and that the Contract is ready for signature, the Owner may, at its option, determine that the bidder has abandoned the Contract, and thereupon this Proposal and the acceptance thereof shall be null and void, and the forfeiture of the security accompanying this Proposal shall operate and the same shall be the property of the Owner.

Bids are required for the entire work. The amount of the bid for comparison purposes will be the Total Bid.

The bidder shall set forth for each item of work, in clearly legible figures, a unit price and a total for the item in the respective spaces provided for this purpose. In the case of unit basis items, the amount set forth under the "Total" column shall be the extension of the unit price bid on the basis of the estimated quantity for the item.

In case of discrepancy between the unit price and the total set forth for the item, the unit price shall prevail; provided, however, if the amount set forth as a unit price is ambiguous, unintelligible or uncertain for any cause, or is omitted, or in the case of unit basis items, is the same amount as the entry in the "Total" column, then the amount set forth in the "Total" column for the item shall prevail in accordance with the following:

1. As to lump sum items, the amount set forth in the "Total" column shall be the unit price.
2. As to unit basis items, the amount set forth in the "Total" column shall be divided by the estimated quantity for the item, and the price thus obtained shall be the unit price.

The quantities listed in the Proposal are approximate only. Payment for work done will be made at the contract unit prices bid as applied to the quantities actually constructed or installed.

Award of the Contract, if awarded, will be to the lowest responsible bidder, for the Total Bid, subject to the Owner's right to reject any or all bids and to waive any informality or irregularity in the bids or bidding. Bids in which the prices are obviously unbalanced may be rejected.

Award of the Contract, if awarded, will be made within seventy-five (75) calendar days from the date specified for the opening of bids.

PROHIBITED CONTRACTS

Section 67 of the San Diego County Administrative Code provides that the County shall not contract with, and shall reject any bid or proposal submitted by, the person or entities specified below, unless the Board of Supervisors finds that special circumstances exist which justify the approval of such contract:

- (a) Persons employed by the County or of public agencies for which the Board of Supervisors is the governing body;
- (b) Profit-making firms or businesses in which employees described in subsection (a) serve as officers, principals, partners, or major shareholders;
- (c) Persons who, within the immediately preceding twelve (12) months came within the provisions of subsection (a) and who (1) were employed in positions of substantial responsibility in the area of service to be performed by the contract, or (2) participated in any way in developing the contract or its service specifications; and
- (d) Profit-making firms or businesses in which the former employees described in subsection (c) serve as officers, principals, partners, or major shareholders.

With the affixing of a signature to your response to this solicitation, officer certifies that the above provisions of the Code have been complied with, and that any exception will cause any ensuing contract to be invalid.

DRUG AND ALCOHOL POLICY

It is the policy of the Board of Supervisors that in order to attain or maintain a contract with the County, each contractor shall agree that while any contractor or the contractor's employees are performing services for the County, or using County equipment, that the contractor or the contractor's employees:

- 1. Shall not in any way be impaired because of being under the influence of alcohol or a drug.
- 2. Shall not possess, consume, or be under the influence of alcohol and/or an illegal drug.
- 3. Shall not sell, offer, or provide alcohol or a drug to another person.

DEBARMENT AND SUSPENSION

Contractor certifies that it, its principals, its employees and its subcontractors:

- 1. Are not presently debarred, suspended, proposed for debarment, and declared ineligible or voluntarily excluded from covered transactions by any State or Federal Department or agency.
- 2. Have not within a 3-year period preceding this Contract been convicted of, or had a civil judgment rendered against them for, the commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or Local) transaction; violation of Federal or State anti-trust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property.
- 3. Are not presently indicted or otherwise criminally or civilly charged by a government entity (federal, State, or local) with commission of any of the offenses enumerated in the paragraph above; and
- 4. Have not within a 3-year period preceding this Contract had one or more public transactions (Federal, State, or Local) terminated for cause or default.

NONCOLLUSION AFFIDAVIT TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID
(Title 23 United States Code Section 112 and
Public Contract Code Section 7106)

State of California)
) ss
)
County of San Diego)

In accordance with Title 23 United States Code Section 112 and Public Contract Code 7106, (Name) HANI ASSI, being first duly sworn, deposes and says that he or she is (Title) SECRETARY OF CORP of (Company) TPI-Group Cons 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 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.

I hereby certify, under penalty of perjury, that the foregoing statement is true and correct.

SIGNATURE OF BIDDER 

DATE 06 - 05 - 2014

HANI ASSI

SECRETARY OF CORPORATION

**County of San Diego
Department of Purchasing and Contracting
REPRESENTATIONS AND CERTIFICATIONS**

The following representations and certifications are to be completed, signed and returned with the offer.

1. NOT-FOR-PROFIT ORGANIZATIONS

Attach proof of status and omit Paragraph 3.

2. INTERLOCKING DIRECTORATE

In accordance with Board of Supervisors Policy A-79, if Offeror is a non-profit as indicated in paragraph 1 above, Offeror is required to identify any related for-profit subcontractors in which an interlocking directorate, management or ownership relationship exists. By submission of this offer, Offeror certifies it will not enter into a subcontract relationship with a related for-profit entity if Offeror is a non-profit entity. If Offeror is a non-profit and will be subcontracting with a related for-profit entity, Offeror must list the entity(ies) on an attached separate sheet listing them all and the contract must be approved by the Board of Supervisors

3. BUSINESS REPRESENTATION

3.1. REPRESENTATION AS DISABLED VETERANS BUSINESS ENTERPRISE

"Disabled Veterans Business Enterprise" means a business which is at least fifty-one (51%) owned and operated by one or more veterans with a service related disability as certified by Equal Opportunity Management Office (EOMO), California Department of General Services, Office of Small Business and members of Joint Agencies Contracting Opportunities (JACO), (California Military and Veterans code, Article 6, section 999).

This Offeror represents as a part of this offer that the ownership, operation and control of the business are in accordance with the specific definition in 3.1. I am currently certified by:

Certifying Government Agency: _____

Certification #: _____

4. CERTIFICATE REGARDING DEBARMENT, SUSPENSION AND RELATED MATTERS

Offeror hereby certifies to the best of its knowledge that neither it nor any of its officers:

- 4.1. Are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency; and
- 4.2. Have within a three (3) year period preceding this agreement been convicted of or had a civil judgment rendered against them for commission of fraud or criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property; and
- 4.3. Are presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State, or local) with the commission of any of the offenses enumerated in paragraph 4.2 of this certification; and

4.4. Have within a three (3) year period preceding this agreement had one or more public transactions (Federal, State or local) terminated for cause or default.

4.5. Are presently the target or subject of any investigation, accusation or charges by any Federal, State or local law enforcement, licensing or certification body and if they are, the appropriate information is included in the proposal, as requested in the Submittal Requirements.

4.6. Contractor will report in writing to the County Department of Purchasing and Contracting within five business days of knowing or have any reason to know any change in status as certified in the preceding paragraphs 4.1 through 4.5, and that occur prior to award (in the case of bids) and contract execution (in the case of negotiated procurements).

4.7. Offeror and its proposed subcontractors, agents and consultants have not previously contracted with the County to perform work on this project (e.g. preparing components of the statement of work or plans and specifications for this project). If Offeror or any of its subcontractors, agents or consultants, have previously contracted with the County to perform work on this project, Offeror shall identify those previous agreement(s) and submit that list along with the proposal.

5. CERTIFICATE OF CURRENT COST OR PRICING

This is to certify that, to the best of my knowledge and belief, cost and/or pricing data submitted with this offer, or specifically identified by reference if actual submission of the data is impracticable, is/are accurate, complete, and current as of the date signed below.

6. CERTIFICATE OF INDEPENDENT PRICING

By submission of this offer, each Offeror certifies, and in the case of a joint offers, each party thereto certifies as to its own organization, that in relation to this procurement:

- 6.1. The prices in this offer have been arrived at independently, without consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with other Offeror; with any competitor; or with any County employee(s) or consultant(s) involved in this or related procurements; and
 - 6.2. Unless otherwise required by law, the prices which have been quoted in this offer have not been knowingly disclosed by the Offeror and will not knowingly be disclosed by the Offeror prior to opening, in the case of a bid, or prior to award, in the case of a proposal, directly or indirectly to any other Offeror or to any competitor; and
 - 6.3. No attempt has been made or will be made by the Offeror to induce any other person or firm to submit or not to submit an offer for the purpose of restricting competition.
7. The Offeror understands that prior to receiving a contract award from the County, the Offeror must submit a completed IRS W-9 form to provide a Federal Tax ID number, or if not available, to provide a Social Security Number (SSN).

CERTIFICATION

The information furnished in Paragraphs 1 through 7 is certified to be factual and correct as of the date submitted and this certification is made under penalty of perjury under the laws of the State of California.

Name: HANI ASSI

Signature: 

Title: SECRETARY OF CORP

Date: 06-05-14

Company/Organization: TRI-GROUP CONSTRUCTION AND DEVELOPMENT, INC.

SUBMIT THIS FORM AS DIRECTED IN THE REQUEST FOR SOLICITATION DOCUMENTS OR WITH THE OFFER

DESIGNATION OF SUBCONTRACTORS

Set forth below is the full name and the location of the place of business of each Subcontractor whom the Bidder proposes to subcontract portions of the work in excess of one-half of one percent of the total bid, or, in the case of construction of streets or highways, including bridges, in excess of one-half of one percent of the total bid or \$10,000, whichever is greater, and the portion of the work which will be done by each Subcontractor for each subcontract.

The Bidder's attention is directed to the provision titled "Subcontracting" of the Special Provisions contained in these Contract Documents.

NOTE: The Bidder understands that if the Bidder fails to specify a Subcontractor for any portion of the work to be performed under the contract in excess of one-half of one percent of the bid, or, in the case of construction of streets or highways, including bridges, in excess of one-half of one percent of the bid or \$10,000, whichever is greater, the Bidder shall be deemed to have agreed to perform such portion, and that the Bidder shall not be permitted to sublet or subcontract that portion of the work except in cases of public emergency or necessity, and then only after a finding, reduced to writing as a public record of the Awarding Authority, setting forth the facts constituting the emergency or necessity in accordance with the provision of the Subletting and Subcontracting Fair Practices Act (Section 4100 et seq. of the California Public Contract Code).

Unless changed in the Special Provisions, at least 50 percent of the original contract price shall be performed by the Contractor's own organization.

The "Business Name and Address", and the "Portion of Work to be Contracted" that will be done by each subcontractor are required at the time of bid submittal. The remainder of the information shall be submitted by all bidders within two business days of bid opening by e-mail to the Procurement Contracting Officer listed as contact for this RFB.

If no Subcontractors are to be employed on the project, enter the word "NONE."

DESIGNATION OF SUBCONTRACTORS				
PORTION OF WORK TO BE SUBCONTRACTED		BUSINESS NAME AND ADDRESS	PERCENTAGE OF TOTAL CONTRACT	LICENSE NO.
BID SCHED & ITEM NO.	DESCRIPTION OF WORK (State if work includes only a portion of the bid item)			
17, 18,	STEEL SOLDIER PILES DRILLING,	ALLIANCE DIVERSIFIED	42.9%	979981
19, 20,	CLEAN & PAINT SOLDIER PILES,	ENTERPRISES INC.		
21,	TIMBER LAGGING	310 S. TWIN OAKS VALLEY RD # 107 SUN MOUNTAIN		

TRI-GROUP
CONSTRUCTION AND DEVELOPMENT, INC.

Name of Bidder _____ TOTAL % SUBCONTRACTED 8.1%

FOR: LAMAR STREET SLOPE REPAIRS; ORACLE PROJECT NO. 1017998

Accompanying this proposal is BIDDER'S BOND
in amount equal to at least ten percent of total of the bid.
(NOTICE: Insert the words "cash (\$ _____)," "cashier's check," "certified check," or "bidder's bond," as the case may be.)

The names of all persons interested in the foregoing proposal as principals are as follows:

IMPORTANT NOTICE If bidder or other interested person is a corporation, state legal name of corporation, also names of the president, secretary, treasurer and manager thereof; if a copartnership, state true name of firm, also names of all individual copartners composing firm; if bidder or other interested person is an individual, state first and last names in full.

TRI-GROUP CONSTRUCTION AND DEVELOPMENT, INC. Gus ASSI, PRESIDENT & MANAGER
HANI ASSI, SECRETARY & TREASURER

Licensed in accordance with an act providing for the registration of Contractors,

License No. 792159 Classification (s) A" & B' Exp. Date 03-31-2015

Warning - If an addendum or addenda have been issued by the Department and not noted in the Proposal to the Board on page 2-2 as being received by the bidder, this Proposal may be rejected.

By my signature on this proposal I certify, under penalty of perjury under the laws of the State of California, that the foregoing questionnaire and statements of Public Contract Code Sections 10162, 10232 and 10285.1 are true and correct and that the bidder has complied with the requirements of Section 8103 of the Fair Employment and Housing Commission Regulations (Chapter 5, Title 2 of the California Administrative Code). By my signature on this proposal I further certify, under penalty of perjury under the laws of the State of California and the United States of America, that the Noncollusion Affidavit required by Title 23 United States Code, Section 112 and Public Contract Code Section 7106; and the Title 49 Code of Federal Regulations, Part 29 Debarment and Suspension Certification are true and correct.

I hereby certify, under penalty of perjury, that the foregoing proposal to the Board is true and correct.

TRI-GROUP CONSTRUCTION AND DEVELOPMENT, INC.

SIGN
HERE

(
(
(Legal Name of Bidder
(HANI ASSI
(by [Signature] (SEAL)
(Signature
(SECRETARY OF CORPORATION
(
(Title
(

NOTE: If bidder is a corporation, the legal name of the corporation shall be set forth above together with the signature of the officer or officers authorized to sign contracts on behalf of the corporation; if bidder is a copartnership, the true name of the firm shall be set forth above together with the signature of the partner or partners authorized to sign contracts in behalf of the copartnership; and if bidder is an individual, his signature shall be placed above. If signature is by an agent, other than an officer of a corporation or a member of a partnership, a Power of Attorney must be submitted with the bid; otherwise, the bid may be disregarded as irregular and unauthorized.

Business address 9580 BLACK MOUNTAIN RD "L" SAN DIEGO CA 92126

Telephone (858) 689-0058 Fax (858) 689-1594

E-Mail address trigroupconst@aol.com

Dated 06-05, 2014, at SAN DIEGO, California.

BOND NO. _____

BIDDER'S BOND

KNOW ALL MEN BY THESE PRESENTS:

That we TRI-GROUP CONSTRUCTION AND DEVELOPMENT, INC.
as Principal, and NORTH AMERICAN SPECIALTY INSURANCE COMPANY
as Surety, are held and firmly bound unto the County of San Diego, a political subdivision of the State of California, hereinafter called the County, in the penal sum of TEN PERCENT (10%) OF THE TOTAL AMOUNT OF THE BID of the Principal above named, submitted by said Principal to the County for the work described below, for the payment of which sum in lawful money of the United States, well and truly to be made, we bind ourselves, our heirs, executors, administrators and successors, jointly and severally, firmly by these presents.

In no case shall the liability of the Surety hereunder exceed the sum of TEN PERCENT OF GREATER AMOUNT BID

THE CONDITION OF THIS OBLIGATION IS SUCH,

That whereas the Principal has submitted the above-mentioned bid to the County of San Diego for certain construction specifically described as follows, for which bids are to be opened on JUNE 5, 2014 for
DATE

LAMAR STREET SLOPE REPAIRS; ORACLE PROJECT NO. 1017998

NOW THEREFORE, if the aforesaid principal shall not withdraw said bid within the period specified therein after the opening of the same, or, if no period be specified, within sixty (60) days after said opening, and shall within the period specified therefor, or, if no period be specified, within ten (10) days after the prescribed forms are presented to him for signature, enter into a written contract with the County, in the prescribed form, in accordance with the bid as accepted, and file the two bonds with the County, one to guarantee faithful performance and the other to guarantee payment for labor and materials, as required by law, then this obligation shall be null and void; otherwise, it shall be and remain in full force and virtue.

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

IN WITNESS WHEREOF, We have hereunto set our hands and seals on this 5TH day of JUNE A.D. 2014
TRI-GROUP CONSTRUCTION

NORTH AMERICAN SPECIALTY INSURANCE COMPANY (SEAL) AND DEVELOPMENT, INC. (SEAL)
BY: Glenda J. Rooney (SEAL) BY: [Signature] (SEAL)
GLENDA J. ROONEY, ATTORNEY-IN-FACT (SEAL) HANI ASSI, SECRETARY (SEAL)
Surety Principal

ATTORNEY-IN-FACT ACKNOWLEDGEMENT OF SURETY

STATE OF _____)
COUNTY OF _____) ss
On this _____ day of _____ In the year 20____ before me
appeared _____ a notary public in and for said County and State personally
known to me (or proved to me on the basis of satisfactory evidence) to
be the person whose name is subscribed to the within instrument as the attorney-in-fact of the _____ the
corporation named as Surety in said instrument, and acknowledged to me that he subscribed the name of said corporation thereto as
Surety, and his own name as attorney-in-fact.

NOTE: (a) Signature of those executing for _____
Surety must be properly acknowledged. Notary Public in and for the County of _____
(b) The Attorney-in-fact must attach _____
a certified copy of Power of Attorney. _____ State of California

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

STATE OF CALIFORNIA

County of SAN DIEGO }

On 6/5/2014 before me, MICHELLE M. BASUIL, NOTARY PUBLIC,
Date Here Insert Name and Title of the Officer

personally appeared GLEND A J. ROONEY
Name(s) of Signer(s)

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

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

Witness my hand and official seal.

Signature Michelle M. Basuil
Signature of Notary Public



Place Notary Seal Above

OPTIONAL

Though 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: GLEND A J. ROONEY

- 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. ROONEY, and MARK D. IATAROLA

JOINTLY OR SEVERALLY

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

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

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

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

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



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



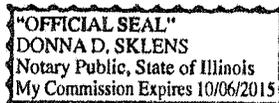
By [Signature] David M. Layman, Vice President of Washington International Insurance Company & Vice President of North American Specialty Insurance Company

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

North American Specialty Insurance Company
Washington International Insurance Company

State of Illinois
County of Cook ss:

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



[Signature] Donna D. Sklens, Notary Public

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

IN WITNESS WHEREOF, I have set my hand and affixed the seals of the Companies this 5TH day of JUNE, 2014.

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

DATE: 06-05-14

ORACLE PROJECT NO. 1017998

COUNTY OF SAN DIEGO
 BIDDER DVBE INFORMATION
 (Due within 2 business days of bid opening)

PROJECT TITLE: LAMAR STREET SLOPE REPAIRS

BIDDER: TRI-GROUP CONSTRUCTION AND DEVELOPMENT, INC.

BIDDER REPRESENTATIVE: HANI ASSI

BID SCHED & ITEM NO.	DESCRIPTION OF WORK, SERVICE OR MATERIAL If not entire item indicate as portions of.	NAME OF CERTIFIED DVBE TO BE USED (PRIME, SUBCONTRACTOR OR VENDOR) AND ADDRESS, TELEPHONE, AND CERTIFICATION NUMBER	DOLLAR AMOUNT TO BE PAID THIS DVBE	
7, 9, 10, 11, 12,	ASPHALT CLASS II BASE DO, & CONCRETE SUPPLIES	} Ag		
13 #14	FENCE & GUARDRAIL WORK		TEAM WEST CONTRACTING 1611 JENKS DR. CORONA CA 92882 951-340-3426 DVBE# 1738461	\$47,227.50
TOTAL DOLLARS TO CERTIFIED DVBE (PRIME, SUBCONTRACTOR OR VENDOR)			\$ 47,227.50	

COMPUTATION OF UTILIZATION AND COMPARISON WITH THE DVBE PARTICIPATION

Disabled Veterans	$\frac{\text{Total Amount to DVBE}}{\text{Total Bid}} \times 100 = \text{Percent of Utilization}$	3% *See DVBE and DVBE Participation information sections to determine if goal is required for this solicitation
	$\frac{\$47,227.50}{\text{Total Bid}} \times 100 = \text{ } \%$	



County of San Diego

JOHN M. PELLEGRINO
DIRECTOR

DEPARTMENT OF PURCHASING AND CONTRACTING
5560 OVERLAND AVENUE, SUITE 270, SAN DIEGO, CALIFORNIA 92123-1204
Phone (858) 505-6367 Fax (858) 715-6452

June 3, 2014

ADDENDUM No. 1

REQUEST FOR BID (RFB) 6469 LAMAR STREET SLOPE REPAIRS; ORACLE PROJECT No. 1017998

Addendum No. 1 forms a part of the contract documents and changes the original documents only in the manner and to the extent stated.

CHANGES:

1. Delete Typical Section Note 2 on plan sheet 8 of 11 and replace with the following:

“Clean all pile surfaces (top of pile to bottom of pile). Paint all pile surfaces with an undercoat of inorganic zinc coating (top of pile to bottom of pile). Paint pile with finish coats from top of pile to 5-ft min below bottom of lagging as shown on ‘Limits of Clean and Paint Steel Soldier Pile’.”

This addendum is required to be inserted in the Contract Documents by the bidder and acknowledged by the bidder on page 2-2 of the Proposal to the Board, at the time of submitting the bid.

If you have any questions, please contact Kristen Hill, Procurement Contracting Officer at (858) 505-6360, or by email at kristen.hill@sdcounty.ca.gov.



Techno West, Inc

of
Anaheim, CA

*has met or exceeded the requirements set forth in the
SSPC Painting Contractor Certification Program for*

**SHOP APPLICATION OF
PROTECTIVE COATINGS
SSPC-QP 3**

Enclosed Shop



.....
President, SSPC

March 31, 2014 – March 31, 2015

.....
Validation Period

Owners are advised to contact SSPC at 412-281-2331 ext. 2235 or ext. 2209 to verify authenticity of certification.



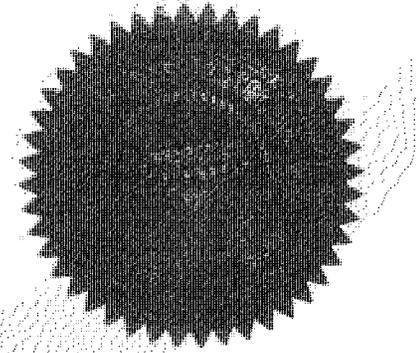
Techno Coatings, Inc.

of

Anaheim, CA

*has met or exceeded the requirements set forth in the
SSPC Painting Contractor Certification Program for*

**INDUSTRIAL HAZARDOUS
PAINT REMOVAL
SSPC-QP2**



.....
"A"
.....
Category

.....
Ben A. Felt
.....
President, SSPC

.....
March 31, 2014 – March 31, 2015
.....
Validation Period

Owners are advised to contact SSPC at 412-281-2331 ext. 2235 or ext. 2209 to verify authenticity of certification.



Techno Coatings, Inc.

of
Anaheim, CA

*has met or exceeded the requirements set forth in the
SSPC Painting Contractor Certification Program for*

FIELD APPLICATION OF COATINGS COMPLEX STRUCTURES SSPC-QP1



.....
President, SSPC

.....
March 31, 2014 – March 31, 2015

.....
Validation Period

Owners are advised to contact SSPC at 412-281-2331 ext. 2235 or ext. 2269 to verify authenticity of certification.

Next

Bid

PART II

DOCUMENTS TO BE EXECUTED BY BIDDER

NOTE TO BIDDERS

The following required certifications must be included with the bid submittal at time of bid:

- Part V, Section 10, "Clean and Paint Steel Soldier Piling," states that Proof of certification under the SSPC QP Certification Program must be submitted with the Contractor's bid. Required certifications are SSPC-QP1 and SSPC-QP3.

STATE OF CALIFORNIA
COUNTY OF SAN DIEGO
PROPOSAL TO THE BOARD
FOR
LAMAR STREET SLOPE REPAIRS

ORACLE PROJECT NO. 1017998

RFB NO. 6469

Name of Bidder BLUE PACIFIC ENGINEERING & CONSTRUCTION

Business Address 7330 OPPORTUNITY ROAD # J

Place of Residence SAN DIEGO, CA 92111

LOCATION

The work to be performed under this Contract is located in the vicinity of Spring Valley, County of San Diego, State of California.

Said work is to be performed in accordance with the Contract and the Special Provisions annexed hereto and including Addenda Nos. 1, and , and also in accordance with the Standard Specifications of the State of California, Department of Transportation, dated May 2006, the Amendments to said Standard Specifications contained in Part VI of these Contract Documents and the modifications to said Standard Specifications and said Amendments contained in Part VII of these Contract Documents.

The work to be done is shown on plans entitled:

PLANS FOR
CONSTRUCTION OF
LAMAR STREET SLOPE REPAIR
In the Vicinity of: Spring Valley
Net Length: 800 feet

Approved: May 2, 2014.

