

CALTRANS  
STATE OF CALIFORNIA  
DEPARTMENT OF TRANSPORTATION  
BID FOR

3

F2

CONSTRUCTION ON STATE HIGHWAY IN  
SACRAMENTO COUNTY AT VARIOUS LOCATIONS FROM 0.3 MILE EAST OF CLAY EAST ROAD  
TO 0.8 MILE WEST OF AMADOR COUNTY LINE  
In District 03 on Route 104

UNDER

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Notice to Bidders and Special Provisions dated February 23, 2015  
Project plans approved February 2, 2015  
Standard Specifications dated 2010  
Standard Plans dated 2010

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Identified by

Contract No. 03-4M6704

03-Sac-104-9.5/16.9

Project ID 0312000306

Bids open Thursday, March 19, 2015

Dated February 23, 2015

AADD

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION  
Contract No.: 03-4M6704 Project ID: 0312000306  
Bidder Name: Midstate Barrier, Inc.  
BID TO THE DEPARTMENT OF TRANSPORTATION  
DES-OE-0102.1

Bidder ID: VC0000013893

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Name of Bidder Midstate Barrier, Inc.  
Bidder ID VC0000013893  
Business Street Address PO Box 30550  
(Include even if P.O. Box is used)  
Business P.O. Box  
City, State, Zip Stockton, CA, 95213  
Telephone No. 209-944-9565  
Fax No. 209-944-9569  
Contractor License No.529261  
California Department of Industrial Relations Registration number\*\* 1000000538  
Checksum 77BA20FC

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. Bidder has and acknowledges the following addenda:  
03-02-15 Revise Notice to Bidders and Special Provisions, Bid Book,
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:Clark Ebinger AND  
TITLE OF PERSON SIGNING:President

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BY (Authorized signature)

DATE SIGNED( Do not type)

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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	1,200.00
2	120090	CONSTRUCTION AREA SIGNS	LUMP SUM LS	LUMP SUM	1,100.00
3	120100	TRAFFIC CONTROL SYSTEM	LUMP SUM LS	LUMP SUM	34,100.00
4	120165	CHANNELIZER (SURFACE MOUNTED)	12.0 EA	38.00	456.00
5	128652	PORTABLE CHANGEABLE MESSAGE SIGN (LS)	LUMP SUM LS	LUMP SUM	3,000.00
6	129000	TEMPORARY RAILING (TYPE K)	440.0 LF	18.00	7,920.00
7	130100	JOB SITE MANAGEMENT	LUMP SUM LS	LUMP SUM	2,500.00
8	130200	PREPARE WATER POLLUTION CONTROL PROGRAM	LUMP SUM LS	LUMP SUM	1,000.00
9	130900	TEMPORARY CONCRETE WASHOUT	LUMP SUM LS	LUMP SUM	500.00
10	141120	TREATED WOOD WASTE	13,300.0 LB	0.05	665.00
11	150630	REMOVE MARKER	18.0 EA	20.00	360.00
12	150661	REMOVE GUARDRAIL	2,220.0 LF	5.00	11,100.00

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
13	150749	REMOVE METAL POST	10.0 EA	300.00	3,000.00
14	151224	REMOVE DELINEATOR	2.0 EA	20.00	40.00
15	160102	CLEARING AND GRUBBING (LS)	LUMP SUM LS	LUMP SUM	10,000.00
16 (F)	510502	MINOR CONCRETE (MINOR STRUCTURE)	3.2 CY	3,600.00	11,520.00
17	832007	MIDWEST GUARDRAIL SYSTEM (WOOD POST)	1,390.0 LF	25.00	34,750.00
18	028635	VEGETATION CONTROL (ASPHALT COMPOSITE)	2,020.0 SQYD	50.00	101,000.00
19	839543	TRANSITION RAILING (TYPE WB-31)	4.0 EA	3,500.00	14,000.00
20	028636	END CAP (3/4 WRAP END SECTION)	1.0 EA	200.00	200.00
21	839581	END ANCHOR ASSEMBLY (TYPE SFT)	3.0 EA	700.00	2,100.00
22	839584	ALTERNATIVE IN-LINE TERMINAL SYSTEM	31.0 EA	2,540.00	78,740.00
Total Bid					\$319,251.00

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 03-4M6704 Project ID: 0312000306

Bidder Name: Midstate Barrier, Inc.

Bidder ID: VC0000013893

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

Bidding Firm: Midstate Barrier, Inc.

List this sub? Yes

1) Business Name Cool Roofing Systems

Location City Manteca State CA

California Contractor License Number 769607

CA Department of Industrial Relations' Registration Number 1000002779

Portion of Work Subcontracted:

Item %	Description
18	Vegetation Control (Asphalt Composite) (Partial)

List this sub? Yes

2) Business Name Farwest Safety

Location City Lodi State CA

California Contractor License Number 523187

CA Department of Industrial Relations' Registration Number 1000001371

Portion of Work Subcontracted:

Item %	Description
2	Const. Area Signs
4	Channelizer
5	Portable Changeable Message Sign

List this sub? Yes

3) Business Name Sambrano Traffic Control

Location City Wilton State CA

California Contractor License Number 939557

CA Department of Industrial Relations' Registration Number 1000004404

Portion of Work Subcontracted:

Item %	Description
3	Traffic Control System (Partial)

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STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 03-4M6704 Project ID: 0312000306

Bidder Name: Midstate Barrier, Inc.

