



Caltrans[®]

STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION

BID

FOR CONSTRUCTION ON STATE HIGHWAY IN SAN MATEO COUNTY IN MENLO PARK
AND EAST PALO ALTO AT VARIOUS LOCATIONS FROM UNIVERSITY AVENUE
OVERCROSSING TO MARSH ROAD INTERCHANGE

In District 04 On Route 101

Under

Notice to Bidders and Special Provisions dated July 15, 2013

Standard Specifications dated 2010

Project plans approved May 20, 2013

Standard Plans dated 2010

Identified by

Contract No. 04-2356A4

04-SM-101-0.9/3.6

Project ID 0412000227

Bortolussi & Watkin, Inc.
77 Larkspur Street
San Rafael, CA 94901

Electronic Advertising Contract

Bids open Tuesday, August 20, 2013

Dated July 15, 2013

nah

CS
S/G

CONTRACT NO. 04-2356A4

NAME OF BIDDER Bortolussi & Watkin Inc.
BUSINESS P.O. BOX _____
CITY, STATE, ZIP _____
BUSINESS STREET ADDRESS 77 Larkspur Street
(Include even if P.O. Box used)
CITY, STATE, ZIP San Rafael CA 94901
TELEPHONE NO: AREA CODE (415) 453-4675
FAX NO: AREA CODE (415) 453-2978
CONTRACTOR LICENSE NO. 962905

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.

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	950.00
2	120090	CONSTRUCTION AREA SIGNS	LS	LUMP SUM	LUMP SUM	5,120.00
3	120100	TRAFFIC CONTROL SYSTEM	LS	LUMP SUM	LUMP SUM	7,500.00
4	128651	PORTABLE CHANGEABLE MESSAGE SIGN (EA)	EA	1	1,000.00	1,000.00
5	130100	JOB SITE MANAGEMENT	LS	LUMP SUM	LUMP SUM	10,000.00
6	130300	PREPARE STORM WATER POLLUTION PREVENTION PLAN	LS	LUMP SUM	LUMP SUM	2,000.00
7	130310	RAIN EVENT ACTION PLAN	EA	37	500.00	18,500.00
8	130320	STORM WATER SAMPLING AND ANALYSIS DAY	EA	13	400.00	5,200.00
9	130330	STORM WATER ANNUAL REPORT	EA	2	2,000.00	4,000.00
10	130530	TEMPORARY HYDRAULIC MULCH (BONDED FIBER MATRIX)	SQYD	1,500	1.80	2,700.00
11	130610	TEMPORARY CHECK DAM	LF	200	4.50	900.00
12	130620	TEMPORARY DRAINAGE INLET PROTECTION	EA	14	240.00	3,360.00
13	130640	TEMPORARY FIBER ROLL	LF	5,320	3.20	17,024.00
14	130680	TEMPORARY SILT FENCE	LF	3,590	2.40	8,616.00
15	130710	TEMPORARY CONSTRUCTION ENTRANCE	EA	3	1,200.00	3,600.00
16	130730	STREET SWEEPING	LS	LUMP SUM	LUMP SUM	1,000.00
17	130900	TEMPORARY CONCRETE WASHOUT	LS	LUMP SUM	LUMP SUM	1,000.00
18	150685	REMOVE IRRIGATION FACILITY	LS	LUMP SUM	LUMP SUM	5,000.00
19	151251	SALVAGE IRRIGATION FACILITY	LS	LUMP SUM	LUMP SUM	1,000.00
20	152356	RELOCATE IRRIGATION FACILITIES	LS	LUMP SUM	LUMP SUM	4,000.00

