

G-4

07

SPC



Caltrans

STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION

BID

FOR CONSTRUCTION ON STATE HIGHWAY IN LOS ANGELES COUNTY AT VARIOUS
LOCATIONS

In District 07 On Route 5, 14, 101

Under

Notice to Bidders and Special Provisions dated April 8, 2013

Standard Specifications dated 2010

Project plans approved March 18, 2013

Standard Plans dated 2010

Identified by

Contract No. 07-1W3604

07-LA-5, 14, 101-Var

Project ID 0700021252

Electronic Advertising Contract

Bids open Thursday, May 9, 2013

Dated April 8, 2013
AADD



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G L SIC

CONTRACT NO. 07-1W3604

NAME OF BIDDER O'Donnell Construction, Inc.

BUSINESS P.O. BOX _____

CITY, STATE, ZIP _____

BUSINESS STREET ADDRESS 559 W. Covina Blvd.

CITY, STATE, ZIP San Dimas, CA 91773 (Include even if P.O. Box used)

TELEPHONE NO: **AREA CODE (909)** 394-4510

FAX NO: **AREA CODE (909)** 394-4750

CONTRACTOR LICENSE NO. 772905 A

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:

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)

3/9/13

PRINTED NAME AND TITLE OF PERSON SIGNING

Neil T. O'Donnell, President

BID ITEM LIST

Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
1	070030	LEAD COMPLIANCE PLAN	LS	LUMP SUM	LUMP SUM	2,100.00
2	120090	CONSTRUCTION AREA SIGNS	LS	LUMP SUM	LUMP SUM	23,000.00
3	120100	TRAFFIC CONTROL SYSTEM	LS	LUMP SUM	LUMP SUM	90,000.00
4	130100	JOB SITE MANAGEMENT	LS	LUMP SUM	LUMP SUM	7,000.00
5	130200	PREPARE WATER POLLUTION CONTROL PROGRAM	LS	LUMP SUM	LUMP SUM	1,000.00
6	130900	TEMPORARY CONCRETE WASHOUT	LS	LUMP SUM	LUMP SUM	3,500.00
7	141103	REMOVE YELLOW THERMOPLASTIC TRAFFIC STRIPE (HAZARDOUS WASTE)	LF	5,400	.75	4,050.00
8	150100	PUBLIC SAFETY PLAN	LS	LUMP SUM	LUMP SUM	4,500.00
9	150310	RAPID SETTING CONCRETE (PATCH)	CF	28	200.00	5,600.00
10	150312	REPAIR SPALLED SURFACE AREA	SQFT	6	1,100.00	6,600.00
11	150714	REMOVE THERMOPLASTIC TRAFFIC STRIPE	LF	12,500	.45	5,625.00
12	150715	REMOVE THERMOPLASTIC PAVEMENT MARKING	SQFT	130	2.00	260.00
13	150722	REMOVE PAVEMENT MARKER	EA	2,110	1.00	2,110.00
14	150857	REMOVE ASPHALT CONCRETE SURFACING	SQFT	6,425	1.80	11,565.00
15	153223	REMOVE UNSOUND CONCRETE	CF	28	120.00	3,360.00
16	153225	PREPARE CONCRETE BRIDGE DECK SURFACE	SQFT	234,713	.13	30,512.69
17	153227	FURNISH POLYESTER CONCRETE OVERLAY	CF	59	80.00	4,720.00
18 (F)	153228	PLACE POLYESTER CONCRETE OVERLAY	SQFT	6,405	5.00	32,025.00
19 (F)	153233	TREAT BRIDGE DECK	SQFT	228,308	.25	57,077.00
20	153234	FURNISH BRIDGE DECK TREATMENT MATERIAL	GAL	2,854	52.00	148,408.00

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Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
21	157561	BRIDGE REMOVAL (PORTION), LOCATION A	LS	LUMP SUM	LUMP SUM	21,000.00
22	157562	BRIDGE REMOVAL (PORTION), LOCATION B	LS	LUMP SUM	LUMP SUM	2,500.00
23 (F)	510053	STRUCTURAL CONCRETE, BRIDGE	CY	7	2,600.00	18,200.00
24	510087	STRUCTURAL CONCRETE, APPROACH SLAB (TYPE R)	CY	408	1,190.00	485,520.00
25	510800	PAVING NOTCH EXTENSION	CF	220	230.00	50,600.00
26	511106	DRILL AND BOND DOWEL	LF	386	25.00	9,650.00
27	511118	CLEAN EXPANSION JOINT	LF	689	25.00	17,225.00
28	519081	JOINT SEAL (MR 1/2")	LF	267	28.00	7,476.00
29	519091	JOINT SEAL (MR 1 1/2")	LF	871	50.00	43,550.00
30	044267	BONDED JOINT SEAL (MR 2")	LF	131	38.00	4,978.00
31 (F)	520102	BAR REINFORCING STEEL (BRIDGE)	LB	982	2.00	1,964.00
32 (F)	550203	FURNISH STRUCTURAL STEEL (BRIDGE)	LB	810	5.00	4,050.00
33 (F)	550204	ERECT STRUCTURAL STEEL (BRIDGE)	LB	810	6.00	4,860.00
34	590115	CLEAN AND PAINT STRUCTURAL STEEL	LS	LUMP SUM	LUMP SUM	11,000.00
35	840504	4" THERMOPLASTIC TRAFFIC STRIPE	LF	19,800	1.40	27,720.00
36	840515	THERMOPLASTIC PAVEMENT MARKING	SQFT	130	16.00	2,080.00
37	840525	4" THERMOPLASTIC TRAFFIC STRIPE (BROKEN 36-12)	LF	16,100	1.10	17,710.00
38	850101	PAVEMENT MARKER (NON-REFLECTIVE)	EA	1,600	1.60	2,560.00
39	850111	PAVEMENT MARKER (RETROREFLECTIVE)	EA	260	6.00	1,560.00
40	860090	MAINTAINING EXISTING TRAFFIC MANAGEMENT SYSTEM ELEMENTS DURING CONSTRUCTION	LS	LUMP SUM	LUMP SUM	500.00

