

CALTRANS  
STATE OF CALIFORNIA  
DEPARTMENT OF TRANSPORTATION  
BID FOR

2

CONSTRUCTION ON STATE HIGHWAY IN  
TEHAMA COUNTY NEAR CORNING AT CORNING SAFETY ROADSIDE REST AREAS  
In District 02 on Route 5

UNDER

---

Notice to Bidders and Special Provisions dated May 26, 2015  
Project plans approved April 1, 2014  
Standard Specifications dated 2010  
Standard Plans dated 2010

---

Identified by

Contract No. 02-0E3604

02-Teh-5-10.5

Project ID 0200000030

Bids open Wednesday, June 24, 2015

Dated May 26, 2015

AADD

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION  
Contract No.: 02-0E3604 Project ID: 0200000030  
Bidder Name: Mercer Fraser Company  
BID TO THE DEPARTMENT OF TRANSPORTATION  
DES-OE-0102.1

Bidder ID: VC0000003985

---

Name of Bidder Mercer Fraser Company  
Bidder ID VC0000003985  
Business Street Address PO Box 1006  
(Include even if P.O. Box is used)  
Business P.O. Box  
City, State, Zip Eureka, CA, 95502  
Telephone No. 707-443-6371  
Fax No. 707-443-0277  
Contractor License No.105709  
California Department of Industrial Relations Registration number\*\* 1000009518  
Checksum D7229736

1. Bidder agrees, if this bid is accepted, to enter into a contract with the Department, in the form included in the Standard Specifications, to perform the work provided in the Contract under the terms of the Contract for the price or prices bid.

For a lump sum or unit price based bid, Bidder additionally agrees to perform the work within the number of working days shown on the Notice to Bidders.

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

For a cost plus time based bid on a contract with a plant establishment period, Bidder additionally agrees to perform the nonplant establishment work within the number of working days bid for nonplant establishment work.

2. Bidder has and acknowledges the following addenda:2  
06-05-15 Revise Notice to Bidders and Special Provisions,
3. Bidder submits this bid with one of the following forms of bidder's security equal to at least 10 percent of the bid: Electronic Bidder's Bond
4. Bidder's signature is an affirmation of the included certifications. Bidder is cautioned that making a false certification may result in one or more of the following:
  - 4.1 Criminal prosecution
  - 4.2 Rejection of the bid
  - 4.3 Rescission of the award
  - 4.4 Termination of the Contract

PRINTED NAME:Justin Zabel AND  
TITLE OF PERSON SIGNING:President

---

BY (Authorized signature)

DATE SIGNED( Do not type)

---



## STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 02-0E3604 Project ID: 0200000030

Bidder Name: Mercer Fraser Company

Bidder ID: VC0000003985

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
1	070030	LEAD COMPLIANCE PLAN	LUMP SUM LS	LUMP SUM	2,800.00
2	080050	PROGRESS SCHEDULE (CRITICAL PATH METHOD)	LUMP SUM LS	LUMP SUM	5,400.00
3	120090	CONSTRUCTION AREA SIGNS	LUMP SUM LS	LUMP SUM	3,800.00
4	120120	TYPE III BARRICADE	8.0 EA	100.00	800.00
5	120165	CHANNELIZER (SURFACE MOUNTED)	34.0 EA	95.00	3,230.00
6	130100	JOB SITE MANAGEMENT	LUMP SUM LS	LUMP SUM	20,000.00
7	130200	PREPARE WATER POLLUTION CONTROL PROGRAM	LUMP SUM LS	LUMP SUM	1,500.00
8	130540	TEMPORARY TACKED STRAW	2,500.0 SQYD	1.25	3,125.00
9	130560	TEMPORARY SOIL BINDER	2,500.0 SQYD	0.75	1,875.00
10	130570	TEMPORARY COVER	2,500.0 SQYD	6.50	16,250.00
11	130620	TEMPORARY DRAINAGE INLET PROTECTION	4.0 EA	600.00	2,400.00
12	130640	TEMPORARY FIBER ROLL	1,000.0 LF	5.00	5,000.00

## STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 02-0E3604 Project ID: 0200000030

Bidder Name: Mercer Fraser Company

Bidder ID: VC0000003985

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
13	130900	TEMPORARY CONCRETE WASHOUT	2.0 EA	14,000.00	28,000.00
14	150685	REMOVE IRRIGATION FACILITY	LUMP SUM LS	LUMP SUM	5,000.00
15	150711	REMOVE PAINTED TRAFFIC STRIPE	4,590.0 LF	0.85	3,901.50
16	150712	REMOVE PAINTED PAVEMENT MARKING	550.0 SQFT	3.40	1,870.00
17	027332	SALVAGE PREFABRICATED RESTROOM	2.0 EA	55,000.00	110,000.00
18	027333	RECONSTRUCT SIDEWALK	2,500.0 SQFT	13.00	32,500.00
19	027334	RELOCATE MONUMENT PLAGUE	2.0 EA	750.00	1,500.00
20	153123	REMOVE CONCRETE (SQYD)	2,010.0 SQYD	9.00	18,090.00
21	200002	ROADSIDE CLEARING	LUMP SUM LS	LUMP SUM	5,000.00
22	200123	CULTIVATION	4,140.0 SQYD	1.00	4,140.00
23	202006	SOIL AMENDMENT	120.0 CY	105.00	12,600.00
24	202038	PACKET FERTILIZER	600.0 EA	0.50	300.00

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
25	202039	SLOW-RELEASE FERTILIZER	940.0 LB	1.00	940.00
26	204035	PLANT (GROUP A)	120.0 EA	30.00	3,600.00
27	204036	PLANT (GROUP B)	55.0 EA	40.00	2,200.00
28	204038	PLANT (GROUP U)	54.0 EA	190.00	10,260.00
29	204045	SOD	4,140.0 SQYD	8.00	33,120.00
30	204096	MAINTAIN EXISTING PLANTED AREAS	LUMP SUM LS	LUMP SUM	6,000.00
31	204099	PLANT ESTABLISHMENT WORK	LUMP SUM LS	LUMP SUM	10,000.00
32	205034	DECOMPOSED GRANITE	160.0 SQFT	16.00	2,560.00
33	205035	WOOD MULCH	18.0 CY	108.00	1,944.00
34	205062	ROOT BARRIER	64.0 LF	38.00	2,432.00
35	027335	TREE GRATE	4.0 EA	3,200.00	12,800.00
36	206400	CHECK AND TEST EXISTING IRRIGATION FACILITIES	LUMP SUM LS	LUMP SUM	1,300.00

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
37	206402	OPERATE EXISTING IRRIGATION FACILITIES	LUMP SUM LS	LUMP SUM	5,500.00
38	206560	CONTROL AND NEUTRAL CONDUCTORS	LUMP SUM LS	LUMP SUM	19,000.00
39	206561	3/4" REMOTE CONTROL VALVE	4.0 EA	625.00	2,500.00
40	206562	1" REMOTE CONTROL VALVE	5.0 EA	625.00	3,125.00
41	206563	1 1/4" REMOTE CONTROL VALVE	3.0 EA	675.00	2,025.00
42	206634	2" WYE STRAINER ASSEMBLY	4.0 EA	1,100.00	4,400.00
43	206758	24-32 STATION IRRIGATION CONTROLLER (WALL MOUNTED)	2.0 EA	3,400.00	6,800.00
44	208427	2 1/2" BACKFLOW PREVENTER ASSEMBLY	2.0 EA	5,000.00	10,000.00
45	208440	BACKFLOW PREVENTER ENCLOSURE	2.0 EA	5,200.00	10,400.00
46	208441	BACKFLOW PREVENTER BLANKET	2.0 EA	200.00	400.00
47	027336	FAUCET ASSEMBLY	6.0 EA	4,000.00	24,000.00
48	208445	TREE WELL SPRINKLER ASSEMBLY	8.0 EA	150.00	1,200.00

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
49	208447	POP-UP SPRINKLER ASSEMBLY (GEAR DRIVEN)	54.0 EA	80.00	4,320.00
50	208449	POP-UP SPRINKLER ASSEMBLY	66.0 EA	45.00	2,970.00
51	027337	BUBBLER SPRINKLER ASSEMBLY	51.0 EA	55.00	2,805.00
52	208575	2" GATE VALVE	10.0 EA	850.00	8,500.00
53	208576	2 1/2" GATE VALVE	2.0 EA	1,100.00	2,200.00
54	208594	3/4" PLASTIC PIPE (SCHEDULE 40) (SUPPLY LINE)	1,540.0 LF	4.25	6,545.00
55 (F)	208595	1" PLASTIC PIPE (SCHEDULE 40) (SUPPLY LINE)	1,360.0 LF	4.25	5,780.00
56 (F)	208596	1 1/4" PLASTIC PIPE (SCHEDULE 40) (SUPPLY LINE)	1,590.0 LF	4.50	7,155.00
57 (F)	208597	1 1/2" PLASTIC PIPE (SCHEDULE 40) (SUPPLY LINE)	102.0 LF	4.50	459.00
58 (F)	208598	2" PLASTIC PIPE (SCHEDULE 40) (SUPPLY LINE)	1,090.0 LF	4.75	5,177.50
59 (F)	208606	2 1/2" PLASTIC PIPE (CLASS 315) (SUPPLY LINE)	110.0 LF	25.00	2,750.00
60 (F)	208607	3" PLASTIC PIPE (CLASS 315) (SUPPLY LINE)	120.0 LF	25.00	3,000.00

## STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 02-0E3604 Project ID: 0200000030

Bidder Name: Mercer Fraser Company

Bidder ID: VC0000003985

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
61(F)	208608 (CLASS 315) LINE)	4" PLASTIC PIPE (SUPPLY	47.0 LF	60.00	2,820.00
62(F)	208609 (CLASS 315) LINE)	6" PLASTIC PIPE (SUPPLY	56.0 LF	30.00	1,680.00
63	208649 VALVE	QUICK COUPLING	4.0 EA	525.00	2,100.00
64	208683	BALL VALVE	4.0 EA	325.00	1,300.00
65	210110 (CY)	IMPORTED TOPSOIL	250.0 CY	70.00	17,500.00
66	210430	HYDROSEED	124,000.0 SQFT	0.10	12,400.00
67	260203 AGGREGATE BASE (CY)	CLASS 2	500.0 CY	75.00	37,500.00
68	375020 SEAL	PARKING AREA	8.0 TON	1,500.00	12,000.00
69	490604 CONCRETE PILING	30" CAST-IN-DRILLED-HOLE	80.0 LF	650.00	52,000.00
70	027338 INLET	PRECAST DRAINAGE	6.0 EA	1,900.00	11,400.00
71	027339	8" PLASTIC PIPE	190.0 LF	50.00	9,500.00
72	027340 TRENCH	INFILTRATION	50.0 LF	150.00	7,500.00

## STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 02-0E3604 Project ID: 0200000030

Bidder Name: Mercer Fraser Company

Bidder ID: VC0000003985

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
73	730020 (CURB)	MINOR CONCRETE (CY)	7.0 CY	2,000.00	14,000.00
74	731508	MINOR CONCRETE (EXPOSED AGGREGATE CONCRETE)	26,900.0 SQFT	11.50	309,350.00
75	027341	MASONRY BLOCK WALL (PLANTER WALL AND SCREEN WALL)	490.0 SQFT	65.00	31,850.00
76	027342	FLAGPOLE	2.0 EA	10,000.00	20,000.00
77	840504	4" THERMOPLASTIC TRAFFIC STRIPE	4,030.0 LF	1.50	6,045.00
78	840515	THERMOPLASTIC PAVEMENT MARKING	450.0 SQFT	5.50	2,475.00
79	860090	MAINTAINING EXISTING TRAFFIC MANAGEMENT SYSTEM ELEMENTS DURING CONSTRUCTION	LUMP SUM LS LS LS	LUMP SUM	1,500.00
80	994650	BUILDING WORK	LUMP SUM LS	LUMP SUM	4,700,000.00
Total Bid					\$5,770,169.00

List this sub? Yes

2) Business Name SJR Masonry & Construction  
Location City McKinleyville State CA  
California Contractor License Number 417248  
CA Department of Industrial Relations' Registration Number 1000002931  
Portion of Work Subcontracted:

Item %	Description
75 100	
80 11.6	Masonry

List this sub? Yes

3) Business Name United Plumbing & Mechanical  
Location City Eureka State CA  
California Contractor License Number 659759  
CA Department of Industrial Relations' Registration Number 1000017179  
Portion of Work Subcontracted:

Item %	Description
80 8.8	Plumbing

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 02-0E3604 Project ID: 0200000030

Bidder Name: Mercer Fraser Company

Bidder ID: VC0000003985

DES-OE-0102.2B(REV 5/2014)

---

Bidding Firm: Mercer Fraser Company

List this sub? Yes

- 4) Business Name Apply-A-Line, Inc.  
Location City Anderson State CA  
California Contractor License Number 562762  
CA Department of Industrial Relations' Registration Number 1000003300  
Portion of Work Subcontracted:

Item %	Description
5 100	
15 100	
16 100	
77 100	
78 100	

List this sub? Yes

- 5) Business Name Apply-A-Line Inc. Continued  
Location City Anderson State CA  
California Contractor License Number 562762  
CA Department of Industrial Relations' Registration Number 1000003300  
Portion of Work Subcontracted:

Item %	Description
80 0.1 Striping	

List this sub? Yes

- 6) Business Name Roberts Tile, Inc.  
Location City Santa Rosa State CA  
California Contractor License Number 329858  
CA Department of Industrial Relations' Registration Number 1000000944  
Portion of Work Subcontracted:

Item %	Description
80 6 Tile	

---

Bidding Firm: Mercer Fraser Company

List this sub? Yes

7) Business Name Ernest Dee  
Location City Elk Grove State CA  
California Contractor License Number 959857  
CA Department of Industrial Relations' Registration Number 1000015954  
Portion of Work Subcontracted:

Item %	Description
13 7	Temp Concrete Washout, Partial
18 65	Sidewalk Form & Pour
73 67	Minor Concrete Form & Pour
74 75	Minor Concrete Form & Pour

List this sub? Yes

8) Business Name M&S Environmental Landscapes  
Location City Redding State CA  
California Contractor License Number 751931  
CA Department of Industrial Relations' Registration Number 1000010084  
Portion of Work Subcontracted:

Item %	Description
8 100	
9 100	
14 100	
21 100	
22 100	

List this sub? Yes

9) Business Name M&S Environmental Landscapes, Continued  
Location City Redding State CA  
California Contractor License Number 751931  
CA Department of Industrial Relations' Registration Number 1000010084  
Portion of Work Subcontracted:

Item %	Description
23 100	
24 100	
25 100	
26 100	
27 100	

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 02-0E3604 Project ID: 0200000030

Bidder Name: Mercer Fraser Company

Bidder ID: VC0000003985

DES-OE-0102.2B(REV 5/2014)

---

Bidding Firm: Mercer Fraser Company

List this sub? Yes

10) Business Name M&S Environmental Landscapes, Continued

Location City Redding State CA

California Contractor License Number 751931

CA Department of Industrial Relations' Registration Number 1000010084

Portion of Work Subcontracted:

Item %	Description
28 100	
29 100	
30 100	
31 100	
32 100	

List this sub? Yes

11) Business Name M&S Environmental Landscapes, Continued

Location City Redding State CA

California Contractor License Number 751931

CA Department of Industrial Relations' Registration Number 1000010084

Portion of Work Subcontracted:

Item %	Description
33 100	
34 100	
35 100	
36 100	
37 100	

List this sub? Yes

12) Business Name M&S Environmental Landscapes, Continued

Location City Redding State CA

California Contractor License Number 751931

CA Department of Industrial Relations' Registration Number 1000010084

Portion of Work Subcontracted:

Item %	Description
38 100	
39 100	
40 100	
41 100	
42 100	

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 02-0E3604 Project ID: 0200000030

Bidder Name: Mercer Fraser Company

Bidder ID: VC0000003985

DES-OE-0102.2B(REV 5/2014)

Bidding Firm: Mercer Fraser Company

List this sub? Yes

13) Business Name M&S Environmental Landscapes, Continued

Location City Redding State CA

California Contractor License Number 751931

CA Department of Industrial Relations' Registration Number 1000010084

Portion of Work Subcontracted:

Item %	Description
43 100	
44 100	
45 100	
46 100	
47 100	

List this sub? Yes

14) Business Name M&S Environmental Landscapes, Continued

Location City Redding State CA

California Contractor License Number 751931

CA Department of Industrial Relations' Registration Number 1000010084

Portion of Work Subcontracted:

Item %	Description
48 100	
49 100	
50 100	
51 100	
52 100	

List this sub? Yes

15) Business Name M&S Environmental Landscapes, Continued

Location City Redding State CA

California Contractor License Number 751931

CA Department of Industrial Relations' Registration Number 1000010084

Portion of Work Subcontracted:

Item %	Description
53 100	
54 100	
55 100	
56 100	
57 100	

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 02-0E3604 Project ID: 0200000030

Bidder Name: Mercer Fraser Company

Bidder ID: VC0000003985

ADDITIONAL SUBCONTRACTOR LIST 1

DES-OE-0102.2B(REV 5/2014)

---

Bidding Firm: Mercer Fraser Company

List this sub? Yes

16) Business Name M&S Environmental Landscapes, Continued

Location City Redding State CA

California Contractor License Number 751931

CA Department of Industrial Relations' Registration Number 1000010084

Portion of Work Subcontracted:

Item %	Description
58 100	
59 100	
60 100	
61 100	
62 100	

List this sub? Yes

17) Business Name M&S Environmental Landscapes, Continued

Location City Redding State CA

California Contractor License Number 751931

CA Department of Industrial Relations' Registration Number 1000010084

Portion of Work Subcontracted:

Item %	Description
63 100	
64 100	
65 100	
66 100	

List this sub? Yes

18) Business Name Camblin Steel Service Inc.