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Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
21	190105	ROADWAY EXCAVATION (TYPE Z-2) (AERIALY DEPOSITED LEAD)	CY	130	250.00	32,500.00
22	200002	ROADSIDE CLEARING	LS	LUMP SUM	LUMP SUM	55,000. ⁰⁰
23	200052	PRUNE EXISTING PLANTS	LS	LUMP SUM	LUMP SUM	2,000.00
24	200114	ROCK BLANKET	SQYD	560	17.00	9,520.00
25	200120	CULTIVATE	SQYD	11,600	0.80	9,280.00
26	200122	WEED GERMINATION	SQYD	41,800	0.10	4,180.00
27	202004	IRON SULFATE (LB)	LB	11	1.00	11.00
28	202006	SOIL AMENDMENT	CY	1,650	25.00	41,250.00
29	202011	MULCH	CY	4,590	30.00	137,700.00
30	202035	FERTILIZER (PACKET)	EA	10,900	0.30	3,270.00
31	202036	SLOW RELEASE OR CONTROLLED RELEASE FERTILIZER	LB	3,470	1.40	4,858.00
32	204008	PLANT (GROUP H)	EA	52,600	0.20	10,520.00
33	204035	PLANT (GROUP A)	EA	9,210	10.00	92,100.00
34	204038	PLANT (GROUP U)	EA	270	60.00	16,200.00
35	204096	MAINTAIN EXISTING PLANTED AREAS	LS	LUMP SUM	LUMP SUM	5,000.00
36	204099	PLANT ESTABLISHMENT WORK	LS	LUMP SUM	LUMP SUM	67,000. ⁰⁰
37	206400	CHECK AND TEST EXISTING IRRIGATION FACILITIES	LS	LUMP SUM	LUMP SUM	2,500.00
38	206401	MAINTAIN EXISTING IRRIGATION FACILITIES	LS	LUMP SUM	LUMP SUM	1,000.00
39	206560	CONTROL AND NEUTRAL CONDUCTORS	LS	LUMP SUM	LUMP SUM	55,000. ⁰⁰
40	206602	1" ELECTRIC REMOTE CONTROL VALVE	EA	5	300.00	1,500.00

Handwritten signature

Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
41	206603	1 1/4" ELECTRIC REMOTE CONTROL VALVE	EA	1	350.00	350.00
42	206604	1 1/2" ELECTRIC REMOTE CONTROL VALVE	EA	12	350.00	4,200.00
43	206605	2" ELECTRIC REMOTE CONTROL VALVE	EA	16	400.00	6,400.00
44	206606	2 1/2" ELECTRIC REMOTE CONTROL VALVE	EA	2	750.00	1,500.00
45	206753	24 STATION IRRIGATION CONTROLLER (WALL MOUNTED)	EA	3	2,000.00	6,000.00
46	208301	IRRIGATION CONTROLLER ENCLOSURE CABINET	EA	3	5,000.00	15,000.00
47	208465	SPRINKLER (TYPE A-5)	EA	54	40.00	2,160.00
48	208466	SPRINKLER (TYPE A-6)	EA	49	45.00	2,205.00
49	208467	SPRINKLER (TYPE A-7)	EA	120	40.00	4,800.00
50	208468	SPRINKLER (TYPE A-8)	EA	130	50.00	6,500.00
51	208482	SPRINKLER (TYPE C-2)	EA	270	13.00	3,510.00
52	208575	2" GATE VALVE	EA	8	300.00	2,400.00
53	208576	2 1/2" GATE VALVE	EA	3	700.00	2,100.00
54 (F)	208594	3/4" PLASTIC PIPE (SCHEDULE 40) (SUPPLY LINE)	LF	13,645	2.00	27,290.00
55 (F)	208595	1" PLASTIC PIPE (SCHEDULE 40) (SUPPLY LINE)	LF	2,313	2.00	4,626.00
56 (F)	208596	1 1/4" PLASTIC PIPE (SCHEDULE 40) (SUPPLY LINE)	LF	5,338	3.00	16,014.00
57 (F)	208597	1 1/2" PLASTIC PIPE (SCHEDULE 40) (SUPPLY LINE)	LF	2,056	4.00	8,224.00
58 (F)	208598	2" PLASTIC PIPE (SCHEDULE 40) (SUPPLY LINE)	LF	6,760	5.00	33,800.00
59 (F)	208599	2 1/2" PLASTIC PIPE (SCHEDULE 40) (SUPPLY LINE)	LF	844	5.00	4,220.00
60	208626	1" WYE STRAINER	EA	3	300.00	900.00

