

13

STATE OF CALIFORNIA • DEPARTMENT OF TRANSPORTATION  
**BID TO THE DEPARTMENT OF TRANSPORTATION**  
DES-OE-0102.1 (REV. 3/2011)

CONTRACT NO. 05-330754

NAME OF BIDDER Souza Engineering Contracting Inc dba Souza Construction Inc

BUSINESS P.O. BOX 3810

CITY, STATE, ZIP San Luis Obispo Ca 93403

BUSINESS STREET ADDRESS 4021 Santa Fe Rd.

CITY, STATE, ZIP San Luis Obispo, Ca 93401  
(Include even if P.O. Box used)

TELEPHONE NO: AREA CODE (805) 546-8288

FAX NO: AREA CODE (805) 546-8287

CONTRACTOR LICENSE NO. 479476 Class A exp. 2/28/15

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 1 dated 1/25/13,

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

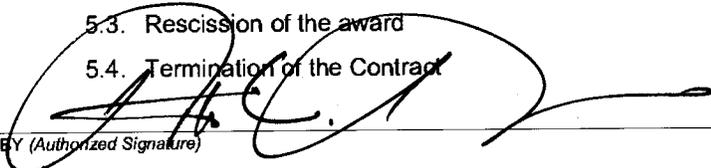
5. Bidder's signature is an affirmation of the included certifications. Bidder is cautioned that making a false certification may result in one or more of the following:

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)

DATE SIGNED (Do not type)

2/5/13

PRINTED NAME AND TITLE OF PERSON SIGNING

Steve A. Souza, President

**BID ITEM LIST**

Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
1	044127	BAT HABITAT	EA	6	2,700. <sup>00</sup>	16,200. <sup>00</sup>
2	070030	LEAD COMPLIANCE PLAN	LS	LUMP SUM	LUMP SUM	2,200. <sup>00</sup>
3	080050	PROGRESS SCHEDULE (CRITICAL PATH METHOD)	LS	LUMP SUM	LUMP SUM	4,000. <sup>00</sup>
4	120090	CONSTRUCTION AREA SIGNS	LS	LUMP SUM	LUMP SUM	11,000. <sup>00</sup>
5	120100	TRAFFIC CONTROL SYSTEM	LS	LUMP SUM	LUMP SUM	7,000. <sup>00</sup>
6	120120	TYPE III BARRICADE	EA	10	150. <sup>00</sup>	1,500. <sup>00</sup>
7	128652	PORTABLE CHANGEABLE MESSAGE SIGN (LS)	LS	LUMP SUM	LUMP SUM	3,000. <sup>00</sup>
8	130100	JOB SITE MANAGEMENT	LS	LUMP SUM	LUMP SUM	4,000. <sup>00</sup>
9	130300	PREPARE STORM WATER POLLUTION PREVENTION PLAN	LS	LUMP SUM	LUMP SUM	8,000. <sup>00</sup>
10	130330	STORM WATER ANNUAL REPORT	EA	2	\$2,000.00	\$4,000.00
11	130505	MOVE-IN/MOVE-OUT (TEMPORARY EROSION CONTROL)	EA	5	500. <sup>00</sup>	2,500. <sup>00</sup>
12	130530	TEMPORARY HYDRAULIC MULCH (BONDED FIBER MATRIX)	SQYD	22,900	0.76	17,404. <sup>00</sup> <del>17,633.</del>
13	130610	TEMPORARY CHECK DAM	LF	220	4.94	1,086. <sup>80</sup>
14	130620	TEMPORARY DRAINAGE INLET PROTECTION	EA	5	170. <sup>00</sup>	850. <sup>00</sup>
15	130640	TEMPORARY FIBER ROLL	LF	4,700	2.78	13,066. <sup>00</sup>
16	130680	TEMPORARY SILT FENCE	LF	2,000	3.93	7,860. <sup>00</sup>
17	130710	TEMPORARY CONSTRUCTION ENTRANCE	EA	2	2,400. <sup>00</sup>	4,800. <sup>00</sup>
18	130730	STREET SWEEPING	LS	LUMP SUM	LUMP SUM	6,000. <sup>00</sup>
19	130900	TEMPORARY CONCRETE WASHOUT	LS	LUMP SUM	LUMP SUM	4,400. <sup>00</sup>
20	141000	TEMPORARY FENCE (TYPE ESA)	LF	1,540	3.41	5,251. <sup>40</sup>

(SAS)

Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
21	141120	TREATED WOOD WASTE	LB	4,010	0.12	481.20
22	146002	CONTRACTOR SUPPLIED BIOLOGIST (LS)	LS	LUMP SUM	LUMP SUM	43,000.00
23	146003	NATURAL RESOURCE PROTECTION PLAN	LS	LUMP SUM	LUMP SUM	4,500.00
24	150605	REMOVE FENCE	LF	370	2.00	740.00
25	150662	REMOVE METAL BEAM GUARD RAILING	LF	360	4.00	1,440.00
26	153103	COLD PLANE ASPHALT CONCRETE PAVEMENT	SQYD	1,150	5.00	5,750.00
27	157550	BRIDGE REMOVAL	LS	LUMP SUM	LUMP SUM	108,000.00
28	160102	CLEARING AND GRUBBING (LS)	LS	LUMP SUM	LUMP SUM	12,700.00
29	190101	ROADWAY EXCAVATION	CY	24,200	6.70	162,140.00
30 (F)	192003	STRUCTURE EXCAVATION (BRIDGE)	CY	466	30.00	13,980.00
31 (F)	193003	STRUCTURE BACKFILL (BRIDGE)	CY	145	104.00	15,080.00
32	208738	8" CORRUGATED HIGH DENSITY POLYETHYLENE PIPE CONDUIT	LF	62	23.00	1,426.00
33	210010	MOVE-IN/MOVE-OUT (EROSION CONTROL)	EA	2	540.00	1,080.00
34	210270	ROLLED EROSION CONTROL PRODUCT (NETTING)	SQFT	37,500	0.46	17,250.00
35	210300	HYDROMULCH	SQFT	88,100	0.06	5,286.00
36	210350	FIBER ROLLS	LF	2,450	3.90	9,555.00
37	210420	STRAW	SQFT	18,600	0.07	1,302.00
38	025052	HYDROSEED-SEED MIX 1	SQFT	57,700	0.08	4,616.00
39	025053	HYDROSEED-SEED MIX 2	SQFT	30,400	0.08	2,432.00
40	210600	COMPOST	SQFT	57,700	0.36	20,772.00

Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
41	210630	INCORPORATE MATERIALS	SQFT	1,650	0.90	1,485. <sup>00</sup>
42	260203	CLASS 2 AGGREGATE BASE (CY)	CY	730	<del>50.00</del> 51.00	<del>36,500.00</del> 37,170.00
43	390132	HOT MIX ASPHALT (TYPE A)	TON	430	121.00	52,030. <sup>00</sup>
44	394074	PLACE HOT MIX ASPHALT DIKE (TYPE C)	LF	210	8.00	1,680. <sup>00</sup>
45	394076	PLACE HOT MIX ASPHALT DIKE (TYPE E)	LF	110	8.00	880. <sup>00</sup>
46	394077	PLACE HOT MIX ASPHALT DIKE (TYPE F)	LF	160	8.00	1,280. <sup>00</sup>
47	394090	PLACE HOT MIX ASPHALT (MISCELLANEOUS AREA)	SQYD	39	27.00	1,053. <sup>00</sup>
48	397005	TACK COAT	TON	0.4	2,380.00	952. <sup>00</sup>
49	490601	16" CAST-IN-DRILLED-HOLE CONCRETE PILING	LF	92	217.58	20,017. <sup>36</sup>
50	490618	96" CAST-IN-DRILLED-HOLE CONCRETE PILING	LF	174	2,876. <sup>39</sup>	500,491. <sup>86</sup>
51	490746	FURNISH PILING (CLASS 140) (ALTERNATIVE W)	LF	1,871	44.34	82,960. <sup>14</sup>
52	490747	DRIVE PILE (CLASS 140) (ALTERNATIVE W)	EA	38	2,957. <sup>00</sup>	112,366. <sup>00</sup>
53	500001	PRESTRESSING CAST-IN-PLACE CONCRETE	LS	LUMP SUM	LUMP SUM	108,299. <sup>04</sup>
54 (F)	510051	STRUCTURAL CONCRETE, BRIDGE FOOTING	CY	65	447. <sup>00</sup>	29,055. <sup>00</sup>
55 (F)	510053	STRUCTURAL CONCRETE, BRIDGE	CY	1,170	<del>723.00</del> 725.00	<del>845,910.00</del> 847,150.00
56 (F)	510086	STRUCTURAL CONCRETE, APPROACH SLAB (TYPE N)	CY	91	912. <sup>00</sup>	82,992. <sup>00</sup>
57 (F)	510502	MINOR CONCRETE (MINOR STRUCTURE)	CY	9.4	2,550. <sup>00</sup>	23,970. <sup>00</sup>
58 (F)	044128	RANDOM FIELDSTONE TEXTURE	SQFT	584	30. <sup>00</sup>	17,520. <sup>00</sup>
59	519100	JOINT SEAL (MR 2")	LF	85	162. <sup>00</sup>	13,770. <sup>00</sup>
60 (F)	520102	BAR REINFORCING STEEL (BRIDGE)	LB	352,939	1.12	395,291. <sup>68</sup>

Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
61	597600	PREPARE AND PAINT CONCRETE	SQFT	584 (SAS)	16.20 <del>16.50</del>	9,460.80 <del>9,636.00</del>
62	620100	18" ALTERNATIVE PIPE CULVERT	LF	34	71.00	2,414.00
63	620140	24" ALTERNATIVE PIPE CULVERT	LF	150	49.00	7,350.00
64	025054	3" PLASTIC PIPE	LF	290	12.00	3,480.00
65	690125	24" CORRUGATED STEEL PIPE DOWNDRAIN (.138" THICK)	LF	36	54.00	1,944.00
66	700617	DRAINAGE INLET MARKER	EA	4	28.00	112.00
67	044129	10" WELDED STEEL PIPE CASING (BRIDGE)	LF	76	49.00	3,724.00
68	044130	12" WELDED STEEL PIPE CASING (BRIDGE)	LF	150	57.00	8,550.00
69	703515	8" WELDED STEEL PIPE (.134" THICK)	LF	55	28.00	1,540.00
70	705315	24" ALTERNATIVE FLARED END SECTION	EA	3	611.00	1,833.00
71 (F)	721015	ROCK SLOPE PROTECTION (LIGHT, METHOD B) (CY)	CY	2,260 (SAS)	84.00 <del>88.00</del>	189,840.00 <del>200,000.00</del>
72	025124	ROCK SLOPE PROTECTION (1/2T, METHOD B) (CY)	CY	3,887	62.00	240,994.00
73 (F)	721028	ROCK SLOPE PROTECTION (NO. 2, METHOD B) (CY)	CY	36	153.00	5,508.00
74	729011	ROCK SLOPE PROTECTION FABRIC (CLASS 8)	SQYD	4,880	3.00	14,640.00
75	730045	MINOR CONCRETE (GUTTER) (CY)	CY	2.3	2,155.00	4,956.50
76 (F)	750001	MISCELLANEOUS IRON AND STEEL	LB	1,357	2.00	2,714.00
77 (F)	750501	MISCELLANEOUS METAL (BRIDGE)	LB	2,299	2.00	4,598.00
78	750505	BRIDGE DECK DRAINAGE SYSTEM	LB	7,986	5.00	39,930.00
79	800007	FENCE (TYPE BW, 5 STRAND, METAL POST)	LF	690	5.50	3,795.00
80	801150	8' WIRE MESH GATE	EA	2	650.00	1,300.00

