

# Third Bidder

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION  
**DBE - COMMITMENT**  
 DES-OE-0102.10D (REV 12/2014)

11-23-15 P03:56 RCVD

CONTRACT NO: 04-4G4604

BID AMOUNT: \$ 8,108,587.50

BID OPENING DATE: 11.19.15

BIDDER'S NAME: MYERS AND SONS CONSTRUCTION, LP

DBE GOAL FROM CONTRACT %: 10

DBE PRIME CONTRACTOR CERTIFICATION<sup>1</sup>: 10

TOTAL NUMBER OF ALL SUBCONTRACTS (DBE & NON-DBE): 10

TOTAL VALUE OF ALL SUBCONTRACTS (DBE & NON-DBE): 2,863,666.04

BID ITEM NO.	ITEM OF WORK AND DESCRIPTION OF SERVICES TO BE SUBCONTRACTED OR MATERIALS TO BE PROVIDED <sup>2</sup>	WORK CATEGORY CODES <sup>3</sup>	NAME OF DBEs (Must be certified on the date bids are opened. Include Caltrans' certification no., DBE address, and phone number. Show 2nd and lower tier subcontractors)	AMOUNT (\$)
85,94	BICYCLE RAILING, ST. 10 RAILING	C8330	NORTH AMERICAN FENCE AND RAILING, INC 515 2320 AVE OAKLAND, CA 94606 510-436-0755 #40456	\$ 103,510 -
59, 67-68, 90-94	REBAR	C50	REBAR INTERNATIONAL 2021 LAS POSITAS CT SUITE 129 LIVERMORE, CA 94551 408-613-8713 #41306	\$ 771,115 -

Show all DBE firms being claimed for credit, regardless of tier. Attach written confirmation from each DBE shown stating that it will be participating in the contract to perform the specific work shown for the specific amount agreed to.

The names of the 1st tier DBE subcontractors and items of work must be consistent with the Subcontractor List (Pub Cont Code § 4100 et seq.).

<sup>1</sup>Each DBE prime contractor must enter its certification number and show all work to be performed by DBEs, including work performed by its own forces.

<sup>2</sup>If 100% of an item is not to be performed or furnished by the DBE, describe the exact portion of the item to be performed or furnished.

<sup>3</sup>Use Work Category Codes from the California Unified Certification Program database.

Total Claimed Participation: \$ 874,625 -

10.79 %

The bidder acknowledges that it is committed to use the DBEs shown on this form to meet the contract goal (49 CFR 26.53).

  
 Signature of Bidder

11.23.15  
 Date

916.283.9950  
 (Area Code) Tel. No.

MIKE LEWIS  
 Person to Contact (Please Type or Print)

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STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION  
**DBE CONFIRMATION**  
 DES-DE-0102.13 (NEW 3/2015)

Contract no. 04-4G4604  
 Name of DBE business NORTH AMERICAN FENCE AND RAILING, INC  
 Name of DBE representative \_\_\_\_\_  
 CDEE card/cabin number 40456  
 Name of bidder MYERS AND SONS CONSTRUCTION, LP  
 Name of prime contractor or different from the bidder \_\_\_\_\_  
 Name of representative of bidder or prime contractor MIKE LEWIS  
 Date quote was provided to the bidder or prime contractor 11.19.15

Bid item number	Item of work and description of services to be subcontracted or materials to be provided	Amount (\$)
85, 94	BICYCLE RAILING, ST-10 RAILING	103,510 -

If 100% of an item is not to be performed or furnished by the DBE, describe the exact portion of the item to be performed or furnished.

Total 103,510 -

As an authorized representative of a certified disadvantaged business enterprise, I confirm that my business was contacted by the bidder or prime contractor shown above regarding the contract shown above. If the bidder is awarded the contract, my business will enter into a subcontract agreement with the bidder or prime contractor to perform the type and dollar amount of work shown on the DBE Commitment form.