By signing this proposal on the signature portion hereof, the undersigned, as bidder, under penalty of perjury deposes and says: that the only persons or parties interested in this Proposal as Principals are those named herein; that the bidder has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with said proposal; that the undersigned has carefully examined the location of the proposed work, the annexed proposed form of Contract, and the Plans, Special Provisions and Specifications therein referred to; and the undersigned proposes, and agrees if this Proposal is accepted, that the undersigned will furnish the required Bonds and Contract with the Owner, in the form and copy of the Contract annexed hereto, to provide all necessary machinery, tools, apparatus and other means of construction, and to do all the work and furnish all the materials specified in the Contract, in the manner and time therein set forth, and that the undersigned will take in full payment therefor the following unit and lump sum prices, to wit:

BID SCHEDULE

(SharpeSoft #1017998)

ITEM NO.	DESCRIPTION	ESTIMATED QUANTITY	UNIT OF MEASURE	UNIT PRICE (IN FIGURES)	TOTAL (IN FIGURES)
1	PREPARE AND IMPLEMENT WATER POLLUTION CONTROL PROGRAM	LS	LS	LS	2000
2	CONSTRUCTION SITE MANAGEMENT	LS	LS	LS	10,000
3	PROJECT IDENTIFICATION SIGN	1	EA	1400	1400
4	CLEARING AND GRUBBING	LS	LS	LS	8000
5	MOBILIZATION	LS	LS	LS	83000
6	ROADWAY EXCAVATION	461	CY	60	27,660
7	ASPHALT CONCRETE, TYPE B	93	TON	160	14,880
8	PLANE ASPHALT CONCRETE PAVEMENT	86	SY	50	4300
9	PLACE ASPHALT CONCRETE DIKE, TYPE F	746	LF	15	11,190
10	AGGREGATE BASE, CLASS 2	213	CY	120	25,560
11	DISINTEGRATED GRANITE	93	CY	300	27,900
12	METAL BEAM GUARD RAILING	775	LF	40	31,000
13	REMOVE METAL BEAM GUARD RAILING	775	LF	15	11,625
14	GUARD RAIL DELINEATOR	24	EA	30	720
15	CHAIN LINK FENCE (H=4FT)	810	LF	26	21,060

Name of Bidder BLUE PACIFIC ENGINEERING & CONSTRUCTION

BID SCHEDULE (Continued)

(SharpeSoft #1017998)

ITEM NO.	DESCRIPTION	ESTIMATED QUANTITY	UNIT OF MEASURE	UNIT PRICE (IN FIGURES)	TOTAL (IN FIGURES)
16	STRUCTURE EXCAVATION (RETAINING WALL)	210	CY	100	21,000
17	FURNISH AND INSTALL STEEL SOLDIER PILING	1,712	LF	78	133,536
18	DRILLED HOLE FOR STEEL SOLDIER PILING	446	LF	48	21,408
19	DRILLED HOLE FOR STEEL SOLDIER PILING (ROCK SOCKET)	1,015	LF	210	213,150
20	CLEAN AND PAINT STEEL SOLDIER PILING	LS	LS	LS	40,000
21	TIMBER LAGGING	45	TFBM	3150	141,750
22	CONCRETE BACKFILL (STEEL SOLDIER PILING)	118	CY	335	39,530
23	STRUCTURE BACKFILL (RETAINING WALL)	180	CY	100	18,000
24	TRAFFIC CONTROL	LS	LS	LS	40,000
25	TRENCH SAFETY AND SHORING OF EXCAVATIONS	LS	LS	LS	10,000
26	TEMPORARY CONCRETE WASHOUT (PORTABLE)	LS	LS	LS	3000
27	TEMPORARY FIBER ROLL	1,200	LF	5	6000
28	TEMPORARY GRAVEL BAG	300	EA	6	1800
29	TEMPORARY INLET FILTER ROLL	60	LF	10	600
30	TEMPORARY SILT FENCE	800	LF	5	4000
31	TEMPORARY COVER	150	SY	12	1800
32	EROSION CONTROL (TYPE D)	554	SY	4	2216
33	MOVE IN/MOVE OUT (EROSION CONTROL)	2	EA	600	1200
34	BMP MAINTENANCE COST SHARING	500	DLR	1.00	500.00
35	FIELD ORDERS	20,000	DLR	1.00	20,000.00
TOTAL BID					999,785

Name of Bidder BLUE PACIFIC ENGINEERING & CONSTRUCTION

BID COMPARISON AND AWARD

If this Proposal shall be accepted and the undersigned shall fail to contract as aforesaid and to give in sums as stated in the Notice to Contractors Inviting Bids, both a faithful Performance Bond, and a Payment Bond as required by Chapter 5 (commencing at Section 3225) and Chapter 7 (commencing at Section 3247), Title 15, Part 4, Division 3, of the California Civil Code, with surety satisfactory to the Owner within the time specified in Section 3-1.03 of the Standard Specifications after the undersigned has received notice of the award of the Contract from the Owner and that the Contract is ready for signature, the Owner may, at its option, determine that the bidder has abandoned the Contract, and thereupon this Proposal and the acceptance thereof shall be null and void, and the forfeiture of the security accompanying this Proposal shall operate and the same shall be the property of the Owner.

Bids are required for the entire work. The amount of the bid for comparison purposes will be the Total Bid.

The bidder shall set forth for each item of work, in clearly legible figures, a unit price and a total for the item in the respective spaces provided for this purpose. In the case of unit basis items, the amount set forth under the "Total" column shall be the extension of the unit price bid on the basis of the estimated quantity for the item.

In case of discrepancy between the unit price and the total set forth for the item, the unit price shall prevail; provided, however, if the amount set forth as a unit price is ambiguous, unintelligible or uncertain for any cause, or is omitted, or in the case of unit basis items, is the same amount as the entry in the "Total" column, then the amount set forth in the "Total" column for the item shall prevail in accordance with the following:

1. As to lump sum items, the amount set forth in the "Total" column shall be the unit price.
2. As to unit basis items, the amount set forth in the "Total" column shall be divided by the estimated quantity for the item, and the price thus obtained shall be the unit price.

The quantities listed in the Proposal are approximate only. Payment for work done will be made at the contract unit prices bid as applied to the quantities actually constructed or installed.

Award of the Contract, if awarded, will be to the lowest responsible bidder, for the Total Bid, subject to the Owner's right to reject any or all bids and to waive any informality or irregularity in the bids or bidding. Bids in which the prices are obviously unbalanced may be rejected.

Award of the Contract, if awarded, will be made within seventy-five (75) calendar days from the date specified for the opening of bids.

PROHIBITED CONTRACTS

Section 67 of the San Diego County Administrative Code provides that the County shall not contract with, and shall reject any bid or proposal submitted by, the person or entities specified below, unless the Board of Supervisors finds that special circumstances exist which justify the approval of such contract:

- (a) Persons employed by the County or of public agencies for which the Board of Supervisors is the governing body;
- (b) Profit-making firms or businesses in which employees described in subsection (a) serve as officers, principals, partners, or major shareholders;
- (c) Persons who, within the immediately preceding twelve (12) months came within the provisions of subsection (a) and who (1) were employed in positions of substantial responsibility in the area of service to be performed by the contract, or (2) participated in any way in developing the contract or its service specifications; and
- (d) Profit-making firms or businesses in which the former employees described in subsection (c) serve as officers, principals, partners, or major shareholders.

With the affixing of a signature to your response to this solicitation, officer certifies that the above provisions of the Code have been complied with, and that any exception will cause any ensuing contract to be invalid.

DRUG AND ALCOHOL POLICY

It is the policy of the Board of Supervisors that in order to attain or maintain a contract with the County, each contractor shall agree that while any contractor or the contractor's employees are performing services for the County, or using County equipment, that the contractor or the contractor's employees:

- 1. Shall not in any way be impaired because of being under the influence of alcohol or a drug.
- 2. Shall not possess, consume, or be under the influence of alcohol and/or an illegal drug.
- 3. Shall not sell, offer, or provide alcohol or a drug to another person.

DEBARMENT AND SUSPENSION

Contractor certifies that it, its principals, its employees and its subcontractors:

- 1. Are not presently debarred, suspended, proposed for debarment, and declared ineligible or voluntarily excluded from covered transactions by any State or Federal Department or agency.
- 2. Have not within a 3-year period preceding this Contract been convicted of, or had a civil judgment rendered against them for, the commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or Local) transaction; violation of Federal or State anti-trust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property.
- 3. Are not presently indicted or otherwise criminally or civilly charged by a government entity (federal, State, or local) with commission of any of the offenses enumerated in the paragraph above; and
- 4. Have not within a 3-year period preceding this Contract had one or more public transactions (Federal, State, or Local) terminated for cause or default.

**County of San Diego
Department of Purchasing and Contracting
REPRESENTATIONS AND CERTIFICATIONS**

The following representations and certifications are to be completed, signed and returned with the offer.

1. NOT-FOR-PROFIT ORGANIZATIONS

Attach proof of status and omit Paragraph 3.

2. INTERLOCKING DIRECTORATE

In accordance with Board of Supervisors Policy A-79, if Offeror is a non-profit as indicated in paragraph 1 above, Offeror is required to identify any related for-profit subcontractors in which an interlocking directorate, management or ownership relationship exists. By submission of this offer, Offeror certifies it will not enter into a subcontract relationship with a related for-profit entity if Offeror is a non-profit entity. If Offeror is a non-profit and will be subcontracting with a related for-profit entity, Offeror must list the entity(ies) on an attached separate sheet listing them all and the contract must be approved by the Board of Supervisors

3. BUSINESS REPRESENTATION

3.1. REPRESENTATION AS DISABLED VETERANS BUSINESS ENTERPRISE

"Disabled Veterans Business Enterprise" means a business which is at least fifty-one (51%) owned and operated by one or more veterans with a service related disability as certified by Equal Opportunity Management Office (EOMO), California Department of General Services, Office of Small Business and members of Joint Agencies Contracting Opportunities (JACO), (California Military and Veterans code, Article 6, section 999).

This Offeror represents as a part of this offer that the ownership, operation and control of the business are in accordance with the specific definition in 3.1. I am currently certified by:

Certifying Government Agency: N/A

Certification #: N/A

4. CERTIFICATE REGARDING DEBARMENT, SUSPENSION AND RELATED MATTERS

Offeror hereby certifies to the best of its knowledge that neither it nor any of its officers:

- 4.1. Are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency; and
- 4.2. Have within a three (3) year period preceding this agreement been convicted of or had a civil judgment rendered against them for commission of fraud or criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property; and
- 4.3. Are presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State, or local) with the commission of any of the offenses enumerated in paragraph 4.2 of this certification; and

- 4.4. Have within a three (3) year period preceding this agreement had one or more public transactions (Federal, State or local) terminated for cause or default.
- 4.5. Are presently the target or subject of any investigation, accusation or charges by any Federal, State or local law enforcement, licensing or certification body and if they are, the appropriate information is included in the proposal, as requested in the Submittal Requirements.
- 4.6. Contractor will report in writing to the County Department of Purchasing and Contracting within five business days of knowing or have any reason to know any change in status as certified in the preceding paragraphs 4.1 through 4.5, and that occur prior to award (in the case of bids) and contract execution (in the case of negotiated procurements).
- 4.7. Offeror and its proposed subcontractors, agents and consultants have not previously contracted with the County to perform work on this project (e.g. preparing components of the statement of work or plans and specifications for this project). If Offeror or any of its subcontractors, agents or consultants, have previously contracted with the County to perform work on this project, Offeror shall identify those previous agreement(s) and submit that list along with the proposal.

5. CERTIFICATE OF CURRENT COST OR PRICING

This is to certify that, to the best of my knowledge and belief, cost and/or pricing data submitted with this offer, or specifically identified by reference if actual submission of the data is impracticable, is/are accurate, complete, and current as of the date signed below.

6. CERTIFICATE OF INDEPENDENT PRICING

By submission of this offer, each Offeror certifies, and in the case of a joint offers, each party thereto certifies as to its own organization, that in relation to this procurement:

- 6.1. The prices in this offer have been arrived at independently, without consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with other Offeror; with any competitor; or with any County employee(s) or consultant(s) involved in this or related procurements; and
 - 6.2. Unless otherwise required by law, the prices which have been quoted in this offer have not been knowingly disclosed by the Offeror and will not knowingly be disclosed by the Offeror prior to opening, in the case of a bid, or prior to award, in the case of a proposal, directly or indirectly to any other Offeror or to any competitor; and
 - 6.3. No attempt has been made or will be made by the Offeror to induce any other person or firm to submit or not to submit an offer for the purpose of restricting competition.
7. The Offeror understands that prior to receiving a contract award from the County, the Offeror must submit a completed IRS W-9 form to provide a Federal Tax ID number, or if not available, to provide a Social Security Number (SSN).

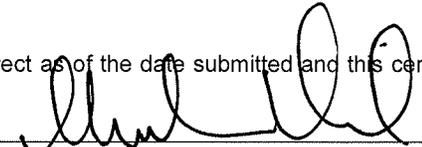
CERTIFICATION

The information furnished in Paragraphs 1 through 7 is certified to be factual and correct as of the date submitted and this certification is made under penalty of perjury under the laws of the State of California.

Name: SHAHRAM ELIHU

Title: OWNER

Company/Organization: BLUE PACIFIC ENGINEERING & CONSTRUCTION

Signature: 
Date: 6/5/2014

SUBMIT THIS FORM AS DIRECTED IN THE REQUEST FOR SOLICITATION DOCUMENTS OR WITH THE OFFER

DESIGNATION OF SUBCONTRACTORS

Set forth below is the full name and the location of the place of business of each Subcontractor whom the Bidder proposes to subcontract portions of the work in excess of one-half of one percent of the total bid, or, in the case of construction of streets or highways, including bridges, in excess of one-half of one percent of the total bid or \$10,000, whichever is greater, and the portion of the work which will be done by each Subcontractor for each subcontract.

The Bidder's attention is directed to the provision titled "Subcontracting" of the Special Provisions contained in these Contract Documents.

NOTE: The Bidder understands that if the Bidder fails to specify a Subcontractor for any portion of the work to be performed under the contract in excess of one-half of one percent of the bid, or, in the case of construction of streets or highways, including bridges, in excess of one-half of one percent of the bid or \$10,000, whichever is greater, the Bidder shall be deemed to have agreed to perform such portion, and that the Bidder shall not be permitted to sublet or subcontract that portion of the work except in cases of public emergency or necessity, and then only after a finding, reduced to writing as a public record of the Awarding Authority, setting forth the facts constituting the emergency or necessity in accordance with the provision of the Subletting and Subcontracting Fair Practices Act (Section 4100 et seq. of the California Public Contract Code).

Unless changed in the Special Provisions, at least 50 percent of the original contract price shall be performed by the Contractor's own organization.

The "Business Name and Address", and the "Portion of Work to be Contracted" that will be done by each subcontractor are required at the time of bid submittal. The remainder of the information shall be submitted **by all bidders within two business days** of bid opening by e-mail to the Procurement Contracting Officer listed as contact for this RFB.

If no Subcontractors are to be employed on the project, enter the word "NONE."

DESIGNATION OF SUBCONTRACTORS				
PORTION OF WORK TO BE SUBCONTRACTED		BUSINESS NAME AND ADDRESS	PERCENTAGE OF TOTAL CONTRACT	LICENSE NO.
BID SCHED & ITEM NO.	DESCRIPTION OF WORK (State if work includes only a portion of the bid item)			
12, 14, 15	Railing & Fence Installation	FenceCorp Inc. 2401 Industry St Oceanside, CA 92054	4.03	886544
17-19, 21, 22	Soldier Piles & Concrete Backfill, Timberlagging	Hayward Baker 1870 Cordell Ct, Ste 201 El Cajon, CA 92020	45.13	482246

TOTAL % SUBCONTRACTED 49.16

Name of Bidder BLUE PACIFIC ENGINEERING & CONSTRUCTION

FOR: LAMAR STREET SLOPE REPAIRS; ORACLE PROJECT NO. 1017998

Accompanying this proposal is BIDDER'S BOND
in amount equal to at least ten percent of total of the bid.
(NOTICE: Insert the words "cash (\$ _____)," "cashier's check," "certified check," or "bidder's bond," as the case may be.)

The names of all persons interested in the foregoing proposal as principals are as follows:

IMPORTANT NOTICE If bidder or other interested person is a corporation, state legal name of corporation, also names of the president, secretary, treasurer and manager thereof; if a copartnership, state true name of firm, also names of all individual copartners composing firm; if bidder or other interested person is an individual, state first and last names in full.

BLUE PACIFIC ENGINEERING & CONSTRUCTION
SHAHRAM ELIHU

Licensed in accordance with an act providing for the registration of Contractors,
License No. 824455 Classification (s) A,B,C27,C-8,C10 Exp. Date 9/30/2015

Warning - If an addendum or addenda have been issued by the Department and not noted in the Proposal to the Board on page 2-2 as being received by the bidder, this Proposal may be rejected.

By my signature on this proposal I certify, under penalty of perjury under the laws of the State of California, that the foregoing questionnaire and statements of Public Contract Code Sections 10162, 10232 and 10285.1 are true and correct and that the bidder has complied with the requirements of Section 8103 of the Fair Employment and Housing Commission Regulations (Chapter 5, Title 2 of the California Administrative Code). By my signature on this proposal I further certify, under penalty of perjury under the laws of the State of California and the United States of America, that the Noncollusion Affidavit required by Title 23 United States Code, Section 112 and Public Contract Code Section 7106; and the Title 49 Code of Federal Regulations, Part 29 Debarment and Suspension Certification are true and correct.

I hereby certify, under penalty of perjury, that the foregoing proposal to the Board is true and correct.

(BLUE PACIFIC ENGINEERING & CONSTRUCTION
(Legal Name of Bidder
(
(**SIGN**
(
(**HERE** (by  (SEAL)
(Signature
(
(OWNER
(
(Title
(

NOTE: If bidder is a corporation, the legal name of the corporation shall be set forth above together with the signature of the officer or officers authorized to sign contracts on behalf of the corporation; if bidder is a copartnership, the true name of the firm shall be set forth above together with the signature of the partner or partners authorized to sign contracts in behalf of the copartnership; and if bidder is an individual, his signature shall be placed above. If signature is by an agent, other than an officer of a corporation or a member of a partnership, a Power of Attorney must be submitted with the bid; otherwise, the bid may be disregarded as irregular and unauthorized.

Business address 7330 OPPORTUNITY ROAD #J, SAN DIEGO, CA 92111
Telephone (858) 956-1456 Fax (619) 291-0482
E-Mail address SElihu@bluepacificeng.com
Dated 5TH OF MAY, 20 14, at SAN DIEGO, California.

BIDDER'S BOND

KNOW ALL MEN BY THESE PRESENTS:

That we BLUE PACIFIC ENGINEERING & CONSTRUCTION
as Principal, and NORTH AMERICAN SPECIALTY INSURANCE COMPANY

as Surety, are held and firmly bound unto the County of San Diego, a political subdivision of the State of California, hereinafter called the County, in the penal sum of TEN PERCENT (10%) OF THE TOTAL AMOUNT OF THE BID of the Principal above named, submitted by said Principal to the County for the work described below, for the payment of which sum in lawful money of the United States, well and truly to be made, we bind ourselves, our heirs, executors, administrators and successors, jointly and severally, firmly by these presents.

In no case shall the liability of the Surety hereunder exceed the sum of TEN PERCENT OF GREATER AMOUNT BID

THE CONDITION OF THIS OBLIGATION IS SUCH,

That whereas the Principal has submitted the above-mentioned bid to the County of San Diego for certain construction specifically described as follows, for which bids are to be opened on JUNE 5, 2014 for DATE

LAMAR STREET SLOPE REPAIRS; ORACLE PROJECT NO. 1017998

NOW THEREFORE, if the aforesaid principal shall not withdraw said bid within the period specified therein after the opening of the same, or, if no period be specified, within sixty (60) days after said opening, and shall within the period specified therefor, or, if no period be specified, within ten (10) days after the prescribed forms are presented to him for signature, enter into a written contract with the County, in the prescribed form, in accordance with the bid as accepted, and file the two bonds with the County, one to guarantee faithful performance and the other to guarantee payment for labor and materials, as required by law, then this obligation shall be null and void; otherwise, it shall be and remain in full force and virtue.

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

IN WITNESS WHEREOF, We have hereunto set our hands and seals on this 27TH day of MAY A.D. 2014

BY: NORTH AMERICAN SPECIALTY INSURANCE COMPANY (SEAL) BLUE PACIFIC ENGINEERING & CONSTRUCTION (SEAL)
MARK D. IATAROLA, ATTORNEY-IN-FACT (SEAL) BY: (SEAL) Principal (SEAL)
Surety

ATTORNEY-IN-FACT ACKNOWLEDGEMENT OF SURETY

STATE OF)
COUNTY OF) ss
On this day of in the year 20 before me
a notary public in and for said County and State personally
appeared known to me (or proved to me on the basis of satisfactory evidence) to
be the person whose name is subscribed to the within instrument as the attorney-in-fact of the
corporation named as Surety in said instrument, and acknowledged to me that he subscribed the name of said corporation thereto as
Surety, and his own name as attorney-in-fact.

NOTE: (a) Signature of those executing for Surety must be properly acknowledged.
(b) The Attorney-in-fact must attach a certified copy of Power of Attorney.
Notary Public in and for the County of
State of California

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

STATE OF CALIFORNIA

County of SAN DIEGO }

On 5/27/2014 before me, MICHELLE M. BASUIL, NOTARY PUBLIC,
Date Here Insert Name and Title of the Officer

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

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

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

Witness my hand and official seal.

Signature Michelle M. Basuil
Signature of Notary Public



Place Notary Seal Above

OPTIONAL

Though 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: BID BOND

Document Date: 5/27/2014 Number of Pages: 1

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,

GLEND A. J. ROONEY, and MARK D. IATAROLA

JOINTLY OR SEVERALLY

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

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

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

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

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



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



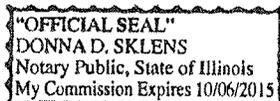
By [Signature] David M. Layman, Vice President of Washington International Insurance Company & Vice President of North American Specialty Insurance Company

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

North American Specialty Insurance Company
Washington International Insurance Company

State of Illinois
County of Cook ss:

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



[Signature] Donna D. Sklens, Notary Public

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

IN WITNESS WHEREOF, I have set my hand and affixed the seals of the Companies this 27th day of MAY, 2014.

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

CALIFORNIA ALL-PURPOSE CERTIFICATE OF ACKNOWLEDGMENT

State of California

County of San Diego

On June 5, 2014 before me, Margarita Amine Notary Public
(Here insert name and title of the officer)

personally appeared Shahram Elihu

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) s 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

Margarita Amine
Signature of Notary Public

(Notary Seal)



ADDITIONAL OPTIONAL INFORMATION

DESCRIPTION OF THE ATTACHED DOCUMENT	
_____ (Title or description of attached document)	
_____ (Title or description of attached document continued)	
Number of Pages _____	Document Date _____
_____ (Additional information)	

CAPACITY CLAIMED BY THE SIGNER	
<input type="checkbox"/> Individual (s)	
<input type="checkbox"/> Corporate Officer	
_____ (Title)	
<input type="checkbox"/> Partner(s)	
<input type="checkbox"/> Attorney-in-Fact	
<input type="checkbox"/> Trustee(s)	
<input type="checkbox"/> Other _____	

INSTRUCTIONS FOR COMPLETING THIS FORM

Any acknowledgment completed in California must contain verbiage exactly as appears above in the notary section or a separate acknowledgment form must be properly completed and attached to that document. The only exception is if a document is to be recorded outside of California. In such instances, any alternative acknowledgment verbiage as may be printed on such a document so long as the verbiage does not require the notary to do something that is illegal for a notary in California (i.e. certifying the authorized capacity of the signer). Please check the document carefully for proper notarial wording and attach this form if required.

- State and County information must be the State and County where the document signer(s) personally appeared before the notary public for acknowledgment.
- Date of notarization must be the date that the signer(s) personally appeared which must also be the same date the acknowledgment is completed.
- The notary public must print his or her name as it appears within his or her commission followed by a comma and then your title (notary public).
- Print the name(s) of document signer(s) who personally appear at the time of notarization.
- Indicate the correct singular or plural forms by crossing off incorrect forms (i.e. he/she/they-, is /are) or circling the correct forms. Failure to correctly indicate this information may lead to rejection of document recording.
- The notary seal impression must be clear and photographically reproducible. Impression must not cover text or lines. If seal impression smudges, re-seal if a sufficient area permits, otherwise complete a different acknowledgment form.
- Signature of the notary public must match the signature on file with the office of the county clerk.
 - ❖ Additional information is not required but could help to ensure this acknowledgment is not misused or attached to a different document.
 - ❖ Indicate title or type of attached document, number of pages and date
 - ❖ Indicate the capacity claimed by the signer. If the claimed capacity is a corporate officer, indicate the title (i.e. CEO, CFO, Secretary).
- Securely attach this document to the signed document

DATE: 6/5/2014

ORACLE PROJECT NO. 1017998

COUNTY OF SAN DIEGO
 BIDDER DVBE INFORMATION
 (Due within 2 business days of bid opening)

PROJECT TITLE: LAMAR STREET SLOPE REPAIRS

BIDDER: BLUE PACIFIC ENGINEERING & CONSTRUCTION BIDDER REPRESENTATIVE: SHAHRAM ELIHU

BID SCHED & ITEM NO.	DESCRIPTION OF WORK, SERVICE OR MATERIAL If not entire item indicate as portions of.	NAME OF CERTIFIED DVBE TO BE USED (PRIME, SUBCONTRACTOR OR VENDOR) AND ADDRESS, TELEPHONE, AND CERTIFICATION NUMBER	DOLLAR AMOUNT TO BE PAID THIS DVBE
TOTAL DOLLARS TO CERTIFIED DVBE (PRIME, SUBCONTRACTOR OR VENDOR)			\$

COMPUTATION OF UTILIZATION AND COMPARISON WITH THE DVBE PARTICIPATION

Disabled Veterans	$\frac{\text{Total Amount to DVBE}}{\text{Total Bid}} \times 100 = \text{Percent of Utilization}$ $\text{_____} \times 100 = \text{_____}\%$	3% *See DVBE and DVBE Participation information sections to determine if goal is required for this solicitation
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PART IIA

**DOCUMENTS TO BE EXECUTED AND SUBMITTED BY ALL
BIDDERS WHO FAIL TO MEET DVBE PARTICIPATION FOR PUBLIC WORK PROJECTS
ESTIMATED (BY THE COUNTY) TO BE BETWEEN \$500,000 AND \$1 MILLION**

**(SHALL BE SUBMITTED BY E-MAIL TO THE PROCUREMENT
CONTRACTING OFFICER LISTED AS CONTACT FOR THIS RFB
WITHIN TWO (2) BUSINESS DAYS
OF THE BID OPENING)**

(Bidders are cautioned that even if their BIDDER DVBE INFORMATION form (page 2-10) indicates the stated DVBE participation has been met, all bidders should still consider submitting Documentation of Good Faith Effort. Submittal of satisfactory Documentation of Good Faith Effort will protect eligibility for award of a contract in the event the County, in its review, finds that the stated DVBE participation has not been met.) These documents cannot be submitted in lieu of page 2-10, but may supplement page 2-10.

Disabled Veteran Business Enterprise (DVBE)
“Good Faith Effort” Package

Documentation of Good Faith Effort
(Due within 2 business days of bid opening)

The DVBE Cover Sheet is to be attached for the required certified DVBE documentation of “Good Faith Effort” for public works projects estimated by the County to be between \$500,000 and \$1 million.

Project Title: LAMAR STREET SLOPE REPAIRS

Oracle Project No. : 1017998

Bid No.: 6469

Bid Date: 6/5/2014

Name of Contractor Submitting Bid:

BLUE PACIFIC ENGINEERING & CONSTRUCTION

Please check off the following to insure you have included them in your documentation:

Documentation of “Good Faith Effort” (3 pages, including this page)

Attachment of Any Additional Supporting Documentation

DOCUMENTATION OF GOOD FAITH EFFORT

- A. List potential DVBEs that the bidder solicited prior to prime contractor bid submittal for participation in this contract along with dates.

Certified DVBE Firm Name and Certification No.	Date and Method of Contact (Mail, Fax, Telephone, etc.)	Responded (Yes/No)
1. Carolina construction # 45271	6/2/14, email	yes, will provide bid
2. metropolitan mapping # 1063285	6/2/14, email	NO
3. aviation striping # 40242	6/2/14, email	NO
4. Patriot Paving # 1759991	6/2/14, email	NO
5. Porter demo services # 1749740	6/2/14, email	NO
6. American vet. const. & demo, inc # 1751812	6/2/14, email	NO
7. NWB environmental # 1750108	6/2/14, email	NO
8. Johannesen Machine # 1756729	6/2/14, email	NO
9. So. cal. soil & testing # 49756	6/2/14, email	NO
10. SLS const. / inc # 1423660	6/2/14, email	NO
11. Benco concrete inc # 1240520	6/2/14, email	NO
12. Retaining walls co. # 1199782	6/2/14, email	NO
13. A & A const. # 1741598	6/2/14, email	NO
14. Herman const Group # 1098420	6/2/14, email	NO
15.		

Solicitations

DVBE Solicitation Sample:

Bidder must attach a sample of the solicitation sent to certified DVBE firms. If phone contact was made, document conversation: date, time, contact person, and business opportunities discussed.