A3

Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
81	832002	METAL BEAM GUARD RAILING (STEEL POST)	LF	180	26. <sup>00</sup>	4,680. <sup>00</sup>
82 (F)	833088	TUBULAR HANDRAILING	LF	366	55. <sup>00</sup>	20,130. <sup>00</sup>
83 (F)	044131	TUBULAR BICYCLE RAILING	LF	366	88. <sup>00</sup>	32,208. <sup>00</sup>
84	839541	TRANSITION RAILING (TYPE WB)	EA	4	3,725. <sup>00</sup>	14,900. <sup>00</sup>
85	839585	ALTERNATIVE FLARED TERMINAL SYSTEM	EA	4	3,110. <sup>00</sup>	12,440. <sup>00</sup>
86 (F)	044132	CONCRETE BARRIER (TYPE 80 MOD)	LF	366	169. <sup>00</sup>	61,854. <sup>00</sup>
87 (F)	839715	CONCRETE BARRIER (TYPE 80SW)	LF	366	246. <sup>50</sup>	90,219. <sup>00</sup>
88	840560	THERMOPLASTIC TRAFFIC STRIPE (SPRAYABLE)	LF	2,220	2. <sup>30</sup>	5,106. <sup>00</sup>
89	850111	PAVEMENT MARKER (RETROREFLECTIVE)	EA	34	13. <sup>00</sup>	442. <sup>00</sup>
90	999990	MOBILIZATION	LS	LUMP SUM	LUMP SUM	191,000. <sup>00</sup>

**TOTAL BID:**

\$ 3,865,792.<sup>17</sup>

3,865,813.78

**SUBCONTRACTOR LIST**

DES-OE-0102.2 (REV 3/2011)

Souza Engineering Contracting Inc  
 Bidder Name: dba Souza Construction 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) 227-6282 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
Diwidag Systems Long Beach, CA			Pre-stressing CIP concrete
<del>ES</del> Harris Salinas <del>Re-Bar</del> <del>Livermore, CA</del>			<del>Re-bar</del>
Central Coast Fence Grover Beach, CA			Fence and guardrail
<del>ES</del> KCI Environmental <del>Marina Landscape</del> <del>Anaheim, CA</del> San Luis Obispo			Erosion control
West Coast Welding Pleasant Hill, CA			Drive piling
Case Pacific Paso Robles, CA			CI DH piling
CMC Commercial Metals Tracy, CA			Re-bar

**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.

DH



**SOUZA CONSTRUCTION, INC.**

P.O. Box 3810  
San Luis Obispo, CA 93403-3810  
Phone (805) 546-8288 • Fax (805) 546-8287  
License No. 479476

**FAX TRANSMITTAL**

Date: Tuesday, February 5, 2012 Job No.: 05-330754

To: State of California Phone: (916) 654-4490  
 Department of Transportation Fax: (916) 227-6282  
 MS 43, Office Engineer  
 1727 30<sup>th</sup> Street  
 Sacramento, CA 95816

From: Venita Johnson Phone: (805) 546-8288  
 Contract Administrator Fax: (805) 546-8287  
 Email: [yjohnson@souzaconstructioninc.com](mailto:yjohnson@souzaconstructioninc.com)

Subject: Caltrans for Construction on State Highway in San Luis Obispo County Near Paso Robles  
 at Estrella River Bridge #05-330754 05-SLO-46-40.0  
 • Subcontractor List

Total number of pages (including this cover sheet): 3  
 Original will follow via. U.S.P.S. X  
 Original will NOT follow via. U.S.P.S. \_\_\_\_\_

WE ARE TRANSMITTING:	THE FOLLOWING:	FOR:
<input type="checkbox"/> Client Pick Up	<input type="checkbox"/> Documents	<input type="checkbox"/> Bond Preparation
<input type="checkbox"/> By Hand Delivery	<input type="checkbox"/> Good Faith Effort	<input type="checkbox"/> Signature
<input type="checkbox"/> By Mail	<input type="checkbox"/> Contract Change Order	<input type="checkbox"/> Review & Approval
<input checked="" type="checkbox"/> Fax	<input type="checkbox"/> Certificate of Compliance	<input type="checkbox"/> Your Records
<input type="checkbox"/> Under Separate Cover	<input type="checkbox"/> Prelim Notice Information	<input type="checkbox"/> As Requested
<input type="checkbox"/> By Courier Service	<input type="checkbox"/> Specifications	<input type="checkbox"/> Review & Return (with comments)

**MESSAGE:**

**To Whom It May Concern,**

In reference to Contract No. 05-330754 Caltrans for Construction on State Highway in San Luis Obispo County Near Paso Robles at Estrella River Bridge, enclosed please find our:

- Subcontractor List

**Please contact us if there are any questions.**

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

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 Bidder Name: dba Souza Construction Inc.