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

[Signature]  
 Signature of DBE's authorized representative  
Kira Comini  
 Print name of DBE's authorized representative  
President  
 Title of DBE's authorized representative  
11-19-2015  
 Date

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515 23<sup>rd</sup> Avenue  
Oakland, CA 94606  
Phone: 510-438-0755  
Fax: 510-534-5405

**North American  
Fence & Railing**

# Fax

**To:** Bidding contractors

**From:** Sean Johnson

**Fax:**

**Pages:** 3 including cover (call if you do not receive all)

**Phone:**

**Date:** 11/19/2015

**Re:** DOT 04-4G4604 Remove existing and  
construct new bridge railings

Urgent     For Review     Please Comment     Please Reply     Please Recycle

Please replace previous sent proposal with this one.

Notable change: Concrete work for bid item 94 will be by others and not included in this pricing.

WBE/DBE CUCP Certified #40456

Thanks,

Sean Johnson

510-778-5895



**North American Fence & Railing, Inc. Lic. # 961501**  
**Local Union 304, Oakland SLBE Certification #5389/DIR# 1000006370**  
**DGSSB Certified #1795892, WBE/DBE CUCP Certified #40456**  
**515 23rd Ave, Oakland, CA 94606 Tel (510) 436-0755 Fax (510) 534-5405**

→ **REVISED**

**Date: 11/19/2015**

**To: Bidding Contractor**

**Attn: Estimating**

**Project: DOT 04-4G4604 Remove existing and construct new bridge railings**

**Specification section reference: Section 83**

**Addendum noted: 1**

North American Fence proposes to supply and install bicycle and bridge railing. Post pockets/block outs will be by others. Embed bolts will be supplied (with template) by North American Fence and installed by others.

→ Concrete work for bid item 94 will be by others and not included in this pricing.

Bid item:

(85) TUBULAR BICYCLE RAILING LF: 649 Unit Price: \$114.00

Item Total: \$73,986.00

Bid item:

(94) CALIFORNIA ST-10 BRIDGE RAIL LF: 122 Unit Price: \$242.00

Item Total: \$29,524.00

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**Notes and Exclusions:**

Price includes 1 move in per bridge. Each extra move in is \$955.00

**Exclusions:**

1. All permits, engineering, testing, inspections, signage and traffic control.
2. Tubular bike railing cannot be purchased without the chain link items.
3. Cost of Bonds. Add 2% for Bond.
4. OCIP insurance, safety training on or offsite.
5. OCIP/CCIP admin. Fee of \$300.00 for contracts under \$5,000.00
6. Supply, installation of rental or temporary construction fence.
7. Removal of spoils, clearing, grading, grubbing, survey and staking of fence line.
8. Private underground utility repairs and locates, including irrigation systems.

9. Saw cutting and core drilling.
10. Fence grounding and electrical both high and low voltage, conduit runs, wire pulls.
11. Waivers of Subrogation (workers comp). Add 1% per contract value per waiver.
12. Cancelled jobs may be charged 25% of contract value.
13. Job bid using prevailing wages.
14. Textura fees not included.

Price good for 30 days from bid date

Buyer shall provide at no cost to North American Fence & Railing Inc. the following:

1. All weather truck & equipment access for material delivery and installation during project.
2. Insurance provisions will be to the fullest extent of North American Fence & Railing Inc.'s current insurance policy.
3. Terms of payment; Net 30 days. (Material on hand payment required on all jobs over \$15,000.00)
4. Liquidated damage charges to North American Fence & Railing Inc. in any case shall not exceed the total value of this contract.
5. Please allow approx. 4-6 weeks for coated systems and 12-14 weeks for custom or special order fencing.
6. Special order materials require payment in full before shipping (Green screen, Omega, Ameristar, wrought iron and door hardware)
7. This proposal is based on normal digging conditions (price subject to change if unforeseen rock and fill material is encountered).

The following prices are based on mutually accepted exclusions and Scope of Work. If a subcontract, letter of intent, purchase order or change order is issued for all or part of this proposal. All terms and conditions are accepted as stated above.

