

CALTRANS  
STATE OF CALIFORNIA  
DEPARTMENT OF TRANSPORTATION  
BID FOR

5

D-4

CONSTRUCTION ON STATE HIGHWAY IN  
SAN LUIS OBISPO AND MONTEREY COUNTIES AT AND NEAR SAN MIGUEL FROM 0.3 MILE  
SOUTH OF SOUTH SAN MIGUEL UNDERCROSSING TO 0.2 MILE SOUTH OF EAST GARRISON  
OVERCROSSING

In District 05 on Route 101

UNDER

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Notice to Bidders and Special Provisions dated November 23, 2015

Project plans approved September 28, 2015

Standard Specifications dated 2010

Standard Plans dated 2010

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Identified by

Contract No. 05-1G5104

05-SLO, Mon-101-64.8/R69.3, R0.0/R2.0

Project ID 0515000040

Bids open Wednesday, January 6, 2016

Dated November 23, 2015

AADD

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION  
Contract No.: 05-1G5104 Project ID: 0515000040  
Bidder Name: FBD Vanguard Construction  
BID TO THE DEPARTMENT OF TRANSPORTATION  
DES-OE-0102.1

Bidder ID: VC0000017387

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Name of Bidder FBD Vanguard Construction  
Bidder ID VC0000017387  
Business Street Address 651 Enterprise Court  
(Include even if P.O. Box is used)  
Business P.O. Box  
City, State, Zip Livermore, California, 94550  
Telephone No. 925-245-1300  
Fax No. 925-245-1007  
Contractor License No.833032  
California Department of Industrial Relations Registration number\*\* 1000008493  
Checksum DFB14A9E

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:1  
12-11-15 Revise Notice to Bidders and Special Provisions,
3. Bidder submits this bid with one of the following forms of bidder's security equal to at least 10 percent of the bid: Electronic Bidder's Bond
4. Bidder's signature is an affirmation of the included certifications. Bidder is cautioned that making a false certification may result in one or more of the following:
  - 4.1 Criminal prosecution
  - 4.2 Rejection of the bid
  - 4.3 Rescission of the award
  - 4.4 Termination of the Contract

PRINTED NAME: Dominic Sposeto AND  
TITLE OF PERSON SIGNING: CEO

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BY (Authorized signature)

DATE SIGNED( Do not type)

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## STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 05-1G5104 Project ID: 0515000040

Bidder Name: FBD Vanguard Construction

Bidder ID: VC0000017387

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
1	120090	CONSTRUCTION AREA SIGNS	LUMP SUM LS	LUMP SUM	3,850.00
2	120100	TRAFFIC CONTROL SYSTEM	LUMP SUM LS	LUMP SUM	64,300.00
3	128652	PORTABLE CHANGEABLE MESSAGE SIGN (LS)	LUMP SUM LS	LUMP SUM	2,810.00
4	130100	JOB SITE MANAGEMENT	LUMP SUM LS	LUMP SUM	10,000.00
5	130200	PREPARE WATER POLLUTION CONTROL PROGRAM	LUMP SUM LS	LUMP SUM	715.00
6	130900	TEMPORARY CONCRETE WASHOUT	LUMP SUM LS	LUMP SUM	1,200.00
7	141000	TEMPORARY FENCE (TYPE ESA)	400.0 LF	4.20	1,680.00
8	280200	REPLACE BASE	140.0 CY	290.00	40,600.00
9	411105	INDIVIDUAL SLAB REPLACEMENT (RSC)	1,340.0 CY	571.00	765,140.00
10	414200	JOINT SEAL (ASPHALT RUBBER)	270.0 LF	7.70	2,079.00
11	414240	ISOLATION JOINT SEAL (ASPHALT RUBBER)	420.0 LF	7.70	3,234.00
12	840560	THERMOPLASTIC TRAFFIC STRIPE (SPRAYABLE)	6,390.0 LF	0.90	5,751.00

## STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

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Bidder Name: FBD Vanguard Construction

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Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
13	850101	PAVEMENT MARKER (NON-REFLECTIVE)	140.0 EA	4.40	616.00
14	850111	PAVEMENT MARKER (RETROREFLECTIVE)	35.0 EA	6.00	210.00
		Total Bid			\$902,185.00