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Column 1: Business Name and Location	Column 2: Bid Item Nos.	Column 3: Percentage of Bid Item Subcontracted	Column 4: Description of Subcontracted Work
DYWIDAG SYSTEMS INTERNATIONAL. LONG BEACH, CA	53	89.5%	PRESTRESSING CAS IN PLACE CONCRETE.
CENTRAL COAST FENCE. GROVER BEACH, CA	79, 80 81, 84 85	100%	FENCE, GATE, METAL BEAM BOARDING, TRANSITION RASH AND ALTERNATE FLAMES TERMINAL SYSTEM
WEST COAST WELDING PLEASANT HILL, CA	52	91%	DRIVE PILE.
CASE PACIFIC COMPANY. PASO ROBLES, CA	49 50	75% 85.5%	CIRH CONCRETE PILING
KCI Environmental. SAN LUIS OBISPO, CA	11 12 33 34 35 36 37 38 39 40 41	100% 100% 100% 65% 100% 70% 100% 100% 100% 100% 100%	EROSION CONTROL, MOWBUT hose out, HYDROSEAL, COMBAT MATTO, FROST POLLS, SNOW, TEND HYDRO MULCH.

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<i>LMC Commercial</i>	<i>49</i>	<i>12%</i>	<i>REBAR.</i>
<i>METALS</i>	<i>56</i>	<i>35%</i>	
<i>TRACY, CA</i>	<i>60</i>	<i>100%</i>	
	<i>86</i>	<i>44%</i>	
	<i>87</i>	<i>47%</i>	

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Date: Tuesday, February 5, 2012 Job No.: 05-330754  
 To: Caltrans Phone:  
 1900 Royal Oaks Drive Fax: 916-227-6282  
 Sacramento, CA 958145  
 From: Venita Johnson Phone: (805) 546-8288  
 Contract Administrator Fax: (805) 546-8287  
 Email: [vjohnson@souzaconstructioninc.com](mailto:vjohnson@souzaconstructioninc.com)  
 Subject: Caltrans for Construction on State Highway in San Luis Obispo County Near Paso Robles at Estrella River Bridge #05-330754 05-SLO-46-40.0

Total number of pages (including this cover sheet): 3  
 Original will follow via U.S.P.S. \_\_\_\_\_  
 Original will NOT follow via U.S.P.S. \_\_\_\_\_

WE ARE TRANSMITTING:		THE FOLLOWING:		FOR:	
<input type="checkbox"/>	Client Pick Up	<input type="checkbox"/>	Documents	<input type="checkbox"/>	Bond Preparation
<input type="checkbox"/>	By Hand Delivery	<input type="checkbox"/>	Good Faith Effort	<input type="checkbox"/>	Signature
<input type="checkbox"/>	By Mail	<input type="checkbox"/>	Contract Change Order	<input type="checkbox"/>	Review & Approval
<input checked="" type="checkbox"/>	Fax	<input type="checkbox"/>	Certificate of Compliance	<input type="checkbox"/>	Your Records
<input type="checkbox"/>	Under Separate Cover	<input type="checkbox"/>	Prelim Notice Information	<input type="checkbox"/>	As Requested
<input type="checkbox"/>	By Courier Service	<input type="checkbox"/>	Specifications	<input type="checkbox"/>	Review & Return (with comments)

**MESSAGE:**

Please find attached our Subcontractor List.

STATE OF CALIFORNIA • DEPARTMENT OF TRANSPORTATION  
**SUBCONTRACTOR LIST**  
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OYUIDAG SYSTEMS INTERNATIONAL LONG BEACH, CA	53	89.5%	PRESTRESSING CAS IN PLACE CONCRETE.
CENTRAL COAST FENCE GROVER BEACH, CA	79, 80 81, 84 85	100%	Fence, Gate, Metal Beam Guardrail, Transition Rosh and ALTERNATE FLARES TOWERED SYSTEM
WEST COAST WELDING PLEASANT HILL, CA	52	91%	DRIVE PILE.
CASE PACIFIC COMPANY PASO ROBLES, CA	49 50	75% 85.5%	CIDH CONCRETE PILING
KCI Environmental SANTA LUIS OBISPO, CA	11 12 33 34 35 36 37 38 39 40 41	100% 100% 100% 65% 100% 70% 100% 100% 100% 100% 100%	EROSION CONTROL, MUD PITS WALLS OUT, HYDROSEED, COMBAT MATTING, FRODO ROCKS, STABIL, TERRACE HYDRO MULCH.

ADA Notice For individuals with sensory disabilities, this document is available in alternate formats. For information call (916) 654-6410 or TDD (916) 654-3860 or write Records and Forms Management, 1120 N Street, MS-89, Sacramento, CA 95814.

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

*Souza Engineering Contracting Inc.*  
 Bidder Name: *dba Souza Construction 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) 227-6282 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
<i>LMC Commercial METALS TRALY, CA</i>	<i>49</i>	<i>12%</i>	<i>REBAR.</i>
	<i>56</i>	<i>35%</i>	
	<i>60</i>	<i>100%</i>	
	<i>86</i>	<i>44%</i>	
	<i>87</i>	<i>47%</i>	

ADA Notice For Individuals with sensory disabilities, this document is available in alternate formats. For information call (916) 854-8410 or TDD (916) 854-3860 or write Records and Forms Management, 1120 N Street, MS-89, Sacramento, CA 95814.

We Souza Engineering Contracting, Inc. dba Souza Construction, Inc.

as Principal, and

The Guarantee Company of North America USA

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 County  
(Copy here the exact description of work, including location, as it appears on the proposal)  
near Paso Robles at Estrella River Bridge

for which bids are to be opened at 1727 30th Street, Bidders' Exchange, MS 26, Sacramento, CA 95816  
(Insert place where bids will be opened)  
on February 5, 2013  
(Insert date of bid opening)

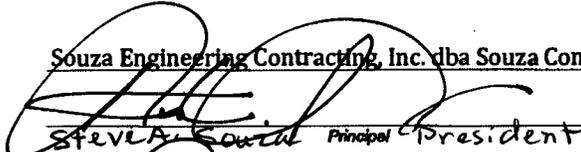
NOW, THEREFORE, if the Principal is awarded the contract and, within the time and manner required under the specifications, after the prescribed forms are presented to him for signature, enters into a written contract, in the prescribed form, in accordance with the bid, and files two bonds with the Obligee, 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: January 20, 2013

Correspondence or claims relating to this bond should be sent to the surety at the following address:  
1800 Sutter Street, Suite 880  
Concord CA 94520

Souza Engineering Contracting, Inc. dba Souza Construction, Inc.