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Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
61	208628	1 1/2" WYE STRAINER	EA	2	300.00	600.00
62	208645	3/4" QUICK COUPLING VALVE	EA	6	200.00	1,200.00
63	208683	BALL VALVE	EA	11	200.00	2,200.00
64	208808	8" WELDED STEEL PIPE CONDUIT (.250" THICK)	LF	120	80.00	9,600.00
65	208809	10" WELDED STEEL PIPE CONDUIT (.250" THICK)	LF	32	100.00	3,200.00
66	210350	FIBER ROLLS	LF	2,690	3.00	8,070.00
67	260203	CLASS 2 AGGREGATE BASE (CY)	CY	61	52.00	3,172.00
68	731502	MINOR CONCRETE (MISCELLANEOUS CONSTRUCTION)	CY	61	705.00	43,005.00
69	860090	MAINTAINING EXISTING TRAFFIC MANAGEMENT SYSTEM ELEMENTS DURING CONSTRUCTION	LS	LUMP SUM	LUMP SUM	500.00
70	860797	ELECTRIC SERVICE (IRRIGATION)	LS	LUMP SUM	LUMP SUM	39,499.00
71	999990	MOBILIZATION	LS	LUMP SUM	LUMP SUM	100,000 ⁰⁰

TOTAL BID:

\$ 1,016,104.⁰⁰

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BORTOLUSSI & WATKIN, INC.

General Landscape Contractors

CA State License # 962905 C-27

77 LARKSPUR ST. SAN RAFAEL, CALIFORNIA 94901

(415) 453-4675 FAX (415) 453-2978

TRANSMITTAL

ATTENTION: STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
1120 N Street, MS-89
Sacramento, CA 95814
Fax: 916.227.6282

JOB NAME	Highway Construction in Menlo Park/East Palo Alto	
PROJECT #	04-2356A4	BID DATE: 08/20/2013
SUBJECT	SUBCONTRACTOR LIST - Columns 2 & 3	
DATE	8/20/2013	

Please find attached:

- Complete Subcontractors List (Columns 2 & 3)

Yours truly,
BORTOLUSSI & WATKIN, INC.

Mike Reinbolt

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

Bidder Name: Bortolussi & Watkin, Inc.

The bidder must identify each subcontractor performing work in an amount in excess of 1/2 of 1 percent of the total bid or \$10,000, whichever is greater (Pub Cont Code § 4100 et seq.). Complete columns 1 and 4 and submit with the bid. Complete columns 2 and 3 and submit with the bid or fax to (916) 227-8282 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
COLUMBIA ELECTRIC San Leandro	70	100%	Electric Service (Irrigation)
R & R MAHER Vallejo	68	100%	Minor Concrete
BRADLEY TANKS INC Danville	21	50%	Roadway Excavation (Type Z-2) (Aerially Deposited Lead) (PARTIAL)

ADA Notice For individuals with sensory disabilities, this document is available in alternate formats. For information call (916) 954-6410 or TDD (916) 954-3600 or write Records and Forms Management, 1120 N Street, MS-69, Sacramento, CA 95614.

BORTOLUSSI & WATKIN, INC.

General Landscape Contractors

CA State License # 962905 C-27

77 LARKSPUR ST. SAN RAFAEL, CALIFORNIA 94901

(415) 453-4675 FAX (415) 453-2978

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Bidder Name: Bortolussi + Watkin

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
Columbia Electric San Leandro			Electric Service (Irrigation)
R & R Maher. Vallejo			Minor Concrete
Braley Tanks. Inc. Danville			Roadway Excavation (Type Z-2) Aerially Deposited Lead partial

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REQUEST FOR SMALL BUSINESS PREFERENCE OR NON-SMALL BUSINESS PREFERENCE

DES-OE-0102.7 (REV 02/2010)

CONTRACT NO. 04-2356A4

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: 1732424

Date: 8.20.13

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: _____

Signature: _____

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.)

