

S/K E3

CONTRACT NO. 02 - 4E5204

NAME OF BIDDER FLAT TOP GRADING, INC
BUSINESS P.O. BOX P.O. Box 161
CITY, STATE, ZIP MONTAGUE CA 96064
BUSINESS STREET ADDRESS 326 SOULE LANE MONTAGUE CA 96064
(Include even if P.O. Box used)
CITY, STATE, ZIP _____
TELEPHONE NO: AREA CODE (530) 459-3956
FAX NO: AREA CODE (530) 459-3976
CONTRACTOR LICENSE NO. 942451

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

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

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

For a cost plus time based bid on a contract with a plant establishment period, Bidder additionally agrees to perform the non-plant establishment work within the number of working days bid for non-plant establishment work.
2. For a lump sum based bid, Bidder submits this bid with a total price in the total bid space provided on the Bid Item List. For a unit price or cost plus time based bid, Bidder submits this bid with a unit price and the item total (the product of the unit price and the quantity) for each item and a total price (the sum of the item totals) in the spaces provided on the attached Bid Item List. For a unit price with additive item based bid, Bidder submits this bid with a unit price and an item total for each item and a total base bid (the sum of the item totals) and the additive items in the spaces provided on the attached Bid Item List. Additionally, for a cost plus time based bid, Bidder submits this bid with working days bid for non-plant establishment work, total bid for time, and total bid for bid comparison in the spaces provided on the Bid Item List. Bidder agrees:
 - 2.1. If a discrepancy between the unit price and the item total exists, the unit price prevails except:
 - 2.1.1. If the unit price is illegible, omitted, or the same as the item total, item total prevails and the unit price is the quotient of the item total and the quantity.
 - 2.1.2. If a decimal error is apparent in the product of the unit price and the quantity, the Department will use either the unit price or item total based on the closest by percentage to the unit price or item total in the Department's Final Estimate.
 - 2.2. If the unit price and the item total are illegible or are omitted, the bid may be determined nonresponsive. If a lump sum total price is illegible or is omitted, the bid may be determined nonresponsive.
 - 2.3. Bids on lump sum items are item totals. If a unit price for a lump sum item is entered and it differs from the item total, the item total prevails.
 - 2.4. Entries are to be expressed in dollars or decimal fractions of a dollar. Symbols such as commas and dollar signs are ignored and have no significance in establishing unit price or item total.
 - 2.5. Unit prices and item totals are interpreted by the number of digits and decimal placement. Do not round item totals or the total bid.

2.6. For a lump sum based bid, the item total is the bid amount the Department uses for bid comparison.

For a unit price based bid, the sum of the item totals is the bid amount the Department uses for bid comparison.

For a cost plus time based bid, the sum of the item totals and the total bid for time is the bid amount the Department uses for bid comparison.

2.7. The Department's decision on the bid amount is final.

3. Bidder has and acknowledges the following addenda:

ADDENDUM No. 1

4. Bidder submits this bid with one of the following forms of bidder's security equal to at least 10 percent of the bid:

Cash \$ _____, Cashiers Check, Certified Check, **Bidder's Bond**

5. Bidder's signature is an affirmation of the included certifications. Bidder is cautioned that making a false certification may result in one or more of the following:

- 5.1. Criminal prosecution
- 5.2. Rejection of the bid
- 5.3. Rescission of the award
- 5.4. Termination of the Contract

BY (Authorized Signature)

Thomas R. Patton

DATE SIGNED (Do not type)