Submitted by, Sean Johnson 510-778-5895

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**Search Returned 1 Records**

Thu Nov 19 15:29:52 PST 2015

**Query Criteria**

Firm ID: 40456

Firm Type: DBE

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<b>Firm ID</b>	40456
<b>Firm/DBA Name</b>	NORTH AMERICAN FENCE & RAILING INC.
<b>Address Line1</b>	515 23RD AVENUE
<b>Address Line2</b>	
<b>City</b>	OAKLAND
<b>State</b>	CA
<b>Zip Code1</b>	94606
<b>Zip Code2</b>	
<b>Mailing Address Line1</b>	
<b>Mailing Address Line2</b>	
<b>Mailing City</b>	
<b>Mailing State</b>	
<b>Mailing Zip Code1</b>	
<b>Mailing Zip Code2</b>	
<b>Certification Type</b>	DBE
<b>EMail</b>	kdcomini@yahoo.com
<b>Contact Name</b>	KIRA COMINI
<b>Area Code</b>	( 510 )
<b>Phone Number</b>	436-0755
<b>Alt Area Code</b>	( )
<b>Alt Phone Number</b>	
<b>Fax Area Code</b>	( 510 )
<b>Fax Phone Number</b>	534-5406
<b>Agency Name</b>	BAY AREA RAPID TRANSIT DISTRICT (BART)
<b>Counties</b>	01; 07; 27; 28; 38; 41; 43; 44; 49;
<b>Districts</b>	04; 05;
<b>DBE NAICS</b>	238990;

**ACDBE NAICS**

<b>Work Codes</b>	C8000 FENCING CONTRACTOR; C8001 TEMPORARY FENCING; C8320 METAL BEAM GUARD RAILING; C8330 METAL RAILING; C8391 METAL BEAM BARRIER;
<b>Licenses</b>	C13 Fencing Contractor;
<b>Trucks</b>	
<b>Gender</b>	F
<b>Ethnicity</b>	CAUCASIAN
<b>Firm Type</b>	DBE

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CA LIC #983536  
 CUCP DBE FIRM #41306  
 CA PWC REG #1000026003



**BID PROPOSAL  
 CONCRETE REINFORCING  
 REV 1**

PROJECT: CALTRANS 04-4G4604 NEAR CORTE DATE: 11/19/2015  
 MADERA  
 TO: MYERS AND SONS CONSTRUCTION, LP LOCATION: COTRE MADERA, CA  
 ATTENTION: MICHAEL LEWIS ESTIMATE NO: E2015-108  
 PHONE: 916-283-9950 EST. CONTACT: CHRIS CARVAJAL  
 FAX: 916-614-9520 EST. PHONE: 408.613.8713

WE ARE SUBMITTING FOR YOUR CONSIDERATION, THE FOLLOWING BID FOR THE FURNISH & INSTALLATION OF THE REINFORCING STEEL ON THE ABOVE REFERENCED PROJECT. WE PROPOSE TO INSTALL REINFORCING STEEL IN ACCORDANCE WITH THE DRAWINGS AND SPECIFICATIONS INSOFAR AS THEY APPLY TO THE SCOPE OF WORK BEING QUOTED. THIS PROPOSAL IS NOT SUBJECT TO UPWARD OR DOWNWARD REVISION BY APPLICATION OF ANY ESCALATOR OR DE-ESCALATOR.

REBAR INTERNATIONAL RESERVES THE RIGHT TO RENEGOTIATE PRICE INCREASES FOR ANY MATERIAL SHIPMENTS AND OR PLACING AFTER 2/28/2017.

