CONSTRUCTION ON STATE HIGHWAY IN
FRESNO COUNTY ABOUT 11 MILES EAST OF PRATHER AT MAYNARD MUNGER VISTA POINT
In District 06 on Route 168

UNDER

Notice to Bidders and Special Provisions dated February 9, 2015
Project plans approved January 12, 2015
Standard Specifications dated 2010
Standard Plans dated 2010

Identified by
Contract No. 06-0M0204
06-Fre-168-R36.0
Project ID 0600020389

FEDERAL-AID PROJECT
STPE-P168(058)E

Bids open Tuesday, March 17, 2015
Dated February 9, 2015

AADD
1. Bidder agrees, if this bid is accepted, to enter into a contract with the Department, in the form included in the Standard Specifications, to perform the work provided in the Contract under the terms of the Contract for the price or prices bid.

For a lump sum or unit price based bid, Bidder additionally agrees to perform the work within the number of working days shown on the Notice to Bidders.

For a cost plus time based bid on a contract without a plant establishment period, Bidder additionally agrees to perform the work within the number of working days bid.

For a cost plus time based bid on a contract with a plant establishment period, Bidder additionally agrees to perform the non-plant establishment work within the number of working days bid for non-plant establishment work.

2. Bidder has and acknowledges the following addenda:
   03-04-15 Revise Project Plans, Federal Minimum Wages,

3. Bidder submits this bid with one of the following forms of bidder's security equal to at least 10 percent of the bid: 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
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<th>Item No.</th>
<th>Item Code</th>
<th>Item Description</th>
<th>Estimated Quantity</th>
<th>Unit Price</th>
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Total Bid $1,415,982.00
Bidding Firm: Agee Construction Corporation

List this sub? Yes

1) Business Name Nitta Erosion Control
   Location City Loomis State CA
   California Contractor License Number  401640
   CA Department of Industrial Relations' Registration Number 1000000478
   Portion of Work Subcontracted:

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List this sub? Yes

2) Business Name Stoney Masonry, Inc.
   Location City Madera State CA
   California Contractor License Number  777782
   CA Department of Industrial Relations' Registration Number 1000000855
   Portion of Work Subcontracted:

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List this sub? Yes

3) Business Name Fresno Concrete
   Location City Fresno State CA
   California Contractor License Number  389141
   CA Department of Industrial Relations' Registration Number 1000004109
   Portion of Work Subcontracted:

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Bidding Firm: Agee Construction Corporation

List this sub? Yes

4) Business Name Moren Industrial Metals Inc.
   Location City Fresno State CA
   California Contractor License Number 699872
   CA Department of Industrial Relations' Registration Number 1000014921
   Portion of Work Subcontracted:

   Item % Description
   63 41 Railing

List this sub? Yes

5) Business Name Harris Rebar
   Location City Livermore State CA
   California Contractor License Number 695035
   CA Department of Industrial Relations' Registration Number 1000000423
   Portion of Work Subcontracted:

   Item % Description
   45 100 Bar Reinforcing Steel
   63 9 Rebar

List this sub? Yes

6) Business Name Valley Fence Co.
   Location City Clovis State CA
   California Contractor License Number 237348
   CA Department of Industrial Relations' Registration Number 1000000118
   Portion of Work Subcontracted:

   Item % Description
   59 100 Chain Link Fence
   60 100 Chain Link Gate
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:
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?:

YES/NO: Yes Certification number: 1129581

Note: This small business questionnaire is included for statistical reporting only.
STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION
Contract No.: 06-0M0204        Project ID: 0600020389
Bidder Name: Agee Construction Corporation        Bidder ID: VC0000015783
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.
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.
STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Bidder Name: Agee Construction Corporation
Bidder ID: VC0000015783

DISCLOSURE OF LOBBYING ACTIVITIES

Approved by OMB 0348-0046

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

No

1. Type of Federal Action:

2. Status of Federal Action:

3. Report Type:
   For Material Change Only:
   
   Year
   Quarter
   Date of last report

4. Name and Address of Reporting Entity:

   Tier, if known
   Congressional District, if known:

5. If Reporting Entity in No. 4 is Subawardee Enter Name and Address of Prime:

   Congressional District, if known:

6. Federal Department/Agency:

7. Federal Program Name/Description:

   CFDA Number, if applicable

8. Federal Action Number, if known:

9. Award amount, if known ($) :

10. a. Name and Address of Lobby Registrant (if individual, last name, first name, MI):

b. Individuals Performing Services (including address if different from No. 10a) (last name, first name, MI):

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.