3/19/2013

PRINTED NAME AND TITLE OF PERSON SIGNING

THOMAS R. PATTON, PRESIDENT

BID ITEM LIST

Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
1	070030	LEAD COMPLIANCE PLAN	LS	LUMP SUM	LUMP SUM	2,120. ⁰⁰
2	120090	CONSTRUCTION AREA SIGNS	LS	LUMP SUM	LUMP SUM	1,060. ⁰⁰
3	120100	TRAFFIC CONTROL SYSTEM	LS	LUMP SUM	LUMP SUM	42,400. ⁰⁰
4	128652	PORTABLE CHANGEABLE MESSAGE SIGN (LS)	LS	LUMP SUM	LUMP SUM	4,770. ⁰⁰
5	130100	JOB SITE MANAGEMENT	LS	LUMP SUM	LUMP SUM	2,120. ⁰⁰
6	130200	PREPARE WATER POLLUTION CONTROL PROGRAM	LS	LUMP SUM	LUMP SUM	1,060. ⁰⁰
7	130610	TEMPORARY CHECK DAM	LF	500	5.30	2,650. ⁰⁰
8	130620	TEMPORARY DRAINAGE INLET PROTECTION	EA	3	265. ⁰⁰	795. ⁰⁰
9	130900	TEMPORARY CONCRETE WASHOUT	LS	LUMP SUM	LUMP SUM	1,060. ⁰⁰
10	141120	TREATED WOOD WASTE	LB	50	1. ⁰⁰	50. ⁰⁰
11	150742	REMOVE ROADSIDE SIGN	EA	1	106. ⁰⁰	106. ⁰⁰
12	150808	REMOVE CULVERT (EA)	EA	3	212. ⁰⁰	636. ⁰⁰
13	152386	RELOCATE ROADSIDE SIGN-ONE POST	EA	2	212. ⁰⁰	424. ⁰⁰
14	152387	RELOCATE ROADSIDE SIGN-TWO POST	EA	1	424. ⁰⁰	424. ⁰⁰
15	153103	COLD PLANE ASPHALT CONCRETE PAVEMENT	SQYD	1,110	13.80	15,318. ⁰⁰
16	160102	CLEARING AND GRUBBING (LS)	LS	LUMP SUM	LUMP SUM	57,240. ⁰⁰
17	190101	ROADWAY EXCAVATION	CY	890	27.60	24,564. ⁰⁰
18	190185	SHOULDER BACKING	TON	300	44. ⁰⁰	13,200. ⁰⁰
19	198010	IMPORTED BORROW (CY)	CY	470	46. ⁰⁰	21,620. ⁰⁰
20	198209	SUBGRADE ENHANCEMENT GEOTEXTILE CLASS B2	SQYD	2,680	4.20	11,256. ⁰⁰

Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
21	210430	HYDROSEED	SQFT	52,800	0.17	8,976.00
22	260203	CLASS 2 AGGREGATE BASE (CY)	CY	1,380	46.00	63,480.00
23	390095	REPLACE ASPHALT CONCRETE SURFACING	CY	45	456.00	20,520.00
24	390132	HOT MIX ASPHALT (TYPE A)	TON	2,230	116.00	258,680.00
25	397005	TACK COAT	TON	4	1,272.00	5,088.00
26 (F)	510502	MINOR CONCRETE (MINOR STRUCTURE)	CY	4.9	850.00	4,165.00
27	560248	FURNISH SINGLE SHEET ALUMINUM SIGN (0.063"-UNFRAMED)	SQFT	7	32.00	224.00
28	566011	ROADSIDE SIGN - ONE POST	EA	1	212.00	212.00
29	665018	18" CORRUGATED STEEL PIPE (.109" THICK)	LF	540	58.00	31,320.00
30	681103	3" PLASTIC PIPE (EDGE DRAIN)	LF	430	48.00	20,640.00
31	681107	3" PLASTIC PIPE (EDGE DRAIN OUTLET)	LF	35	48.00	1,680.00
32	705011	18" STEEL FLARED END SECTION	EA	5	220.00	1,100.00
33	707117	36" PRECAST CONCRETE PIPE INLET	LF	8	190.00	1,520.00
34	721019	ROCK SLOPE PROTECTION (NO. 3, METHOD B) (CY)	CY	90	106.00	9,540.00
35 (F)	750001	MISCELLANEOUS IRON AND STEEL	LB	669	3.00	2,007.00
36	820108	DELINEATOR (CLASS 2)	EA	34	64.00	2,176.00
37	820112	MARKER (CULVERT)	EA	10	64.00	640.00
38	820132	OBJECT MARKER (TYPE L)	EA	2	60.00	120.00
39	832070	VEGETATION CONTROL (MINOR CONCRETE)	SQYD	90	82.00	7,380.00
40	840515	THERMOPLASTIC PAVEMENT MARKING	SQFT	110	9.50	1,045.00

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Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
41	840560	THERMOPLASTIC TRAFFIC STRIPE (SPRAYABLE)	LF	5,780	1.30	7,514.00
42	850122	PAVEMENT MARKER (RETROREFLECTIVE-RECESSED)	EA	190	20.00	3,800.00
43	860401	LIGHTING	LS	LUMP SUM	LUMP SUM	26,300.00

TOTAL BID:

\$ 681,000.00

MH

SUBCONTRACTOR LIST

DES-OE-0102.2 (REV 3/2011)