  
STEVE A. SOUZA Principal President  
The Guarantee Company of North America USA  
Surety

By   
Attorney-in-Fact Charles M. Griswold

**CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT**

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.

(SEAL)

Signature See attached notary acknowledgment  
Signature of Notary Public

**CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT**

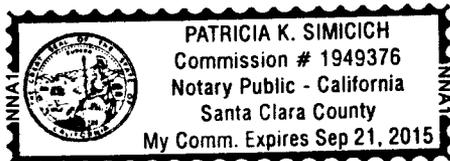
CIVIL CODE § 1180

State of California }  
County of Santa Clara }

On January 30, 2013 before me, Patricia K. Simicich, Notary Public  
Date Here Insert Name and Title of the Officer

personally appeared Charles M. Griswold  
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: [Handwritten Signature]  
Signature of Notary Public

Place Notary Seal Above

**OPTIONAL**

*Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.*

**Description of Attached Document**

Title or Type of Document: \_\_\_\_\_

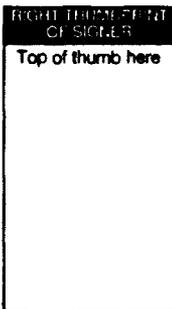
Document Date: \_\_\_\_\_ Number of Pages: \_\_\_\_\_

Signer(s) Other Than Named Above: \_\_\_\_\_

**Capacity(ies) Claimed by Signer(s)**

Signer's Name: \_\_\_\_\_

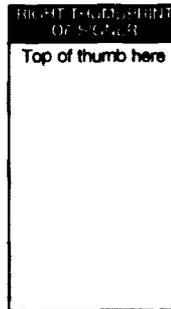
- Corporate Officer -- Title(s): \_\_\_\_\_
- Individual
- Partner --  Limited  General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: \_\_\_\_\_



Signer Is Representing: \_\_\_\_\_

Signer's Name: \_\_\_\_\_

- Corporate Officer -- Title(s): \_\_\_\_\_
- Individual
- Partner --  Limited  General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: \_\_\_\_\_



Signer Is Representing: \_\_\_\_\_



**THE GUARANTEE COMPANY OF NORTH AMERICA USA**  
 Southfield, Michigan  
**POWER OF ATTORNEY**

**KNOW ALL BY THESE PRESENTS:** That **THE GUARANTEE COMPANY OF NORTH AMERICA USA**, a corporation organized and existing under the laws of the State of Michigan, having its principal office in Southfield, Michigan, does hereby constitute and appoint

*Vincent M. Scolari, Patricia K. Simicich, Felicia R. Gardner, Wendy R. Pastora, David J. Bachan, F. R. Hudson, III,  
 Deborah L. Tablak, Charles M. Griswold, Yesenia Rivera  
 McSherry & Hudson*

its true and lawful attorney(s)-in-fact to execute, seal and deliver for and on its behalf as surety, any and all bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof, which are or may be allowed, required or permitted by law, statute, rule, regulation, contract or otherwise.

The execution of such instrument(s) in pursuance of these presents, shall be as binding upon **THE GUARANTEE COMPANY OF NORTH AMERICA USA** as fully and amply, to all intents and purposes, as if the same had been duly executed and acknowledged by its regularly elected officers at the principal office.

The Power of Attorney is executed and may be certified so, and may be revoked, pursuant to and by authority of Article IX, Section 9.03 of the By-Laws adopted by the Board of Directors of **THE GUARANTEE COMPANY OF NORTH AMERICA USA** at a meeting held on the 31<sup>st</sup> day of December, 2003. The President, or any Vice President, acting with any Secretary or Assistant Secretary, shall have power and authority:

1. To appoint Attorney(s)-in-fact, and to authorize them to execute on behalf of the Company, and attach the Seal of the Company thereto, bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof; and
2. To revoke, at any time, any such Attorney-in-fact and revoke the authority given, except as provided below
3. In connection with obligations in favor of the Florida Department of Transportation only, it is agreed that the power and authority hereby given to the Attorney-in-Fact includes any and all consents for the release of retained percentages and/or final estimates on engineering and construction contracts required by the State of Florida Department of Transportation. It is fully understood that consenting to the State of Florida Department of Transportation making payment of the final estimate to the Contractor and/or its assignee, shall not relieve this surety company of any of its obligations under its bond.
4. In connection with obligations in favor of the Kentucky Department of Highways only, it is agreed that the power and authority hereby given to the Attorney-in-Fact cannot be modified or revoked unless prior written personal notice of such intent has been given to the Commissioner - Department of Highways of the Commonwealth of Kentucky at least thirty (30) days prior to the modification or revocation.

Further, this Power of Attorney is signed and sealed by facsimile pursuant to resolution of the Board of Directors of the Company adopted at a meeting duly called and held on the 6th day of December 2011, of which the following is a true excerpt:

RESOLVED 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, contracts of indemnity and other writings obligatory in the nature thereof, and such signature and seal when so used shall have the same force and effect as though manually affixed.



IN WITNESS WHEREOF, **THE GUARANTEE COMPANY OF NORTH AMERICA USA** has caused this instrument to be signed and its corporate seal to be affixed by its authorized officer, this 23rd day of February, 2012.