Rita Amine

Sample solicitation

Subject: Bids requested for Lamar Street Slope Repairs

Good morning,

Blue Pacific Engineering is requesting pricing from certified DVBE subcontractors, suppliers, and vendors for **excavation, grading, asphalt, fencing, retaining walls, traffic control, and erosion control.**

Bid Date is: June 5, 2014 at 2pm

Plans and specs are available to interested firms at no charge. They can be downloaded at:

https://buynet.sdcounty.ca.gov/Solicitations/SolicitationDetail.aspx?SolicitationID=969500&AID=1&RESP_TYPE=PER%20SOLICITATION

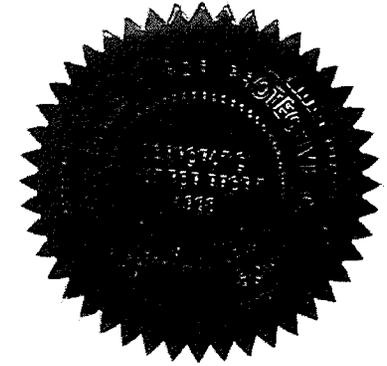
If required, contractor can provide assistance obtaining equipment, supplies, and materials necessary for this job. In addition, contractor can provide assistance obtaining required bonding, lines of credit, or insurance, if required.

Please let me know whether or not you will be able to provide a bid for this project.

Thank you!

Rita Amine

Blue Pacific Engineering & Construction
7330 Opportunity Road, Suite J
San Diego, CA. 92111
Phone 858-956-1456; Fax 619-291-0482



Techno Coatings, Inc.
of
Anaheim, CA

*has met or exceeded the requirements set forth in the
 SSPC Painting Contractor Certification Program for*

**FIELD APPLICATION OF COATINGS
 COMPLEX STRUCTURES
 SSPC-QP1**

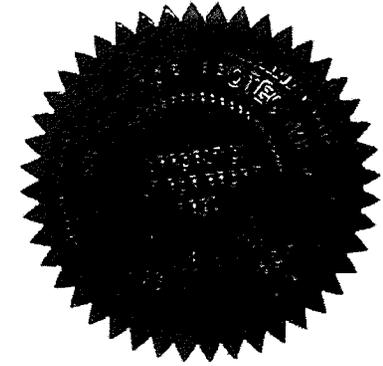


Greg A. Fultz

 President, SSPC

March 31, 2014 – March 31, 2015

 Validation Period



Techno Coatings, Inc.

of

Anaheim, CA

has met or exceeded the requirements set forth in the
SSPC Painting Contractor Certification Program for

**INDUSTRIAL HAZARDOUS
PAINT REMOVAL
SSPC-QP2**



.....
"A"
.....
Category

.....
Greg A. Zuby
.....
President, SSPC

.....
March 31, 2014 – March 31, 2015
.....
Validation Period



Techno West, Inc

of
Anaheim, CA

*has met or exceeded the requirements set forth in the
SSPC Painting Contractor Certification Program for*

**SHOP APPLICATION OF
PROTECTIVE COATINGS
SSPC-QP 3**

Enclosed Shop



Seij A. Luby

.....
President, SSPC

March 31, 2014 – March 31, 2015

.....
Validation Period

Next

Bid

PART II

DOCUMENTS TO BE EXECUTED BY BIDDER

NOTE TO BIDDERS

The following required certifications must be included with the bid submittal at time of bid:

- Part V, Section 10, "Clean and Paint Steel Soldier Piling," states that Proof of certification under the SSPC QP Certification Program must be submitted with the Contractor's bid. Required certifications are SSPC-QP1 and SSPC-QP3.

STATE OF CALIFORNIA
COUNTY OF SAN DIEGO
PROPOSAL TO THE BOARD
FOR
LAMAR STREET SLOPE REPAIRS

ORACLE PROJECT NO. 1017998

RFB NO. 6469

Name of Bidder Whillock Contracting, Inc.

Business Address PO Box 2322 La Mesa, CA 91943-2322

Place of Residence 346 Front St. El Cajon, Ca 92020

LOCATION

The work to be performed under this Contract is located in the vicinity of Spring Valley, County of San Diego, State of California.

Said work is to be performed in accordance with the Contract and the Special Provisions annexed hereto and including Addenda Nos. 1, and , and also in accordance with the Standard Specifications of the State of California, Department of Transportation, dated May 2006, the Amendments to said Standard Specifications contained in Part VI of these Contract Documents and the modifications to said Standard Specifications and said Amendments contained in Part VII of these Contract Documents.

The work to be done is shown on plans entitled:

PLANS FOR
CONSTRUCTION OF
LAMAR STREET SLOPE REPAIR
In the Vicinity of: Spring Valley
Net Length: 800 feet

Approved: May 2, 2014.

By signing this proposal on the signature portion hereof, the undersigned, as bidder, under penalty of perjury deposes and says: that the only persons or parties interested in this Proposal as Principals are those named herein; that the bidder has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with said proposal; that the undersigned has carefully examined the location of the proposed work, the annexed proposed form of Contract, and the Plans, Special Provisions and Specifications therein referred to; and the undersigned proposes, and agrees if this Proposal is accepted, that the undersigned will furnish the required Bonds and Contract with the Owner, in the form and copy of the Contract annexed hereto, to provide all necessary machinery, tools, apparatus and other means of construction, and to do all the work and furnish all the materials specified in the Contract, in the manner and time therein set forth, and that the undersigned will take in full payment therefor the following unit and lump sum prices, to wit:

BID SCHEDULE

(SharpeSoft #1017998)

ITEM NO.	DESCRIPTION	ESTIMATED QUANTITY	UNIT OF MEASURE	UNIT PRICE (IN FIGURES)	TOTAL (IN FIGURES)
1	PREPARE AND IMPLEMENT WATER POLLUTION CONTROL PROGRAM	LS	LS	LS	800.00
2	CONSTRUCTION SITE MANAGEMENT	LS	LS	LS	6,420.00
3	PROJECT IDENTIFICATION SIGN	1	EA	554.00	554.00
4	CLEARING AND GRUBBING	LS	LS	LS	17,785.00
5	MOBILIZATION	LS	LS	LS	69,604.00
6	ROADWAY EXCAVATION	461	CY	16.41	7,565.01
7	ASPHALT CONCRETE, TYPE B	93	TON	139.00	12,927.00
8	PLANE ASPHALT CONCRETE PAVEMENT	86	SY	12.15	1,044.90
9	PLACE ASPHALT CONCRETE DIKE, TYPE F	746	LF	9.50	7,087.00
10	AGGREGATE BASE, CLASS 2	213	CY	34.50	7,348.50
11	DISINTEGRATED GRANITE	93	CY	59.00	5,487.00
12	METAL BEAM GUARD RAILING	775	LF	33.09	25,644.75
13	REMOVE METAL BEAM GUARD RAILING	775	LF	9.34	7,238.50
14	GUARD RAIL DELINEATOR	24	EA	27.00	648.00
15	CHAIN LINK FENCE (H=4FT)	810	LF	20.62	16,702.20

Name of Bidder Whillock Contracting, Inc.

BID SCHEDULE (Continued)

(SharpeSoft #1017998)

ITEM NO.	DESCRIPTION	ESTIMATED QUANTITY	UNIT OF MEASURE	UNIT PRICE (IN FIGURES)	TOTAL (IN FIGURES)
16	STRUCTURE EXCAVATION (RETAINING WALL)	210	CY	64.20	13,482.00
17	FURNISH AND INSTALL STEEL SOLDIER PILING	1,712	LF	82.79	141,736.48
18	DRILLED HOLE FOR STEEL SOLDIER PILING	446	LF	91.59	40,849.14
19	DRILLED HOLE FOR STEEL SOLDIER PILING (ROCK SOCKET)	1,015	LF	173.35	175,950.25
20	CLEAN AND PAINT STEEL SOLDIER PILING	LS	LS	LS	64,669.00
21	TIMBER LAGGING	45	TFBM	3563.78	160,310.10
22	CONCRETE BACKFILL (STEEL SOLDIER PILING)	118	CY	274.05	32,337.90
23	STRUCTURE BACKFILL (RETAINING WALL)	180	CY	128.40	23,112.00
24	TRAFFIC CONTROL	LS	LS	LS	23,249.00
25	TRENCH SAFETY AND SHORING OF EXCAVATIONS	LS	LS	LS	57,586.00
26	TEMPORARY CONCRETE WASHOUT (PORTABLE)	LS	LS	LS	2568.00
27	TEMPORARY FIBER ROLL	1,200	LF	3.50	4,200.00
28	TEMPORARY GRAVEL BAG	300	EA	4.00	1200.00
29	TEMPORARY INLET FILTER ROLL	60	LF	14.50	870.00
30	TEMPORARY SILT FENCE	800	LF	3.50	2800.00
31	TEMPORARY COVER	150	SY	15.00	2,250.00
32	EROSION CONTROL (TYPE D)	554	SY	1.65	914.10
33	MOVE IN/MOVE OUT (EROSION CONTROL)	2	EA	533.00	1066.00
34	BMP MAINTENANCE COST SHARING	500	DLR	1.00	500.00
35	FIELD ORDERS	20,000	DLR	1.00	20,000.00
TOTAL BID					956,565. ⁸³

Name of Bidder Whillock Contracting, Inc.

BID COMPARISON AND AWARD

If this Proposal shall be accepted and the undersigned shall fail to contract as aforesaid and to give in sums as stated in the Notice to Contractors Inviting Bids, both a faithful Performance Bond, and a Payment Bond as required by Chapter 5 (commencing at Section 3225) and Chapter 7 (commencing at Section 3247), Title 15, Part 4, Division 3, of the California Civil Code, with surety satisfactory to the Owner within the time specified in Section 3-1.03 of the Standard Specifications after the undersigned has received notice of the award of the Contract from the Owner and that the Contract is ready for signature, the Owner may, at its option, determine that the bidder has abandoned the Contract, and thereupon this Proposal and the acceptance thereof shall be null and void, and the forfeiture of the security accompanying this Proposal shall operate and the same shall be the property of the Owner.

Bids are required for the entire work. The amount of the bid for comparison purposes will be the Total Bid.

The bidder shall set forth for each item of work, in clearly legible figures, a unit price and a total for the item in the respective spaces provided for this purpose. In the case of unit basis items, the amount set forth under the "Total" column shall be the extension of the unit price bid on the basis of the estimated quantity for the item.

In case of discrepancy between the unit price and the total set forth for the item, the unit price shall prevail; provided, however, if the amount set forth as a unit price is ambiguous, unintelligible or uncertain for any cause, or is omitted, or in the case of unit basis items, is the same amount as the entry in the "Total" column, then the amount set forth in the "Total" column for the item shall prevail in accordance with the following:

1. As to lump sum items, the amount set forth in the "Total" column shall be the unit price.
2. As to unit basis items, the amount set forth in the "Total" column shall be divided by the estimated quantity for the item, and the price thus obtained shall be the unit price.

The quantities listed in the Proposal are approximate only. Payment for work done will be made at the contract unit prices bid as applied to the quantities actually constructed or installed.

Award of the Contract, if awarded, will be to the lowest responsible bidder, for the Total Bid, subject to the Owner's right to reject any or all bids and to waive any informality or irregularity in the bids or bidding. Bids in which the prices are obviously unbalanced may be rejected.

Award of the Contract, if awarded, will be made within seventy-five (75) calendar days from the date specified for the opening of bids.

PROHIBITED CONTRACTS

Section 67 of the San Diego County Administrative Code provides that the County shall not contract with, and shall reject any bid or proposal submitted by, the person or entities specified below, unless the Board of Supervisors finds that special circumstances exist which justify the approval of such contract:

- (a) Persons employed by the County or of public agencies for which the Board of Supervisors is the governing body;
- (b) Profit-making firms or businesses in which employees described in subsection (a) serve as officers, principals, partners, or major shareholders;
- (c) Persons who, within the immediately preceding twelve (12) months came within the provisions of subsection (a) and who (1) were employed in positions of substantial responsibility in the area of service to be performed by the contract, or (2) participated in any way in developing the contract or its service specifications; and
- (d) Profit-making firms or businesses in which the former employees described in subsection (c) serve as officers, principals, partners, or major shareholders.

With the affixing of a signature to your response to this solicitation, officer certifies that the above provisions of the Code have been complied with, and that any exception will cause any ensuing contract to be invalid.

DRUG AND ALCOHOL POLICY

It is the policy of the Board of Supervisors that in order to attain or maintain a contract with the County, each contractor shall agree that while any contractor or the contractor's employees are performing services for the County, or using County equipment, that the contractor or the contractor's employees:

- 1. Shall not in any way be impaired because of being under the influence of alcohol or a drug.
- 2. Shall not possess, consume, or be under the influence of alcohol and/or an illegal drug.
- 3. Shall not sell, offer, or provide alcohol or a drug to another person.

DEBARMENT AND SUSPENSION

Contractor certifies that it, its principals, its employees and its subcontractors:

- 1. Are not presently debarred, suspended, proposed for debarment, and declared ineligible or voluntarily excluded from covered transactions by any State or Federal Department or agency.
- 2. Have not within a 3-year period preceding this Contract been convicted of, or had a civil judgment rendered against them for, the commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or Local) transaction; violation of Federal or State anti-trust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property.
- 3. Are not presently indicted or otherwise criminally or civilly charged by a government entity (federal, State, or local) with commission of any of the offenses enumerated in the paragraph above; and
- 4. Have not within a 3-year period preceding this Contract had one or more public transactions (Federal, State, or Local) terminated for cause or default.

**County of San Diego
Department of Purchasing and Contracting
REPRESENTATIONS AND CERTIFICATIONS**

The following representations and certifications are to be completed, signed and returned with the offer.

1. NOT-FOR-PROFIT ORGANIZATIONS

Attach proof of status and omit Paragraph 3.

2. INTERLOCKING DIRECTORATE

In accordance with Board of Supervisors Policy A-79, if Offeror is a non-profit as indicated in paragraph 1 above, Offeror is required to identify any related for-profit subcontractors in which an interlocking directorate, management or ownership relationship exists. By submission of this offer, Offeror certifies it will not enter into a subcontract relationship with a related for-profit entity if Offeror is a non-profit entity. If Offeror is a non-profit and will be subcontracting with a related for-profit entity, Offeror must list the entity(ies) on an attached separate sheet listing them all and the contract must be approved by the Board of Supervisors

3. BUSINESS REPRESENTATION

3.1. REPRESENTATION AS DISABLED VETERANS BUSINESS ENTERPRISE

"Disabled Veterans Business Enterprise" means a business which is at least fifty-one (51%) owned and operated by one or more veterans with a service related disability as certified by Equal Opportunity Management Office (EOMO), California Department of General Services, Office of Small Business and members of Joint Agencies Contracting Opportunities (JACO), (California Military and Veterans code, Article 6, section 999).

This Offeror represents as a part of this offer that the ownership, operation and control of the business are in accordance with the specific definition in 3.1. I am currently certified by:

Certifying Government Agency: NA

Certification #: NA

4. CERTIFICATE REGARDING DEBARMENT, SUSPENSION AND RELATED MATTERS

Offeror hereby certifies to the best of its knowledge that neither it nor any of its officers:

- 4.1. Are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency; and
- 4.2. Have within a three (3) year period preceding this agreement been convicted of or had a civil judgment rendered against them for commission of fraud or criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property; and
- 4.3. Are presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State, or local) with the commission of any of the offenses enumerated in paragraph 4.2 of this certification; and

4.4. Have within a three (3) year period preceding this agreement had one or more public transactions (Federal, State or local) terminated for cause or default.

4.5. Are presently the target or subject of any investigation, accusation or charges by any Federal, State or local law enforcement, licensing or certification body and if they are, the appropriate information is included in the proposal, as requested in the Submittal Requirements.

4.6. Contractor will report in writing to the County Department of Purchasing and Contracting within five business days of knowing or have any reason to know any change in status as certified in the preceding paragraphs 4.1 through 4.5, and that occur prior to award (in the case of bids) and contract execution (in the case of negotiated procurements).

4.7. Offeror and its proposed subcontractors, agents and consultants have not previously contracted with the County to perform work on this project (e.g. preparing components of the statement of work or plans and specifications for this project). If Offeror or any of its subcontractors, agents or consultants, have previously contracted with the County to perform work on this project, Offeror shall identify those previous agreement(s) and submit that list along with the proposal.

5. CERTIFICATE OF CURRENT COST OR PRICING

This is to certify that, to the best of my knowledge and belief, cost and/or pricing data submitted with this offer, or specifically identified by reference if actual submission of the data is impracticable, is/are accurate, complete, and current as of the date signed below.

6. CERTIFICATE OF INDEPENDENT PRICING

By submission of this offer, each Offeror certifies, and in the case of a joint offers, each party thereto certifies as to its own organization, that in relation to this procurement:

6.1. The prices in this offer have been arrived at independently, without consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with other Offeror; with any competitor; or with any County employee(s) or consultant(s) involved in this or related procurements; and

6.2. Unless otherwise required by law, the prices which have been quoted in this offer have not been knowingly disclosed by the Offeror and will not knowingly be disclosed by the Offeror prior to opening, in the case of a bid, or prior to award, in the case of a proposal, directly or indirectly to any other Offeror or to any competitor; and

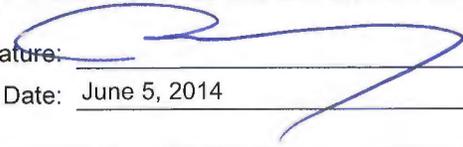
6.3. No attempt has been made or will be made by the Offeror to induce any other person or firm to submit or not to submit an offer for the purpose of restricting competition.

7. The Offeror understands that prior to receiving a contract award from the County, the Offeror must submit a completed IRS W-9 form to provide a Federal Tax ID number, or if not available, to provide a Social Security Number (SSN).

CERTIFICATION

The information furnished in Paragraphs 1 through 7 is certified to be factual and correct as of the date submitted and this certification is made under penalty of perjury under the laws of the State of California.

Name: Tory M Whillock

Signature: 

Title: Secretary

Date: June 5, 2014

Company/Organization: Whillock Contracting, Inc.

SUBMIT THIS FORM AS DIRECTED IN THE REQUEST FOR SOLICITATION DOCUMENTS OR WITH THE OFFER

DESIGNATION OF SUBCONTRACTORS

Set forth below is the full name and the location of the place of business of each Subcontractor whom the Bidder proposes to subcontract portions of the work in excess of one-half of one percent of the total bid, or, in the case of construction of streets or highways, including bridges, in excess of one-half of one percent of the total bid or \$10,000, whichever is greater, and the portion of the work which will be done by each Subcontractor for each subcontract.

The Bidder's attention is directed to the provision titled "Subcontracting" of the Special Provisions contained in these Contract Documents.

NOTE: The Bidder understands that if the Bidder fails to specify a Subcontractor for any portion of the work to be performed under the contract in excess of one-half of one percent of the bid, or, in the case of construction of streets or highways, including bridges, in excess of one-half of one percent of the bid or \$10,000, whichever is greater, the Bidder shall be deemed to have agreed to perform such portion, and that the Bidder shall not be permitted to sublet or subcontract that portion of the work except in cases of public emergency or necessity, and then only after a finding, reduced to writing as a public record of the Awarding Authority, setting forth the facts constituting the emergency or necessity in accordance with the provision of the Subletting and Subcontracting Fair Practices Act (Section 4100 et seq. of the California Public Contract Code).

Unless changed in the Special Provisions, at least 50 percent of the original contract price shall be performed by the Contractor's own organization.

The "Business Name and Address", and the "Portion of Work to be Contracted" that will be done by each subcontractor are required at the time of bid submittal. The remainder of the information shall be submitted **by all bidders within two business days** of bid opening by e-mail to the Procurement Contracting Officer listed as contact for this RFB.

If no Subcontractors are to be employed on the project, enter the word "NONE."

DESIGNATION OF SUBCONTRACTORS				
PORTION OF WORK TO BE SUBCONTRACTED		BUSINESS NAME AND ADDRESS	PERCENTAGE OF TOTAL CONTRACT	LICENSE NO.
BID SCHD & ITEM NO.	DESCRIPTION OF WORK (State if work includes only a portion of the bid item)			
18, 19 22	Shoring	Drill Tech Drilling & Shoring Inc. 2200 Wymore Way <i>Antioch CA</i>	<i>17.34%</i>	745354
7, 8 9	Asphalt	Angus Asphalt Inc. 9959 Prospect Ave Santee CA 92071	<i>2.06%</i>	523300
12, 14 15	Fencing / Gaurdrail	Fence Corp. Inc. 111 Main St Riverside CA 92501	<i>4.22%</i>	886544

TOTAL % SUBCONTRACTED *23.62*

Name of Bidder Whillock Contracting, Inc.

FOR: LAMAR STREET SLOPE REPAIRS; ORACLE PROJECT NO. 1017998

Accompanying this proposal is Bidders Bond
in amount equal to at least ten percent of total of the bid.
(NOTICE: Insert the words "cash (\$ _____)," "cashier's check," "certified check," or "bidder's bond," as the case may be.)

The names of all persons interested in the foregoing proposal as principals are as follows:

IMPORTANT NOTICE *If bidder or other interested person is a corporation, state legal name of corporation, also names of the president, secretary, treasurer and manager thereof; if a copartnership, state true name of firm, also names of all individual copartners composing firm; if bidder or other interested person is an individual, state first and last names in full.*

Whillock Contracting, Inc.	
Mark B Whillock - President	Brent Whillock - Vice President
Susan Whillock - Treasurer	Tory M Whillock - Secretary

Licensed in accordance with an act providing for the registration of Contractors,

License No. 572217 Classification (s) A,B,C12,C21,HAZ, Exp. Date 6/30/2015
&ASB Cert.

Warning - If an addendum or addenda have been issued by the Department and not noted in the Proposal to the Board on page 2-2 as being received by the bidder, this Proposal may be rejected.

By my signature on this proposal I certify, under penalty of perjury under the laws of the State of California, that the foregoing questionnaire and statements of Public Contract Code Sections 10162, 10232 and 10285.1 are true and correct and that the bidder has complied with the requirements of Section 8103 of the Fair Employment and Housing Commission Regulations (Chapter 5, Title 2 of the California Administrative Code). By my signature on this proposal I further certify, under penalty of perjury under the laws of the State of California and the United States of America, that the Noncollusion Affidavit required by Title 23 United States Code, Section 112 and Public Contract Code Section 7106; and the Title 49 Code of Federal Regulations, Part 29 Debarment and Suspension Certification are true and correct.

I hereby certify, under penalty of perjury, that the foregoing proposal to the Board is true and correct.

SIGN
HERE

(Tory M Whillock
(_____
(Legal Name of Bidder
(
(by  _____ (SEAL)
(Signature
(
(Secretary
(_____
(Title
(

NOTE: If bidder is a corporation, the legal name of the corporation shall be set forth above together with the signature of the officer or officers authorized to sign contracts on behalf of the corporation; if bidder is a copartnership, the true name of the firm shall be set forth above together with the signature of the partner or partners authorized to sign contracts in behalf of the copartnership; and if bidder is an individual, his signature shall be placed above. If signature is by an agent, other than an officer of a corporation or a member of a partnership, a Power of Attorney must be submitted with the bid; otherwise, the bid may be disregarded as irregular and unauthorized.

Business address PO Box 2322 La Mesa, CA 91943-2322

Telephone (619) 579-0700 Fax (619) 579-0955

E-Mail address estimating@whillockcontracting.com

Dated June 5, 20 14, at El Cajon, California.

ORIGINAL

BOND NO. N/A

BIDDER'S BOND

KNOW ALL MEN BY THESE PRESENTS:

That we Whillock Contracting, Inc.
.....
as Principal, and The Hanover Insurance Company

as Surety, are held and firmly bound unto the County of San Diego, a political subdivision of the State of California, hereinafter called the County, in the penal sum of TEN PERCENT (10%) OF THE TOTAL AMOUNT OF THE BID of the Principal above named, submitted by said Principal to the County for the work described below, for the payment of which sum in lawful money of the United States, well and truly to be made, we bind ourselves, our heirs, executors, administrators and successors, jointly and severally, firmly by these presents.

In no case shall the liability of the Surety hereunder exceed the sum of
.....**Ten Percent (10%) of the Total Amount of the Bid Amount**.....

THE CONDITION OF THIS OBLIGATION IS SUCH,

That whereas the Principal has submitted the above-mentioned bid to the County of San Diego for certain construction specifically described as follows, for which bids are to be opened on June 5, 2014 for
DATE

LAMAR STREET SLOPE REPAIRS; ORACLE PROJECT NO. 1017998

NOW THEREFORE, if the aforesaid principal shall not withdraw said bid within the period specified therein after the opening of the same, or, if no period be specified, within sixty (60) days after said opening, and shall within the period specified therefor, or, if no period be specified, within ten (10) days after the prescribed forms are presented to him for signature, enter into a written contract with the County, in the prescribed form, in accordance with the bid as accepted, and file the two bonds with the County, one to guarantee faithful performance and the other to guarantee payment for labor and materials, as required by law, then this obligation shall be null and void; otherwise, it shall be and remain in full force and virtue.

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

IN WITNESS WHEREOF, We have hereunto set our hands and seals on this 5th day of June A.D. 20 14.

The Hanover Insurance Company (SEAL) Whillock Contracting, Inc. (SEAL)
..... (SEAL) (SEAL)
Jerry Mosier, Attorney-in-Fact (SEAL) Tory M. Whillock, Secretary (SEAL)
Surety Principal

ATTORNEY-IN-FACT ACKNOWLEDGEMENT OF SURETY

STATE OF)
COUNTY OF) ss
On this day of in the year 20..... before me
..... a notary public in and for said County and State personally
appeared known to me (or proved to me on the basis of satisfactory evidence) to
be the person whose name is subscribed to the within instrument as the attorney-in-fact of the..... the
corporation named as Surety in said instrument, and acknowledged to me that he subscribed the name of said corporation thereto as
Surety, and his own name as attorney-in-fact.

