CONSTRUCTION ON STATE HIGHWAY IN
FRESNO AND TULARE COUNTIES AT VARIOUS LOCATIONS.
In District 06 on Route 5, 33, 137, 216, 245, 269

UNDER

Notice to Bidders and Special Provisions dated February 17, 2015
Project plans approved October 6, 2014
Standard Specifications dated 2010
Standard Plans dated 2010

Identified by

Contract No. 06-0P0604

06-Fre,Tul-5, 33, 137, 216, 245, 269-VARIOUS

Project ID 0612000163

Bids open Wednesday, March 18, 2015

Dated February 17, 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:
   03-03-15 Revise Notice to Bidders and Special Provisions, Bid Book,

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

PRINTED NAME: Brian Skajem
TITLE OF PERSON SIGNING: President
<table>
<thead>
<tr>
<th>Item No.</th>
<th>Item Code</th>
<th>Item Description</th>
<th>Estimated Quantity</th>
<th>Unit of Measure</th>
<th>Unit Price</th>
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STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION
Contract No.: 06-0P0604    Project ID: 0612000163
Bidder Name: Western Structures    Bidder ID: VC0000008059
Bidding Firm: Western Structures

List this sub? Yes

1) Business Name Statewide
   Location City Fresno State CA
   California Contractor License Number 975518
   CA Department of Industrial Relations' Registration Number 1000001109
   Portion of Work Subcontracted:

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List this sub? Yes

2) Business Name ABSL
   Location City Hayward State CA
   California Contractor License Number 621781
   CA Department of Industrial Relations' Registration Number 1000002818
   Portion of Work Subcontracted:

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List this sub? Yes

3) Business Name Mallard Construction
   Location City Orange State CA
   California Contractor License Number 826607
   CA Department of Industrial Relations' Registration Number 1000007027
   Portion of Work Subcontracted:

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<td>100 4&quot; Thermo Traffic Stripe</td>
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Bidding Firm: Western Structures

List this sub? Yes

4) Business Name C&W Construction Specialties
Location City Ventura State CA
California Contractor License Number 256795
CA Department of Industrial Relations' Registration Number 100007135
Portion of Work Subcontracted:

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5) Business Name Euro Style Management
Location City Highlands State CA
California Contractor License Number 841418
CA Department of Industrial Relations' Registration Number 100008873
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<td>65</td>
<td>Spot Blast Clean and Paint Undercoat</td>
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16) Business Name Mallard Construction  
Location City Orange  State CA  
California Contractor License Number  826607  
CA Department of Industrial Relations' Registration Number  1000007027  
Portion of Work Subcontracted:

Item   %  Description
46 100  8" Thermo Traffic Stripe  
47 100  Thermo Pavement Marking  
48 100  4" Thermo Traffic Stripe (Broken 36-12)  
49 100  Pavement marker (Retroreflective)  
50 3 Mob (P)

List this sub? Yes

17) Business Name C&W Construction Specialties  
Location City Ventura  State CA  
California Contractor License Number  256795  
CA Department of Industrial Relations' Registration Number  1000007135  
Portion of Work Subcontracted:

Item   %  Description
43 100  Alternative Crash Cushion System
STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION
Contract No.: 06-0P0604   Project ID: 0612000163
Bidder Name: Western Structures   Bidder ID: VC000008059
REQUEST FOR SMALL BUSINESS PREFERENCE OR NON-SMALL BUSINESS PREFERENCE
DES-0E-0102.7 (REV 02/2010)

COMPLETE ONE OF THE FOLLOWING:

*Small Business Preference

The undersigned requests small business preference and certifies, under penalty of perjury, that the firm meets the requirements of 2 CA Code of Regs † 1896 et seq. and is certified as a small business at the time and day of bid opening or has submitted a complete application to the Department of General Services (DGS) and is subsequently certified. The complete application and any required substantiating documentation must be received by DGS by 5:00 p.m. on bid opening date.