**THE GUARANTEE COMPANY OF NORTH AMERICA USA**

*Stephen C. Ruschak*

*Randall Musselman*

**STATE OF MICHIGAN**  
 County of Oakland

Stephen C. Ruschak, Vice President

Randall Musselman, Secretary

On this 23rd day of February, 2012 before me came the individuals who executed the preceding instrument, to me personally known, and being by me duly sworn, said that each is the herein described and authorized officer of The Guarantee Company of North America USA; that the seal affixed to said instrument is the Corporate Seal of said Company; that the Corporate Seal and each signature were duly affixed by order of the Board of Directors of



*Cynthia A. Takai*  
 Notary Public, State of Michigan  
 County of Oakland  
 My Commission Expires February 27, 2018  
 Acting in Oakland County

IN WITNESS WHEREOF, I have hereunto set my hand at The Guarantee Company of North America USA offices the day and year above written.

*Cynthia A. Takai*

I, Randall Musselman, Secretary of **THE GUARANTEE COMPANY OF NORTH AMERICA USA**, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney executed by **THE GUARANTEE COMPANY OF NORTH AMERICA USA**, which is still in full force and effect.



IN WITNESS WHEREOF, I have thereunto set my hand and attached the seal of said Company this 30th day of January , 2013

*Randall Musselman*

Randall Musselman, Secretary

**BIDDER'S BOND**

DES-OE-0102.3 (REV 3/2008)

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

for which bids are to be opened at \_\_\_\_\_  
*(Insert place where bids will be opened)*

\_\_\_\_\_ on \_\_\_\_\_  
*(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: \_\_\_\_\_, 20\_\_\_\_.

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

\_\_\_\_\_  
Principal  
\_\_\_\_\_  
Surety  
By \_\_\_\_\_  
Attorney-in-Fact

**CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT**

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.

(SEAL)

Signature \_\_\_\_\_  
*Signature of Notary Public*

**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.

Bidder's Name: \_\_\_\_\_ Contract No. \_\_\_\_ - \_\_\_\_\_

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

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

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**SMALL BUSINESS STATUS**

DES-OE-0102.4 (REV 3/2008)

CONTRACT NO. 05 - 330754

Are you certified as a "Small Business" by the Office of Small Business and DVBE Services of the Department of General Services of the State of California? Check one:

Yes: Certification number? \_\_\_\_\_

No

Note: This small business questionnaire is included for statistical reporting only.





**GOOD FAITH EFFORTS DOCUMENTATION - DBE**

DES-OE-0102.11A (NEW 06/2012)

4. List the names and dates of each publication in which a request for DBE participation for this project was placed by the bidder. Attach copies of published advertisements or proofs of publication:

Publications	Dates of Advertisement

5. List the names of agencies and the dates on which they were contacted to provide assistance in contacting, recruiting and using DBE firms. If the agencies were contacted in writing, provide copies of supporting documents.

Name of Agency	Date of Contact	Method of Contact	Results

6. List efforts made to provide interested DBEs with adequate information about the plans, specifications, and requirements of the contract to assist them in responding to a solicitation. Identify the DBE assisted, the information provided, and the date of contact. Provide copies of supporting documents.

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7. List efforts made to assist interested DBEs in obtaining bonding, lines of credit, insurance, necessary equipment, supplies, materials, or related assistance or services, excluding supplies and equipment the DBE subcontractor purchases or leases from the prime contractor or its affiliate. Identify the DBE assisted, the assistance offered, and the date. Provide copies of supporting documents.

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8. Include additional data to support a demonstration of good faith efforts.

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**NOTE:** USE ADDITIONAL SHEETS OF PAPER IF NECESSARY.

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**CERTIFICATIONS**

**FEDERAL-AID PROJECTS DISCLOSURE OF LOBBYING ACTIVITIES CERTIFICATION**

Bidder certifies, to the best of his or her knowledge and belief:

1. No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any Federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any Federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form LLL, "Disclosure of Lobbying Activities," in conformance with its instructions.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by 31 USC § 1352. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

Bidder also agrees by submitting a bid that it must require the language of this certification be included in subcontracts over \$100,000 and these subcontractors shall certify and disclose.

**INSTRUCTIONS FOR COMPLETION OF SF-LLL,  
DISCLOSURE OF LOBBYING ACTIVITIES**

This disclosure form shall be completed by the reporting entity, whether subawardee or prime Federal recipient, at the initiation or receipt of a covered Federal action, or a material change to a previous filing, pursuant to title 31 U.S.C. section 1352. The filing of a form is required for each payment or agreement to make payment to any lobbying entity for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with a covered Federal action. Complete all items that apply for both the initial filing and material change report. Refer to the implementing guidance published by the Office of Management and Budget for additional information.

1. Identify the type of covered Federal action for which lobbying activity is and/or has been secured to influence, the outcome of a covered Federal action.
2. Identify the status of the covered Federal action.
3. Identify the appropriate classification of this report. If this is a followup report caused by a material change to the information previously reported, enter the year and quarter in which the change occurred. Enter the date of the last, previously submitted report by this reporting entity for this covered Federal action.
4. Enter the full name, address, city, State and zip code of the reporting entity. Include Congressional District if known. Check the appropriate classification of the reporting entity that designates if it is, or expects to be, a prime or subaward recipient. Identify the tier of the subawardee, e.g., the first subawardee of the prime is the 1st tier. Subawards include but are not limited to subcontracts, subgrants and contract awards under grants.
5. If the organization filing the report in item 4 checks "Subawardee," then enter the full name, address, city, State and zip code of the prime Federal recipient. Include Congressional District, if known.
6. Enter the name of the Federal agency making the award or loan commitment. Include at least one organizational level below agency name, if known. For example, Department of Transportation, United States Coast Guard.
7. Enter the Federal program name or description for the covered Federal action (item 1). If known, enter the full Catalog of Federal Domestic Assistance (CFDA) number for grants, cooperative agreements, loans, and loan commitments.
8. Enter the most appropriate Federal identifying number available for the Federal action identified in item 1 (e.g., Request for Proposal (RFP) number; Invitation for Bid (IFB) number; grant announcement number; the contract, grant, or loan award number; the application/proposal control number assigned by the Federal agency). Include prefixes, e.g., "RFP-DE-90-001."
9. For a covered Federal action where there has been an award or loan commitment by the Federal agency, enter the Federal amount of the award/loan commitments for the prime entity identified in item 4 or 5.
10. (a) Enter the full name, address, city, State and zip code of the lobbying registrant under the Lobbying Disclosure Act of 1995 engaged by the reporting entity identified in item 4 to influence the covered Federal action.  
(b) Enter the full names of the individual(s) performing services and include full address if different from 10(a). Enter Last Name, First Name, and Middle Initial (MI).
11. The certifying official shall sign and date the form, print his/her name title, and telephone number.