NOTE: (a) Signature of those executing for Surety must be properly acknowledged. Notary Public In and for the County of
(b) The Attorney-in-fact must attach a certified copy of Power of Attorney. State of California

THE HANOVER INSURANCE COMPANY
MASSACHUSETTS BAY INSURANCE COMPANY
CITIZENS INSURANCE COMPANY OF AMERICA

POWERS OF ATTORNEY
CERTIFIED COPY

KNOW ALL MEN BY THESE PRESENTS: That THE HANOVER INSURANCE COMPANY and MASSACHUSETTS BAY INSURANCE COMPANY, both being corporations organized and existing under the laws of the State of New Hampshire, and CITIZENS INSURANCE COMPANY OF AMERICA, a corporation organized and existing under the laws of the State of Michigan, do hereby constitute and appoint

Jerry E. Mosier

of **Lakeside, CA** and each is a true and lawful Attorney(s)-in-fact to sign, execute, seal, acknowledge and deliver for, and on its behalf, and as its act and deed any place within the United States, or, if the following line be filled in, only within the area therein designated any and all bonds, recognizances, undertakings, contracts of indemnity or other writings obligatory in the nature thereof, as follows:

Any such obligations in the United States, not to exceed Ten Million and No/100 (\$10,000,000) in any single instance

and said companies hereby ratify and confirm all and whatsoever said Attorney(s)-in-fact may lawfully do in the premises by virtue of these presents. These appointments are made under and by authority of the following Resolution passed by the Board of Directors of said Companies which resolutions are still in effect:

"RESOLVED, That the President or any Vice President, in conjunction with any Vice President, be and they are hereby authorized and empowered to appoint Attorneys-in-fact of the Company, in its name and as its acts, to execute and acknowledge for and on its behalf as Surety any and all bonds, recognizances, contracts of indemnity, waivers of citation and all other writings obligatory in the nature thereof, with power to attach thereto the seal of the Company. Any such writings so executed by such Attorneys-in-fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company in their own proper persons." (Adopted October 7, 1981 - The Hanover Insurance Company; Adopted April 14, 1982 - Massachusetts Bay Insurance Company; Adopted September 7, 2001 - Citizens Insurance Company of America)

IN WITNESS WHEREOF, THE HANOVER INSURANCE COMPANY, MASSACHUSETTS BAY INSURANCE COMPANY and CITIZENS INSURANCE COMPANY OF AMERICA have caused these presents to be sealed with their respective corporate seals, duly attested by two Vice Presidents, this **27th** day of **October 2011**.



THE HANOVER INSURANCE COMPANY
MASSACHUSETTS BAY INSURANCE COMPANY
CITIZENS INSURANCE COMPANY OF AMERICA

Robert Thomas, Vice President

Mary Fitzgerald, Vice President

THE COMMONWEALTH OF MASSACHUSETTS)
COUNTY OF WORCESTER) ss.

On this **27th** day of **October 2011** before me came the above named Vice Presidents of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, to me personally known to be the individuals and officers described herein, and acknowledged that the seals affixed to the preceding instrument are the corporate seals of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, respectively, and that the said corporate seals and their signatures as officers were duly affixed and subscribed to said instrument by the authority and direction of said Corporations.



BARBARA A. GARLICK
Notary Public
Commonwealth of Massachusetts
My Commission Expires Sept. 21, 2018

Barbara A. Garlick, Notary Public

Barbara A. Garlick, Notary Public
My Commission Expires September 21, 2018

I, the undersigned Vice President of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, hereby certify that the above and foregoing is a full, true and correct copy of the Original Power of Attorney issued by said Companies, and do hereby further certify that the said Powers of Attorney are still in force and effect.

This Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America.

"RESOLVED, That any and all Powers of Attorney and Certified Copies of such Powers of Attorney and certification in respect thereto, granted and executed by the President or any Vice President in conjunction with any Vice President of the Company, shall be binding on the Company to the same extent as if all signatures therein were manually affixed, even though one or more of any such signatures thereon may be facsimile." (Adopted October 7, 1981 - The Hanover Insurance Company; Adopted April 14, 1982 - Massachusetts Bay Insurance Company; Adopted September 7, 2001 - Citizens Insurance Company of America)

GIVEN under my hand and the seals of said Companies, at Worcester, Massachusetts, this **5th** day of **June 2014**.

THE HANOVER INSURANCE COMPANY
MASSACHUSETTS BAY INSURANCE COMPANY
CITIZENS INSURANCE COMPANY OF AMERICA

Glenn Margosian, Vice President



County of San Diego

JOHN M. PELLEGRINO
DIRECTOR

DEPARTMENT OF PURCHASING AND CONTRACTING
5560 OVERLAND AVENUE, SUITE 270, SAN DIEGO, CALIFORNIA 92123-1204
Phone (858) 505-6367 Fax (858) 715-6452

June 3, 2014

ADDENDUM No. 1

REQUEST FOR BID (RFB) 6469 LAMAR STREET SLOPE REPAIRS; ORACLE PROJECT No. 1017998

Addendum No. 1 forms a part of the contract documents and changes the original documents only in the manner and to the extent stated.

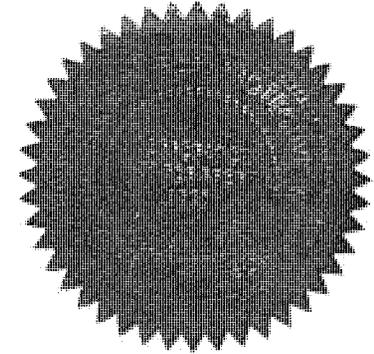
CHANGES:

1. Delete Typical Section Note 2 on plan sheet 8 of 11 and replace with the following:

“Clean all pile surfaces (top of pile to bottom of pile). Paint all pile surfaces with an undercoat of inorganic zinc coating (top of pile to bottom of pile). Paint pile with finish coats from top of pile to 5-ft min below bottom of lagging as shown on ‘Limits of Clean and Paint Steel Soldier Pile’.”

This addendum is required to be inserted in the Contract Documents by the bidder and acknowledged by the bidder on page 2-2 of the Proposal to the Board, at the time of submitting the bid.

If you have any questions, please contact Kristen Hill, Procurement Contracting Officer at (858) 505-6360, or by email at kristen.hill@sdcounty.ca.gov.



Techno Coatings, Inc.
of
Anaheim, CA

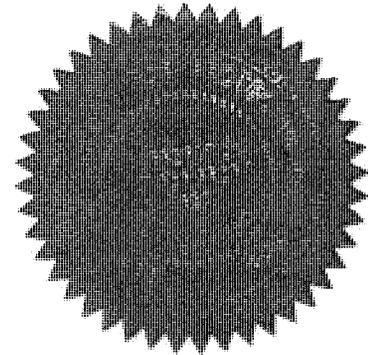
*has met or exceeded the requirements set forth in the
SSPC Painting Contractor Certification Program for*

**FIELD APPLICATION OF COATINGS
COMPLEX STRUCTURES
SSPC-QP1**



Seij A. Felt
.....
President, SSPC

March 31, 2014 – March 31, 2015
.....
Validation Period



Techno Coatings, Inc.

of

Anaheim, CA

has met or exceeded the requirements set forth in the
SSPC Painting Contractor Certification Program for

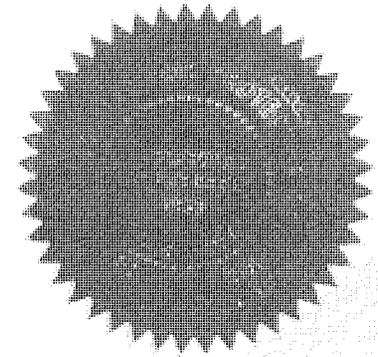
**INDUSTRIAL HAZARDOUS
PAINT REMOVAL
SSPC-QP2**



.....
"A"
Category

.....
Greg A. Felt
President, SSPC

.....
March 31, 2014 – March 31, 2015
Validation Period



Techno West, Inc

of
Anaheim, CA

*has met or exceeded the requirements set forth in the
SSPC Painting Contractor Certification Program for*



**SHOP APPLICATION OF
PROTECTIVE COATINGS
SSPC-QP 3**

Enclosed Shop

.....
President, SSPC

March 31, 2014 – March 31, 2015

.....
Validation Period

Owners are advised to contact SSPC at 412-281-2331 ext. 2235 or ext. 2209 to verify authenticity of certification.

DATE: June 5, 2014

ORACLE PROJECT NO. 1017998

COUNTY OF SAN DIEGO
 BIDDER DVBE INFORMATION
 (Due within 2 business days of bid opening)

PROJECT TITLE: LAMAR STREET SLOPE REPAIRS

BIDDER: Whillock Contracting, Inc.

BIDDER REPRESENTATIVE: Tory M Whillock

BID SCHED & ITEM NO.	DESCRIPTION OF WORK, SERVICE OR MATERIAL If not entire item indicate as portions of.	NAME OF CERTIFIED DVBE TO BE USED (PRIME, SUBCONTRACTOR OR VENDOR) AND ADDRESS, TELEPHONE, AND CERTIFICATION NUMBER	DOLLAR AMOUNT TO BE PAID THIS DVBE
NA	NA	NA	NA
TOTAL DOLLARS TO CERTIFIED DVBE (PRIME, SUBCONTRACTOR OR VENDOR)			\$ 0

COMPUTATION OF UTILIZATION AND COMPARISON WITH THE DVBE PARTICIPATION

Disabled Veterans	$\frac{\text{Total Amount to DVBE}}{\text{Total Bid}} \times 100 = \text{Percent of Utilization}$		3% *See DVBE and DVBE Participation information sections to determine if goal is required for this solicitation
	$\frac{0}{0} \times 100 = 0\%$		

Next

Bid

STATE OF CALIFORNIA
COUNTY OF SAN DIEGO
PROPOSAL TO THE BOARD
FOR
LAMAR STREET SLOPE REPAIRS

ORACLE PROJECT NO. 1017998

RFB NO. 6469

Name of Bidder IO Environmental & Infrastructure, Inc.

Business Address 2840 Adams Avenue, Suite 301, San Diego, CA 92116

Place of Residence San Diego, CA

LOCATION

The work to be performed under this Contract is located in the vicinity of Spring Valley, County of San Diego, State of California.

Said work is to be performed in accordance with the Contract and the Special Provisions annexed hereto and including Addenda Nos. 1, and , and also in accordance with the Standard Specifications of the State of California, Department of Transportation, dated May 2006, the Amendments to said Standard Specifications contained in Part VI of these Contract Documents and the modifications to said Standard Specifications and said Amendments contained in Part VII of these Contract Documents.

The work to be done is shown on plans entitled:

PLANS FOR
CONSTRUCTION OF
LAMAR STREET SLOPE REPAIR
In the Vicinity of: Spring Valley
Net Length: 800 feet

Approved: May 2, 2014.

By signing this proposal on the signature portion hereof, the undersigned, as bidder, under penalty of perjury deposes and says: that the only persons or parties interested in this Proposal as Principals are those named herein; that the bidder has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with said proposal; that the undersigned has carefully examined the location of the proposed work, the annexed proposed form of Contract, and the Plans, Special Provisions and Specifications therein referred to; and the undersigned proposes, and agrees if this Proposal is accepted, that the undersigned will furnish the required Bonds and Contract with the Owner, in the form and copy of the Contract annexed hereto, to provide all necessary machinery, tools, apparatus and other means of construction, and to do all the work and furnish all the materials specified in the Contract, in the manner and time therein set forth, and that the undersigned will take in full payment therefor the following unit and lump sum prices, to wit:

BID SCHEDULE

(SharpeSoft #1017998)

ITEM NO.	DESCRIPTION	ESTIMATED QUANTITY	UNIT OF MEASURE	UNIT PRICE (IN FIGURES)	TOTAL (IN FIGURES)
1	PREPARE AND IMPLEMENT WATER POLLUTION CONTROL PROGRAM	LS	LS	LS	3,238
2	CONSTRUCTION SITE MANAGEMENT	LS	LS	LS	26,093
3	PROJECT IDENTIFICATION SIGN	1	EA	946	946
4	CLEARING AND GRUBBING	LS	LS	LS	4,208
5	MOBILIZATION	LS	LS	LS	1,633
6	ROADWAY EXCAVATION	461	CY	20.57	9,485
7	ASPHALT CONCRETE, TYPE B	93	TON	197.58	18,375
8	PLANE ASPHALT CONCRETE PAVEMENT	86	SY	25.82	2,221
9	PLACE ASPHALT CONCRETE DIKE, TYPE F	746	LF	8.13	6,069
10	AGGREGATE BASE, CLASS 2	213	CY	72.42	15,421
11	DISINTEGRATED GRANITE	93	CY	101.08	9,400
12	METAL BEAM GUARD RAILING	775	LF	38.52	29,854
13	REMOVE METAL BEAM GUARD RAILING	775	LF	2.04	1,587
14	GUARD RAIL DELINEATOR	24	EA	22.66	544
15	CHAIN LINK FENCE (H=4FT)	810	LF	16.73	13,554

Name of Bidder IO Environmental & Infrastructure, Inc.

BID SCHEDULE (Continued)

(SharpeSoft #1017998)

ITEM NO.	DESCRIPTION	ESTIMATED QUANTITY	UNIT OF MEASURE	UNIT PRICE (IN FIGURES)	TOTAL (IN FIGURES)
16	STRUCTURE EXCAVATION (RETAINING WALL)	210	CY	42.02	8,830 ⁻
17	FURNISH AND INSTALL STEEL SOLDIER PILING	1,712	LF	50.12	85,791 ⁻
18	DRILLED HOLE FOR STEEL SOLDIER PILING	446	LF	48.91	21,815 ⁻
19	DRILLED HOLE FOR STEEL SOLDIER PILING (ROCK SOCKET)	1,015	LF	52.12	52,899 ⁻
20	CLEAN AND PAINT STEEL SOLDIER PILING	LS	LS	LS	58,616 ⁻
21	TIMBER LAGGING	45	TFBM	1,388.55	62,485 ⁻
22	CONCRETE BACKFILL (STEEL SOLDIER PILING)	118	CY	181.32	21,396 ⁻
23	STRUCTURE BACKFILL (RETAINING WALL)	180	CY	15.73	2,833 ⁻
24	TRAFFIC CONTROL	LS	LS	LS	38,264 ⁻
25	TRENCH SAFETY AND SHORING OF EXCAVATIONS	LS	LS	LS	12,510 ⁻
26	TEMPORARY CONCRETE WASHOUT (PORTABLE)	LS	LS	LS	1,937 ⁻
27	TEMPORARY FIBER ROLL	1,200	LF	2.20	2,632 ⁻
28	TEMPORARY GRAVEL BAG	300	EA	6.74	2,023 ⁻
29	TEMPORARY INLET FILTER ROLL	60	LF	5.73	344 ⁻
30	TEMPORARY SILT FENCE	800	LF	1.81	1,448 ⁻
31	TEMPORARY COVER	150	SY	5.38	807 ⁻
32	EROSION CONTROL (TYPE D)	554	SY	2.44	1,352 ⁻
33	MOVE IN/MOVE OUT (EROSION CONTROL)	2	EA	516.50	1,033 ⁻
34	BMP MAINTENANCE COST SHARING	500	DLR	1.00	500.00
35	FIELD ORDERS	20,000	DLR	1.00	20,000.00
TOTAL BID					561,398 ⁻

Name of Bidder IO Environmental & Infrastructure, Inc.



County of San Diego

JOHN M. PELLEGRINO
DIRECTOR

DEPARTMENT OF PURCHASING AND CONTRACTING
5560 OVERLAND AVENUE, SUITE 270, SAN DIEGO, CALIFORNIA 92123-1204
Phone (858) 505-6367 Fax (858) 715-6452

June 3, 2014

ADDENDUM No. 1

REQUEST FOR BID (RFB) 6469 LAMAR STREET SLOPE REPAIRS; ORACLE PROJECT No. 1017998

Addendum No. 1 forms a part of the contract documents and changes the original documents only in the manner and to the extent stated.

CHANGES:

1. Delete Typical Section Note 2 on plan sheet 8 of 11 and replace with the following:

“Clean all pile surfaces (top of pile to bottom of pile). Paint all pile surfaces with an undercoat of inorganic zinc coating (top of pile to bottom of pile). Paint pile with finish coats from top of pile to 5-ft min below bottom of lagging as shown on ‘Limits of Clean and Paint Steel Soldier Pile’.”

This addendum is required to be inserted in the Contract Documents by the bidder and acknowledged by the bidder on page 2-2 of the Proposal to the Board, at the time of submitting the bid.

If you have any questions, please contact Kristen Hill, Procurement Contracting Officer at (858) 505-6360, or by email at kristen.hill@sdcounty.ca.gov.

NONCOLLUSION AFFIDAVIT TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID
(Title 23 United States Code Section 112 and
Public Contract Code Section 7106)

State of California)
) ss
)
County of San Diego)

In accordance with Title 23 United States Code Section 112 and Public Contract Code 7106, (Name) Alicia M. Gervasi, being first duly sworn, deposes and says that he or she is (Title) CFO of (Company) IO Environmental & Infrastructure, 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 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.

I hereby certify, under penalty of perjury, that the foregoing statement is true and correct.

SIGNATURE OF BIDDER 

DATE 6/04/14

**County of San Diego
Department of Purchasing and Contracting
REPRESENTATIONS AND CERTIFICATIONS**

The following representations and certifications are to be completed, signed and returned with the offer.

1. NOT-FOR-PROFIT ORGANIZATIONS

Attach proof of status and omit Paragraph 3.

2. INTERLOCKING DIRECTORATE

In accordance with Board of Supervisors Policy A-79, if Offeror is a non-profit as indicated in paragraph 1 above, Offeror is required to identify any related for-profit subcontractors in which an interlocking directorate, management or ownership relationship exists. By submission of this offer, Offeror certifies it will not enter into a subcontract relationship with a related for-profit entity if Offeror is a non-profit entity. If Offeror is a non-profit and will be subcontracting with a related for-profit entity, Offeror must list the entity(ies) on an attached separate sheet listing them all and the contract must be approved by the Board of Supervisors

3. BUSINESS REPRESENTATION

3.1. REPRESENTATION AS DISABLED VETERANS BUSINESS ENTERPRISE

"Disabled Veterans Business Enterprise" means a business which is at least fifty-one (51%) owned and operated by one or more veterans with a service related disability as certified by Equal Opportunity Management Office (EOMO), California Department of General Services, Office of Small Business and members of Joint Agencies Contracting Opportunities (JACO), (California Military and Veterans code, Article 6, section 999).

This Offeror represents as a part of this offer that the ownership, operation and control of the business are in accordance with the specific definition in 3.1. I am currently certified by:

Certifying Government Agency: California Department of General Services

Certification #: 53483

4. CERTIFICATE REGARDING DEBARMENT, SUSPENSION AND RELATED MATTERS

Offeror hereby certifies to the best of its knowledge that neither it nor any of its officers:

- 4.1. Are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency; and
- 4.2. Have within a three (3) year period preceding this agreement been convicted of or had a civil judgment rendered against them for commission of fraud or criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property; and
- 4.3. Are presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State, or local) with the commission of any of the offenses enumerated in paragraph 4.2 of this certification; and

4.4. Have within a three (3) year period preceding this agreement had one or more public transactions (Federal, State or local) terminated for cause or default.

4.5. Are presently the target or subject of any investigation, accusation or charges by any Federal, State or local law enforcement, licensing or certification body and if they are, the appropriate information is included in the proposal, as requested in the Submittal Requirements.

4.6. Contractor will report in writing to the County Department of Purchasing and Contracting within five business days of knowing or have any reason to know any change in status as certified in the preceding paragraphs 4.1 through 4.5, and that occur prior to award (in the case of bids) and contract execution (in the case of negotiated procurements).

4.7. Offeror and its proposed subcontractors, agents and consultants have not previously contracted with the County to perform work on this project (e.g. preparing components of the statement of work or plans and specifications for this project). If Offeror or any of its subcontractors, agents or consultants, have previously contracted with the County to perform work on this project, Offeror shall identify those previous agreement(s) and submit that list along with the proposal.

5. CERTIFICATE OF CURRENT COST OR PRICING

This is to certify that, to the best of my knowledge and belief, cost and/or pricing data submitted with this offer, or specifically identified by reference if actual submission of the data is impracticable, is/are accurate, complete, and current as of the date signed below.

6. CERTIFICATE OF INDEPENDENT PRICING

By submission of this offer, each Offeror certifies, and in the case of a joint offers, each party thereto certifies as to its own organization, that in relation to this procurement:

6.1. The prices in this offer have been arrived at independently, without consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with other Offeror; with any competitor; or with any County employee(s) or consultant(s) involved in this or related procurements; and

6.2. Unless otherwise required by law, the prices which have been quoted in this offer have not been knowingly disclosed by the Offeror and will not knowingly be disclosed by the Offeror prior to opening, in the case of a bid, or prior to award, in the case of a proposal, directly or indirectly to any other Offeror or to any competitor; and

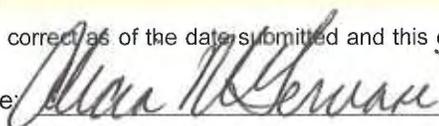
6.3. No attempt has been made or will be made by the Offeror to induce any other person or firm to submit or not to submit an offer for the purpose of restricting competition.

7. The Offeror understands that prior to receiving a contract award from the County, the Offeror must submit a completed IRS W-9 form to provide a Federal Tax ID number, or if not available, to provide a Social Security Number (SSN).

CERTIFICATION

The information furnished in Paragraphs 1 through 7 is certified to be factual and correct as of the date submitted and this certification is made under penalty of perjury under the laws of the State of California.

Name: Alicia M. Gervasi

Signature: 

Title: CFO

Date: 6/04/14

Company/Organization: IO Environmental & Infrastructure, Inc.

SUBMIT THIS FORM AS DIRECTED IN THE REQUEST FOR SOLICITATION DOCUMENTS OR WITH THE OFFER

DESIGNATION OF SUBCONTRACTORS

Set forth below is the full name and the location of the place of business of each Subcontractor whom the Bidder proposes to subcontract portions of the work in excess of one-half of one percent of the total bid, or, in the case of construction of streets or highways, including bridges, in excess of one-half of one percent of the total bid or \$10,000, whichever is greater, and the portion of the work which will be done by each Subcontractor for each subcontract.

The Bidder's attention is directed to the provision titled "Subcontracting" of the Special Provisions contained in these Contract Documents.

NOTE: The Bidder understands that if the Bidder fails to specify a Subcontractor for any portion of the work to be performed under the contract in excess of one-half of one percent of the bid, or, in the case of construction of streets or highways, including bridges, in excess of one-half of one percent of the bid or \$10,000, whichever is greater, the Bidder shall be deemed to have agreed to perform such portion, and that the Bidder shall not be permitted to sublet or subcontract that portion of the work except in cases of public emergency or necessity, and then only after a finding, reduced to writing as a public record of the Awarding Authority, setting forth the facts constituting the emergency or necessity in accordance with the provision of the Subletting and Subcontracting Fair Practices Act (Section 4100 et seq. of the California Public Contract Code).

Unless changed in the Special Provisions, at least 50 percent of the original contract price shall be performed by the Contractor's own organization.

The "Business Name and Address", and the "Portion of Work to be Contracted" that will be done by each subcontractor are required at the time of bid submittal. The remainder of the information shall be submitted **by all bidders within two business days** of bid opening by e-mail to the Procurement Contracting Officer listed as contact for this RFB.

If no Subcontractors are to be employed on the project, enter the word "NONE."

DESIGNATION OF SUBCONTRACTORS				
PORTION OF WORK TO BE SUBCONTRACTED		BUSINESS NAME AND ADDRESS	PERCENTAGE OF TOTAL CONTRACT	LICENSE NO.
BID SCHD & ITEM NO.	DESCRIPTION OF WORK (State if work includes only a portion of the bid item)			
7.8.9.10	Asphalt, curb, base	Rap Engineering Inc. 420 Olive Ave., Vista, CA 92083	6.72%	A880956
6	Saw cutting	SD Concrete Cutting 7722 Engineer Rd, San Diego, CA 92116	1.7%	458408
12.14	Chain Link Fence Metal Guard Rail	Alcora Fence D/A Atlas Fence 788 Energy Way, Chula Vista, CA	4.85%	CA Lic # 176374

TOTAL % SUBCONTRACTED 48.38

Name of Bidder IO Environmental and Infrastructure, Inc.

DESIGNATION OF SUBCONTRACTORS

DESIGNATION OF SUBCONTRACTORS				
PORTION OF WORK TO BE SUBCONTRACTED		BUSINESS NAME AND ADDRESS	PERCENTAGE OF TOTAL CONTRACT	LICENSE NO.
BID SCHED & ITEM NO.	DESCRIPTION OF WORK (State if work includes only a portion of the bid item)			
17, 20	Furnish and install steel piles clean and paint steel sub-upto	Alliance Diversified Energies 310 S. Twin Oaks Valley Rd #101-333 San Marcos, CA 92078	22.32%	979981
18, 19	Drill Dirt Drill Poles	Cumis drilling Co. 2625 Sr. Santa Fe Ave. San Marcos, CA 92069	11.92%	624667
15	Chain link Fence	Priority One Fence 2379 Rancho Peak Place Murietta, CA 92582	2.02%	970909
32, 33	Hydrovuel Mobilization	Hydro Sprayer 460 Corporate Dr. Ste A Escondido CA 92029	.38%	592903

TOTAL % SUBCONTRACTED 48.38

Name of Bidder I o Environmental and Infrastructure, Inc.

FOR: LAMAR STREET SLOPE REPAIRS; ORACLE PROJECT NO. 1017998

Accompanying this proposal is bidder's bond
in amount equal to at least ten percent of total of the bid.
(NOTICE: Insert the words "cash (\$_____)," "cashier's check," "certified check," or "bidder's bond," as the case may be.)

The names of all persons interested in the foregoing proposal as principals are as follows:

IMPORTANT NOTICE *If bidder or other interested person is a corporation, state legal name of corporation, also names of the president, secretary, treasurer and manager thereof; if a copartnership, state true name of firm, also names of all individual copartners composing firm; if bidder or other interested person is an individual, state first and last names in full.*
IO Environmental & Infrastructure, Inc.

Michael Bilodeau, President

Alicia Gervasi, Secretary

Licensed in accordance with an act providing for the registration of Contractors,

License No. 957419 Classification (s) A, C-27, ASB & HAZ Exp. Date 02/28/15

Warning - If an addendum or addenda have been issued by the Department and not noted in the Proposal to the Board on page 2-2 as being received by the bidder, this Proposal may be rejected.

By my signature on this proposal I certify, under penalty of perjury under the laws of the State of California, that the foregoing questionnaire and statements of Public Contract Code Sections 10162, 10232 and 10285.1 are true and correct and that the bidder has complied with the requirements of Section 8103 of the Fair Employment and Housing Commission Regulations (Chapter 5, Title 2 of the California Administrative Code). By my signature on this proposal I further certify, under penalty of perjury under the laws of the State of California and the United States of America, that the Noncollusion Affidavit required by Title 23 United States Code, Section 112 and Public Contract Code Section 7106; and the Title 49 Code of Federal Regulations, Part 29 Debarment and Suspension Certification are true and correct.

I hereby certify, under penalty of perjury, that the foregoing proposal to the Board is true and correct.

(
(IO Environmental & Infrastructure, Inc.
(
(Legal Name of Bidder
SIGN (
(
HERE (by Alicia Gervasi (SEAL)
(Signature
(
(CFO
(
(Title
(

NOTE: If bidder is a corporation, the legal name of the corporation shall be set forth above together with the signature of the officer or officers authorized to sign contracts on behalf of the corporation; if bidder is a copartnership, the true name of the firm shall be set forth above together with the signature of the partner or partners authorized to sign contracts in behalf of the copartnership; and if bidder is an individual, his signature shall be placed above. If signature is by an agent, other than an officer of a corporation or a member of a partnership, a Power of Attorney must be submitted with the bid; otherwise, the bid may be disregarded as irregular and unauthorized.

Business address 2840 Adams Avenue, Suite 301, San Diego, CA 92116

Telephone (619) 280-3278 Fax (619) 677-5648

E-Mail address aliciag@iosdv.com

Dated June 4th, 20 14, at San Diego, California.