Signature: ____________________________________________

Print Name: __________________________________________
Title: _______________________________________________
Telephone No.: ________________________________________

DATE: ______________________________________________

Authorized for Local Reproduction
Standard Form - LLL(Rev. 7-97)
EQUAL EMPLOYMENT OPPORTUNITY REGULATION CERTIFICATION

Bidder Agee Construction Corporation, proposed subcontractor, certifies that he has 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.

None

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.

______________________________

Contract No. 06-0M0204

Page 20
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 Fresno
Name Gayle L. Salvucci,
being first duly sworn, deposes and says that he or she is
President/Manager of
Agee Construction Corporation
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? 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 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 nonresponsible bidder by any public entity, including federal, State, local, or regional entities?
   No

2. Within the past 10 years, have any of the Bidder's officers or employees with a proprietary interest in the Bidder been determined to be a nonresponsible bidder by a public entity, including federal, State, local or regional entities?
   No

3. Is there any officer or employee of the Bidder who now has or has had any proprietary interest in another company that bid or bids on public works projects whose company has been determined to be a nonresponsible bidder by any public entity, including federal, State, local, or regional entities?
   No

4. If the answer to any of the 3 preceding questions is yes, disclose all pertinent details of the determination of nonresponsibility, including:
   4.1. Date of each nonresponsibility determination
   4.2. Name of each public agency issuing the nonresponsibility determination and a contact person at that agency who would have information about the determination
   4.3. Contract number for each nonresponsibility determination

END CERTIFICATIONS
STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION
BIDDER'S BOND
DES-0E 0102.3 (REV 3/2008)
Contract No. 06-OM0204

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
FRESNO COUNTY ABOUT 11 MILES EAST OF PRATHER AT MAYNARD MUNGER VISTA POINT
In District 06 on Route 168
for which bids are to be opened at 1727 30th Street, Sacramento CA 95816 on 03-17-15.

NOW, THEREFORE, if the Principal is awarded the contract and, within the time and manner required under the specifications, after the prescribed forms are presented to him for signature, enters into a written contract, in the prescribed form, in accordance with the bid, and files two bonds with the Obligee, one to guarantee faithful performance (if specified in the contract) of the contract and the other to guarantee payment for labor and materials as provided by law, then this obligation shall be null and void; otherwise, it shall remain in full force.

In the event a suit is brought upon this bond by the Obligee and judgement is recovered, the Surety shall pay all costs incurred by the Obligee in such suit, including a reasonable attorney's fee to be fixed by the court.

Dated: ________________________, 20___

Principal________________________________________

Surety________________________________________

By________________________________________

Attorney-in-Fact

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

________________________________________

________________________________________

________________________________________

CALIFORNIA ALL-PURPOSE ACKNOWLEDGEMENT

State of California

County of _____________________________

On this ___________________ before me, ____________________________

Date              Here insert Name and Title of the Officer

personally appeared ____________________________

Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal

SIGNATURE ____________________________

Signature of Notary Public

(SEAL)
We, Agee Construction Corporation

P.O. Box 629, Clovis, CA 93613

as Principal, and

Liberty Mutual Insurance Company

as Surety, are bound unto the State of California, Department of Transportation, hereafter referred to as "Obligee", in the penal sum of

contract sum

THE CONDITION OF THIS OBLIGATION IS SUCH, THAT:

WHEREAS, the Principal is submitting a bid to the Obligee, for CONSTRUCTION ON STATE HIGHWAY IN FRESNO COUNTY

(About 11 MILES EAST OF PRATHER AT MAYNARD MUNGER VISTA POINT CONTRACT NO 06-0M0204)

for which bids are to be opened at Sacramento, CA

on March 17, 2015

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: March 13, 2015

Correspondence or claims relating to this bond should be sent to the surety at the following address: Liberty Mutual Insurance Company

1340 Treat Blvd Suite 550

Walnut Creek, California 94597

Agee Construction Corporation

By: [Signature]

Alan O. Durell - Chief Estimator

Liberty Mutual Insurance Company

By: [Signature]

Bonnie Gonzalez - Vice President

CALIFORNIA ALL-PURPOSE ACKNOWLEDGEMENT

SEE ATTACHED SURETY ACKNOWLEDGEMENT

PLEASE SEE ATTACHED ACKNOWLEDGEMENT

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

ADA Notice For individuals with sensory disabilities, this document is available in alternate formats. For information call (916) 654-6410 or TDD (916) 854-3880 or write Records and Forms Management, 1120 N Street, MS-69, Sacramento, CA 95814.
CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California

County of Fresno

On MARCH 13, 2015 before me, Lyn Genito, Notary Public, personally appeared Bonnie Gonzalez, 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.

[Notary Seal]

Signature: Lyn Genito, Notary Public

(Seal)
ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California
County of ____________ (Fresno)

On ____________ before me, Marcie Daves (insert name and title of the officer)

personally appeared Alan D. Dirlam, 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

(Seal)
This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated. Not valid for mortgage, note, loan, letter of credit, bank deposit, currency rate, interest rate or residual value guarantees. To confirm the validity of this Power of Attorney call 610-832-8246 between 9:00 am and 4:30 pm EST on any business day.

American Fire and Casualty Company
The Ohio Casualty Insurance Company
Liberty Mutual Insurance Company
West American Insurance Company

POWER OF ATTORNEY

KNOWN ALL PERSONS BY THESE PRESENTS: That American Fire & Casualty Company and The Ohio Casualty Insurance Company are corporations duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (hereinafter collectively called the “Companies”), pursuant to and by authority hereof set forth, does hereby name, constitute and appoint, Bonnie Gonzalez, of the city of Fresno, state of CA its true and lawful attorney-in-fact, with full power and authority hereby conferred to sign, execute and acknowledge the following surety bond:

Principal Name: Agee Construction Corporation

Obligee Name: State of California, Department of Transportation

Surety Bond Number: Bid Bond

Bond Amount: See Bond Form

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 13th day of November, 2013.

STATE OF PENNSYLVANIA
COUNTY OF MONTGOMERY

On this 13th day of November, 2013 before me personally appeared David M. Carey, who acknowledged himself to be the Assistant Secretary of American Fire and Casualty Company, Liberty Mutual Insurance Company, The Ohio Casualty Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at Plymouth Meeting, Pennsylvania, on the day and year first above written.

COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Teresa Pastella, Notary Public
Plymouth Twp., Montgomery County
My Commission Expires March 28, 2017

By: ____________________________

Teresa Pastella, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of American Fire and Casualty Company, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:

ARTICLE IV — OFFICERS — Section 12. Power of Attorney. Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed such instruments shall be as binding as if signed by the President and attested by the Secretary. Any power or authority granted to any representative or attorneys-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

ARTICLE XIII — Execution of Contracts — SECTION 5. Surety Bonds and Undertakings. Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

Certificate of Designation — The President of the Company, acting pursuant to the Bylaws of the Company, authorizes David M. Carey, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

Authorization — By unanimous consent of the Company’s Board of Directors, the Company consents that facsimile or mechanically reproduced signatures of any assistant secretary of the Company, whenever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Gregory W. Davenport, the undersigned, Assistant Secretary, of American Fire and Casualty Company, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 13th day of March 2015.