Bidder ID: VC0000013893

REQUEST FOR SMALL BUSINESS PREFERENCE OR NON-SMALL BUSINESS PREFERENCE

DES-OE-0102.7 (REV 02/2010)

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COMPLETE ONE OF THE FOLLOWING:

\*Small Business Preference

The undersigned 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:

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

\*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: 03/19/15 Signature: \_\_\_\_\_

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 03-4M6704 Project ID: 0312000306

Bidder Name: Midstate Barrier, Inc.

Bidder ID: VC0000013893

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.: 03-4M6704 Project ID: 0312000306

Bidder Name: Midstate Barrier, Inc.

Bidder ID: VC0000013893

OPT OUT OF PAYMENT ADJUSTMENTS FOR PRICE INDEX FLUCTUATIONS

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

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

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: \_\_\_\_\_

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UNDOCUMENTED ALIENS EMPLOYMENT

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

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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 San Joaquin

Name: Clark Ebinger,

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

President of

Midstate Barrier, 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.

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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.

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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.

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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.

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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.

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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.

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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

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION  
BIDDER'S BOND  
DES-OE 0102.3 (REV 3/2008)  
Contract No. 03-4M6704

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 SACRAMENTO COUNTY AT VARIOUS LOCATIONS FROM 0.3 MILE EAST OF CLAY EAST ROAD TO 0.8 MILE WEST OF AMADOR COUNTY LINE In District 03 on Route 104 for which bids are to be opened at 1727 30th Street, Sacramento CA 95816 on 03-19-15.

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)

Normal View

**Bond Details for Bond: Bid Bond**

**Status:** In Effect  
**Bond Form:** CA DOT eBond Bid Bond Only Rev 3-08 (Bid Bond)  
**Current Effective Date:** 2/24/2015  
**Expiration Date:** 5/25/2015  
**Subsidiary:** Midstate Barrier, Inc.  
**Description:** Replace Guardrailing. Construction on State Highway in Sacramento County at various locations from 0.3 mile east of Clay East Rd., to 0.8 mile west of Amador County line.  
**Contract Date:**  
**Type of Bond:** Contract  
**SAA Code:** Bid Bond(000)  
**Initial Effective Date:** 2/24/2015

**Principal**

**Name:** Midstate Barrier, Inc.  
**Address:** 3291 S. Highway 99  
 Stockton, CA 95215  
**State of Incorporation:** CA

**Obligee**

**Name:** State of California, Department of Transportation  
**Address:** 1727 30th St. 1st Floor  
 Sacramento, CA 95816  
**State of Obligation:** CA  
**Obligee Type:** state

**Agency Information**

**Agency:** ROHM Insurance Agency  
**Site:** ROHM Insurance Agency (Orange, CA)  
**Attorney-in-fact:** Todd M. Rohm  
**State of Execution:** CA

**Bond Form Custom Fields**

**Bid Location:** 1727 30th Street, Bidder's Exchange, MS 26, Sacramento, CA 95816  
**Contract ID No. Required for Electronic Bidding:** 03-4M6704  
**N/A - Electronic Bid Bond:** N/A - Electronic Bid Bond  
**Principal Signature Name:** Clark Ebinger  
**Principal Signature Name Title:** President  
**See Attached Digital Signature:** See Attached Digital Signature

**Other Information**

**Project, Invitation or Bid Number:** 03-4M6704  
**Bid Date:** 3/19/2015  
**Bid Bond Amount:** 10%  
**SurePath ID (Long):** {882157DB-AF3C-4819-973E-06812DF9FF5E}  
**Bond Validation Number(BVN):** VS6F-KLH8-LYT9-XESY

[E-Mail B](#)**Issuing Carriers****Western Surety Company**

**Bond Number:** Bid Bond  
**Premium Amount:** \$0.00  
**State Surcharge:** \$0.00

Municipal Tax: \$0.00

**Processing Rules**

**Execution:** Standard Bid Bond  
**Cancellation:** Non-Cancellable  
**No. Days Notice for Cancellation:** 0  
**Renewal:** Term Bond  
**Rider:** Contract Construction  
**Reinstatement:** Standard Reinstatement

**Comments (Viewable by all users)**

**Transaction History**

Transaction	Date Processed	User	Effective Date	Power of Attorney	Document
Execution	2/24/2015	Todd M. Rohm	2/24/2015	Electronic Power	<a href="#">Original bond document created at bond execution.</a> <span style="float: right;">Sign/View Signatures <a href="#">PDF</a> </span>
Initial Percent Complete = 0	2/24/2015	Todd M. Rohm	2/24/2015		
Signing Document	2/24/2015	Todd M. Rohm	2/24/2015	Electronic Power	<a href="#">Revised Bond Document</a> <span style="float: right;">Sign/View Signatures <a href="#">PDF</a> </span>