BIDDER'S BOND

KNOW ALL MEN BY THESE PRESENTS:

That we IO Environmental & Infrastructure, Inc.

as Principal, and
International Fidelity Insurance Company

as Surety, are held and firmly bound unto the County of San Diego, a political subdivision of the State of California, hereinafter called the County, in the penal sum of TEN PERCENT (10%) OF THE TOTAL AMOUNT OF THE BID of the Principal above named, submitted by said Principal to the County for the work described below, for the payment of which sum in lawful money of the United States, well and truly to be made, we bind ourselves, our heirs, executors, administrators and successors, jointly and severally, firmly by these presents.

In no case shall the liability of the Surety hereunder exceed the sum of ten percent of total amount bid (10%)

THE CONDITION OF THIS OBLIGATION IS SUCH,

That whereas the Principal has submitted the above-mentioned bid to the County of San Diego for certain construction specifically described as follows, for which bids are to be opened on 6/5/14 for
DATE

LAMAR STREET SLOPE REPAIRS; ORACLE PROJECT NO. 1017998

NOW THEREFORE, if the aforesaid principal shall not withdraw said bid within the period specified therein after the opening of the same, or, if no period be specified, within sixty (60) days after said opening, and shall within the period specified therefor, or, if no period be specified, within ten (10) days after the prescribed forms are presented to him for signature, enter into a written contract with the County, in the prescribed form, in accordance with the bid as accepted, and file the two bonds with the County, one to guarantee faithful performance and the other to guarantee payment for labor and materials, as required by law, then this obligation shall be null and void; otherwise, it shall be and remain in full force and virtue.

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

IN WITNESS WHEREOF, We have hereunto set our hands and seals on this 30th day of May A.D. 2014

International Fidelity Insurance Company (SEAL) IO Environmental & Infrastructure, Inc. (SEAL)
Michael R. Strahan, Attorney-in-Fact (SEAL) Olivia Melwan (SEAL)
Surety (SEAL) Principal (SEAL)

ATTORNEY-IN-FACT ACKNOWLEDGEMENT OF SURETY

STATE OF _____)
COUNTY OF _____) ss - See Attached -
On this _____ day of _____ in the year 20_____ before me
_____ a notary public in and for said County and State personally
appeared _____ known to me (or proved to me on the basis of satisfactory evidence) to
be the person whose name is subscribed to the within instrument as the attorney-in-fact of the _____ the
corporation named as Surety in said instrument, and acknowledged to me that he subscribed the name of said corporation thereto as
Surety, and his own name as attorney-in-fact.

NOTE: (a) Signature of those executing for Surety must be properly acknowledged. _____ Notary Public In and for the County of _____
(b) The Attorney-in-fact must attach a certified copy of Power of Attorney. _____ State of California

POWER OF ATTORNEY

INTERNATIONAL FIDELITY INSURANCE COMPANY ALLEGHENY CASUALTY COMPANY

ONE NEWARK CENTER, 20TH FLOOR NEWARK, NEW JERSEY 07102-5207

KNOW ALL MEN BY THESE PRESENTS: That **INTERNATIONAL FIDELITY INSURANCE COMPANY**, a corporation organized and existing under the laws of the State of New Jersey, and **ALLEGHENY CASUALTY COMPANY** a corporation organized and existing under the laws of the State of Pennsylvania, having their principal office in the City of Newark, New Jersey, do hereby constitute and appoint

MARLENE E. CARLES, MICHAEL R. STRAHAN

San Diego, CA.

their true and lawful attorney(s)-in-fact to execute, seal and deliver for and on its behalf as surety, any and all bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof, which are or may be allowed, required or permitted by law, statute, rule, regulation, contract or otherwise, and the execution of such instrument(s) in pursuance of these presents, shall be as binding upon the said INTERNATIONAL FIDELITY INSURANCE COMPANY and ALLEGHENY CASUALTY COMPANY, as fully and amply, to all intents and purposes, as if the same had been duly executed and acknowledged by their regularly elected officers at their principal offices.

This Power of Attorney is executed, and may be revoked, pursuant to and by authority of the By-Laws of INTERNATIONAL FIDELITY INSURANCE COMPANY and ALLEGHENY CASUALTY COMPANY and is granted under and by authority of the following resolution adopted by the Board of Directors of INTERNATIONAL FIDELITY INSURANCE COMPANY at a meeting duly held on the 20th day of July, 2010 and by the Board of Directors of ALLEGHENY CASUALTY COMPANY at a meeting duly held on the 15th day of August, 2000:

"RESOLVED, that (1) the President, Vice President, Executive Vice President or Secretary of the Corporation shall have the power to appoint, and to revoke the appointments of, Attorneys-in-Fact or agents with power and authority as defined or limited in their respective powers of attorney, and to execute on behalf of the Corporation and affix the Corporation's seal thereto, bonds, undertakings, recognizances, contracts of indemnity and other written obligations in the nature thereof or related thereto; and (2) any such Officers of the Corporation may appoint and revoke the appointments of joint-control custodians, agents for acceptance of process, and Attorneys-in-fact with authority to execute waivers and consents on behalf of the Corporation; and (3) the signature of any such Officer of the Corporation and the Corporation's seal may be affixed by facsimile to any power of attorney or certification given for the execution of any bond, undertaking, recognizance, contract of indemnity or other written obligation in the nature thereof or related thereto, such signature and seals when so used whether heretofore or hereafter, being hereby adopted by the Corporation as the original signature of such officer and the original seal of the Corporation, to be valid and binding upon the Corporation with the same force and effect as though manually affixed."

IN WITNESS WHEREOF, INTERNATIONAL FIDELITY INSURANCE COMPANY and ALLEGHENY CASUALTY COMPANY have each executed and attested these presents on this 12th day of March, 2012.



STATE OF NEW JERSEY
County of Essex

ROBERT W. MINSTER
Executive Vice President/Chief Operating Officer
(International Fidelity Insurance Company)
and President (Allegheny Casualty Company)



On this 12th day of March 2012, before me came the individual who executed the preceding instrument, to me personally known, and, being by me duly sworn, said he is the therein described and authorized officer of INTERNATIONAL FIDELITY INSURANCE COMPANY and ALLEGHENY CASUALTY COMPANY; that the seals affixed to said instrument are the Corporate Seals of said Companies; that the said Corporate Seals and his signature were duly affixed by order of the Boards of Directors of said Companies.

IN TESTIMONY WHEREOF, I have hereunto set my hand affixed my Official Seal, at the City of Newark, New Jersey the day and year first above written.



A NOTARY PUBLIC OF NEW JERSEY
My Commission Expires Nov. 21, 2015

CERTIFICATION

I, the undersigned officer of INTERNATIONAL FIDELITY INSURANCE COMPANY and ALLEGHENY CASUALTY COMPANY do hereby certify that I have compared the foregoing copy of the Power of Attorney and affidavit, and the copy of the Sections of the By-Laws of said Companies as set forth in said Power of Attorney, with the originals on file in the home office of said companies, and that the same are correct transcripts thereof, and of the whole of the said originals, and that the said Power of Attorney has not been revoked and is now in full force and effect.

IN TESTIMONY WHEREOF, I have hereunto set my hand this

30th

day of May, 2014

MARIA BRANCO, Assistant Secretary

ACKNOWLEDGMENT

State of California
County of San Diego)

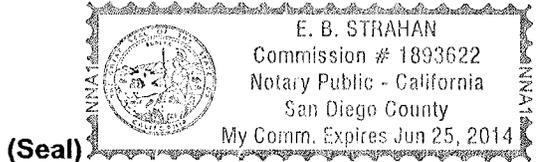
On May 30th, 2014 before me, E.B. Strahan Notary Public
(insert name and title of the officer)

personally appeared Michael R. Strahan
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 *E.B. Strahan*



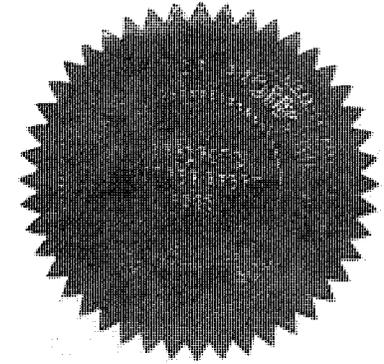
PART II

DOCUMENTS TO BE EXECUTED BY BIDDER

NOTE TO BIDDERS

The following required certifications must be included with the bid submittal at time of bid:

- Part V, Section 10, "Clean and Paint Steel Soldier Piling," states that Proof of certification under the SSPC QP Certification Program must be submitted with the Contractor's bid. Required certifications are SSPC-QP1 and SSPC-QP3.



Techno Coatings, Inc.
of
Anaheim, CA

*has met or exceeded the requirements set forth in the
SSPC Painting Contractor Certification Program for*

**FIELD APPLICATION OF COATINGS
COMPLEX STRUCTURES
SSPC-QP1**



Seij A. Fultz
.....
President, SSPC

March 31, 2014 – March 31, 2015
.....
Validation Period



Techno West, Inc

of
Anaheim, CA

*has met or exceeded the requirements set forth in the
SSPC Painting Contractor Certification Program for*

**SHOP APPLICATION OF
PROTECTIVE COATINGS
SSPC-QP 3**

Enclosed Shop



Greg A. Fuchs

.....
President, SSPC

March 31, 2014 – March 31, 2015

.....
Validation Period

Owners are advised to contact SSPC at 412-281-2331 ext. 2235 or ext. 2209 to verify authenticity of certification.

Next

Bid

PART II

DOCUMENTS TO BE EXECUTED BY BIDDER

NOTE TO BIDDERS

The following required certifications must be included with the bid submittal at time of bid:

- Part V, Section 10, "Clean and Paint Steel Soldier Piling," states that Proof of certification under the SSPC QP Certification Program must be submitted with the Contractor's bid. Required certifications are SSPC-QP1 and SSPC-QP3.

STATE OF CALIFORNIA
COUNTY OF SAN DIEGO
PROPOSAL TO THE BOARD
FOR
LAMAR STREET SLOPE REPAIRS

ORACLE PROJECT NO. 1017998

RFB NO. 6469

Name of Bidder NEW CENTURY CONSTRUCTION, INC.
Business Address 9119 EMERALD GROVE AVE. LAKESIDE, CA 92040
Place of Residence LAKESIDE, CA 92040

LOCATION

The work to be performed under this Contract is located in the vicinity of Spring Valley, County of San Diego, State of California.

Said work is to be performed in accordance with the Contract and the Special Provisions annexed hereto and including Addenda Nos. 1, and , and also in accordance with the Standard Specifications of the State of California, Department of Transportation, dated May 2006, the Amendments to said Standard Specifications contained in Part VI of these Contract Documents and the modifications to said Standard Specifications and said Amendments contained in Part VII of these Contract Documents.

The work to be done is shown on plans entitled:

PLANS FOR
CONSTRUCTION OF
LAMAR STREET SLOPE REPAIR
In the Vicinity of: Spring Valley
Net Length: 800 feet

Approved: May 2, 2014.



County of San Diego

JOHN M. PELLEGRINO
DIRECTOR

DEPARTMENT OF PURCHASING AND CONTRACTING
5560 OVERLAND AVENUE, SUITE 270, SAN DIEGO, CALIFORNIA 92123-1204
Phone (858) 505-6367 Fax (858) 715-6452

June 3, 2014

ADDENDUM No. 1

REQUEST FOR BID (RFB) 6469 LAMAR STREET SLOPE REPAIRS; ORACLE PROJECT No. 1017998

Addendum No. 1 forms a part of the contract documents and changes the original documents only in the manner and to the extent stated.

CHANGES:

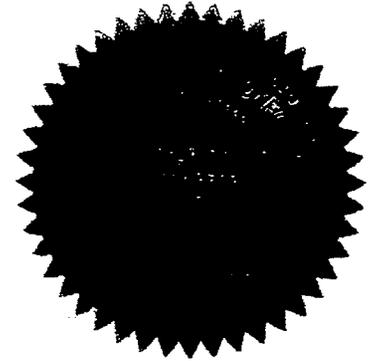
1. Delete Typical Section Note 2 on plan sheet 8 of 11 and replace with the following:

“Clean all pile surfaces (top of pile to bottom of pile). Paint all pile surfaces with an undercoat of inorganic zinc coating (top of pile to bottom of pile). Paint pile with finish coats from top of pile to 5-ft min below bottom of lagging as shown on ‘Limits of Clean and Paint Steel Soldier Pile’.”

This addendum is required to be inserted in the Contract Documents by the bidder and acknowledged by the bidder on page 2-2 of the Proposal to the Board, at the time of submitting the bid.

If you have any questions, please contact Kristen Hill, Procurement Contracting Officer at (858) 505-6360, or by email at kristen.hill@sdcounty.ca.gov.

06/05/2014 11:52



Techno Coatings, Inc.
of
Anaheim, CA

*has met or exceeded the requirements set forth in the
SSPC Painting Contractor Certification Program for*

**FIELD APPLICATION OF COATINGS
COMPLEX STRUCTURES
SSPC-QP1**



Greg A. Fultz
.....
President, SSPC

March 31, 2014 – March 31, 2015
.....
Validation Period



Techno West, Inc

of
Anaheim, CA

*has met or exceeded the requirements set forth in the
SSPC Painting Contractor Certification Program for*

**SHOP APPLICATION OF
PROTECTIVE COATINGS
SSPC-QP 3**

Enclosed Shop

.....
President, SSPC

March 31, 2014 – March 31, 2015

.....
Validation Period



By signing this proposal on the signature portion hereof, the undersigned, as bidder, under penalty of perjury deposes and says: that the only persons or parties interested in this Proposal as Principals are those named herein; that the bidder has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with said proposal; that the undersigned has carefully examined the location of the proposed work, the annexed proposed form of Contract, and the Plans, Special Provisions and Specifications therein referred to; and the undersigned proposes, and agrees if this Proposal is accepted, that the undersigned will furnish the required Bonds and Contract with the Owner, in the form and copy of the Contract annexed hereto, to provide all necessary machinery, tools, apparatus and other means of construction, and to do all the work and furnish all the materials specified in the Contract, in the manner and time therein set forth, and that the undersigned will take in full payment therefor the following unit and lump sum prices, to wit:

BID SCHEDULE

(SharpeSoft #1017998)

ITEM NO.	DESCRIPTION	ESTIMATED QUANTITY	UNIT OF MEASURE	UNIT PRICE (IN FIGURES)	TOTAL (IN FIGURES)
1	PREPARE AND IMPLEMENT WATER POLLUTION CONTROL PROGRAM	LS	LS	LS	3,000.-
2	CONSTRUCTION SITE MANAGEMENT	LS	LS	LS	10,000.-
3	PROJECT IDENTIFICATION SIGN	1	EA	1,000.-	1,000.-
4	CLEARING AND GRUBBING	LS	LS	LS	7,000.-
5	MOBILIZATION	LS	LS	LS	40,000.-
6	ROADWAY EXCAVATION	461	CY	100.-	46,100.-
7	ASPHALT CONCRETE, TYPE B	93	TON	250.-	23,250.-
8	PLANE ASPHALT CONCRETE PAVEMENT	86	SY	28.-	2,408.-
9	PLACE ASPHALT CONCRETE DIKE, TYPE F	746	LF	14.-	10,444.-
10	AGGREGATE BASE, CLASS 2	213	CY	120.-	25,560.-
11	DISINTEGRATED GRANITE	93	CY	150.-	13,950.-
12	METAL BEAM GUARD RAILING	775	LF	37.-	28,675.-
13	REMOVE METAL BEAM GUARD RAILING	775	LF	10.-	7,750.-
14	GUARD RAIL DELINEATOR	24	EA	30.-	720.-
15	CHAIN LINK FENCE (H=4FT)	810	LF	25.-	20,250.-

New Century Construction, Inc.

Name of Bidder _____

BID SCHEDULE (Continued)

(SharpeSoft #1017998)

ITEM NO.	DESCRIPTION	ESTIMATED QUANTITY	UNIT OF MEASURE	UNIT PRICE (IN FIGURES)	TOTAL (IN FIGURES)
16	STRUCTURE EXCAVATION (RETAINING WALL)	210	CY	100.-	21,000.-
17	FURNISH AND INSTALL STEEL SOLDIER PILING	1,712	LF	100.-	171,200.-
18	DRILLED HOLE FOR STEEL SOLDIER PILING	446	LF	54.-	24,084.-
19	DRILLED HOLE FOR STEEL SOLDIER PILING (ROCK SOCKET)	1,015	LF	76.-	77,140.-
20	CLEAN AND PAINT STEEL SOLDIER PILING	LS	LS	LS	67,000.-
21	TIMBER LAGGING	45	TFBM	3,000.-	135,000.-
22	CONCRETE BACKFILL (STEEL SOLDIER PILING)	118	CY	450.-	53,100.-
23	STRUCTURE BACKFILL (RETAINING WALL)	180	CY	175.-	31,500.-
24	TRAFFIC CONTROL	LS	LS	LS	80,000.-
25	TRENCH SAFETY AND SHORING OF EXCAVATIONS	LS	LS	LS	29,000.-
26	TEMPORARY CONCRETE WASHOUT (PORTABLE)	LS	LS	LS	5,000.-
27	TEMPORARY FIBER ROLL	1,200	LF	4.-	4,800.-
28	TEMPORARY GRAVEL BAG	300	EA	5.-	1,500.-
29	TEMPORARY INLET FILTER ROLL	60	LF	10.-	600.-
30	TEMPORARY SILT FENCE	800	LF	3.25	2,600.-
31	TEMPORARY COVER	150	SY	10.-	1,500.-
32	EROSION CONTROL (TYPE D)	554	SY	2.-	1,108.-
33	MOVE IN/MOVE OUT (EROSION CONTROL)	2	EA	2,000.-	4,000.-
34	BMP MAINTENANCE COST SHARING	500	DLR	1.00	500.00
35	FIELD ORDERS	20,000	DLR	1.00	20,000.00
TOTAL BID					961,739.-

New Century Construction, Inc.

Name of Bidder _____

BID COMPARISON AND AWARD

If this Proposal shall be accepted and the undersigned shall fail to contract as aforesaid and to give in sums as stated in the Notice to Contractors Inviting Bids, both a faithful Performance Bond, and a Payment Bond as required by Chapter 5 (commencing at Section 3225) and Chapter 7 (commencing at Section 3247), Title 15, Part 4, Division 3, of the California Civil Code, with surety satisfactory to the Owner within the time specified in Section 3-1.03 of the Standard Specifications after the undersigned has received notice of the award of the Contract from the Owner and that the Contract is ready for signature, the Owner may, at its option, determine that the bidder has abandoned the Contract, and thereupon this Proposal and the acceptance thereof shall be null and void, and the forfeiture of the security accompanying this Proposal shall operate and the same shall be the property of the Owner.

Bids are required for the entire work. The amount of the bid for comparison purposes will be the Total Bid.

The bidder shall set forth for each item of work, in clearly legible figures, a unit price and a total for the item in the respective spaces provided for this purpose. In the case of unit basis items, the amount set forth under the "Total" column shall be the extension of the unit price bid on the basis of the estimated quantity for the item.

In case of discrepancy between the unit price and the total set forth for the item, the unit price shall prevail; provided, however, if the amount set forth as a unit price is ambiguous, unintelligible or uncertain for any cause, or is omitted, or in the case of unit basis items, is the same amount as the entry in the "Total" column, then the amount set forth in the "Total" column for the item shall prevail in accordance with the following:

1. As to lump sum items, the amount set forth in the "Total" column shall be the unit price.
2. As to unit basis items, the amount set forth in the "Total" column shall be divided by the estimated quantity for the item, and the price thus obtained shall be the unit price.

The quantities listed in the Proposal are approximate only. Payment for work done will be made at the contract unit prices bid as applied to the quantities actually constructed or installed.

Award of the Contract, if awarded, will be to the lowest responsible bidder, for the Total Bid, subject to the Owner's right to reject any or all bids and to waive any informality or irregularity in the bids or bidding. Bids in which the prices are obviously unbalanced may be rejected.

Award of the Contract, if awarded, will be made within seventy-five (75) calendar days from the date specified for the opening of bids.

PROHIBITED CONTRACTS

Section 67 of the San Diego County Administrative Code provides that the County shall not contract with, and shall reject any bid or proposal submitted by, the person or entities specified below, unless the Board of Supervisors finds that special circumstances exist which justify the approval of such contract:

- (a) Persons employed by the County or of public agencies for which the Board of Supervisors is the governing body;
- (b) Profit-making firms or businesses in which employees described in subsection (a) serve as officers, principals, partners, or major shareholders;
- (c) Persons who, within the immediately preceding twelve (12) months came within the provisions of subsection (a) and who (1) were employed in positions of substantial responsibility in the area of service to be performed by the contract, or (2) participated in any way in developing the contract or its service specifications; and
- (d) Profit-making firms or businesses in which the former employees described in subsection (c) serve as officers, principals, partners, or major shareholders.

With the affixing of a signature to your response to this solicitation, officer certifies that the above provisions of the Code have been complied with, and that any exception will cause any ensuing contract to be invalid.

DRUG AND ALCOHOL POLICY

It is the policy of the Board of Supervisors that in order to attain or maintain a contract with the County, each contractor shall agree that while any contractor or the contractor's employees are performing services for the County, or using County equipment, that the contractor or the contractor's employees:

- 1. Shall not in any way be impaired because of being under the influence of alcohol or a drug.
- 2. Shall not possess, consume, or be under the influence of alcohol and/or an illegal drug.
- 3. Shall not sell, offer, or provide alcohol or a drug to another person.

DEBARMENT AND SUSPENSION

Contractor certifies that it, its principals, its employees and its subcontractors:

- 1. Are not presently debarred, suspended, proposed for debarment, and declared ineligible or voluntarily excluded from covered transactions by any State or Federal Department or agency.
- 2. Have not within a 3-year period preceding this Contract been convicted of, or had a civil judgment rendered against them for, the commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or Local) transaction; violation of Federal or State anti-trust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property.
- 3. Are not presently indicted or otherwise criminally or civilly charged by a government entity (federal, State, or local) with commission of any of the offenses enumerated in the paragraph above; and
- 4. Have not within a 3-year period preceding this Contract had one or more public transactions (Federal, State, or Local) terminated for cause or default.

NONCOLLUSION AFFIDAVIT TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID
(Title 23 United States Code Section 112 and
Public Contract Code Section 7106)

State of California)
) ss
)
County of San Diego)

In accordance with Title 23 United States Code Section 112 and Public Contract Code 7106, (Name) LEE P. SHELBERG, II, being first duly sworn, deposes and says that he or she is (Title) PRESIDENT of (Company) NEW CENTURY CONST, 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 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.

I hereby certify, under penalty of perjury, that the foregoing statement is true and correct.

SIGNATURE OF BIDDER 
DATE 6-5-14

**County of San Diego
Department of Purchasing and Contracting
REPRESENTATIONS AND CERTIFICATIONS**

The following representations and certifications are to be completed, signed and returned with the offer.

1. NOT-FOR-PROFIT ORGANIZATIONS

Attach proof of status and omit Paragraph 3.

2. INTERLOCKING DIRECTORATE

In accordance with Board of Supervisors Policy A-79, if Offeror is a non-profit as indicated in paragraph 1 above, Offeror is required to identify any related for-profit subcontractors in which an interlocking directorate, management or ownership relationship exists. By submission of this offer, Offeror certifies it will not enter into a subcontract relationship with a related for-profit entity if Offeror is a non-profit entity. If Offeror is a non-profit and will be subcontracting with a related for-profit entity, Offeror must list the entity(ies) on an attached separate sheet listing them all and the contract must be approved by the Board of Supervisors

3. BUSINESS REPRESENTATION

3.1. REPRESENTATION AS DISABLED VETERANS BUSINESS ENTERPRISE

"Disabled Veterans Business Enterprise" means a business which is at least fifty-one (51%) owned and operated by one or more veterans with a service related disability as certified by Equal Opportunity Management Office (EOMO), California Department of General Services, Office of Small Business and members of Joint Agencies Contracting Opportunities (JACO), (California Military and Veterans code, Article 6, section 999).

This Offeror represents as a part of this offer that the ownership, operation and control of the business are in accordance with the specific definition in 3.1. I am currently certified by:

Certifying Government Agency: _____
Certification #: _____ *N/A*

4. CERTIFICATE REGARDING DEBARMENT, SUSPENSION AND RELATED MATTERS

Offeror hereby certifies to the best of its knowledge that neither it nor any of its officers:

- 4.1. Are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency; and
- 4.2. Have within a three (3) year period preceding this agreement been convicted of or had a civil judgment rendered against them for commission of fraud or criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property; and
- 4.3. Are presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State, or local) with the commission of any of the offenses enumerated in paragraph 4.2 of this certification; and

4.4. Have within a three (3) year period preceding this agreement had one or more public transactions (Federal, State or local) terminated for cause or default.

4.5. Are presently the target or subject of any investigation, accusation or charges by any Federal, State or local law enforcement, licensing or certification body and if they are, the appropriate information is included in the proposal, as requested in the Submittal Requirements.

4.6. Contractor will report in writing to the County Department of Purchasing and Contracting within five business days of knowing or have any reason to know any change in status as certified in the preceding paragraphs 4.1 through 4.5, and that occur prior to award (in the case of bids) and contract execution (in the case of negotiated procurements).

4.7. Offeror and its proposed subcontractors, agents and consultants have not previously contracted with the County to perform work on this project (e.g. preparing components of the statement of work or plans and specifications for this project). If Offeror or any of its subcontractors, agents or consultants, have previously contracted with the County to perform work on this project, Offeror shall identify those previous agreement(s) and submit that list along with the proposal.

5. CERTIFICATE OF CURRENT COST OR PRICING

This is to certify that, to the best of my knowledge and belief, cost and/or pricing data submitted with this offer, or specifically identified by reference if actual submission of the data is impracticable, is/are accurate, complete, and current as of the date signed below.

6. CERTIFICATE OF INDEPENDENT PRICING

By submission of this offer, each Offeror certifies, and in the case of a joint offers, each party thereto certifies as to its own organization, that in relation to this procurement:

6.1. The prices in this offer have been arrived at independently, without consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with other Offeror; with any competitor; or with any County employee(s) or consultant(s) involved in this or related procurements; and

6.2. Unless otherwise required by law, the prices which have been quoted in this offer have not been knowingly disclosed by the Offeror and will not knowingly be disclosed by the Offeror prior to opening, in the case of a bid, or prior to award, in the case of a proposal, directly or indirectly to any other Offeror or to any competitor; and

6.3. No attempt has been made or will be made by the Offeror to induce any other person or firm to submit or not to submit an offer for the purpose of restricting competition.

7. The Offeror understands that prior to receiving a contract award from the County, the Offeror must submit a completed IRS W-9 form to provide a Federal Tax ID number, or if not available, to provide a Social Security Number (SSN).

CERTIFICATION

The information furnished in Paragraphs 1 through 7 is certified to be factual and correct as of the date submitted and this certification is made under penalty of perjury under the laws of the State of California.