Bidding Firm: FBD Vanguard Construction

List this sub? Yes

- 1) Business Name ASSOCIATED TRAFFIC SAFETY  
Location City ATASCADERO State CA  
California Contractor License Number 962161  
Public Works Contractor Registration Number 1000013321  
Portion of Work Subcontracted:

Item %	Description
1 100	WORK AS DESCRIBED BY BID ITEM(S) LISTED

List this sub? Yes

- 2) Business Name CAL-VET SERVICES, INC.  
Location City SAN JOSE State CA  
California Contractor License Number 894938  
Public Works Contractor Registration Number 1000010671  
Portion of Work Subcontracted:

Item %	Description
2 93	TRAFFIC CONTROL SYSTEM (PARTIAL)

List this sub? Yes

- 3) Business Name SUPER SEAL & STRIPE  
Location City FILLMORE State CA  
California Contractor License Number 396627  
Public Works Contractor Registration Number 1000000752  
Portion of Work Subcontracted:

Item %	Description
2 7	TRAFFIC CONTROL SYSTEM (PARTIAL) THEIR WORK ONLY
12 100	WORK AS DESCRIBED BY BID ITEM(S) LISTED
13 100	WORK AS DESCRIBED BY BID ITEM(S) LISTED
14 100	WORK AS DESCRIBED BY BID ITEM(S) LISTED

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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.:

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.: 05-1G5104 Project ID: 0515000040

Bidder Name: FBD Vanguard Construction

Bidder ID: VC0000017387

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 Alameda

Name: Dominic Sposeto,

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

CEO of

FBD Vanguard Construction

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.

BIDDER RESPONSIBILITY QUESTIONNAIRE

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

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

No

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

No

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

No

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

4.1. Date of each nonresponsibility determination

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

4.3. Contract number for each nonresponsibility determination

END CERTIFICATIONS

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

We \_\_\_\_\_

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

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

THE CONDITION OF THIS OBLIGATION IS SUCH, THAT:

WHEREAS, the Principal is submitting a bid to the Obligee, for CONSTRUCTION ON STATE HIGHWAY IN SAN LUIS OBISPO AND MONTEREY COUNTIES AT AND NEAR SAN MIGUEL FROM 0.3 MILE SOUTH OF SOUTH SAN MIGUEL UNDERCROSSING TO 0.2 MILE SOUTH OF EAST GARRISON OVERCROSSING  
In District 05 on Route 101  
for which bids are to be opened at 1727 30th Street, Sacramento CA 95816 on 01-06-16.

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)

**Bond Details for: Bid Bond**

**Status:** In Effect  
**Bond Form:** CA DOT eBond Bid Bond Only UP 3-15 (Bid Bond)  
**Current Effective Date:** 12/22/2015  
**Expiration Date:** 3/21/2016  
**Subsidiary:** FBD Vanguard Construction, Inc.  
**Description:** Construction on State Highway in San Luis Obispo and Monterey Counties at and near San Miguel from 0.3 Mile South of South San Miguel undercrossing to 0.2 Mile South of East Garrison overcrossing  
**Contract Date:**  
**Type of Bond:** Contract  
**SAA Code:** Bid Bond(000)  
**Initial Effective Date:** 12/22/2015

**Principal**

**Name:** FBD Vanguard Construction, Inc.  
**Address:** 651 Enterprise Court  
 Livermore, CA 94550  
**State of Incorporation:** CA

**Obligee**

**Name:** California Department of Transportation  
**Address:**  
 CA  
**State of Obligation:** CA  
**Obligee Type:** all other

**Agency Information**

**Agency:** Andreini & Company  
**Site:** Andreini & Company (San Mateo, CA)  
**Attorney-in-fact:** Kathleen Earle  
**State of Execution:** CA

**Bond Form Custom Fields**

**Bid Location:** Sacramento  
**Contract ID No. Required for Electronic Bidding:** 05-1G5104  
**Contractors ID No. Required for Electronic Bidding:** VC0000017387

**Other Information**

**Project, invitation or Bid Number:** 05-1G5104  
**Bid Date:** 1/6/2016  
**Original Bid Date:** 1/6/2016  
**Bid Bond Amount:** 10%  
**SurePath ID (Long):** {C371763B-4C48-4BA8-90F5-3CEBA79C6900}  
**Bond Validation Number(BVN):** MACM-947G-P7BK-8VHY [E-Mail BVN](#)

**Issuing Carriers**

Travelers Casualty and Surety Company of America

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

**Comments**