BID ITEM	DESCRIPTION		UoM	EST QTY	COST/UNIT	TOTAL
59	STRUCTURAL CONCRETE, BARRIER SLAB	(FINAL)	CY	93	\$ 175.204	\$ 16,294.00
67	BAR REINFORCING STEEL (BRIDGE)	(FINAL)	LB	341,700	\$ 1.092	\$ 373,270.00
68	HEADED REINFORCING	(FINAL)	EACH	7,046	\$ 6.975	\$ 49,146.00
90	CONCRETE BARRIER (TYPE 60D MOD)	(FINAL)	LF	16	\$ 2.500	\$ 40.00
91	CONCRETE BARRIER (TYPE 80 MOD)	(FINAL)	LF	5700	\$ 52.967	\$ 301,912.00
92	CONCRETE BARRIER (TYPE 80SW MOD)	(FINAL)	LF	260	\$ 99.085	\$ 25,762.00
93	CONCRETE BARRIER (TYPE 742 MOD)	(FINAL)	LF	149	\$ 18.678	\$ 2,783.00
94	CALIFORNIA ST-10 BRIDGE RAIL	(FINAL)	LF	122	\$ 15.639	\$ 1,908.00
<b>GRAND TOTAL</b>						<b>\$ 771,115.00</b>

**NOTES:**

PRICES ARE BASED ON A TOTAL OF LUMP SUM/UNIT PRICING AS LISTED ABOVE. WE RESERVE THE RIGHT TO MODIFY/NEGOTIATE AMENDMENTS TO ANY CUSTOMER ISSUED FORMS OF AGREEMENT AS REQUIRED TO PROPERLY DESCRIBE SCOPE OF WORK, PRICING, AND MUTUALLY AGREED TERMS AND CONDITIONS. NO BACK-CHARGES WILL BE ACCEPTED WITHOUT PRIOR WRITTEN AGREEMENT.

**SPECIFIC NOTES & INCLUSIONS:**

1. FURNISH AND INSTALL REINFORCING PER PLANS AND SPECS LISTEN IN THIS PROPOSAL
2. 100 HR FULLY OPERATED SUITABLE EQUIPMENT SOLELY FOR THE USE OF UNLOADING REINFORCING STEEL TO THE POINT OF PLACEMENT. UNLOADING OF (FOB) MATERIAL NOT INCLUDED IN HOISTING HOURS
3. DRILL AND GROUT DOWELS DELIVERED (FOB) JOBSITE AND HANDLED BY OTHERS

**SPECIFIC EXCLUSIONS:**

1. HOISTING (UNLESS OTHERWISE NOTED)
2. TRAFFIC CONTROL
3. RE-LOCATION OF MATERIAL DELIVERED PER CONTRACTORS SCHEDULE
4. DRILLING AND OR GROUTING OF REINFORCING STEEL

**STANDARD CONDITIONS OF BID:**

1. PROPOSAL IS BASED ON A 5 DAY 40 HOUR WORKWEEK PER EMPLOYEE. WORKWEEK IS MONDAY - FRIDAY 6:00AM - 5:00PM.
2. MATERIAL IS TO BE DETAILED, LISTED, FABRICATED, BUNDLED, AND SHIPPED PER THE RECOMMENDATIONS IN THE CRSI, AND SHALL COINCIDE WITH THE CONCRETE POUR JOINTS SUPPLIED BY CONTRACTOR.
3. TERMS: NET CASH 30 DAYS. 1 1/2% LATE FEE PER MONTH AFTER 30 DAYS.
4. PRICE IS FIRM FOR 30 DAYS FROM DATE OF PROPOSAL.
5. PRICES IF SEPARATE ARE NOT FOR SEPARATE ACCEPTANCE.
6. PRICE INCLUDES A 1-HOUR MAXIMUM FOR PRE-EMPLOYMENT SAFETY AND ORIENTATION.