Location City Rocklin State CA

California Contractor License Number 218839

CA Department of Industrial Relations' Registration Number 1000003852

Portion of Work Subcontracted:

Item %	Description
80 1.2	Rebar

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 02-0E3604 Project ID: 0200000030

Bidder Name: Mercer Fraser Company

Bidder ID: VC0000003985

DES-OE-0102.2B(REV 5/2014)

---

Bidding Firm: Mercer Fraser Company

List this sub? Yes

19) Business Name Distinctive Metals

Location City Angels Camp State CA

California Contractor License Number 341424

CA Department of Industrial Relations' Registration Number 1000004520

Portion of Work Subcontracted:

Item %	Description
80 12.4	Structural Steel

List this sub? Yes

20) Business Name Studebaker Brown Electric Inc.

Location City North Hughlands State CA

California Contractor License Number 957296

CA Department of Industrial Relations' Registration Number 1000003360

Portion of Work Subcontracted:

Item %	Description
79 100	
80 13.1	Electrical



STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 02-0E3604 Project ID: 0200000030

Bidder Name: Mercer Fraser Company

Bidder ID: VC0000003985

CALIFORNIA COMPANY PREFERENCE

DES-OE-102.9 (REV 11/2008)

---

This form must be completed by all bidders. Failure of a non-California company to fill out and sign this form may be cause for rejection of its bid. Eligibility for a reciprocal preference for a California company is waived if the California company fails to complete and sign this form under penalty of perjury.

The undersigned certifies that it is a "California company" as defined in Pub Cont Code ♦ 6107 and meets one of the following (enter requested information):

1. I am a California company which has its principal place of business in California.

or

2. I a California company which has its principal place of business in a state in which there is no local contractor preference on construction contracts.

Name of State:

or

3. I a California company which has its principal place of business in a state in which there is a local contractor preference and my company has paid not less than \$5,000 in sales or use taxes to California for construction related activity for each of the 5 years immediately preceding the submission of the bid.

Name of State:

California Sales or Use Tax No.:

or

The undersigned certifies that it is not a "California company."

4. I a California company.

My principal place of business is in:

(Enter state or country)

Describe any and all bid preferences provided to your company by the state or country in which your company has its principal place of business.

(Attach additional sheets if necessary.)

Describe:

I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

DATE \_\_\_\_\_ Signature of Bidder \_\_\_\_\_

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 02-0E3604 Project ID: 0200000030

Bidder Name: Mercer Fraser Company

Bidder ID: VC0000003985

OPT OUT OF PAYMENT ADJUSTMENTS FOR PRICE INDEX FLUCTUATIONS

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

---

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

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

Enter Date and Name to opt out of payment adjustments for price index fluctuations.

Date: Bidder's Name:

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

---

UNDOCUMENTED ALIENS EMPLOYMENT

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

---

NONCOLLUSION

NONCOLLUSION AFFIDAVIT TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID

Under PCC 7106 and 23 USC 112, the bidder declares as follows:

State of CA County of Humboldt

Name: Justin Zabel,

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

Mercer-Fraser Company

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

---

CHILD SUPPORT COMPLIANCE ACT

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

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

---

NATIONAL LABOR RELATIONS BOARD

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

---

VIOLATION OF LAW OR A SAFETY REGULATION

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

Has the Bidder, any officer of the Bidder, or any employee of the Bidder who has a proprietary interest in the Bidder, ever been disqualified, removed, or otherwise prevented from bidding on, or completing a federal, state, or local government project because of a violation of law or a safety regulation? No

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

---

ANTITRUST LAW

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

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

---

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

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

BIDDER RESPONSIBILITY QUESTIONNAIRE

Failure to truthfully answer the following questions will result in a finding that the bid is nonresponsive. The Bidder must complete, under penalty of perjury, the following questionnaire:

1. Within the past 10 years, has the Bidder been found to be a nonresponsible bidder by any public entity, including federal, State, local, or regional entities?