Small Business Certification (Reference) Number: 60085

Date: 03/18/15 Signature:__________________________________________

*Non-Small Business Preference

The undersigned non-small business preference and notifies the Department on the Certified Small Business Listing for the Non-Small Business Preference form that it commits to subcontract at least 25 percent of its bid amount with one or more firms that meets the requirements of 2 CA Code of Regs † 1896 et seq. and the firms are certified as small businesses at the time and day of bid opening or have submitted a complete application and are subsequently certified by the Department of General Services (DGS). The complete application and any required substantiating documentation must be received by DGS by 5:00 p.m. on bid opening date. List these firms on the Certified Small Business Listing for the Non-Small Business Preference form.

Date:    Signature:__________________________________________
This form must be completed by all bidders. Failure of a non-California company to fill out and sign this form may be cause for rejection of its bid. Eligibility for a reciprocal preference for a California company is waived if the California company fails to complete and sign this form under penalty of perjury.

The undersigned certifies that it is a "California company" as defined in Pub Cont Code ♦ 6107 and meets one of the following (enter requested information):

1. I am a California company which has its principal place of business in California.

   or

2. I am a California company which has its principal place of business in a state in which there is no local contractor preference on construction contracts.

   Name of State: ____________________________

   or

3. I am a California company which has its principal place of business in a state in which there is a local contractor preference and my company has paid not less than $5,000 in sales or use taxes to California for construction related activity for each of the 5 years immediately preceding the submission of the bid.

   Name of State: ____________________________

   California Sales or Use Tax No.: ____________________________

   or

The undersigned certifies that it is not a "California company."

4. I am a California company.

   My principal place of business is in: ____________________________

   (Enter state or country)

   Describe any and all bid preferences provided to your company by the state or country in which your company has its principal place of business.

   (Attach additional sheets if necessary.)

   Describe: __________________________________________

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

DATE: ____________________________  Signature of Bidder: ____________________________
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: ____________________________
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 CA County of Riverside
Name: Brian Skajem,
being first duly sworn, deposes and says that he or she is
President of
West Coast Structures Inc dba Western Structures

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 Con Code ◆ 1101, with any public entity, as defined in Pub Con 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
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 AND TULARE COUNTIES AT VARIOUS LOCATIONS.
In District 06 on Route 5, 33, 137, 216, 245, 269
for which bids are to be opened at 1727 30th Street, Sacramento CA 95816 on
03-18-15.

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, West Coast Structures, Inc. dba Western Structures, as Principal, and American Contractors Indemnity Company as Surety, are bound unto the State of California, Department of Transportation, hereafter referred to as "Obligee", in the penal sum of ten percent (10%) of the total amount of the bid of the Principal submitted to the Obligee for the work described below, for the payment of which sum we bind ourselves, jointly and severally,

THE CONDITION OF THIS OBLIGATION IS SUCH, THAT:

WHEREAS, the Principal is submitting a bid to the Obligee, for Contract No. 06-OP0604 - Treat Bridge Deck and Replace Joint Seal in Fresno and Tulare Counties at Various Locations for which bids are to be opened at Sacramento, CA on March 18th, 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: February 26th, 2015

Correspondence or claims relating to this bond should be sent to the surety at the following address:
American Contractors Indemnity Company
625 The City Drive So., Ste. 130
Orange, CA 92868

West Coast Structures, Inc. dba Western Structures
Principal

By
Attorney-In-Fact Andrew Waterbury

American Contractors Indemnity Company

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California
County of

On this Day, before me, personally appeared

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 party(s) on 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

SEL ATACHED CERTIFICATE

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.
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 Riverside

On March 02, 2015, before me, Carmela Arndt, Notary Public, personally appeared 

Brian Skajem

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: 

Carmela Arndt

Title or Type of Document: Bidders Bond Contract # 06-0P0604
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 Riverside

On 2/26/15 before me, Karen L. Ritto, Notary Public,

Date

personally appeared Andrew Waterbury

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 which 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

Karen L. Ritto

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 the form to another document.