According to the Paperwork Reduction Act, as amended, no persons are required to respond to a collection of information unless it displays a valid OMB Control Number. The valid OMB control number for this information collection is OMB No. 0348-0046. Public reporting burden for this collection of information is estimated to average 10 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0046), Washington, DC 20503.

**DISCLOSURE OF LOBBYING ACTIVITIES**

Approved by OMB

Complete this form to disclose lobbying activities pursuant to 31 U.S.C. 1352

0348-0046

<b>1. Type of Federal Action:</b> <input type="checkbox"/> a. contract <input type="checkbox"/> b. grant <input type="checkbox"/> c. cooperative agreement <input type="checkbox"/> d. loan <input type="checkbox"/> e. loan guarantee <input type="checkbox"/> f. loan insurance	<b>2. Status of Federal Action:</b> <input type="checkbox"/> a. bid/offer/application <input type="checkbox"/> b. initial award <input type="checkbox"/> c. post-award	<b>3. Report Type:</b> <input type="checkbox"/> a. initial <input type="checkbox"/> b. material change For Material Change Only: year _____ quarter _____ date of last report _____
<b>4. Name and Address of Reporting Entity:</b> <input type="checkbox"/> Prime <input type="checkbox"/> Subawardee Tier _____, <i>if known</i> Congressional District, <i>if known</i> :	<b>5. If Reporting Entity in No. 4 is Subawardee Enter Name and Address of Prime:</b>  Congressional District, <i>if known</i> :	
<b>6. Federal Department/Agency:</b>	<b>7. Federal Program Name/Description:</b>  CFDA Number, if applicable _____	
<b>8. Federal Action Number, if known:</b>	<b>9. Award Amount, if known:</b> \$ _____	
<b>10 a. Name and Address of Lobby Registrant</b> (if individual, last name, first name, MI):	<b>b. Individuals Performing Services (including address if different from No. 10a)</b> (last name, first name, MI):	
<b>11. Information requested through this form is authorized by Title 31 U.S.C. Section 1352. This disclosure of lobbying activities is a material representation of fact upon which reliance was placed by the tier above when this transaction was made or entered into. This disclosure is required pursuant to 31 U.S.C. 1352. This information will be available for public inspection. Any person who fails to file the required disclosure shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.</b>	<b>Signature:</b> _____ <b>Print Name:</b> _____ <b>Title:</b> _____ <b>Telephone No.:</b> _____ <b>Date:</b> _____	
<b>Federal Use Only:</b>		<b>Authorized for Local Reproduction                  Standard Form - LLL (Rev. 7-97)</b>

### **EQUAL EMPLOYMENT OPPORTUNITY REGULATION CERTIFICATION**

Bidder ✓, proposed subcontractor \_\_\_\_\_, certifies that he  has  has not participated in a previous contract or subcontract subject to the equal opportunity clauses, as required by Executive Orders 10925, 11114, or 11246, and that, if required, he has filed with the Joint Reporting Committee, the Director of the Office of Federal Contract Compliance, a Federal Government contracting or administering agency, or the former President's Committee on Equal Employment Opportunity, all reports due under the filing requirements.

**Notes:**

- The above certification is required by the Equal Employment Opportunity Regulations of the Secretary of Labor (41 CFR 60-1.7(b) (1)), and must be submitted by bidders and proposed subcontractors only in connection with contracts and subcontracts which are subject to the equal opportunity clause. Contracts and subcontracts which are exempt from the equal opportunity clause are set forth in 41 CFR 60-1.5. (Generally only contracts or subcontracts of \$10,000 or under are exempt.)
- Currently, Standard Form 100 (EEO-1) is the only report required by the Executive Orders or their implementing regulations.
- Prime contractors and subcontractors who have participated in a previous contract or subcontract subject to the Executive Orders and have not filed the required reports should note 41 CFR 60-1.7(b) (1) prevents the award of contracts and subcontracts unless the Contractor submits a report covering the delinquent period or such other period specified by the Federal Highway Administration or by the Director, Office of Federal Contract Compliance, U.S. Department of Labor.

### **TITLE 49, CODE OF FEDERAL REGULATIONS, PART 29, DEBARMENT AND SUSPENSION CERTIFICATION**

Bidder, under penalty of perjury, certifies that, except as noted below, it or any other person associated therewith in the capacity of owner, partner, director, officer, manager:

- is not currently under suspension, debarment, voluntary exclusion, or determination of ineligibility by any federal agency;
- has not been suspended, debarred, voluntarily excluded or determined ineligible by any federal agency within the past 3 years;
- does not have a proposed debarment pending; and
- has not been indicted, convicted, or had a civil judgement rendered against it by a court of competent jurisdiction in any matter involving fraud or official misconduct within the past 3 years.

If there are any exceptions to this certification, insert the exceptions in the following space.

Exceptions will not necessarily result in denial of award, but will be considered in determining bidder responsibility. For any exception noted above, indicate below to whom it applies, initiating agency, and dates of action.