No

2. Within the past 10 years, have any of the Bidder's officers or employees with a proprietary interest in the Bidder been determined to be a nonresponsible bidder by a public entity, including federal, State, local or regional entities?

No

3. Is there any officer or employee of the Bidder who now has or has had any proprietary interest in another company that bid or bids on public works projects whose company has been determined to be a nonresponsible bidder by any public entity, including federal, State, local, or regional entities?

No

4. If the answer to any of the 3 preceding questions is yes, disclose all pertinent details of the determination of nonresponsibility, including:

4.1. Date of each nonresponsibility determination

4.2. Name of each public agency issuing the nonresponsibility determination and a contact person at that agency who would have information about the determination

4.3. Contract number for each nonresponsibility determination

END CERTIFICATIONS

Bond No. \_\_\_\_\_

We \_\_\_\_\_

\_\_\_\_\_ as Principal, and

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

THE CONDITION OF THIS OBLIGATION IS SUCH, THAT:

WHEREAS, the Principal is submitting a bid to the Obligee, for CONSTRUCTION ON STATE HIGHWAY IN TEHAMA COUNTY NEAR CORNING AT CORNING SAFETY ROADSIDE REST AREAS In District 02 on Route 5 for which bids are to be opened at 1727 30th Street, Sacramento CA 95816 on 06-24-15.

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

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

Dated: \_\_\_\_\_, 20\_\_\_\_.

Principal \_\_\_\_\_

Surety \_\_\_\_\_

By \_\_\_\_\_

Attorney-in-Fact

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

\_\_\_\_\_  
\_\_\_\_\_

CALIFORNIA ALL-PURPOSE ACKNOWLEDGEMENT

State of California

County of \_\_\_\_\_

On this \_\_\_\_\_ before me, \_\_\_\_\_

Date Here insert Name and Title of the Officer

personally appeared \_\_\_\_\_

Name(s) of Signer(s)

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

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

WITNESS my hand and official seal

SIGNATURE \_\_\_\_\_

Signature of Notary Public

(SEAL)



State of California, Department of Transportation - Chris Rice

**Bond Number: SCA15443292**

**Contractor Information**

**Principal:** Mercer-Fraser Company 707-443-6371  
**Address:** PO Box 1006 Eureka California 95502 United States  
**Contractor's State Vendor ID Number:** VC0000003985

**Owner/Obligee Information**

**Bond Form:** Bid Bond in accordance with Contract Specifications  
**Owner / Obligee:** State of California, Department of Transportation  
**Address:** 1727 30th Street, Bidders' Exchange, MS 26 Sacramento California 95816 United States

**Bond Information**

**Surety:** Liberty Mutual Insurance Company  
**Rider Present:** [Click here to view](#)  
**Amount of Bid Security:** Ten Percent of Bid Amount  
**Contract ID Number:** 02-0E3604  
**Description of Job:** Reconstruct & Rehab Buildings, Landscape & Parking Lot  
[View AMBest Information](#) [View Surety Profile](#) [Treasury List](#)

**Primary Agency:**

M.B. McGowan & Associates Insurance Agency, Inc.  
 Power of Attorney Limited to: No Stated Limit

**Executed**

**Executed By:**

Michael B. McGowan - 6/16/2015 2:28:27 PM ET   
 Phone: 415-892-1080  
 Email: dfrowd@mbmcgowan.com

Know all men by these presents that Liberty Mutual Insurance Company, a Corporation duly organized under the laws of the State of Massachusetts, are held and firmly bound unto the above owner/obligee by this transmission. The surety agrees to waive the Statute of Fraud defense and further agrees that the owner/obligee is a third party beneficiary of the waiver for the purposes of enforcing this bid bond.

© S2000 Inc.

[Privacy Policy](#)

STATE OF CALIFORNIA—CALIFORNIA STATE TRANSPORTATION AGENCY

EDMUND G. BROWN Jr., Governor

**DEPARTMENT OF TRANSPORTATION**

DIVISION OF ENGINEERING SERVICES

OFFICE ENGINEER

P.O. BOX 168041, MS-43

SACRAMENTO, CA 95816-8041

PHONE (916) 227-6299

FAX (916) 227-6282

TTY 711

www.dot.ca.gov



*Serious Drought.  
Serious drought.  
Help save water!*

July 14, 2015

Facsimile: (707) 443-0277

Justin Zabel  
Mercer Fraser Company  
P.O. Box 1006  
Eureka, CA 96502

02-0E3604  
02-Teh-5-10.5  
B.O. 06/24/2015

Dear Mr. Zabel:

**CONSTRUCTION ON STATE HIGHWAY IN TEHAMA COUNTY NEAR CORNING AT CORNING SAFETY ROADSIDE REST AREAS RECONSTRUCT AND REHABILITATE BUILDINGS, LANDSCAPE AND PARKING LOT.**

On July 3, 2015, you were notified that bids for this contract were rejected due in part to an error that occurred during the creation of the bid documents, specifically the electronic bid book. As a result, the bids submitted did not include the following required certifications:

- Certification of "Small Business"
- Federal-Aid Projects Disclosure of Lobbying Activities
- Disclosure of Lobbying Activities Pursuant to 31 U.S.C.1352 (form)
- Equal Employment Opportunity Regulation
- Title 49, Code of Federal Regulations, Part 29, Debarment and Suspension

While the California Department of Transportation (Caltrans) considers the aforementioned certifications to be material, Caltrans has reconsidered its position regarding bid rejection for failure to include said certifications due to the fact that the error occurred during the creation of the electronic bid book and was not based on bidder error. Caltrans is rescinding the rejection of all bids and agrees to consider the bid submittals, provided that the bidder submits the certifications mentioned above and attached hereto.

Bidders must acknowledge and return the certifications to Caltrans by 4:00 pm on July 20, 2015. Failure to do so will render the bid nonresponsive.

If you have any questions, please contact Mulissa Smith, Contract Awards Branch Chief at (916) 227-6228.

Sincerely,

A large, stylized handwritten signature in black ink, appearing to read "John C. McMillan".

JOHN C. McMILLAN  
Deputy Division Chief  
Office Engineer  
Division of Engineering Services

Attachments

**Mercer Fraser**  
**Contract No. 02-0E3604**  
**Page 2**

**cc: Randy Hill**  
**Randy Hill Construction**  
**5237 Mallard Estates Road**  
**Chico, CA 95973**

**Doug Wall**  
**Doug Wall Construction**  
**78450 Avenue 41**  
**Bermuda Dunes, CA 92203**

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 02-0E3604 Project ID: 0200000030

Bidder Name: *MERCER FRASER COMPANY*

Bidder ID: *VC0000003905*

SMALL BUSINESS STATUS  
DES-OE-0102.4 (REV 3/2008)

---

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

YES  NO Certification number? :

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

## STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: *02-0E3604* Project ID: *0200000030*Bidder Name: *MERCER-FRASER COMPANY*Bidder ID: *020000003985*

## CERTIFICATIONS

## FEDERAL-AID PROJECTS DISCLOSURE OF LOBBYING ACTIVITIES CERTIFICATION

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

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

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

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

## STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 02-0F3664 Project ID: 0200000030

Bidder Name: ~~MERCER-FRASER COMPANY~~

Bidder ID: VC00000008905

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

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

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

## STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 02-022614 Project ID: 0200000030

Bidder Name: MERCER-FRASER COMPANY

Bidder ID: VL0000003985

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

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 02-0E3664 Project ID: 0200000030

Bidder Name: Mercer Fraser Company

Bidder ID: UC0000003985

DISCLOSURE OF LOBBYING ACTIVITIES

Approved by OMB 0348-0046

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

1. Type of Federal Action:

2. Status of Federal Action:

3. Report Type:

For Material Change Only:

Year

Quarter

Date of last report

4. Name and Address of Reporting Entity:

Tier ,if known

Congressional District, if known:

5. If Reporting Entity in No. 4 is Subawardee Enter Name and Address of Prime:

Congressional District, if known:

6. Federal Department/Agency:

7. Federal Program Name/Description:

CFDA Number, if applicable

8. Federal Action Number, if known:

9. Award amount, if known (\$):

10. a. Name and Address of Lobby Registrant (if individual, last name, first name, MI):

b. Individuals Performing Services (including address if different from No. 10a) (last name, first name, MI):

11. Information requested through this form is authorized by Title 31 U.S.C. Section 1352. This disclosure of lobbying activities is a material representation of fact upon which reliance was placed by the tier above when this transaction was made or entered into. This disclosure is required pursuant to 31 U.S.C. 1352. This information will be available for public inspection. Any person who fails to file the required disclosure shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

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

Print Name:

Title:

Telephone No.:

DATE:

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

Federal Use Only:

## STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 02-0H2904 Project ID: 0200000030

Bidder Name: MERCER-FRASER COMPANY Bidder ID: VC0000002985

## EQUAL EMPLOYMENT OPPORTUNITY REGULATION CERTIFICATION

Bidder , proposed subcontractor , certifies that he participated in a previous contract or subcontract subject to the equal opportunity clauses, as required by Executive Orders 10925, 11114, or 11246, and that, if required, he has filed with the Joint Reporting Committee, the Director of the Office of Federal Contract Compliance, a Federal Government contracting or administering agency, or the former President's Committee on Equal Employment Opportunity, all reports due under the filing requirements.