Bidder Name: FLAT TOP GRADING

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

Column 1: Business Name and Location	Column 2: Bid Item Nos.	Column 3: Percentage of Bid Item Subcontracted	Column 4: Description of Subcontracted Work
<p>CONVERSE CONSTRUCTION 20563 SUNSET LANE REDDING, CA 96049</p>	<p>43</p>	<p>100 %</p>	<p>LIGHTING</p>
<p>DARREN TAYLOR CONST. 5750 PLEASANT VIEW DR ANDERSON, CA 96007</p>			<p>AC PAVING COLD PLANE AC</p>
<p>APPLY - A - LINE, INC 19652 N. HIRSCH CT ANDERSON, CA 96007</p>			<p>STRIPING + PAVEMENT MARKERS</p>

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

MH

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION

SUBCONTRACTOR LIST

DES-OE-0102.2 (REV 3/2011)

Bidder Name: FLAT TOP GRADING

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

Column 1: Business Name and Location	Column 2: Bid Item Nos.	Column 3: Percentage of Bid Item Subcontracted	Column 4: Description of Subcontracted Work
CONVERSE CONSTRUCTION 20529 SUNSET LANE REDDING, CA 96049	43	100 %	LIGHTING
DARREN TAYLOR CONST. 5750 PLEASANT VIEW DR ANDERSON, CA 96007	3 15 18 23 24 25	59 % 100 % 100 % 100 % 100 % 100 %	AC PAVING + COLD PLANE AC
APPLY - A - LINE, INC 19652 N. HIRSCH CT ANDERSON, CA 96007	40 41 42	100 % 100 % 100 %	STRIPING + PAVEMENT MARKERS

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FLAT TOP GRADING, INC

P.O. Box 161
Montague, CA 96064
Phone: 530 459 3956
Fax: 530 459 3976
CA No. 942451

Fax

To: Calif. Dept of Transportation	From: Thomas R. Patton
Fax: 916 227-6282	Pages: 2
Attn: Bid Opening March 19, 2013	Date: March 20, 2013
Re: 02 - 4E5204	CC:

Urgent **For Review** **Please Comment** **Please Reply**

ATTN -

Attached is the completed SUBCONTRACTOR LIST submitted for the reference bid.

If there are any questions or comments, please call my cell number 775 842 - 8003.

Thank You,

Thomas R. Patton

REQUEST FOR SMALL BUSINESS PREFERENCE OR NON-SMALL BUSINESS PREFERENCE

DES-OE-0102.7 (REV 02/2010)

CONTRACT NO. 02 - 4E5204

Complete one of the following:

• **Small Business Preference**

The undersigned requests small business preference and certifies, under penalty of perjury, that the firm meets the requirements of 2 CA Code of Regs § 1896 et seq. and is certified as a small business at the time and day of bid opening or has submitted a complete application to the Department of General Services (DGS) and is subsequently certified. The complete application and any required substantiating documentation must be received by DGS by 5:00 p.m. on bid opening date.

Small Business Certification (Reference) Number: 1749163

Date: 3/19/2013

Signature: Thomas A. Patton

• **Non-Small Business Preference**

The undersigned requests non-small business preference and notifies the Department on the Certified Small Business Listing for the Non-Small Business Preference form that it commits to subcontract at least 25 percent of its bid amount with one or more firms that meets the requirements of 2 CA Code of Regs § 1896 et seq. and the firms are certified as small businesses at the time and day of bid opening or have submitted a complete application and are subsequently certified by the Department of General Services (DGS). The complete application and any required substantiating documentation must be received by DGS by 5:00 p.m. on bid opening date. List these firms on the Certified Small Business Listing for the Non-Small Business Preference form.

Date: _____

Signature: _____



Department of
General Services
 BUILDING GREEN · BUYING GREEN · WORKING GREEN

Flat Top Grading, Inc. - #1749163

SUPPLIER PROFILE			
Legal Business Name	Flat Top Grading, Inc.		
Doing Business As	Flat Top Grading, Inc.		
Address	P.O. Box 161 MONTAGUE, CA 96064	Phone	(530) 459-3956
		FAX	(530) 459-3976
Email	dpatton@flattopgrading.com		
Business Types	Construction		
Service Areas	Butte, Colusa, Del Norte, Glenn, Humboldt, Lake, Lassen, Mendocino, Modoc, Nevada, Plumas, Sacramento, Shasta, Sierra, Siskiyou, Sutter, Tehama, Yolo, Yuba,		
Keywords	Civil Engineering Construction, Water Line Construction, Sewer Line Construction, Site Grading		
Construction License Types	A - General Engineering		
Classifications	721410 - Highway and road construction services 721411 - Infrastructure building and surfacing and paving services 721415 - Land preparation services		