**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 San Luis Obispo

Stene A Souza

President

, being first duly sworn, deposes and says that he or she is  
of Souza Engineering Contracting Inc dba Souza Construction 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

THE FOLLOWING INFORMATION IS PROVIDED TO ASSIST OUR INDUSTRY PARTNERS IN PREPARING BIDS RESPONSIVE TO STATE AND FEDERAL CONTRACTING REQUIREMENTS.

CONSTRUCTION CONTRACTING WITH CALTRANS - HOW TO SUBMIT A RESPONSIVE BID

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[http://www.dot.ca.gov/hq/esc/oe/docs/resp\\_bid.pdf](http://www.dot.ca.gov/hq/esc/oe/docs/resp_bid.pdf)

CALTRANS IS COMMITTED TO INCREASING THE ECONOMIC OPPORTUNITY AND DEVELOPMENT OF DISADVANTAGED BUSINESS ENTERPRISES (DBE), SMALL BUSINESS (SB), AND DISABLED VETERAN BUSINESS ENTERPRISES (DVBE). TO LEARN MORE ABOUT THE DBE PROGRAM AND HOW TO LOCATE DBES TO WORK ON FEDERALLY FUNDED PROJECTS PLEASE VISIT THE SITE FOR THE OFFICE OF BUSINESS AND ECONOMIC OPPORTUNITY .

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<http://www.dot.ca.gov/hq/bep/index.htm>

**DEPARTMENT OF TRANSPORTATION**

DIVISION OF ENGINEERING SERVICES

OFFICE ENGINEER

1727 30<sup>th</sup> Street MS-43

P.O. BOX 168041

SACRAMENTO, CA 95816-8041

FAX (916) 227-6214

TTY 711

*Flex your power!  
Be energy efficient!*

January 25, 2013

05-SLO-46-40.0

05-330754

Project ID 0500020217

ACSTP-P046(047)E

Addendum No. 1

Dear Contractor:

This addendum is being issued to the contract for CONSTRUCTION ON STATE HIGHWAY IN SAN LUIS OBISPO COUNTY NEAR PASO ROBLES AT ESTRELLA RIVER BRIDGE.

Submit bids for this work with the understanding and full consideration of this addendum. The revisions declared in this addendum are an essential part of the contract.

Bids for this work will be opened on Tuesday, February 5, 2013.

This addendum is being issued to revise the Notice to Bidders and Special Provisions and the Federal Minimum Wages with Modification Number 1 dated 01/11/2013.

In the Special Provisions, Section 1, "GENERAL," subsection "1-1.01," is revised as attached.

In the Special Provisions, Section 5, "CONTROL OF WORK," subsection "5-1.36D," is revised as attached.

To Bid book holders:

Inquiries or questions in regard to this addendum must be communicated as a bidder inquiry and must be made as noted in the Notice to Bidders section of the Notice to Bidders and Special Provisions.

Indicate receipt of this addendum by filling in the number of this addendum in the space provided on the signature page of the Bid book.

Submit bids in the Bid book you now possess. Holders who have already mailed their book will be contacted to arrange for the return of their book.

Inform subcontractors and suppliers as necessary.

Addendum No. 1  
Page 2  
January 25, 2013

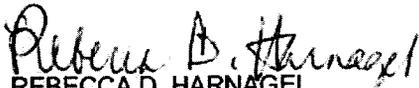
05-SLO-46-40.0  
05-330754  
Project ID 0500020217  
ACSTP-P046(047)E

This addendum, attachments and the modified wage rates are available for the Contractors' download on the Web site:

**[http://www.dot.ca.gov/hq/esc/oe/project\\_ads\\_addenda/05/05-330754](http://www.dot.ca.gov/hq/esc/oe/project_ads_addenda/05/05-330754)**

If you are not a Bid book holder, but request a book to bid on this project, you must comply with the requirements of this letter before submitting your bid.

Sincerely,



REBECCA D. HARNAGEL  
Chief, Office of Plans, Specifications & Estimates  
Office Engineer  
Division of Engineering Services

Attachments

**Add to section 1-1.01:**

**Bid Items and Applicable Sections**

<b>Item code</b>	<b>Item description</b>	<b>Applicable section</b>
025052	HYDROSEED-SEED MIX 1	21
025053	HYDROSEED-SEED MIX 2	21
044128	RANDOM FIELDSTONE TEXTURE	51
044127	BAR HABITAT	57
025054	3" PLASTIC PIPE	68
044129	10" WELDED STEEL PIPE CASING (BRIDGE)	70
044130	12" WELDED STEEL PIPE CASING (BRIDGE)	70
025124	ROCK SLOPE PROTECTION (1/2T, METHOD B) (CY)	72
044131	TUBULAR BICYCLE RAILING	83
044132	CONCRETE BARRIER (TYPE 80 MOD)	83

CONTRACT NO. 05-330754

REVISED PER ADDENDUM NO. 1 DATED JANUARY 25, 2013

**Add to section 5-1.36D:**

Installation of the utilities shown in the following table requires coordination with your activities. Make the necessary arrangements with the utility company through the Engineer and submit a schedule:

1. Verified by a representative of the utility company
2. Allowing at least the time shown for the utility owner to complete its work

**Utility Relocation and Contractor-Arranged Time for the Relocation**

Utility	Utility address	Location	Days
AT&T	908 28th Street Paso Robles, CA	Estrella River Bridge	60

Notify the Engineer in writing at least 120 days prior to completion of contract work necessary for utility work to begin.

Acknowledged By:

SAS 2/5/13 ~~2/5/13~~  
~~2/15/13~~



Steve A. Souza, President

CONTRACT NO. 05-330754

REVISED PER ADDENDUM NO. 1 DATED JANUARY 25, 2013