## Notes:

The above certification is required by the Equal Employment Opportunity Regulations of the Secretary of Labor (41 CFR 60-1.7(b) (1)), and must be submitted by bidders and proposed subcontractors only in connection with contracts and subcontracts which are subject to the equal opportunity clause. Contracts and subcontracts which are exempt from the equal opportunity clause are set forth in 41 CFR 60-1.5. (Generally only contracts or subcontracts of \$10,000 or under are exempt.)

Currently, Standard Form 100 (EEO-1) is the only report required by the Executive Orders or their implementing regulations.

Prime contractors and subcontractors who have participated in a previous contract or subcontract subject to the Executive Orders and have not filed the required reports should note 41 CFR 60-1.7(b)(1) prevents the award of contracts and subcontracts unless the Contractor submits a report covering the delinquent period or such other period specified by the Federal Highway Administration or by the Director, Office of Federal Contract Compliance, U.S. Department of Labor.

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 02-023664 Project ID: 0200000030

Bidder Name: *MERCER FRASER Company*

Bidder ID: *VC0000003905*

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

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

is not currently under suspension, debarment, voluntary exclusion, or determination of ineligibility by any federal agency;

has not been suspended, debarred, voluntarily excluded or determined ineligible by any federal agency within the past 3 years;

does not have a proposed debarment pending; and

has not been indicted, convicted, or had a civil judgement rendered against it by a court of competent jurisdiction in any matter involving fraud or official misconduct within the past 3 years.

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

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

---

UNDOCUMENTED ALIENS EMPLOYMENT

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

## TRANSMISSION VERIFICATION REPORT

TIME : 07/14/2015 16:37  
 NAME : OE AWARDS  
 FAX : 9162276320 ✓  
 TEL : 9162276299  
 SER. # : BROM3J484361

DATE, TIME	07/14 16:35
FAX NO./NAME	917074430277
DURATION	00:01:15
PAGE(S)	09
RESULT	OK
MODE	STANDARD ECM

STATE OF CALIFORNIA—CALIFORNIA STATE TRANSPORTATION AGENCY

EDMUND G. BROWN Jr., Governor

**DEPARTMENT OF TRANSPORTATION**

DIVISION OF ENGINEERING SERVICES

OFFICE ENGINEER

P.O. BOX 168041, MS-43

SACRAMENTO, CA 95816-8041

PHONE (916) 227-6299

FAX (916) 227-6282

TTY 711

www.dot.ca.gov



*Serious Drought.  
 Serious drought.  
 Help save water!*

July 14, 2015

Facsimile: (707) 443-0277

Justin Zabel  
 Mercer Fraser Company  
 P.O. Box 1008  
 Eureka, CA 95502

02-0E3604  
 02-Teh-5-10.5  
 B.O. 06/24/2015

Dear Mr. Zabel:

**CONSTRUCTION ON STATE HIGHWAY IN TEHAMA COUNTY NEAR CORNING AT CORNING  
 SAFETY ROADSIDE REST AREAS RECONSTRUCT AND REHABILITATE BUILDINGS,  
 LANDSCAPE AND PARKING LOT.**

On July 3, 2015, you were notified that bids for this contract were rejected due in part to an error that occurred during the creation of the bid documents, specifically the electronic bid book. As a result, the bids submitted did not include the following required certifications:

- Certification of "Small Business"
- Federal-Aid Projects Disclosure of Lobbying Activities
- Disclosure of Lobbying Activities Pursuant to 31 U.S.C.1352 (form)
- Equal Employment Opportunity Regulation
- Title 49, Code of Federal Regulations, Part 29, Debarment and Suspension

While the California Department of Transportation (Caltrans) considers the aforementioned certifications to be material, Caltrans has reconsidered its position regarding bid rejection for failure to include said certifications due to the fact that the error occurred during the creation of the electronic bid book and was not based on bidder error. Caltrans is rescinding the rejection of all bids and agrees to consider the bid submittals, provided that the bidder submits the certifications mentioned above and attached hereto.