Name: LEE P. SHUBERG, II

Signature: *Lee P. Shuberg, II*

Title: PRESIDENT

Date: 6-5-14

Company/Organization: NEW CENTURY CONSTRUCTION INC.

SUBMIT THIS FORM AS DIRECTED IN THE REQUEST FOR SOLICITATION DOCUMENTS OR WITH THE OFFER

DESIGNATION OF SUBCONTRACTORS

Set forth below is the full name and the location of the place of business of each Subcontractor whom the Bidder proposes to subcontract portions of the work in excess of one-half of one percent of the total bid, or, in the case of construction of streets or highways, including bridges, in excess of one-half of one percent of the total bid or \$10,000, whichever is greater, and the portion of the work which will be done by each Subcontractor for each subcontract.

The Bidder's attention is directed to the provision titled "Subcontracting" of the Special Provisions contained in these Contract Documents.

NOTE: The Bidder understands that if the Bidder fails to specify a Subcontractor for any portion of the work to be performed under the contract in excess of one-half of one percent of the bid, or, in the case of construction of streets or highways, including bridges, in excess of one-half of one percent of the bid or \$10,000, whichever is greater, the Bidder shall be deemed to have agreed to perform such portion, and that the Bidder shall not be permitted to sublet or subcontract that portion of the work except in cases of public emergency or necessity, and then only after a finding, reduced to writing as a public record of the Awarding Authority, setting forth the facts constituting the emergency or necessity in accordance with the provision of the Subletting and Subcontracting Fair Practices Act (Section 4100 et seq. of the California Public Contract Code).

Unless changed in the Special Provisions, at least 50 percent of the original contract price shall be performed by the Contractor's own organization.

The "Business Name and Address", and the "Portion of Work to be Contracted" that will be done by each subcontractor are required at the time of bid submittal. The remainder of the information shall be submitted **by all bidders within two business days** of bid opening by e-mail to the Procurement Contracting Officer listed as contact for this RFB.

If no Subcontractors are to be employed on the project, enter the word "NONE."

DESIGNATION OF SUBCONTRACTORS				
PORTION OF WORK TO BE SUBCONTRACTED		BUSINESS NAME AND ADDRESS	PERCENTAGE OF TOTAL CONTRACT	LICENSE NO.
BID SCHD & ITEM NO.	DESCRIPTION OF WORK (State if work includes only a portion of the bid item)			
5 21 24	mobilization (partial) Partial Timber Laying Traffic Control - partial	Jaycor Const. P.O. Box 21436 El Cajon, CA 92021	3.2	295999
6 17 22	Soldier Piling PS	ADVANCE DIVERSIFIED 310 S. TWIN OAKS VALLEY RD SAN MARCOS #102-333	4.5	879981
12 14 15	Guardrail/ Fence	Fence Corp. Inc 111 Main St. Riverside CA 92501	4.2	886544

Name of Bidder New Century Construction, Inc.

TOTAL % SUBCONTRACTED 24.1

DESIGNATION OF SUBCONTRACTORS

DESIGNATION OF SUBCONTRACTORS				
PORTION OF WORK TO BE SUBCONTRACTED		BUSINESS NAME AND ADDRESS	PERCENTAGE OF TOTAL CONTRACT	LICENSE NO.
BID SCHED & ITEM NO.	DESCRIPTION OF WORK (State if work includes only a portion of the bid item)			
1-10	Base + Paving	FRANK + Son Paving PO Box 688 Bonita CA 91508	5.5	612545
18, 19	Hole drilling	Curtis Drilling 2625 S. Santa Fe Ave. San Marcos CA 92069	6.8	624663
20	Clean + Paint (Partial)	Techno West 1391 S. Allee St. Anaheim, CA 92805	3.9	8481 ?
20	Clean + Paint + (Partial)	Techno Coatings 1391 S. Allee St. Anaheim, CA 92805	1.5	8481 ?

Name of Bidder New Century Construction, Inc.

TOTAL % SUBCONTRACTED 24.1 %

FOR: LAMAR STREET SLOPE REPAIRS; ORACLE PROJECT NO. 1017998

Accompanying this proposal is BIDDERS BOND
in amount equal to at least ten percent of total of the bid.
(NOTICE: Insert the words "cash (\$1090)," "cashier's check," "certified check," or "bidder's bond," as the case may be.)

The names of all persons interested in the foregoing proposal as principals are as follows:

IMPORTANT NOTICE If bidder or other interested person is a corporation, state legal name of corporation, also names of the president, secretary, treasurer and manager thereof; if a copartnership, state true name of firm, also names of all individual copartners composing firm; if bidder or other interested person is an individual, state first and last names in full.

NEW CENTURY CONSTRUCTION, INC
LEE P. SHELBERG, II - PRESIDENT
(HOLDS ALL OFFICES)

Licensed in accordance with an act providing for the registration of Contractors,

License No. 614517 Classification (s) A, B Exp. Date 9-30-14

Warning - If an addendum or addenda have been issued by the Department and not noted in the Proposal to the Board on page 2-2 as being received by the bidder, this Proposal may be rejected.

By my signature on this proposal I certify, under penalty of perjury under the laws of the State of California, that the foregoing questionnaire and statements of Public Contract Code Sections 10162, 10232 and 10285.1 are true and correct and that the bidder has complied with the requirements of Section 8103 of the Fair Employment and Housing Commission Regulations (Chapter 5, Title 2 of the California Administrative Code). By my signature on this proposal I further certify, under penalty of perjury under the laws of the State of California and the United States of America, that the Noncollusion Affidavit required by Title 23 United States Code, Section 112 and Public Contract Code Section 7106; and the Title 49 Code of Federal Regulations, Part 29 Debarment and Suspension Certification are true and correct.

I hereby certify, under penalty of perjury, that the foregoing proposal to the Board is true and correct.

SIGN
HERE
(NEW CENTURY CONSTRUCTION, INC.
(Legal Name of Bidder
(
(
(by Lee P. Shelberg, II (SEAL)
(Signature
(
(
(PRESIDENT
(Title
(

NOTE: If bidder is a corporation, the legal name of the corporation shall be set forth above together with the signature of the officer or officers authorized to sign contracts on behalf of the corporation; if bidder is a copartnership, the true name of the firm shall be set forth above together with the signature of the partner or partners authorized to sign contracts in behalf of the copartnership; and if bidder is an individual, his signature shall be placed above. If signature is by an agent, other than an officer of a corporation or a member of a partnership, a Power of Attorney must be submitted with the bid; otherwise, the bid may be disregarded as irregular and unauthorized.

Business address 9119 EMERALD GROVE AVE. LAKESIDE, CA 92040
Telephone (619) 390 3300 Fax (619) 390 3311
E-Mail address newcenturyconstruction@yahoo.com
Dated June 5, 20 14, at LAKESIDE, California.

BIDDER'S BOND

KNOW ALL MEN BY THESE PRESENTS:

That we New Century Construction, Inc.
as Principal, and SureTec Insurance Company

as Surety, are held and firmly bound unto the County of San Diego, a political subdivision of the State of California, hereinafter called the County, in the penal sum of TEN PERCENT (10%) OF THE TOTAL AMOUNT OF THE BID of the Principal above named, submitted by said Principal to the County for the work described below, for the payment of which sum in lawful money of the United States, well and truly to be made, we bind ourselves, our heirs, executors, administrators and successors, jointly and severally, firmly by these presents.

In no case shall the liability of the Surety hereunder exceed the sum of Ten Percent of Amount Bid (10%)

THE CONDITION OF THIS OBLIGATION IS SUCH,

That whereas the Principal has submitted the above-mentioned bid to the County of San Diego for certain construction specifically described as follows, for which bids are to be opened on June 5, 2014 for
DATE

LAMAR STREET SLOPE REPAIRS; ORACLE PROJECT NO. 1017998

NOW THEREFORE, if the aforesaid principal shall not withdraw said bid within the period specified therein after the opening of the same, or, if no period be specified, within sixty (60) days after said opening, and shall within the period specified therefor, or, if no period be specified, within ten (10) days after the prescribed forms are presented to him for signature, enter into a written contract with the County, in the prescribed form, in accordance with the bid as accepted, and file the two bonds with the County, one to guarantee faithful performance and the other to guarantee payment for labor and materials, as required by law, then this obligation shall be null and void; otherwise, it shall be and remain in full force and virtue.

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

IN WITNESS WHEREOF, We have hereunto set our hands and seals on this 30th day of May, A.D. 2014.

SureTec Insurance Company (SEAL) New Century Construction, Inc. (SEAL)
Dwight Reilly, Attorney-in-Fact (SEAL) LEE P. SHELLBORN, # (SEAL)
Surety Principal

See Attached ATTORNEY-IN-FACT ACKNOWLEDGEMENT OF SURETY

STATE OF)
COUNTY OF) ss

On this _____ day of _____ in the year 20____, before me
_____ a notary public In and for said County and State personally
appeared _____ known to me (or proved to me on the basis of satisfactory evidence) to
be the person whose name is subscribed to the within instrument as the attorney-in-fact of the _____ the
corporation named as Surety in said instrument, and acknowledged to me that he subscribed the name of said corporation thereto as
Surety, and his own name as attorney-in-fact.

NOTE: (a) Signature of those executing for Surety must be properly acknowledged. _____ Notary Public In and for the County of _____
(b) The Attorney-in-fact must attach a certified copy of Power of Attorney. _____ State of California

ACKNOWLEDGMENT

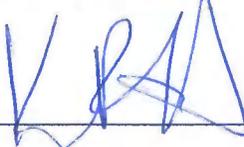
State of California
County of Orange)

On May 30, 2014 before me, Karen L. Ritto, Notary Public
(insert name and title of the officer)

personally appeared Dwight Reilly,
who proved to me on the basis of satisfactory evidence to be the person(x) whose name(x) 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(x) on the instrument the
person(x), or the entity upon behalf of which the person(x) 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  Karen L. Ritto

(Seal)



SureTec Insurance Company

Bond No. NEWCE-324

LIMITED POWER OF ATTORNEY

Know All Men by These Presents, That SURETEC INSURANCE COMPANY (the "Company"), a corporation duly organized and existing under the laws of the State of Texas, and having its principal office in Houston, Harris County, Texas, does by these presents make, constitute and appoint

Arturo Ayala, Daniel Huckabay, Dwight Reilly

its true and lawful Attorney-in-fact, with full power and authority hereby conferred in its name, place and stead, to execute, acknowledge and deliver any and all bonds, recognizances, undertakings or other instruments or contracts of suretyship to include waivers to the conditions of contracts and consents of surety for:

Five Million and 00/100 Dollars (\$5,000,000.00)

and to bind the Company thereby as fully and to the same extent as if such bond were signed by the President, sealed with the corporate seal of the Company and duly attested by its Secretary, hereby ratifying and confirming all that the said Attorney-in-Fact may do in the premises. Said appointment shall continue in force until 10/31/2015 and is made under and by authority of the following resolutions of the Board of Directors of the SureTec Insurance Company:

Be it Resolved, that the President, any Vice-President, any Assistant Vice-President, any Secretary or any Assistant Secretary shall be and is hereby vested with full power and authority to appoint any one or more suitable persons as Attorney(s)-in-Fact to represent and act for and on behalf of the Company subject to the following provisions:

Attorney-in-Fact may be given full power and authority for and in the name of and of behalf of the Company, to execute, acknowledge and deliver, any and all bonds, recognizances, contracts, agreements or indemnity and other conditional or obligatory undertakings and any and all notices and documents canceling or terminating the Company's liability thereunder, and any such instruments so executed by any such Attorney-in-Fact shall be binding upon the Company as if signed by the President and sealed and effected by the Corporate Secretary.

Be it Resolved, that the signature of any authorized officer and seal of the Company heretofore or hereafter affixed to any power of attorney or any certificate relating thereto by facsimile, and any power of attorney or certificate bearing facsimile signature or facsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached. (Adopted at a meeting held on 20th of April, 1999.)

In Witness Whereof, SURETEC INSURANCE COMPANY has caused these presents to be signed by its President, and its corporate seal to be hereto affixed this 21st day of March, A.D. 2013.

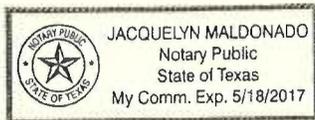


SURETEC INSURANCE COMPANY

By: [Signature]
John Knox Jr., President

State of Texas ss:
County of Harris

On this 21st day of March, A.D. 2013 before me personally came John Knox Jr., to me known, who, being by me duly sworn, did depose and say, that he resides in Houston, Texas, that he is President of SURETEC INSURANCE COMPANY, the company described in and which executed the above instrument; that he knows the seal of said Company; 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 Company; and that he signed his name thereto by like order.



[Signature]
Jacquelyn Maldonado, Notary Public
My commission expires May 18, 2017

I, M. Brent Beaty, Assistant Secretary of SURETEC INSURANCE COMPANY, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney, executed by said Company, which is still in full force and effect; and furthermore, the resolutions of the Board of Directors, set out in the Power of Attorney are in full force and effect.

Given under my hand and the seal of said Company at Houston, Texas this 30th day of May, 2014, A.D.

[Signature]
M. Brent Beaty, Assistant Secretary

Any instrument issued in excess of the penalty stated above is totally void and without any validity.
For verification of the authority of this power you may call (713) 812-0800 any business day between 8:00 am and 5:00 pm CST.

DATE: 6-8-14

ORACLE PROJECT NO. 1017998

COUNTY OF SAN DIEGO
 BIDDER DVBE INFORMATION
 (Due within 2 business days of bid opening)

PROJECT TITLE: LAMAR STREET SLOPE REPAIRS

BIDDER: New Century Construction, Inc.

BIDDER REPRESENTATIVE: LEE SHEUBERG

BID SCHED & ITEM NO.	DESCRIPTION OF WORK, SERVICE OR MATERIAL If not entire item indicate as portions of.	NAME OF CERTIFIED DVBE TO BE USED (PRIME, SUBCONTRACTOR OR VENDOR) AND ADDRESS, TELEPHONE, AND CERTIFICATION NUMBER	DOLLAR AMOUNT TO BE PAID THIS DVBE
S, 2,24	Partial mobilization Timber Logging Dredge Control	JAYCOR CONST. TECHNOLOGIES, INC. P.O. Box 21736 EL CAJON, CA 92021 619-779-8360 DVBE # 1745359	30,432
TOTAL DOLLARS TO CERTIFIED DVBE (PRIME, SUBCONTRACTOR OR VENDOR)			\$ 30,432

COMPUTATION OF UTILIZATION AND COMPARISON WITH THE DVBE PARTICIPATION

Disabled Veterans	$\frac{\text{Total Amount to DVBE}}{\text{Total Bid}} \times 100 = \text{Percent of Utilization}$	3% *See DVBE and DVBE Participation information sections to determine if goal is required for this solicitation
	$\text{_____} \times 100 = 3.2\%$	

PART IIA

**DOCUMENTS TO BE EXECUTED AND SUBMITTED BY ALL
BIDDERS WHO FAIL TO MEET DVBE PARTICIPATION FOR PUBLIC WORK PROJECTS
ESTIMATED (BY THE COUNTY) TO BE BETWEEN \$500,000 AND \$1 MILLION**

**(SHALL BE SUBMITTED BY E-MAIL TO THE PROCUREMENT
CONTRACTING OFFICER LISTED AS CONTACT FOR THIS RFB
WITHIN TWO (2) BUSINESS DAYS
OF THE BID OPENING)**

(Bidders are cautioned that even if their BIDDER DVBE INFORMATION form (page 2-10) indicates the stated DVBE participation has been met, all bidders should still consider submitting Documentation of Good Faith Effort. Submittal of satisfactory Documentation of Good Faith Effort will protect eligibility for award of a contract in the event the County, in its review, finds that the stated DVBE participation has not been met.) These documents cannot be submitted in lieu of page 2-10, but may supplement page 2-10.

COUNTY OF SAN DIEGO

Disabled Veteran Business Enterprise (DVBE)
“Good Faith Effort” Package

Documentation of Good Faith Effort
(Due within 2 business days of bid opening)

The DVBE Cover Sheet is to be attached for the required certified DVBE documentation of “Good Faith Effort” for public works projects estimated by the County to be between \$500,000 and \$1 million.

Project Title: LAMAR STREET SLOPE REPAIRS

Oracle Project No. : 1017998

Bid No.: 6469

Bid Date: 6-5-14

Name of Contractor Submitting Bid:

New Century Construction, Inc.

Met DVBE Goal

Please check off the following to insure you have included them in your documentation:

Documentation of “Good Faith Effort” (3 pages, including this page)

Attachment of Any Additional Supporting Documentation

DOCUMENTATION OF GOOD FAITH EFFORT

- A. List potential DVBEs that the bidder solicited prior to prime contractor bid submittal for participation in this contract along with dates.

Certified DVBE Firm Name and Certification No.	Date and Method of Contact (Mail, Fax, Telephone, etc.)	Responded (Yes/No)
1.		
2.		
3.		
4.		
5.		
6.		
7.		
8.		
9.		
10.		
11.		
12.		
13.		
14.		
15.		

met goal

Solicitations

DVBE Solicitation Sample:

Bidder must attach a sample of the solicitation sent to certified DVBE firms. If phone contact was made, document conversation: date, time, contact person, and business opportunities discussed.

DOCUMENTATION OF GOOD FAITH EFFORT

Identification of (1) all DVBEs who submitted bids or quotations on prime contractor bid submittal. (2) Item of work, supplies or services offered which are not accepted, (3) dollar amounts of the DVBEs bids not accepted, (4) subcontractors and/or vendors who will be used instead of the DVBEs, (5) dollar amounts of these subcontractors and/or suppliers' bids, and (6) the reason for the bidder not accepting the DVBE's bid. Use additional sheets if necessary.

DVBE Name, address and Phone No. (1)	Item of Work, Supplies or Services (2)	DVBE Bid Amount (3)	Name of Subcontractor/ Vendor to be used (4)	Bid Amount Accepted (5)	Reason DVBE Bid Not Accepted (6)

Next
Bid

PART II

DOCUMENTS TO BE EXECUTED BY BIDDER

NOTE TO BIDDERS

The following required certifications must be included with the bid submittal at time of bid:

- Part V, Section 10, "Clean and Paint Steel Soldier Piling," states that Proof of certification under the SSPC QP Certification Program must be submitted with the Contractor's bid. Required certifications are SSPC-QP1 and SSPC-QP3.

STATE OF CALIFORNIA
COUNTY OF SAN DIEGO
PROPOSAL TO THE BOARD
FOR
LAMAR STREET SLOPE REPAIRS

ORACLE PROJECT NO. 1017998

RFB NO. 6469

Name of Bidder SLS CONSTRUCTION INC
Business Address 10769 WOODSIDE AVE., #202, SANTEE, CA. 92071
Place of Residence DANA POINT, CA.

LOCATION

The work to be performed under this Contract is located in the vicinity of Spring Valley, County of San Diego, State of California.

Said work is to be performed in accordance with the Contract and the Special Provisions annexed hereto and including Addenda Nos. 1, and , and also in accordance with the Standard Specifications of the State of California, Department of Transportation, dated May 2006, the Amendments to said Standard Specifications contained in Part VI of these Contract Documents and the modifications to said Standard Specifications and said Amendments contained in Part VII of these Contract Documents.

The work to be done is shown on plans entitled:

PLANS FOR
CONSTRUCTION OF
LAMAR STREET SLOPE REPAIR
In the Vicinity of: Spring Valley
Net Length: 800 feet

Approved: May 2, 2014.

By signing this proposal on the signature portion hereof, the undersigned, as bidder, under penalty of perjury deposes and says: that the only persons or parties interested in this Proposal as Principals are those named herein; that the bidder has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with said proposal; that the undersigned has carefully examined the location of the proposed work, the annexed proposed form of Contract, and the Plans, Special Provisions and Specifications therein referred to; and the undersigned proposes, and agrees if this Proposal is accepted, that the undersigned will furnish the required Bonds and Contract with the Owner, in the form and copy of the Contract annexed hereto, to provide all necessary machinery, tools, apparatus and other means of construction, and to do all the work and furnish all the materials specified in the Contract, in the manner and time therein set forth, and that the undersigned will take in full payment therefor the following unit and lump sum prices, to wit:

BID SCHEDULE

(SharpeSoft #1017998)

ITEM NO.	DESCRIPTION	ESTIMATED QUANTITY	UNIT OF MEASURE	UNIT PRICE (IN FIGURES)	TOTAL (IN FIGURES)
1	PREPARE AND IMPLEMENT WATER POLLUTION CONTROL PROGRAM	LS	LS	LS	4300.00
2	CONSTRUCTION SITE MANAGEMENT	LS	LS	LS	10,000.00
3	PROJECT IDENTIFICATION SIGN	1	EA	800.00	800.00
4	CLEARING AND GRUBBING	LS	LS	LS	7,700.00
5	MOBILIZATION	LS	LS	LS	55,000.00
6	ROADWAY EXCAVATION	461	CY	35.00	16,135.00
7	ASPHALT CONCRETE, TYPE B	93	TON	145.00	13,485.00
8	PLANE ASPHALT CONCRETE PAVEMENT	86	SY	13.00	1,118.00
9	PLACE ASPHALT CONCRETE DIKE, TYPE F	746	LF	15.00	11,190.00
10	AGGREGATE BASE, CLASS 2	213	CY	75.00	15,975.00
11	DISINTEGRATED GRANITE	93	CY	75.00	6,975.00
12	METAL BEAM GUARD RAILING	775	LF	35.00	27,125.00
13	REMOVE METAL BEAM GUARD RAILING	775	LF	11.00	8,525.00
14	GUARD RAIL DELINEATOR	24	EA	17.55	421.20
15	CHAIN LINK FENCE (H=4FT)	810	LF	39.00	31,590.00

Name of Bidder SLS CONSTRUCTION INC.

BID SCHEDULE (Continued)

(SharpeSoft #1017998)

ITEM NO.	DESCRIPTION	ESTIMATED QUANTITY	UNIT OF MEASURE	UNIT PRICE (IN FIGURES)	TOTAL (IN FIGURES)
16	STRUCTURE EXCAVATION (RETAINING WALL)	210	CY	150.00	31,500.00
17	FURNISH AND INSTALL STEEL SOLDIER PILING	1,712	LF	53.57	91,711.84
18	DRILLED HOLE FOR STEEL SOLDIER PILING	446	LF	45.00	20,070.00
19	DRILLED HOLE FOR STEEL SOLDIER PILING (ROCK SOCKET)	1,015	LF	49.00	49,735.00
20	CLEAN AND PAINT STEEL SOLDIER PILING	LS	LS	LS	40,000.00
21	TIMBER LAGGING	45	TFBM	2,500.00	112,500.00
22	CONCRETE BACKFILL (STEEL SOLDIER PILING)	118	CY	250.00	29,500.00
23	STRUCTURE BACKFILL (RETAINING WALL)	180	CY	150.00	27,000.00
24	TRAFFIC CONTROL	LS	LS	LS	55,000.00
25	TRENCH SAFETY AND SHORING OF EXCAVATIONS	LS	LS	LS	13,000.00
26	TEMPORARY CONCRETE WASHOUT (PORTABLE)	LS	LS	LS	2,000.00
27	TEMPORARY FIBER ROLL	1,200	LF	2.50	3,000.00
28	TEMPORARY GRAVEL BAG	300	EA	2.50	750.00
29	TEMPORARY INLET FILTER ROLL	60	LF	5.00	300.00
30	TEMPORARY SILT FENCE	800	LF	3.50	2,800.00
31	TEMPORARY COVER	150	SY	20.00	3,000.00
32	EROSION CONTROL (TYPE D)	554	SY	2.00	1,108.00
33	MOVE IN/MOVE OUT (EROSION CONTROL)	2	EA	500.00	1,000.00
34	BMP MAINTENANCE COST SHARING	500	DLR	1.00	500.00
35	FIELD ORDERS	20,000	DLR	1.00	20,000.00
TOTAL BID					714,814.04

Name of Bidder SLS CONSTRUCTION INC.

BID COMPARISON AND AWARD

If this Proposal shall be accepted and the undersigned shall fail to contract as aforesaid and to give in sums as stated in the Notice to Contractors Inviting Bids, both a faithful Performance Bond, and a Payment Bond as required by Chapter 5 (commencing at Section 3225) and Chapter 7 (commencing at Section 3247), Title 15, Part 4, Division 3, of the California Civil Code, with surety satisfactory to the Owner within the time specified in Section 3-1.03 of the Standard Specifications after the undersigned has received notice of the award of the Contract from the Owner and that the Contract is ready for signature, the Owner may, at its option, determine that the bidder has abandoned the Contract, and thereupon this Proposal and the acceptance thereof shall be null and void, and the forfeiture of the security accompanying this Proposal shall operate and the same shall be the property of the Owner.

Bids are required for the entire work. The amount of the bid for comparison purposes will be the Total Bid.

The bidder shall set forth for each item of work, in clearly legible figures, a unit price and a total for the item in the respective spaces provided for this purpose. In the case of unit basis items, the amount set forth under the "Total" column shall be the extension of the unit price bid on the basis of the estimated quantity for the item.

In case of discrepancy between the unit price and the total set forth for the item, the unit price shall prevail; provided, however, if the amount set forth as a unit price is ambiguous, unintelligible or uncertain for any cause, or is omitted, or in the case of unit basis items, is the same amount as the entry in the "Total" column, then the amount set forth in the "Total" column for the item shall prevail in accordance with the following:

1. As to lump sum items, the amount set forth in the "Total" column shall be the unit price.
2. As to unit basis items, the amount set forth in the "Total" column shall be divided by the estimated quantity for the item, and the price thus obtained shall be the unit price.

The quantities listed in the Proposal are approximate only. Payment for work done will be made at the contract unit prices bid as applied to the quantities actually constructed or installed.

Award of the Contract, if awarded, will be to the lowest responsible bidder, for the Total Bid, subject to the Owner's right to reject any or all bids and to waive any informality or irregularity in the bids or bidding. Bids in which the prices are obviously unbalanced may be rejected.

Award of the Contract, if awarded, will be made within seventy-five (75) calendar days from the date specified for the opening of bids.

PROHIBITED CONTRACTS

Section 67 of the San Diego County Administrative Code provides that the County shall not contract with, and shall reject any bid or proposal submitted by, the person or entities specified below, unless the Board of Supervisors finds that special circumstances exist which justify the approval of such contract:

- (a) Persons employed by the County or of public agencies for which the Board of Supervisors is the governing body;
- (b) Profit-making firms or businesses in which employees described in subsection (a) serve as officers, principals, partners, or major shareholders;
- (c) Persons who, within the immediately preceding twelve (12) months came within the provisions of subsection (a) and who (1) were employed in positions of substantial responsibility in the area of service to be performed by the contract, or (2) participated in any way in developing the contract or its service specifications; and
- (d) Profit-making firms or businesses in which the former employees described in subsection (c) serve as officers, principals, partners, or major shareholders.

With the affixing of a signature to your response to this solicitation, officer certifies that the above provisions of the Code have been complied with, and that any exception will cause any ensuing contract to be invalid.