Active Certifications

TYPE	STATUS	FROM	TO
SB (Micro)	Approved	Feb 11, 2013	Feb 28, 2015

Certification History

TYPE	STATUS	FROM	TO
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CALIFORNIA COMPANY PREFERENCE

DES-OE-0102.9 (REV 11/2008)

This form must be completed and signed 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 (check appropriate box and enter requested information):

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

or

I am 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

I am 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." (Check box and enter requested information.)

I am not 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.)

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

Date: 3/19/2013

Signature of Bidder: Thomas R. Parson

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BIDDER'S BOND

DES-OE-0102.3 (REV 3/2008)

Bond No. N/A

We Flat Top Grading, Inc.

as Principal, and

Old Republic Surety Company

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

THE CONDITION OF THIS OBLIGATION IS SUCH, THAT:

WHEREAS, the Principal is submitting a bid to the Obligee, for Construction on State Highway in Shasta County About 6

(Copy here the exact description of work, including location, as it appears on the proposal)

Miles West of Shingletown From 0.2 Mile West to 0.3 Mile East of Black Butte Road

for which bids are to be opened at Sacramento, CA

(insert place where bids will be opened)

on March 19, 2013

(insert date of bid opening)

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

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

Dated: March 19, 2013.

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

10220 SW Greenburg Rd.

Portland, OR 97223

Flat Top Grading, Inc.

Thomas R Patton

Principal

Old Republic Surety Company

Surety

By Tami Jones

Attorney-in-Fact

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

County of **See Attached**

On this _____ before me,

Date

Here Insert Name and Title of the Officer

personally appeared _____

Name(s) of Signer(s)

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

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

WITNESS my hand and official seal.

(SEAL)

Signature _____

Signature of Notary Public

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POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That OLD REPUBLIC SURETY COMPANY, a Wisconsin stock insurance corporation, does make, constitute and appoint:

GLORIA BRUNING, VICKI MATHER, PHILIP O. FORKER, RICHARD W. KOWALSKI, JOEL DIETZMAN, JAMES P. DOONEY, BRENT OLSON, CHRISTOPHER A. REBURN, JOHN D. KLUMP, KAREN A. PIERCE, GENE M. DIETZMAN, J. PATRICK DOONEY, RAY M. PAIEMENT, TAMI JONES, OF PORTLAND, OR

its true and lawful Attorney(s)-in-Fact, with full power and authority, not exceeding \$20,000,000, for and on behalf of the company as surety, to execute and deliver and affix the seal of the company thereto (if a seal is required), bonds, undertakings, recognizances or other written obligations in the nature thereof, (other than bail bonds, bank depository bonds, mortgage deficiency bonds, mortgage guaranty bonds, guaranties of installment paper and note guaranty bonds, self-insurance workers compensation bonds guaranteeing payment of benefits, asbestos abatement contract bonds, waste management bonds, hazardous waste remediation bonds or black lung bonds), as follows:

ALL WRITTEN INSTRUMENTS IN AN AMOUNT NOT TO EXCEED AN AGGREGATE OF SEVEN MILLION FIVE HUNDRED THOUSAND (\$7,500,000)----- FOR ANY SINGLE OBLIGATION, REGARDLESS OF THE NUMBER OF INSTRUMENTS ISSUED FOR THE OBLIGATION.

and to bind OLD REPUBLIC SURETY COMPANY thereby, and all of the acts of said Attorneys-in-Fact, pursuant to these presents, are ratified and confirmed. This document is not valid unless printed on colored background and is multi-colored. This appointment is made under and by authority of the board of directors at a special meeting held on February 18, 1982. This Power of Attorney is signed and sealed by facsimile under and by the authority of the following resolutions adopted by the board of directors of the OLD REPUBLIC SURETY COMPANY on February 18, 1982.

RESOLVED that, the president, any vice-president, or assistant vice president, in conjunction with the secretary or any assistant secretary, may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the company to execute and deliver and affix the seal of the company to bonds, undertakings, recognizances, and suretyship obligations of all kinds; and said officers may remove any such attorney-in-fact or agent and revoke any Power of Attorney previously granted to such person.