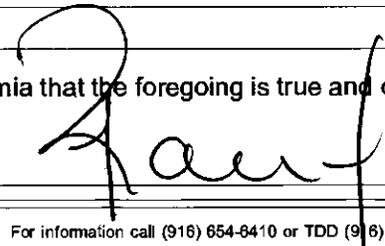
I am not a California company. My principal place of business is in _____
(Enter state or country)

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: 8.20.13

Signature of Bidder: _____



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

BORTOLUSSI & WATKIN INC - #1732424

SUPPLIER PROFILE			
Legal Business Name	BORTOLUSSI & WATKIN INC		
Doing Business As	BORTOLUSSI & WATKIN INC		
Address	77 LARKSPUR ST SAN RAFAEL, CA 94901	Phone	(415) 453-4675
		FAX	(415) 453-2978
Email	admin@bwatkin.com		
Web Page	http://www.bwatkin.com		
Business Types	Construction		
Service Areas	Alameda, Alpine, Amador, Butte, Calaveras, Colusa, Contra Costa, Del Norte, El Dorado, Fresno, Glenn, Humboldt, Imperial, Inyo, Kern, Kings, Lake, Lassen, Los Angeles, Madera, Marin, Mariposa, Mendocino, Merced, Modoc, Mono, Monterey, Napa, Nevada, Orange, Placer, Plumas, Riverside, Sacramento, San Benito, San Bernardino, San Oiego, San Francisco, San Joaquin, San Luis Obispo, San Mateo, Santa Barbara, Santa Clara, Santa Cruz, Shasta, Sierra, Siskiyou, Solano, Sonoma, Stanislaus, Sutter, Tehama, Trinity, Tulare, Tuolumne, Ventura, Yolo, Yuba,		
Keywords	Landscape Construction, Planting, Irrigation, Maintenance, Plant Establishment, Highway Planting		
Construction License Types	C-27 - Landscaping		
Classifications	701115 - Plants and ornamental trees 701116 - Flowering plants 701717 - Irrigation 721029 - Facility maintenance and repair services		

Active Certifications

TYPE	STATUS	FROM	TO
SB (Micro)	Approved	Jan 13, 2012	Feb 28, 2014

Certification History

TYPE	STATUS	FROM	TO
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We Bortolussi & Watkin, Inc.

as Principal, and

Fidelity and Deposit Company of Maryland

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 Contract No. 04-2356A4 - Landscaping on State Hwy in San Mateo County in Menlo Park and East Palo Alto at Various Locations from University Avenue Overcrossing to Marsh Road Interchange for which bids are to be opened at Sacramento, CA

on August 20, 2013

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: August 14, 2013

Bortolussi & Watkin, Inc.
By: [Signature]
Principal

Correspondence or claims relating to this bond should be sent to the surety at the following address: Fidelity and Deposit Company of Maryland

525 Market Street, Suite 2900
San Francisco, CA 94105

Fidelity and Deposit Company of Maryland
By: [Signature]
Surety
Betty L. Tolentino Attorney-in-Fact

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California }
County of San Francisco }

On this August 14, 2013 before me, K. Zerounian, Notary Public
Date Here Insert Name and Title of the Officer
personally appeared Betty L. Tolentino
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]
Signature of Notary Public
K. Zerounian

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**ZURICH AMERICAN INSURANCE COMPANY
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY
FIDELITY AND DEPOSIT COMPANY OF MARYLAND
POWER OF ATTORNEY**

KNOW ALL MEN BY THESE PRESENTS: That the ZURICH AMERICAN INSURANCE COMPANY, a corporation of the State of New York, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, a corporation of the State of Maryland, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND a corporation of the State of Maryland (herein collectively called the "Companies"), by Geoffrey Delislo, Vice President, in pursuance of authority granted by Article V, Section 8, of the By-Laws of said Companies, which are set forth on the reverse side hereof and are hereby certified to be in full force and effect on the date hereof, do hereby nominate, constitute, and appoint Betty L. Tolentino its true and lawful agent and Attorney-in-Fact, to make, execute, seal and deliver, for, and on its behalf as surety, and as its act and deed: any and all bonds and undertakings, and the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Companies, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the ZURICH AMERICAN INSURANCE COMPANY at its office in New York, New York., the regularly elected officers of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at its office in Owings Mills, Maryland., and the regularly elected officers of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at its office in Owings Mills, Maryland, in their own proper persons.