DRUG AND ALCOHOL POLICY

It is the policy of the Board of Supervisors that in order to attain or maintain a contract with the County, each contractor shall agree that while any contractor or the contractor's employees are performing services for the County, or using County equipment, that the contractor or the contractor's employees:

- 1. Shall not in any way be impaired because of being under the influence of alcohol or a drug.
- 2. Shall not possess, consume, or be under the influence of alcohol and/or an illegal drug.
- 3. Shall not sell, offer, or provide alcohol or a drug to another person.

DEBARMENT AND SUSPENSION

Contractor certifies that it, its principals, its employees and its subcontractors:

- 1. Are not presently debarred, suspended, proposed for debarment, and declared ineligible or voluntarily excluded from covered transactions by any State or Federal Department or agency.
- 2. Have not within a 3-year period preceding this Contract been convicted of, or had a civil judgment rendered against them for, the commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or Local) transaction; violation of Federal or State anti-trust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property.
- 3. Are not presently indicted or otherwise criminally or civilly charged by a government entity (federal, State, or local) with commission of any of the offenses enumerated in the paragraph above; and
- 4. Have not within a 3-year period preceding this Contract had one or more public transactions (Federal, State, or Local) terminated for cause or default.

**County of San Diego
Department of Purchasing and Contracting
REPRESENTATIONS AND CERTIFICATIONS**

The following representations and certifications are to be completed, signed and returned with the offer.

1. NOT-FOR-PROFIT ORGANIZATIONS

Attach proof of status and omit Paragraph 3.

2. INTERLOCKING DIRECTORATE

In accordance with Board of Supervisors Policy A-79, if Offeror is a non-profit as indicated in paragraph 1 above, Offeror is required to identify any related for-profit subcontractors in which an interlocking directorate, management or ownership relationship exists. By submission of this offer, Offeror certifies it will not enter into a subcontract relationship with a related for-profit entity if Offeror is a non-profit entity. If Offeror is a non-profit and will be subcontracting with a related for-profit entity, Offeror must list the entity(ies) on an attached separate sheet listing them all and the contract must be approved by the Board of Supervisors

3. BUSINESS REPRESENTATION

3.1. REPRESENTATION AS DISABLED VETERANS BUSINESS ENTERPRISE

"Disabled Veterans Business Enterprise" means a business which is at least fifty-one (51%) owned and operated by one or more veterans with a service related disability as certified by Equal Opportunity Management Office (EOMO), California Department of General Services, Office of Small Business and members of Joint Agencies Contracting Opportunities (JACO), (California Military and Veterans code, Article 6, section 999).

This Offeror represents as a part of this offer that the ownership, operation and control of the business are in accordance with the specific definition in 3.1. I am currently certified by: DEPARTMENT OF GENERAL

Certifying Government Agency: SERVICES OSDS

Certification #: 1423660

4. CERTIFICATE REGARDING DEBARMENT, SUSPENSION AND RELATED MATTERS

Offeror hereby certifies to the best of its knowledge that neither it nor any of its officers:

- 4.1. Are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency; and
- 4.2. Have within a three (3) year period preceding this agreement been convicted of or had a civil judgment rendered against them for commission of fraud or criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property; and
- 4.3. Are presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State, or local) with the commission of any of the offenses enumerated in paragraph 4.2 of this certification; and

4.4. Have within a three (3) year period preceding this agreement had one or more public transactions (Federal, State or local) terminated for cause or default.

4.5. Are presently the target or subject of any investigation, accusation or charges by any Federal, State or local law enforcement, licensing or certification body and if they are, the appropriate information is included in the proposal, as requested in the Submittal Requirements.

4.6. Contractor will report in writing to the County Department of Purchasing and Contracting within five business days of knowing or have any reason to know any change in status as certified in the preceding paragraphs 4.1 through 4.5, and that occur prior to award (in the case of bids) and contract execution (in the case of negotiated procurements).

4.7. Offeror and its proposed subcontractors, agents and consultants have not previously contracted with the County to perform work on this project (e.g. preparing components of the statement of work or plans and specifications for this project). If Offeror or any of its subcontractors, agents or consultants, have previously contracted with the County to perform work on this project, Offeror shall identify those previous agreement(s) and submit that list along with the proposal.

5. CERTIFICATE OF CURRENT COST OR PRICING

This is to certify that, to the best of my knowledge and belief, cost and/or pricing data submitted with this offer, or specifically identified by reference if actual submission of the data is impracticable, is/are accurate, complete, and current as of the date signed below.

6. CERTIFICATE OF INDEPENDENT PRICING

By submission of this offer, each Offeror certifies, and in the case of a joint offers, each party thereto certifies as to its own organization, that in relation to this procurement:

6.1. The prices in this offer have been arrived at independently, without consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with other Offeror; with any competitor; or with any County employee(s) or consultant(s) involved in this or related procurements; and

6.2. Unless otherwise required by law, the prices which have been quoted in this offer have not been knowingly disclosed by the Offeror and will not knowingly be disclosed by the Offeror prior to opening, in the case of a bid, or prior to award, in the case of a proposal, directly or indirectly to any other Offeror or to any competitor; and

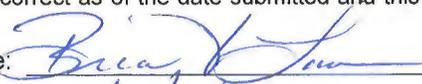
6.3. No attempt has been made or will be made by the Offeror to induce any other person or firm to submit or not to submit an offer for the purpose of restricting competition.

7. The Offeror understands that prior to receiving a contract award from the County, the Offeror must submit a completed IRS W-9 form to provide a Federal Tax ID number, or if not available, to provide a Social Security Number (SSN).

CERTIFICATION

The information furnished in Paragraphs 1 through 7 is certified to be factual and correct as of the date submitted and this certification is made under penalty of perjury under the laws of the State of California.

Name: BRIAN LAUER

Signature: 

Title: PRESIDENT

Date: 6/5/14

Company/Organization: SLS CONSTRUCTION INC.

SUBMIT THIS FORM AS DIRECTED IN THE REQUEST FOR SOLICITATION DOCUMENTS OR WITH THE OFFER

DESIGNATION OF SUBCONTRACTORS

Set forth below is the full name and the location of the place of business of each Subcontractor whom the Bidder proposes to subcontract portions of the work in excess of one-half of one percent of the total bid, or, in the case of construction of streets or highways, including bridges, in excess of one-half of one percent of the total bid or \$10,000, whichever is greater, and the portion of the work which will be done by each Subcontractor for each subcontract.

The Bidder's attention is directed to the provision titled "Subcontracting" of the Special Provisions contained in these Contract Documents.

NOTE: The Bidder understands that if the Bidder fails to specify a Subcontractor for any portion of the work to be performed under the contract in excess of one-half of one percent of the bid, or, in the case of construction of streets or highways, including bridges, in excess of one-half of one percent of the bid or \$10,000, whichever is greater, the Bidder shall be deemed to have agreed to perform such portion, and that the Bidder shall not be permitted to sublet or subcontract that portion of the work except in cases of public emergency or necessity, and then only after a finding, reduced to writing as a public record of the Awarding Authority, setting forth the facts constituting the emergency or necessity in accordance with the provision of the Subletting and Subcontracting Fair Practices Act (Section 4100 et seq. of the California Public Contract Code).

Unless changed in the Special Provisions, at least 50 percent of the original contract price shall be performed by the Contractor's own organization.

The "Business Name and Address", and the "Portion of Work to be Contracted" that will be done by each subcontractor are required at the time of bid submittal. The remainder of the information shall be submitted **by all bidders within two business days** of bid opening by e-mail to the Procurement Contracting Officer listed as contact for this RFB.

If no Subcontractors are to be employed on the project, enter the word "NONE."

DESIGNATION OF SUBCONTRACTORS				
PORTION OF WORK TO BE SUBCONTRACTED		BUSINESS NAME AND ADDRESS	PERCENTAGE OF TOTAL CONTRACT	LICENSE NO.
BID SCHD & ITEM NO.	DESCRIPTION OF WORK (State if work includes only a portion of the bid item)			
7, 8 9, 10	ASPHALT AGG. BASE	ANGUS ASPHALT 9959 PROSPECT AVE SARISSEE, CA.		
24	TRAFFIC CONTROL (partial)	STARWIDE SAFETY 15755 BLISSWOOD POWAY, CA. 92064		
20	TRAFFIC CONTROL BR Clean & PAINT PAVING	TECHNO WEST 1391 SOUTH ALLEC ST ANAHEIM, CA.		

TOTAL % SUBCONTRACTED _____

Name of Bidder SLS CONSTRUCTION

FOR: LAMAR STREET SLOPE REPAIRS; ORACLE PROJECT NO. 1017998

Accompanying this proposal is BIDDERS BOND
in amount equal to at least ten percent of total of the bid.
(NOTICE: Insert the words "cash (\$_____)," "cashier's check," "certified check," or "bidder's bond," as the case may be.)

The names of all persons interested in the foregoing proposal as principals are as follows:

IMPORTANT NOTICE *If bidder or other interested person is a corporation, state legal name of corporation, also names of the president, secretary, treasurer and manager thereof; if a copartnership, state true name of firm, also names of all individual copartners composing firm; if bidder or other interested person is an individual, state first and last names in full.*

SLS CONSTRUCTION INC
BRIAN LAUER PRESIDENT / SECRETARY / TREASURER

Licensed in accordance with an act providing for the registration of Contractors,

License No. 953863 Classification (s) A Exp. Date 10/31/2014

Warning - If an addendum or addenda have been issued by the Department and not noted in the Proposal to the Board on page 2-2 as being received by the bidder, this Proposal may be rejected.

By my signature on this proposal I certify, under penalty of perjury under the laws of the State of California, that the foregoing questionnaire and statements of Public Contract Code Sections 10162, 10232 and 10285.1 are true and correct and that the bidder has complied with the requirements of Section 8103 of the Fair Employment and Housing Commission Regulations (Chapter 5, Title 2 of the California Administrative Code). By my signature on this proposal I further certify, under penalty of perjury under the laws of the State of California and the United States of America, that the Noncollusion Affidavit required by Title 23 United States Code, Section 112 and Public Contract Code Section 7106; and the Title 49 Code of Federal Regulations, Part 29 Debarment and Suspension Certification are true and correct.

I hereby certify, under penalty of perjury, that the foregoing proposal to the Board is true and correct.

SIGN
HERE
(SLS CONSTRUCTION INC.
(Legal Name of Bidder
(
(by Brian Lauer (SEAL)
(Signature
(
(PRESIDENT
(Title
(

NOTE: If bidder is a corporation, the legal name of the corporation shall be set forth above together with the signature of the officer or officers authorized to sign contracts on behalf of the corporation; if bidder is a copartnership, the true name of the firm shall be set forth above together with the signature of the partner or partners authorized to sign contracts in behalf of the copartnership; and if bidder is an individual, his signature shall be placed above. If signature is by an agent, other than an officer of a corporation or a member of a partnership, a Power of Attorney must be submitted with the bid; otherwise, the bid may be disregarded as irregular and unauthorized.

Business address 10769 WOODSIDE AVE., #202, SANTEE, CA. 92071
Telephone (619) 448-8928 Fax (866) 440-0002
E-Mail address brian@sldsdc.com
Dated JUNE 5, 20 14, at SANTEE, California.

BIDDER'S BOND

KNOW ALL MEN BY THESE PRESENTS:

That we SLS Construction, Inc.
as Principal, and Allegheny Casualty Company

as Surety, are held and firmly bound unto the County of San Diego, a political subdivision of the State of California, hereinafter called the County, in the penal sum of TEN PERCENT (10%) OF THE TOTAL AMOUNT OF THE BID of the Principal above named, submitted by said Principal to the County for the work described below, for the payment of which sum in lawful money of the United States, well and truly to be made, we bind ourselves, our heirs, executors, administrators and successors, jointly and severally, firmly by these presents.

In no case shall the liability of the Surety hereunder exceed the sum of Ten percent of the Total Amount of the Bid

THE CONDITION OF THIS OBLIGATION IS SUCH,

That whereas the Principal has submitted the above-mentioned bid to the County of San Diego for certain construction specifically described as follows, for which bids are to be opened on June 5, 2014 for
DATE

LAMAR STREET SLOPE REPAIRS; ORACLE PROJECT NO. 1017998

NOW THEREFORE, if the aforesaid principal shall not withdraw said bid within the period specified therein after the opening of the same, or, if no period be specified, within sixty (60) days after said opening, and shall within the period specified therefor, or, if no period be specified, within ten (10) days after the prescribed forms are presented to him for signature, enter into a written contract with the County, in the prescribed form, in accordance with the bid as accepted, and file the two bonds with the County, one to guarantee faithful performance and the other to guarantee payment for labor and materials, as required by law, then this obligation shall be null and void; otherwise, it shall be and remain in full force and virtue.

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

IN WITNESS WHEREOF, We have hereunto set our hands and seals on this 30th day of May A.D. 2014.

Allegheny Casualty company (SEAL) SLS Construction, Inc. (SEAL)
Tara Bacon, Attorney-in-Fact (SEAL) President (SEAL)
Surety Principal

ATTORNEY-IN-FACT ACKNOWLEDGEMENT OF SURETY

STATE OF)
COUNTY OF) ss
On this day of in the year 20..... before me
..... a notary public in and for said County and State personally
appeared known to me (or proved to me on the basis of satisfactory evidence) to
be the person whose name is subscribed to the within instrument as the attorney-in-fact of the the
corporation named as Surety in said instrument, and acknowledged to me that he subscribed the name of said corporation thereto as
Surety, and his own name as attorney-in-fact.

NOTE: (a) Signature of those executing for Surety must be properly acknowledged. Notary Public In and for the County of
(b) The Attorney-in-fact must attach a certified copy of Power of Attorney. State of California

ACKNOWLEDGMENT

State of California
County of San Diego)

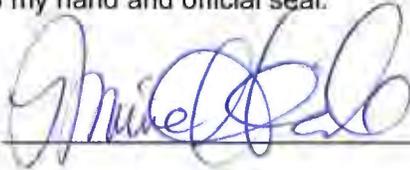
On May 30, 2014 before me, Minna Huovila, Notary Public
(insert name and title of the officer)

personally appeared Tara Bacon
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



(Seal)



POWER OF ATTORNEY
ALLEGHENY CASUALTY COMPANY
HOME OFFICE: ONE NEWARK CENTER, 20TH FLOOR
NEWARK, NEW JERSEY 07102-5207

KNOW ALL MEN BY THESE PRESENTS: That **ALLEGHENY CASUALTY COMPANY**, a corporation organized and existing pursuant to the laws of the State of Pennsylvania, and having its principal office in the City of Newark, New Jersey, does hereby constitute and appoint

TARA BACON, DALE HARSHAW

San Diego, CA.

its true and lawful attorney(s)-in-fact to execute, seal and deliver for and on its behalf as surety, any and all bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof, which are or may be allowed, required or permitted by law, statute, rule, regulation, contract or otherwise, and the execution of such instrument(s) in pursuance of these presents, shall be as binding upon the said **ALLEGHENY CASUALTY COMPANY**, as fully and amply, to all intents and purposes, as if the same had been duly executed and acknowledged by its regularly elected officers at its principal office.

This Power of Attorney is executed, and may be revoked, pursuant to and by authority of Article 3-Section 3, of the By-Laws adopted by the Board of Directors of **ALLEGHENY CASUALTY COMPANY** at a meeting called and held on the 7th day of February, 1974.

The power of attorney is granted under and by authority of the following resolution adopted by the Board of Directors of **ALLEGHENY CASUALTY COMPANY** at a meeting duly held on the 15th day of August, 2000.

RESOLVED, that (1) the President, Vice President, or Secretary of **ALLEGHENY CASUALTY COMPANY** shall have the power to appoint, and to revoke the appointments of, Attorneys-in-Fact or agents with power and authority as defined or limited in their respective powers of attorney, and to execute on behalf of the Company and affix the Company's seal thereto, bonds, undertakings, recognizances, contracts of indemnity and other written obligations in the nature thereof or related thereto; and (2) any such Officers of the Company may appoint and revoke the appointments of joint-control custodians, agents for acceptance of process, and Attorneys-in-fact with authority to execute waivers and consents on behalf of the Company; and (3) the signature of any such Officer of **ALLEGHENY CASUALTY COMPANY** and the Company seal may be affixed by facsimile to any power of attorney or certification given for the execution of any bond, undertaking, recognizance, contract of indemnity or other written obligation in the nature thereof or related thereto, such signature and seals when so used whether heretofore or hereafter, being hereby adopted by the Company as the original signature of such officer and the original seal of the Company, to be valid and binding upon the Company with the same force and effect as though manually affixed.



IN TESTIMONY WHEREOF, **ALLEGHENY CASUALTY COMPANY** has caused this instrument to be signed and its corporate seal to be affixed by its authorized officer, this 12th day of November, A.D. 2009.

ALLEGHENY CASUALTY COMPANY

STATE OF NEW JERSEY
County of Essex

Secretary

On this 12th day of November 2009, before me came the individual who executed the preceding instrument, to me personally known, and, being by me duly sworn, said he is the therein described and authorized officer of the **ALLEGHENY CASUALTY COMPANY**; that the seal affixed to said instrument is the Corporate Seal of said Company; that the said Corporate Seal and his signature were duly affixed by order of the Board of Directors of said Company.



IN TESTIMONY WHEREOF, I have hereunto set my hand affixed my Official Seal, at the City of Newark, New Jersey the day and year first above written.

A NOTARY PUBLIC OF NEW JERSEY
My Commission Expires March 27, 2014

CERTIFICATION

I, the undersigned officer of **ALLEGHENY CASUALTY COMPANY** do hereby certify that I have compared the foregoing copy of the Power of Attorney and affidavit, and the copy of the Section of the By-Laws of said Company as set forth in said Power of Attorney, with the ORIGINALS ON IN THE HOME OFFICE OF SAID COMPANY, and that the same are correct transcripts thereof, and of the whole of the said originals, and that the said Power of Attorney has not been revoked and is now in full force and effect

IN TESTIMONY WHEREOF, I have hereunto set my hand this 30th day of May, 2014

Assistant Secretary

DATE: 6/5/2014

ORACLE PROJECT NO. 1017998

COUNTY OF SAN DIEGO
 BIDDER DVBE INFORMATION
 (Due within 2 business days of bid opening)

PROJECT TITLE: LAMAR STREET SLOPE REPAIRS

BIDDER: SLS CONSTRUCTION INC

BIDDER REPRESENTATIVE: BRIAN LAUER

BID SCHED & ITEM NO.	DESCRIPTION OF WORK, SERVICE OR MATERIAL If not entire item indicate as portions of.	NAME OF CERTIFIED DVBE TO BE USED (PRIME, SUBCONTRACTOR OR VENDOR) AND ADDRESS, TELEPHONE, AND CERTIFICATION NUMBER	DOLLAR AMOUNT TO BE PAID THIS DVBE
	DVBE PRIME	SLS CONSTRUCTION INC. 10769 WOODSIDE AVE., # 202 SANTEE, CA. 92071 (619)448-8928 CERT # 1423660	714,814.04
TOTAL DOLLARS TO CERTIFIED DVBE (PRIME, SUBCONTRACTOR OR VENDOR)			\$ 714,814.04

COMPUTATION OF UTILIZATION AND COMPARISON WITH THE DVBE PARTICIPATION

Disabled Veterans	$\frac{\text{Total Amount to DVBE}}{\text{Total Bid}} \times 100 = \text{Percent of Utilization}$		3% *See DVBE and DVBE Participation information sections to determine if goal is required for this solicitation
	$\frac{714814.04}{714814.04} \times 100 = 100\%$		

PART IIA

**DOCUMENTS TO BE EXECUTED AND SUBMITTED BY ALL
BIDDERS WHO FAIL TO MEET DVBE PARTICIPATION FOR PUBLIC WORK PROJECTS
ESTIMATED (BY THE COUNTY) TO BE BETWEEN \$500,000 AND \$1 MILLION**

**(SHALL BE SUBMITTED BY E-MAIL TO THE PROCUREMENT
CONTRACTING OFFICER LISTED AS CONTACT FOR THIS RFB
WITHIN TWO (2) BUSINESS DAYS
OF THE BID OPENING)**

(Bidders are cautioned that even if their BIDDER DVBE INFORMATION form (page 2-10) indicates the stated DVBE participation has been met, all bidders should still consider submitting Documentation of Good Faith Effort. Submittal of satisfactory Documentation of Good Faith Effort will protect eligibility for award of a contract in the event the County, in its review, finds that the stated DVBE participation has not been met.) These documents cannot be submitted in lieu of page 2-10, but may supplement page 2-10.



Techno West, Inc

of
Anaheim, CA

*has met or exceeded the requirements set forth in the
SSPC Painting Contractor Certification Program for*

**SHOP APPLICATION OF
PROTECTIVE COATINGS
SSPC-QP 3**

Enclosed Shop



A handwritten signature in black ink, appearing to read 'Doug A. Felt'.

.....
President, SSPC

March 31, 2014 – March 31, 2015

.....
Validation Period

Owners are advised to contact SSPC at 412-281-2331 ext. 2235 or ext. 2209 to verify authenticity of certification.



Techno Coatings, Inc.

of

Anaheim, CA

*has met or exceeded the requirements set forth in the
SSPC Painting Contractor Certification Program for*

**INDUSTRIAL HAZARDOUS
PAINT REMOVAL
SSPC-QP2**



.....
"A"

Category

.....
Greg A. Felt
President, SSPC

.....
March 31, 2014 – March 31, 2015

Validation Period



Techno Coatings, Inc.
 of
 Anaheim, CA

*has met or exceeded the requirements set forth in the
 SSPC Painting Contractor Certification Program for*

**FIELD APPLICATION OF COATINGS
 COMPLEX STRUCTURES
 SSPC-QP1**



[Signature]

 President, SSPC

March 31, 2014 – March 31, 2015

 Validation Period



County of San Diego

JOHN M. PELLEGRINO
DIRECTOR

DEPARTMENT OF PURCHASING AND CONTRACTING
5560 OVERLAND AVENUE, SUITE 270, SAN DIEGO, CALIFORNIA 92123-1204
Phone (858) 505-6367 Fax (858) 715-6452

June 3, 2014

ADDENDUM No. 1

REQUEST FOR BID (RFB) 6469 LAMAR STREET SLOPE REPAIRS; ORACLE PROJECT No. 1017998

Addendum No. 1 forms a part of the contract documents and changes the original documents only in the manner and to the extent stated.

CHANGES:

1. Delete Typical Section Note 2 on plan sheet 8 of 11 and replace with the following:

“Clean all pile surfaces (top of pile to bottom of pile). Paint all pile surfaces with an undercoat of inorganic zinc coating (top of pile to bottom of pile). Paint pile with finish coats from top of pile to 5-ft min below bottom of lagging as shown on ‘Limits of Clean and Paint Steel Soldier Pile’.”

This addendum is required to be inserted in the Contract Documents by the bidder and acknowledged by the bidder on page 2-2 of the Proposal to the Board, at the time of submitting the bid.

If you have any questions, please contact Kristen Hill, Procurement Contracting Officer at (858) 505-6360, or by email at kristen.hill@sdcounty.ca.gov.

Disabled Veteran Business Enterprise (DVBE)
“Good Faith Effort” Package

Documentation of Good Faith Effort
(Due within 2 business days of bid opening)

The DVBE Cover Sheet is to be attached for the required certified DVBE documentation of “Good Faith Effort” for public works projects estimated by the County to be between \$500,000 and \$1 million.

Project Title: LAMAR STREET SLOPE REPAIRS

Oracle Project No. : 1017998

Bid No.: 6469

Bid Date: _____

Name of Contractor Submitting Bid:

Please check off the following to insure you have included them in your documentation:

____ Documentation of “Good Faith Effort” (3 pages, including this page)

____ Attachment of Any Additional Supporting Documentation

DOCUMENTATION OF GOOD FAITH EFFORT

- A. List potential DVBEs that the bidder solicited prior to prime contractor bid submittal for participation in this contract along with dates.

Certified DVBE Firm Name and Certification No.	Date and Method of Contact (Mail, Fax, Telephone, etc.)	Responded (Yes/No)
1.		
2.		
3.		
4.		
5.		
6.		
7.		
8.		
9.		
10.		
11.		
12.		
13.		
14.		
15.		

Solicitations

DVBE Solicitation Sample:

Bidder must attach a sample of the solicitation sent to certified DVBE firms. If phone contact was made, document conversation: date, time, contact person, and business opportunities discussed.

Next

Bid

STATE OF CALIFORNIA
COUNTY OF SAN DIEGO
PROPOSAL TO THE BOARD
FOR
LAMAR STREET SLOPE REPAIRS

ORACLE PROJECT NO. 1017998

RFB NO. 6469

Name of Bidder Sierra Pacific West, Inc.

Business Address Po Box 231640, Encinitas, CA 92023-1640

Place of Residence Encinitas, CA

LOCATION

The work to be performed under this Contract is located in the vicinity of Spring Valley, County of San Diego, State of California.

Said work is to be performed in accordance with the Contract and the Special Provisions annexed hereto and including Addenda Nos. 1, and , and also in accordance with the Standard Specifications of the State of California, Department of Transportation, dated May 2006, the Amendments to said Standard Specifications contained in Part VI of these Contract Documents and the modifications to said Standard Specifications and said Amendments contained in Part VII of these Contract Documents.

The work to be done is shown on plans entitled:

PLANS FOR
CONSTRUCTION OF
LAMAR STREET SLOPE REPAIR
In the Vicinity of: Spring Valley
Net Length: 800 feet

Approved: May 2, 2014.

By signing this proposal on the signature portion hereof, the undersigned, as bidder, under penalty of perjury deposes and says: that the only persons or parties interested in this Proposal as Principals are those named herein; that the bidder has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with said proposal; that the undersigned has carefully examined the location of the proposed work, the annexed proposed form of Contract, and the Plans, Special Provisions and Specifications therein referred to; and the undersigned proposes, and agrees if this Proposal is accepted, that the undersigned will furnish the required Bonds and Contract with the Owner, in the form and copy of the Contract annexed hereto, to provide all necessary machinery, tools, apparatus and other means of construction, and to do all the work and furnish all the materials specified in the Contract, in the manner and time therein set forth, and that the undersigned will take in full payment therefor the following unit and lump sum prices, to wit:

BID SCHEDULE

(SharpeSoft #1017998)

ITEM NO.	DESCRIPTION	ESTIMATED QUANTITY	UNIT OF MEASURE	UNIT PRICE (IN FIGURES)	TOTAL (IN FIGURES)
1	PREPARE AND IMPLEMENT WATER POLLUTION CONTROL PROGRAM	LS	LS	LS	1070.00
2	CONSTRUCTION SITE MANAGEMENT	LS	LS	LS	4010.00
3	PROJECT IDENTIFICATION SIGN	1	EA	802.00	802.00
4	CLEARING AND GRUBBING	LS	LS	LS	7313.00
5	MOBILIZATION	LS	LS	LS	72464.00
6	ROADWAY EXCAVATION	461	CY	42.00	19362.00
7	ASPHALT CONCRETE, TYPE B	93	TON	163.50	15205.50
8	PLANE ASPHALT CONCRETE PAVEMENT	86	SY	21.50	1849.00
9	PLACE ASPHALT CONCRETE DIKE, TYPE F	746	LF	6.75 ¹⁰	5035.50
10	AGGREGATE BASE, CLASS 2	213	CY	59.50	12673.50
11	DISINTEGRATED GRANITE	93	CY	77.00	7161.00
12	METAL BEAM GUARD RAILING	775	LF	33.00	25575.00
13	REMOVE METAL BEAM GUARD RAILING	775	LF	4.00	3100.00
14	GUARD RAIL DELINEATOR	24	EA	27.00	648.00
15	CHAIN LINK FENCE (H=4FT)	810	LF	23.50	19035.00

Name of Bidder Sierra Pacific West, Inc.