RESOLVED FURTHER, that any bond, undertaking, recognizance, or suretyship obligation shall be valid and binding upon the Company
 (i) when signed by the president, any vice president or assistant vice president, and attested and sealed (if a seal be required) by any secretary or assistant secretary; or
 (ii) when signed by the president, any vice president or assistant vice president, secretary or assistant secretary, and countersigned and sealed (if a seal be required) by a duly authorized attorney-in-fact or agent; or
 (iii) when duly executed and sealed (if a seal be required) by one or more attorneys-in-fact or agents pursuant to and within the limits of the authority evidenced by the Power of Attorney issued by the company to such person or persons.

RESOLVED FURTHER, 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, recognizance, or other suretyship obligations of the company; and such signature and seal when so used shall have the same force and effect as though manually affixed.

IN WITNESS WHEREOF, OLD REPUBLIC SURETY COMPANY has caused these presents to be signed by its proper officer, and its corporate seal to be affixed this 12TH day of NOVEMBER, 2012.

OLD REPUBLIC SURETY COMPANY

Phyllis M. Johnson
Assistant Secretary



Gerald C. Leach
President

STATE OF WISCONSIN, COUNTY OF WAUKESHA-SS

On this 12TH day of NOVEMBER, 2012, personally came before me, Gerald C. Leach and Phyllis M. Johnson, to me known to be the individuals and officers of the OLD REPUBLIC SURETY COMPANY who executed the above instrument, and they each acknowledged the execution of the same, and being by me duly sworn, did severally depose and say; that they are the said officers of the corporation aforesaid, and that the seal affixed to the above instrument is the seal of the corporation, and that said corporate seal and their signatures as such officers were duly affixed and subscribed to the said instrument by the authority of the board of directors of said corporation.



Kathryn R. Pearson
Notary Public

My commission expires: 9/28/2014

CERTIFICATE

I, the undersigned, assistant secretary of the OLD REPUBLIC SURETY COMPANY, a Wisconsin corporation, CERTIFY that the foregoing and attached Power of Attorney remains in full force and has not been revoked; and furthermore, that the Resolutions of the board of directors set forth in the Power of Attorney, are now in force.

77-4950



Signed and sealed at the City of Brookfield, WI this 14th day of March, 2013.

Jan E. Cherny
Assistant Secretary

ANCHOR INSURANCE & SURETY INC

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of Oregon

County of Multnomah

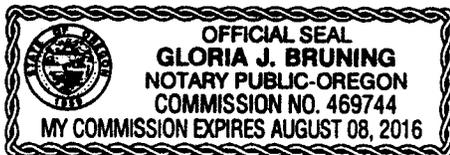
On March 19, 2013 before me, Gloria J. Bruning, Notary Public, personally appeared Tami Jones who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

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

WITNESS my hand and official seal.

(seal)

Signature Gloria J. Bruning



OPT OUT OF PAYMENT ADJUSTMENTS FOR PRICE INDEX FLUCTUATIONS

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

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

Bidder's Name: _____ Contract No. ____ - _____

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

Date: _____ Signature: _____

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CERTIFICATIONS

UNDOCUMENTED ALIENS EMPLOYMENT

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

NONCOLLUSION

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

State of California County of SISKIYOU

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

CHILD SUPPORT COMPLIANCE ACT

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

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

NATIONAL LABOR RELATIONS BOARD

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

VIOLATION OF LAW OR A SAFETY REGULATION

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

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

Yes

No

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

ANTITRUST LAW

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

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

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

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

BIDDER RESPONSIBILITY QUESTIONNAIRE

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

1. Within the past 10 years, has the Bidder been found to be a nonresponsive bidder by any public entity, including federal, State, local, or regional entities?
 Yes No
2. Within the past 10 years, have any of the Bidder's officers or employees with a proprietary interest in the Bidder been determined to be a nonresponsive bidder by a public entity, including federal, State, local or regional entities?
 Yes No
3. Is there any officer or employee of the Bidder who now has or has had any proprietary interest in another company that bid or bids on public works projects whose company has been determined to be a nonresponsive bidder by any public entity, including federal, State, local, or regional entities?
 Yes No
4. If the answer to any of the 3 preceding questions is yes, disclose all pertinent details of the determination of nonresponsibility, including:
 - 4.1. Date of each nonresponsibility determination
 - 4.2. Name of each public agency issuing the nonresponsibility determination and a contact person at that agency who would have information about the determination
 - 4.3. Contract number for each nonresponsibility determination

END CERTIFICATIONS