Description of Attached Document

Title or Type of Document: Bidder's Bond

Document Date: 2/26/15

Number of Pages: One

Signer(s) Other Than Named Above:

Capacity(ies) Claimed by Signer(s)

Signer's Name: Andrew Waterbury

☐ Individual

☐ Corporate Officer — Title(s):

☐ Partner ☐ Limited ☐ General

☑ Attorney in Fact

☐ Trustee

☐ Guardian or Conservator

☐ Other:

Signer is Representing:

__________________________

__________________________

RIGHT THUMBPRINT OF SIGNER

Top of thumb here

Signer is Representing:

__________________________

__________________________

RIGHT THUMBPRINT OF SIGNER

Top of thumb here

__________________________

KAREN L. RITTO

COMM. #1985188
Notary Public
California

Place Notary Seal Above

Orange County

My Comm. Expires Dec 30, 2015
POWER OF ATTORNEY

AMERICAN CONTRACTORS INDEMNITY COMPANY    UNITED STATES SURETY COMPANY    U.S. SPECIALTY INSURANCE COMPANY

KNOW ALL MEN BY THESE PRESENTS: That American Contractors Indemnity Company, a California corporation, United States Surety Company, a Maryland corporation and U.S. Specialty Insurance Company, a Texas corporation (collectively, the "Companies"), do by these presents make, constitute and appoint:

Daniel Huckabay, Arturo Ayala, Dwight Reilly or Andrew Waterbury of Orange, California

its true and lawful Attorney(s)-in-fact, each in their separate capacity if more than one is named above, with full power and authority hereby conferred in its name, place and stead, to execute, acknowledge and deliver any and all bonds, recognizances, undertakings or other instruments or contracts of suretyship to include riders, amendments, and consents of surety, providing the bond penalty does not exceed $10,000,000.00. This Power of Attorney shall expire without further action on December 08, 2016. This Power of Attorney is granted under and by authority of the following resolutions adopted by the Boards of Directors of the Companies:

Be it Resolved, that the President, any Vice-President, any Assistant Vice-President, any Secretary or any Assistant Secretary shall be and is hereby vested with full power and authority to appoint any one or more persons as Attorney(s)-in-Fact to represent and act for and on behalf of the Company subject to the following provisions:

Attorney-in-Fact may be given full power and authority for and in the name of and on behalf of the Company, to execute, acknowledge and deliver, any and all bonds, recognizances, contracts, agreements or indemnity and other conditional or obligatory undertakings, including any and all consents for the release of retained percentages and/or final estimates on engineering and construction contracts, and any and all notices and documents canceling or terminating the Company’s liability thereunder, and any such instruments so executed by any such Attorney-in-Fact shall be binding upon the Company as if signed by the President and sealed and effectuated by the Corporate Secretary.

Be it Resolved, that the signature of any authorized officer and seal of the Company herefore or hereafter affixed to any power of attorney or any certificate relating thereto by facsimile, and any power of attorney or certificate bearing facsimile signature or facsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached.

IN WITNESS WHEREOF, The Companies have caused this instrument to be signed and their corporate seals to be hereeto affixed, this 10th day of December, 2012.

AMERICAN CONTRACTORS INDEMNITY COMPANY    UNITED STATES SURETY COMPANY    U.S. SPECIALTY INSURANCE COMPANY

Corporate Seals

State of California

County of Los Angeles    SS:

On 10th day of December, 2012, before me, Vanessa Wright, a notary public, personally appeared Daniel P. Aguilar, Vice President of American Contractors Indemnity Company, United States Surety Company and U.S. Specialty Insurance Company who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature 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 mv hand and official seal.

Signature

I, Jeannie Lee, Assistant Secretary of American Contractors Indemnity Company, United States Surety Company and U.S. Specialty Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney, executed by said Companies, which is still in full force and effect; furthermore, the resolutions of the Boards of Directors, set out in the Power of Attorney are in full force and effect.

In Witness Whereof, I have hereunto set my hand and affixed the seals of said Companies at Los Angeles, California this 26th day of February, 2015.

Corporate Seals

Bond No. WESTR-67
Agency No. 8472

Jeannie Lee, Assistant Secretary