BID SCHEDULE (Continued)

(SharpeSoft #1017998)

ITEM NO.	DESCRIPTION	ESTIMATED QUANTITY	UNIT OF MEASURE	UNIT PRICE (IN FIGURES)	TOTAL (IN FIGURES)
16	STRUCTURE EXCAVATION (RETAINING WALL)	210	CY	56.25	11812.50
17	FURNISH AND INSTALL STEEL SOLDIER PILING	1,712	LF	66.00	112992.00
18	DRILLED HOLE FOR STEEL SOLDIER PILING	446	LF	41.00	18286.00
19	DRILLED HOLE FOR STEEL SOLDIER PILING (ROCK SOCKET)	1,015	LF	165.30	167779.50
20	CLEAN AND PAINT STEEL SOLDIER PILING	LS	LS	LS	64450.00
21	TIMBER LAGGING	45	TFBM	2744.00	123480.00
22	CONCRETE BACKFILL (STEEL SOLDIER PILING)	118	CY	200.00	23600.00
23	STRUCTURE BACKFILL (RETAINING WALL)	180	CY	55.25	9945.00
24	TRAFFIC CONTROL	LS	LS	LS	8020.00
25	TRENCH SAFETY AND SHORING OF EXCAVATIONS	LS	LS	LS	2674.00
26	TEMPORARY CONCRETE WASHOUT (PORTABLE)	LS	LS	LS	802.00
27	TEMPORARY FIBER ROLL	1,200	LF	2.50	3000.00
28	TEMPORARY GRAVEL BAG	300	EA	2.50	750.00
29	TEMPORARY INLET FILTER ROLL	60	LF	10.75	645.00
30	TEMPORARY SILT FENCE	800	LF	3.00	2400.00
31	TEMPORARY COVER	150	SY	3.50	525.00
32	EROSION CONTROL (TYPE D)	554	SY	3.50	1939.00
33	MOVE IN/MOVE OUT (EROSION CONTROL)	2	EA	481.00	962.00
34	BMP MAINTENANCE COST SHARING	500	DLR	1.00	500.00
35	FIELD ORDERS	20,000	DLR	1.00	20,000.00
TOTAL BID					769,865.50

Name of Bidder Sierra Pacific West, Inc.

BID COMPARISON AND AWARD

If this Proposal shall be accepted and the undersigned shall fail to contract as aforesaid and to give in sums as stated in the Notice to Contractors Inviting Bids, both a faithful Performance Bond, and a Payment Bond as required by Chapter 5 (commencing at Section 3225) and Chapter 7 (commencing at Section 3247), Title 15, Part 4, Division 3, of the California Civil Code, with surety satisfactory to the Owner within the time specified in Section 3-1.03 of the Standard Specifications after the undersigned has received notice of the award of the Contract from the Owner and that the Contract is ready for signature, the Owner may, at its option, determine that the bidder has abandoned the Contract, and thereupon this Proposal and the acceptance thereof shall be null and void, and the forfeiture of the security accompanying this Proposal shall operate and the same shall be the property of the Owner.

Bids are required for the entire work. The amount of the bid for comparison purposes will be the Total Bid.

The bidder shall set forth for each item of work, in clearly legible figures, a unit price and a total for the item in the respective spaces provided for this purpose. In the case of unit basis items, the amount set forth under the "Total" column shall be the extension of the unit price bid on the basis of the estimated quantity for the item.

In case of discrepancy between the unit price and the total set forth for the item, the unit price shall prevail; provided, however, if the amount set forth as a unit price is ambiguous, unintelligible or uncertain for any cause, or is omitted, or in the case of unit basis items, is the same amount as the entry in the "Total" column, then the amount set forth in the "Total" column for the item shall prevail in accordance with the following:

1. As to lump sum items, the amount set forth in the "Total" column shall be the unit price.
2. As to unit basis items, the amount set forth in the "Total" column shall be divided by the estimated quantity for the item, and the price thus obtained shall be the unit price.

The quantities listed in the Proposal are approximate only. Payment for work done will be made at the contract unit prices bid as applied to the quantities actually constructed or installed.

Award of the Contract, if awarded, will be to the lowest responsible bidder, for the Total Bid, subject to the Owner's right to reject any or all bids and to waive any informality or irregularity in the bids or bidding. Bids in which the prices are obviously unbalanced may be rejected.

Award of the Contract, if awarded, will be made within seventy-five (75) calendar days from the date specified for the opening of bids.

PROHIBITED CONTRACTS

Section 67 of the San Diego County Administrative Code provides that the County shall not contract with, and shall reject any bid or proposal submitted by, the person or entities specified below, unless the Board of Supervisors finds that special circumstances exist which justify the approval of such contract:

- (a) Persons employed by the County or of public agencies for which the Board of Supervisors is the governing body;
- (b) Profit-making firms or businesses in which employees described in subsection (a) serve as officers, principals, partners, or major shareholders;
- (c) Persons who, within the immediately preceding twelve (12) months came within the provisions of subsection (a) and who (1) were employed in positions of substantial responsibility in the area of service to be performed by the contract, or (2) participated in any way in developing the contract or its service specifications; and
- (d) Profit-making firms or businesses in which the former employees described in subsection (c) serve as officers, principals, partners, or major shareholders.

With the affixing of a signature to your response to this solicitation, officer certifies that the above provisions of the Code have been complied with, and that any exception will cause any ensuing contract to be invalid.

DRUG AND ALCOHOL POLICY

It is the policy of the Board of Supervisors that in order to attain or maintain a contract with the County, each contractor shall agree that while any contractor or the contractor's employees are performing services for the County, or using County equipment, that the contractor or the contractor's employees:

- 1. Shall not in any way be impaired because of being under the influence of alcohol or a drug.
- 2. Shall not possess, consume, or be under the influence of alcohol and/or an illegal drug.
- 3. Shall not sell, offer, or provide alcohol or a drug to another person.

DEBARMENT AND SUSPENSION

Contractor certifies that it, its principals, its employees and its subcontractors:

- 1. Are not presently debarred, suspended, proposed for debarment, and declared ineligible or voluntarily excluded from covered transactions by any State or Federal Department or agency.
- 2. Have not within a 3-year period preceding this Contract been convicted of, or had a civil judgment rendered against them for, the commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or Local) transaction; violation of Federal or State anti-trust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property.
- 3. Are not presently indicted or otherwise criminally or civilly charged by a government entity (federal, State, or local) with commission of any of the offenses enumerated in the paragraph above; and
- 4. Have not within a 3-year period preceding this Contract had one or more public transactions (Federal, State, or Local) terminated for cause or default.

NONCOLLUSION AFFIDAVIT TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID
(Title 23 United States Code Section 112 and
Public Contract Code Section 7106)

State of California)
) ss
)
County of San Diego)

In accordance with Title 23 United States Code Section 112 and Public Contract Code 7106, Thomas L. Brown, being first duly sworn, deposes and says that he or she is President of Sierra Pacific 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 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.

I hereby certify, under penalty of perjury, that the foregoing statement is true and correct.

SIGNATURE OF BIDDER 
DATE June 5, 2014

State of California)
County of SAN DIEGO)

CALIFORNIA ALL-PURPOSE CERTIFICATE OF ACKNOWLEDGMENT

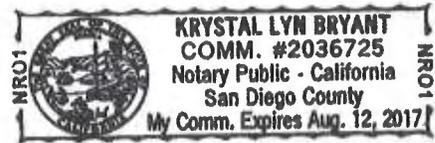
On JUNE 5, 2014 before me, KRYSTAL LYN BRYANT,
(here insert name and title of the officer)

personally appeared THOMAS BROWN

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 Krystal Lyn Bryant

(Seal)

OPTIONAL INFORMATION

Although the information in this section is not required by law, it could prevent fraudulent removal and reattachment of this acknowledgment to an unauthorized document and may prove useful to persons relying on the attached document.

Description of Attached Document

The preceding Certificate of Acknowledgment is attached to a document titled/for the purpose of _____

containing _____ pages, and dated _____.

The signer(s) capacity or authority is/are as:

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

representing: _____
Name(s) of Person(s) or Entity(ies) Signer is Representing

Additional Information

Method of Signer Identification

Proved to me on the basis of satisfactory evidence:
 form(s) of identification credible witness(es)

Notarial event is detailed in notary journal on:

Page # _____ Entry # _____

Notary contact: _____

Other

- Additional Signer(s)
- Signer(s) Thumbprint(s)
- _____

**County of San Diego
Department of Purchasing and Contracting
REPRESENTATIONS AND CERTIFICATIONS**

The following representations and certifications are to be completed, signed and returned with the offer.

1. NOT-FOR-PROFIT ORGANIZATIONS

Attach proof of status and omit Paragraph 3.

2. INTERLOCKING DIRECTORATE

In accordance with Board of Supervisors Policy A-79, if Offeror is a non-profit as indicated in paragraph 1 above, Offeror is required to identify any related for-profit subcontractors in which an interlocking directorate, management or ownership relationship exists. By submission of this offer, Offeror certifies it will not enter into a subcontract relationship with a related for-profit entity if Offeror is a non-profit entity. If Offeror is a non-profit and will be subcontracting with a related for-profit entity, Offeror must list the entity(ies) on an attached separate sheet listing them all and the contract must be approved by the Board of Supervisors

3. BUSINESS REPRESENTATION

3.1. REPRESENTATION AS DISABLED VETERANS BUSINESS ENTERPRISE

"Disabled Veterans Business Enterprise" means a business which is at least fifty-one (51%) owned and operated by one or more veterans with a service related disability as certified by Equal Opportunity Management Office (EOMO), California Department of General Services, Office of Small Business and members of Joint Agencies Contracting Opportunities (JACO), (California Military and Veterans code, Article 6, section 999).

This Offeror represents as a part of this offer that the ownership, operation and control of the business are in accordance with the specific definition in 3.1. I am currently certified by:

Certifying Government Agency: _____

Certification #: _____

4. CERTIFICATE REGARDING DEBARMENT, SUSPENSION AND RELATED MATTERS

Offeror hereby certifies to the best of its knowledge that neither it nor any of its officers:

- 4.1. Are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency; and
- 4.2. Have within a three (3) year period preceding this agreement been convicted of or had a civil judgment rendered against them for commission of fraud or criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property; and
- 4.3. Are presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State, or local) with the commission of any of the offenses enumerated in paragraph 4.2 of this certification; and

- 4.4. Have within a three (3) year period preceding this agreement had one or more public transactions (Federal, State or local) terminated for cause or default.
- 4.5. Are presently the target or subject of any investigation, accusation or charges by any Federal, State or local law enforcement, licensing or certification body and if they are, the appropriate information is included in the proposal, as requested in the Submittal Requirements.
- 4.6. Contractor will report in writing to the County Department of Purchasing and Contracting within five business days of knowing or have any reason to know any change in status as certified in the preceding paragraphs 4.1 through 4.5, and that occur prior to award (in the case of bids) and contract execution (in the case of negotiated procurements).
- 4.7. Offeror and its proposed subcontractors, agents and consultants have not previously contracted with the County to perform work on this project (e.g. preparing components of the statement of work or plans and specifications for this project). If Offeror or any of its subcontractors, agents or consultants, have previously contracted with the County to perform work on this project, Offeror shall identify those previous agreement(s) and submit that list along with the proposal.

5. CERTIFICATE OF CURRENT COST OR PRICING

This is to certify that, to the best of my knowledge and belief, cost and/or pricing data submitted with this offer, or specifically identified by reference if actual submission of the data is impracticable, is/are accurate, complete, and current as of the date signed below.

6. CERTIFICATE OF INDEPENDENT PRICING

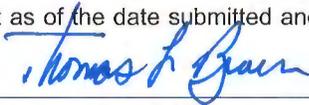
By submission of this offer, each Offeror certifies, and in the case of a joint offers, each party thereto certifies as to its own organization, that in relation to this procurement:

- 6.1. The prices in this offer have been arrived at independently, without consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with other Offeror; with any competitor; or with any County employee(s) or consultant(s) involved in this or related procurements; and
 - 6.2. Unless otherwise required by law, the prices which have been quoted in this offer have not been knowingly disclosed by the Offeror and will not knowingly be disclosed by the Offeror prior to opening, in the case of a bid, or prior to award, in the case of a proposal, directly or indirectly to any other Offeror or to any competitor; and
 - 6.3. No attempt has been made or will be made by the Offeror to induce any other person or firm to submit or not to submit an offer for the purpose of restricting competition.
7. The Offeror understands that prior to receiving a contract award from the County, the Offeror must submit a completed IRS W-9 form to provide a Federal Tax ID number, or if not available, to provide a Social Security Number (SSN).

CERTIFICATION

The information furnished in Paragraphs 1 through 7 is certified to be factual and correct as of the date submitted and this certification is made under penalty of perjury under the laws of the State of California.

Name: Thomas L. Brown

Signature: 

Title: President

Date: June 5, 2014

Company/Organization: Sierra Pacific West, Inc.

SUBMIT THIS FORM AS DIRECTED IN THE REQUEST FOR SOLICITATION DOCUMENTS OR WITH THE OFFER

DESIGNATION OF SUBCONTRACTORS

Set forth below is the full name and the location of the place of business of each Subcontractor whom the Bidder proposes to subcontract portions of the work in excess of one-half of one percent of the total bid, or, in the case of construction of streets or highways, including bridges, in excess of one-half of one percent of the total bid or \$10,000, whichever is greater, and the portion of the work which will be done by each Subcontractor for each subcontract.

The Bidder's attention is directed to the provision titled "Subcontracting" of the Special Provisions contained in these Contract Documents.

NOTE: The Bidder understands that if the Bidder fails to specify a Subcontractor for any portion of the work to be performed under the contract in excess of one-half of one percent of the bid, or, in the case of construction of streets or highways, including bridges, in excess of one-half of one percent of the bid or \$10,000, whichever is greater, the Bidder shall be deemed to have agreed to perform such portion, and that the Bidder shall not be permitted to sublet or subcontract that portion of the work except in cases of public emergency or necessity, and then only after a finding, reduced to writing as a public record of the Awarding Authority, setting forth the facts constituting the emergency or necessity in accordance with the provision of the Subletting and Subcontracting Fair Practices Act (Section 4100 et seq. of the California Public Contract Code).

Unless changed in the Special Provisions, at least 50 percent of the original contract price shall be performed by the Contractor's own organization.

The "Business Name and Address", and the "Portion of Work to be Contracted" that will be done by each subcontractor are required at the time of bid submittal. The remainder of the information shall be submitted **by all bidders within two business days** of bid opening by e-mail to the Procurement Contracting Officer listed as contact for this RFB.

If no Subcontractors are to be employed on the project, enter the word "NONE."

DESIGNATION OF SUBCONTRACTORS				
PORTION OF WORK TO BE SUBCONTRACTED		BUSINESS NAME AND ADDRESS	PERCENTAGE OF TOTAL CONTRACT	LICENSE NO.
BID SCHD & ITEM NO.	DESCRIPTION OF WORK (State if work includes only a portion of the bid item)			
	_____	_____		_____
	_____	_____		_____
	_____	_____		_____

Name of Bidder Sierra Pacific West, Inc. TOTAL % SUBCONTRACTED _____

DESIGNATION OF SUBCONTRACTORS

DESIGNATION OF SUBCONTRACTORS				
PORTION OF WORK TO BE SUBCONTRACTED		BUSINESS NAME AND ADDRESS	PERCENTAGE OF TOTAL CONTRACT	LICENSE NO.
BID SCHD & ITEM NO.	DESCRIPTION OF WORK (State if work includes only a portion of the bid item)			
7, 8, 9	ASPHALT PAVING	RAP ENGINEERING 420 OLIVE AVE / VISTA / CA	2.6%	A880956
12, 15	FENCING AND RAILS	FENCE CORP, INC. 2401 INDUSTRY STREET / ORANGE / CA	4.99%	886544
17, 18, 19 20, 21 (PORTION)	SOLDER BEAM and Lagging	Howard Baker 1870 CORDELL ST / EL CERRILLO / CA	57.2%	979981
		Alliance Diversified Int 310 TWIN OAKS VALLEY RD SAN MARCOS CA		

Name of Bidder Sierra Pacific West, Inc. TOTAL % SUBCONTRACTED 64.79%

FOR: LAMAR STREET SLOPE REPAIRS; ORACLE PROJECT NO. 1017998

Accompanying this proposal is Bidders Bond
in amount equal to at least ten percent of total of the bid.
(NOTICE: Insert the words "cash (\$ 10%)," "cashier's check," "certified check," or "bidder's bond," as the case may be.)

The names of all persons interested in the foregoing proposal as principals are as follows:

IMPORTANT NOTICE *If bidder or other interested person is a corporation, state legal name of corporation, also names of the president, secretary, treasurer and manager thereof; if a copartnership, state true name of firm, also names of all individual copartners composing firm; if bidder or other interested person is an individual, state first and last names in full.*

Sierra Pacific West, Inc.
Thomas L. Brown, President
Sandra L. Brown, CFO

Licensed in accordance with an act providing for the registration of Contractors,
License No. 597852 Classification (s) A Exp. Date 7/31/2014

Warning - If an addendum or addenda have been issued by the Department and not noted in the Proposal to the Board on page 2-2 as being received by the bidder, this Proposal may be rejected.

By my signature on this proposal I certify, under penalty of perjury under the laws of the State of California, that the foregoing questionnaire and statements of Public Contract Code Sections 10162, 10232 and 10285.1 are true and correct and that the bidder has complied with the requirements of Section 8103 of the Fair Employment and Housing Commission Regulations (Chapter 5, Title 2 of the California Administrative Code). By my signature on this proposal I further certify, under penalty of perjury under the laws of the State of California and the United States of America, that the Noncollusion Affidavit required by Title 23 United States Code, Section 112 and Public Contract Code Section 7106; and the Title 49 Code of Federal Regulations, Part 29 Debarment and Suspension Certification are true and correct.

I hereby certify, under penalty of perjury, that the foregoing proposal to the Board is true and correct.

(
(Sierra Pacific West, Inc.
(Legal Name of Bidder
(
(*Thomas L. Brown*
(by _____ (SEAL)
(Signature
(
(
(President
(Title
(

NOTE: If bidder is a corporation, the legal name of the corporation shall be set forth above together with the signature of the officer or officers authorized to sign contracts on behalf of the corporation; if bidder is a copartnership, the true name of the firm shall be set forth above together with the signature of the partner or partners authorized to sign contracts in behalf of the copartnership; and if bidder is an individual, his signature shall be placed above. If signature is by an agent, other than an officer of a corporation or a member of a partnership, a Power of Attorney must be submitted with the bid; otherwise, the bid may be disregarded as irregular and unauthorized.

Business address PO Box 231640, Encinitas, CA 92023-1640

Telephone (760) 599-0755 Fax (760) 599-0668

E-Mail address tbrown@sierrapacificwest.com

Dated June 5, 20 14, at Vista, California.

BIDDER'S BOND

KNOW ALL MEN BY THESE PRESENTS:

That we Sierra Pacific West, Inc.
as Principal, and Western Surety Company

as Surety, are held and firmly bound unto the County of San Diego, a political subdivision of the State of California, hereinafter called the County, in the penal sum of TEN PERCENT (10%) OF THE TOTAL AMOUNT OF THE BID of the Principal above named, submitted by said Principal to the County for the work described below, for the payment of which sum in lawful money of the United States, well and truly to be made, we bind ourselves, our heirs, executors, administrators and successors, jointly and severally, firmly by these presents.

In no case shall the liability of the Surety hereunder exceed the sum of Ten Percent (10%) of Bid Amount

THE CONDITION OF THIS OBLIGATION IS SUCH,

That whereas the Principal has submitted the above-mentioned bid to the County of San Diego for certain construction specifically described as follows, for which bids are to be opened on June 5, 2014 for
DATE

LAMAR STREET SLOPE REPAIRS; ORACLE PROJECT NO. 1017998

NOW THEREFORE, if the aforesaid principal shall not withdraw said bid within the period specified therein after the opening of the same, or, if no period be specified, within sixty (60) days after said opening, and shall within the period specified therefor, or, if no period be specified, within ten (10) days after the prescribed forms are presented to him for signature, enter into a written contract with the County, in the prescribed form, in accordance with the bid as accepted, and file the two bonds with the County, one to guarantee faithful performance and the other to guarantee payment for labor and materials, as required by law, then this obligation shall be null and void; otherwise, it shall be and remain in full force and virtue.

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

IN WITNESS WHEREOF, We have hereunto set our hands and seals on this 3rd day of June..... A.D. 2014..

Western Surety Company (SEAL) Sierra Pacific West, Inc. (SEAL)
Janice Martin, Attorney-in-Fact (SEAL) Thomas L. Brown, President (SEAL)
Surety Principal

ATTORNEY-IN-FACT ACKNOWLEDGEMENT OF SURETY

STATE OF)
COUNTY OF) ss
On this day of in the year 20..... before me
..... a notary public in and for said County and State personally
appeared known to me (or proved to me on the basis of satisfactory evidence) to
be the person whose name is subscribed to the within instrument as the attorney-in-fact of the the
corporation named as Surety in said instrument, and acknowledged to me that he subscribed the name of said corporation thereto as
Surety, and his own name as attorney-in-fact.

NOTE: (a) Signature of those executing for Surety must be properly acknowledged.
(b) The Attorney-in-fact must attach a certified copy of Power of Attorney.
PLEASE SEE ATTACHED CA ALL-PURPOSE ACKNOWLEDGMENT
Notary Public In and for the County of
..... State of California

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

STATE OF CALIFORNIA

County of San Diego



On JUN 03 2014 before me, Jose Lemus, Notary Public, Date Insert Name of Notary exactly as it appears on the official seal

personally appeared Janice Martin Name(s) of Signer(s)



Place Notary Seal Above

who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he/she/it executed the same in his/her/their authorized capacity, and that by his/her/their signature on the instrument the person, or the entity upon behalf of which the person 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 Jose Lemus

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 the form to another document.

Description of Attached Document

Title or Type of Document:

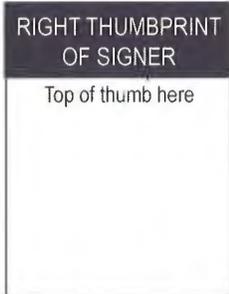
Document Date: Number of Pages:

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:

Western Surety Company

POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

Lawrence F Mc Mahon, James Baldassare Jr, Sarah Myers, Maria Guise, Lilia Robinson, Charlotte Aquino, Jennifer L Clampert, Janice Martin, Individually

of San Diego, CA, its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

- In Unlimited Amounts -

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney, pursuant to the authority hereby given, are hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law printed on the reverse hereof, duly adopted, as indicated, by the shareholders of the corporation.

In Witness Whereof, WESTERN SURETY COMPANY has caused these presents to be signed by its Vice President and its corporate seal to be hereto affixed on this 30th day of January, 2013.

WESTERN SURETY COMPANY

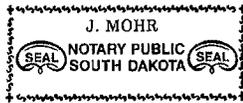


Paul T. Bruflat
Paul T. Bruflat, Vice President

State of South Dakota }
County of Minnehaha } ss

On this 30th day of January, 2013, before me personally came Paul T. Bruflat, to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is the Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

My commission expires
June 23, 2015



J. Mohr
J. Mohr, Notary Public

CERTIFICATE

I, L. Nelson, Assistant Secretary of WESTERN SURETY COMPANY do hereby certify that the Power of Attorney hereinabove set forth is still in force, and further certify that the By-Law of the corporation printed on the reverse hereof is still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said corporation this JUN 03 2014 day of _____, _____.



WESTERN SURETY COMPANY

L. Nelson
L. Nelson, Assistant Secretary



County of San Diego

JOHN M. PELLEGRINO
DIRECTOR

DEPARTMENT OF PURCHASING AND CONTRACTING
5560 OVERLAND AVENUE, SUITE 270, SAN DIEGO, CALIFORNIA 92123-1204
Phone (858) 505-6367 Fax (858) 715-6452

June 3, 2014

ADDENDUM No. 1

REQUEST FOR BID (RFB) 6469 LAMAR STREET SLOPE REPAIRS; ORACLE PROJECT No. 1017998

Addendum No. 1 forms a part of the contract documents and changes the original documents only in the manner and to the extent stated.

CHANGES:

1. Delete Typical Section Note 2 on plan sheet 8 of 11 and replace with the following:

“Clean all pile surfaces (top of pile to bottom of pile). Paint all pile surfaces with an undercoat of inorganic zinc coating (top of pile to bottom of pile). Paint pile with finish coats from top of pile to 5-ft min below bottom of lagging as shown on ‘Limits of Clean and Paint Steel Soldier Pile’.”

This addendum is required to be inserted in the Contract Documents by the bidder and acknowledged by the bidder on page 2-2 of the Proposal to the Board, at the time of submitting the bid.

If you have any questions, please contact Kristen Hill, Procurement Contracting Officer at (858) 505-6360, or by email at kristen.hill@sdcounty.ca.gov.

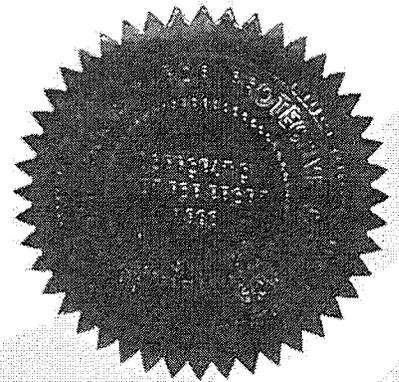
PART II

DOCUMENTS TO BE EXECUTED BY BIDDER

NOTE TO BIDDERS

The following required certifications must be included with the bid submittal at time of bid:

- Part V, Section 10, "Clean and Paint Steel Soldier Piling," states that Proof of certification under the SSPC QP Certification Program must be submitted with the Contractor's bid. Required certifications are SSPC-QP1 and SSPC-QP3.



Techno Coatings, Inc.
of
Anaheim, CA

*has met or exceeded the requirements set forth in the
SSPC Painting Contractor Certification Program for*

**FIELD APPLICATION OF COATINGS
COMPLEX STRUCTURES
SSPC-QP1**



Greg A. Felt
.....
President, SSPC

March 31, 2014 – March 31, 2015
.....
Validation Period



Techno West, Inc

of
Anaheim, CA

*has met or exceeded the requirements set forth in the
SSPC Painting Contractor Certification Program for*

**SHOP APPLICATION OF
PROTECTIVE COATINGS
SSPC-QP 3**

Enclosed Shop



.....
President, SSPC

March 31, 2014 – March 31, 2015

.....
Validation Period