**DRAWINGS & SPECS:**

DATED: APRIL 27, 2015  
 DESCRIPTION: SHEETS 100 THROUGH 140  
 ADDENDUM: 1  
 SPECIFICATION: SECTION 52 STATE STANDARD SPECIFICATIONS 2010  
 ENGINEER: JOHN R. TJOELKER

**STANDARD EXCLUSIONS:**

1. ALL HOISTING (ADEQUATE, FULLY OPERATED HOISTING EQUIPMENT FOR PLACING OF ALL MATERIALS AND EQUIPMENT, INCLUDING PRE-TIED CAGES AND ASSEMBLIES TO BE PROVIDED BY CONTRACTOR).
2. CONTRACTOR WILL WITHHOLD NO MORE RETENTION FROM SUBCONTRACTOR THAN THE AMOUNT OF RETENTION THAT IS BEING WITHHELD FROM CONTRACTOR WITH REGARD TO SUBCONTRACTOR'S WORK, AND SHALL IMMEDIATELY REDUCE RETENTION WITHHELD FROM SUBCONTRACTOR, BY A LIKE PERCENTAGE, WHEN REDUCED TO CONTRACTOR BY THE OWNER. NO FUNDS SHALL BE RETAINED FOR FOB AND/OR TIED AND STOCKPILED MATERIALS. SUBCONTRACTOR AGREES TO INDEMNIFY, DEFEND, AND SAVE HARMLESS CONTRACTOR AND THE OWNER FROM SUBCONTRACTOR'S PROPORTIONATE SHARE OF LIABILITY, AS DETERMINED BY THE FACTS AT THE TIME OF INJURY OR DAMAGE, AGAINST THOSE CLAIMS, DEBTS, DEMANDS, JUDGMENTS, AWARDS, LOSSES, LIABILITIES, INTEREST, ATTORNEY FEES, COSTS AND EXPENSES, RELATED THERETO, PROVIDED THAT SUCH CLAIMS ARE ATTRIBUTABLE TO BODILY INJURY, SICKNESS, DISEASE OR DEATH, OR TO INJURY TO OR DESTRUCTION OF TANGIBLE PROPERTY (OTHER THAN THE WORK ITSELF) TO THE EXTENT CAUSED BY THE NEGLIGENT ACTS OR OMISSIONS OF SUBCONTRACTOR OR ANYONE DIRECTLY OR INDIRECTLY EMPLOYED BY SUBCONTRACTOR. INDEMNIFICATION AND INSURANCE COVERAGE SHALL BE LIMITED TO CONTRACTOR AND OWNER ONLY.
3. SUBCONTRACTOR AGREES TO INDEMNIFY, DEFEND, AND SAVE HARMLESS CONTRACTOR AND THE OWNER FROM SUBCONTRACTOR'S PROPORTIONATE SHARE OF LIABILITY, AS DETERMINED BY THE FACTS AT THE TIME OF INJURY OR DAMAGE, AGAINST THOSE CLAIMS, DEBTS, DEMANDS, JUDGMENTS, AWARDS, LOSSES, LIABILITIES, INTEREST, ATTORNEY FEES, COSTS AND EXPENSES, RELATED THERETO, PROVIDED THAT SUCH CLAIMS ARE ATTRIBUTABLE TO BODILY INJURY, SICKNESS, DISEASE OR DEATH, OR TO INJURY TO OR DESTRUCTION OF TANGIBLE PROPERTY (OTHER THAN THE WORK ITSELF) TO THE EXTENT CAUSED BY THE NEGLIGENT ACTS OR OMISSIONS OF SUBCONTRACTOR OR ANYONE DIRECTLY OR INDIRECTLY EMPLOYED BY SUBCONTRACTOR. INDEMNIFICATION AND INSURANCE COVERAGE SHALL BE LIMITED TO CONTRACTOR AND OWNER ONLY.
4. INDEMNIFICATION, INSURANCE COVERAGE AND ANY WAIVERS OF SUBROGATION PROVIDED BY SUBCONTRACTOR SHALL NOT EXTEND TO ARCHITECTS, ENGINEERS, OR OTHER DESIGN PROFESSIONALS.
5. LINES & GRADE, AND RIGID TEMPLATES
6. ALL WELDING (UNLESS NOTED OTHERWISE)
7. ACCESS, EGRESS, SCAFFOLDING AND STAGING
8. DRILLING AND/OR GROUTING OF REBAR
9. PAYMENT/PERFORMANCE BONDS
10. ELECTRICAL DUCT BANKS
11. UTILITIES FOR DRYSHACK
12. SANITARY FACILITIES
13. PROTECTION OF PROTRUDING REINFORCING STEEL
14. REMOVAL OF TIE WIRE CLIPPINGS FROM WORK AREA
15. WIRE MESH (UNLESS NOTED OTHERWISE)
16. BLOCKING AND PULLING OF WIRE MESH
17. ALL REBAR SAFETY CAPS
18. AS-BUILT DRAWINGS
19. ALL REBAR ATTACHED TO STRUCTURAL STEEL
20. PAVING AND JOINT DOWELS (SMOOTH ROUND)
21. ENGINEER STAMPED REBAR SHOP DRAWINGS
22. MATERIAL IS TO BE TRANSPORTED ADJACENT TO POUR BY OTHERS
23. ALL TESTING AND INSPECTIONS
24. CLEANING, REWORKING, OR CUTTING OF EXISTING REINFORCEMENT