By: ____________________________

Gregory W. Davenport, Assistant Secretary
ACTION BY UNANIMOUS WRITTEN CONSENT
IN LIEU OF A SPECIAL MEETING OF
THE BOARD OF DIRECTORS OF
AGEE CONSTRUCTION CORPORATION,
A CALIFORNIA CORPORATION

In accordance with Article III, Section 13 of the Bylaws of the Corporation and Section 307(b) of the California Corporations Code, the Board of Directors of AGEE CONSTRUCTION CORPORATION, a California corporation (the "Corporation"), hereby takes the following actions and adopts the following resolutions without a meeting:

REMOVAL OF AUTHORIZED SIGNATORY OF CONSTRUCTION DOCUMENTS ON BEHALF OF THE CORPORATION

WHEREAS, Marshall W. Agee was previously authorized to sign construction bids, construction contracts and related documents (collectively, "Construction Documents") on behalf of the Corporation; and

WHEREAS, Marshall W. Agee is now unable to fulfill such duties; it is therefore

RESOLVED, that effective immediately, Marshall W. Agee is removed as an authorized signatory of Construction Documents.

AUTHORIZATION FOR PATSY A. AGEE, GAYLE L. SALVUCCI, ALAN D. DIRLAM, ROBERT SERVADIO, AND GORDON COFFMAN TO SIGN CONSTRUCTION DOCUMENTS ON BEHALF OF THE CORPORATION

WHEREAS, the Board of Directors of the Corporation recognizes that from time to time Construction Documents need to be signed on behalf of the Corporation on an expedited basis; and

WHEREAS, the Board of Directors has deemed it in the Corporation's best interests to authorize not only the officers of the Corporation to execute such Construction Documents but also to authorize certain other employees to execute such documents; it is therefore

RESOLVED FURTHER, that PATSY A. AGEE, GAYLE L. SALVUCCI, ALAN D. DIRLAM, ROBERT SERVADIO and GORDON COFFMAN, any one of them acting alone, is hereby authorized, from time to time, in the name of the Corporation and as its corporate act and deed, to execute Construction Documents, and further authorized to execute any and all documents and to take any further actions necessary, desirable, or convenient in order to consummate such the transactions contemplated by the Construction Documents; and
RESOLVED FURTHER, that the authority given hereunder shall be deemed retroactive and any and all acts authorized hereunder performed prior to the passage of this resolution are hereby ratified and affirmed.

This Action by Unanimous Written Consent of the Board of Directors of AGEE CONSTRUCTION CORPORATION is hereby taken by the undersigned, constituting all of the members of the Board of Directors, to be effective for all purposes on January 15, 2014.

PATSY A. AGEE

GAYLE L. SALVUCCI

KYM E. OLIVAS

TAMARA M. SEALS
TO: Department of Transportation  
    Attn: Office Engineer MSC 43  
    1727 30th Street  
    Sacramento, CA 95816-7005

Attn: MSC43

GENTLEMEN:
WE ARE SENDING YOU [X] Attached  [ ] Under separate cover via the following items:
[ ] Shop drawings  [ ] Prints  [ ] Plans  [ ] Samples
[ ] Copy of letter  [ ] Change order  [ ] Certified Payroll Reports  [ ] Specifications

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<td>1</td>
<td>03/16/15</td>
<td></td>
<td>Bidder's Bond for Caltrans #06-0M0204 Bids: Tuesday, March 17, 2015</td>
</tr>
</tbody>
</table>

THESE ARE TRANSMITTED AS CHECKED BELOW:
[ ] For Your Approval  [ ] Approved as submitted  [ ] Resubmit for approval
[X] For Your Use  [ ] Approved as Noted  [ ] Return corrected prints
[ ] As Requested  [ ] Returned for Corrections  [ ] For bids due ___, 20__
[ ] For Review and Comment  [ ] Submit ___ copies for distribution  [ ] Prints returned after loan

REMARKS:

RECEIVED BY:  
SIGNED:  
Marcie Daves, Contract Administration