The said Vice President does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article V, Section 8, of the By-Laws of said Companies, and is now in force.

IN WITNESS WHEREOF, the said Vice-President has hereunto subscribed his/her names and affixed the Corporate Seals of the said ZURICH AMERICAN INSURANCE COMPANY, COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and FIDELITY AND DEPOSIT COMPANY OF MARYLAND, this 17th day of May, A.D. 2012.

ATTEST:

**ZURICH AMERICAN INSURANCE COMPANY
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY
FIDELITY AND DEPOSIT COMPANY OF MARYLAND**



By: Gerald F. Haley
Assistant Secretary
Gerald F. Haley

Geoffrey Delislo
Vice President
Geoffrey Delislo

State of Maryland
County of Baltimore

On this 17th day of May, A.D. 2012, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, Geoffrey Delislo, Vice President and Gerald F. Haley, Assistant Secretary of the Companies, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and acknowledged the execution of same, and being by me duly sworn, deposed and saith, that he/she is the said officer of the Company aforesaid, and that the seals affixed to the preceding instrument are the Corporate Seals of said Companies, and that the said Corporate Seals and the signature as such officer were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporations.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal the day and year first above written.

Constance A. Dunn
Constance A. Dunn, Notary Public
My Commission Expires: July 14, 2015



EXTRACT FROM BY-LAWS OF THE COMPANIES

"Article V, Section 8, Attorneys-in-Fact. The Chief Executive Officer, the President, or any Executive Vice President or Vice President may, by written instrument under the attested corporate seal, appoint attorneys-in-fact with authority to execute bonds, policies, recognizances, stipulations, undertakings, or other like instruments on behalf of the Company, and may authorize any officer or any such attorney-in-fact to affix the corporate seal thereto; and may with or without cause modify or revoke any such appointment or authority at any time."

CERTIFICATE

I, the undersigned, Vice President of the ZURICH AMERICAN INSURANCE COMPANY, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, do hereby certify that the foregoing Power of Attorney is still in full force and effect on the date of this certificate; and I do further certify that Article V, Section 8, of the By-Laws of the Companies is still in force.

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the ZURICH AMERICAN INSURANCE COMPANY at a meeting duly called and held on the 15th day of December 1998.

RESOLVED: "That the signature of the President or a Vice President and the attesting signature of a Secretary or an Assistant Secretary and the Seal of the Company may be affixed by facsimile on any Power of Attorney...Any such Power or any certificate thereof bearing such facsimile signature and seal shall be valid and binding on the Company."

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at a meeting duly called and held on the 5th day of May, 1994, and the following resolution of the Board of Directors of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at a meeting duly called and held on the 10th day of May, 1990.

RESOLVED: "That the facsimile or mechanically reproduced seal of the company and facsimile or mechanically reproduced signature of any Vice-President, Secretary, or Assistant Secretary of the Company, whether made heretofore or hereafter, wherever appearing upon a certified copy of any power of attorney issued by the Company, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seals of the said Companies, this 14th day of August, 2013.



Thomas O. McClellan

Thomas O. McClellan, Vice President

OPT OUT OF PAYMENT ADJUSTMENTS FOR PRICE INDEX FLUCTUATIONS

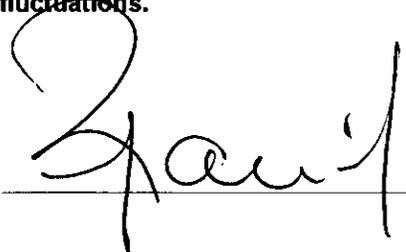
DES-OE-0102.12A (REV. 8/2012)

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

Bidder's Name: Bortolussi + Watkin Inc. Contract No. 04-2356A4

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

Date: 8-20-13

Signature: 

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-99, Sacramento, CA 95814.

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 Marin

Raul Garcia

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

President of Bortolussi & Watkin 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