REBAR INTERNATIONAL INC  
 2021 LAS POSITAS CT, SUITE 129  
 LIVERMORE, CA 94551-7308

CALTRANS 04-4G4604 NEAR CORTE  
 MADERA  
 11/19/2015  
 PAGE 2 OF 3

ESTIMATOR: CHRIS CARVAJAL  
 CELL: 408.613.8713

- 25. MASONRY REINFORCEMENT OF ANY KIND (UNLESS OTHERWISE NOTED)
- 26. TRAFFIC CONTROL, OVER-LENGTH OR SPECIAL PERMITS RELATED TO TRAVEL AND ACCESS
- 27. GROUND WIRE AND ANY CATHODIC PROTECTION
- 28. MECHANICAL COUPLERS (UNLESS NOTED OTHERWISE)
- 29. CONCRETE POUR WATCHMAN
- 30. 3D OR BIM DETAILING

SUBMITTED BY:

  
\_\_\_\_\_  
JODIE YOUNT

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**Search Returned 1 Records**

Thu Nov 19 15:30:13 PST 2015

**Query Criteria**

Firm ID: 41306

Firm Type: DBE

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<b>Firm ID</b>	41306
<b>Firm/DBA Name</b>	REBAR INTERNATIONAL INC
<b>Address Line1</b>	2604 MERIDIAN AVE. E.
<b>Address Line2</b>	
<b>City</b>	EDEGEWOOD
<b>State</b>	WA
<b>Zip Code1</b>	98371
<b>Zip Code2</b>	
<b>Mailing Address Line1</b>	
<b>Mailing Address Line2</b>	
<b>Mailing City</b>	
<b>Mailing State</b>	
<b>Mailing Zip Code1</b>	
<b>Mailing Zip Code2</b>	
<b>Certification Type</b>	DBE
<b>EMail</b>	jodie@rebarinternational.com
<b>Contact Name</b>	JODIE BEHRENDT
<b>Area Code</b>	( 253 )
<b>Phone Number</b>	840-1117
<b>Alt Area Code</b>	( )
<b>Alt Phone Number</b>	
<b>Fax Area Code</b>	( 253 )
<b>Fax Phone Number</b>	840-1118
<b>Agency Name</b>	DEPARTMENT OF TRANSPORTATION
<b>Counties</b>	43;
<b>Districts</b>	04;
<b>DBE NAICS</b>	237110; 237310; 237990; 423510;

**ACDBE NAICS**

<b>Work Codes</b>	C0653 STEEL SOLDIER PILES; C1575 REMOVE BRIDGE ITEM; C1580 MODIFY BRIDGE ITEM;
<b>Licenses</b>	C50 Reinforcing Steel Contractor;
<b>Trucks</b>	
<b>Gender</b>	F
<b>Ethnicity</b>	CAUCASIAN
<b>Firm Type</b>	DBE

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