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Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
41	999990	MOBILIZATION	LS	LUMP SUM	LUMP SUM	84,000.00

620
SC

TOTAL BID:

\$ 1,261,715.69

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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
KRC SAFETY CO, VISALIA	2	100%	CONSTRUCTION AREA SIGNS
EXTREME PRESSURE SYSTEMS, INC CAMARILLO	16	100%	PAVE BRIDGE DECK SURFACE
Sterneahl Ent., Sun Valley			STRIPING
Grdan, Santa Fe Springs			REINFORCING STEEL
PAVEMENT REPAIRING SYSTEMS, JUANITA WADSWORTH	14		REMOVE AC SURFACE.
technocoatings, Anaheim	34		CURB AND PAVING STEEL



O'Donnell Construction Inc.

559 W. Covina Boulevard
San Dimas, CA. 91773-2911
Phone 909-394-4510 Fax 909-394-4750

General Engineering Contractor

License #772905 A

From FAX (909) 394-4750

F A X T R A N S M I T T A L

Date: 5/10/13
To: Department of Transportation
Attention: Bids
From: Michelle Guido

Remarks: Re: #07-1W3604 _____

PLEASE SEE: SUBCONTRACTOR LIST

PAINTING CERTIFICATION

Thank You. If you have any questions, or need additional information, please do not hesitate to call.

Thanks,

4 PAGES TO FOLLOW THIS SHEET. PLEASE CALL IMMEDIATELY IF YOU DID NOT RECEIVE ALL SHEETS INDICATED.

To FAX No:916 227-6282

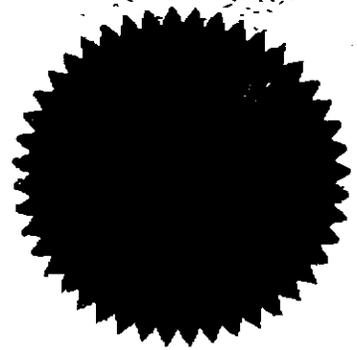
STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
SUBCONTRACTOR LIST
 DES-OE-01022 (REV 3/2011)

O'Donnell
 Bidder Name: 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
KRC SIGNIFY CO, VISALIA	2	100%	CONSTRUCTION AND SIGNS
EXTENSIVE PNEUMATIC SYSTEMS, INC CAMARILLO	16	100%	PAVED BRIDGE DECK SURFACE
STERNDAHL ENT, SAN VALENTINE	3	13.4%	STRIPING
	1, 7, 11, 12 13, 35-39	100%	
GENOAN REINFORCING, MANTUA (CA)	24 25 31	21.9% 3.6% 100%	REINFORCING STEEL
PAVEMENT RECYCLING SYSTEMS, INDIAN VALLEY	14	100%	REMOVE AND RECYCLE
TECHNO CONCRETE, ANAHEIM	34	100%	CURB AND PAVING STEEL

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-68, Sacramento, CA 95814.



Techno Coatings, Inc.
of
Anaheim, CA

*has met or exceeded the requirements set forth in the
 SSPC Painting Contractor Certification Program for*

**FIELD APPLICATION OF COATINGS
 COMPLEX STRUCTURES
 SSPC-QP1**



Job No. 07-1W3304

Stephen P. Collins

.....
 President, SSPC

.....
 March 31, 2013 – March 31, 2014

.....
 Validation Period

.....
 Owners are advised to contact SSPC at (714) 635-4078 ext. 2233 or ext. 2109 to verify authenticity of certification.

05/10/2013 10:55 O'Donnell Construction Received May 10 2013 11:01am P.003/005 (FAX)9093944750

MAY-09-2013 11:21 MULTIPLE PLANT SERVICES 714 635 4078 P.02/04

P.004/005

May 10 2013 11:01am
@FAX9083944750

Received
05/10/2013 10:56 O'Donnell Construction



Techno Coatings, Inc.

of **Anaheim, CA**

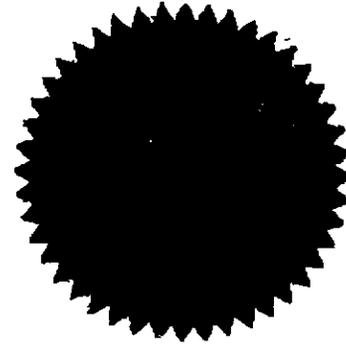
*has met or exceeded the requirements set forth in the
SSPC Painting Contractor Certification Program for*

**INDUSTRIAL HAZARDOUS
PAINT REMOVAL
SSPC-QP2**

"A"
.....
Category

Stephen P. Collins
.....
President, SSPC

March 31, 2013 - March 31, 2014
.....
Validation Period



Job No. 07-1W3304

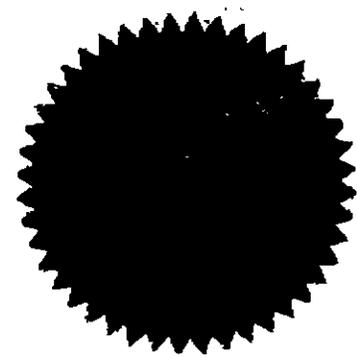
Orders are advised to contact SSPC at 412-281-2131 ext. 2235 or ext. 2209 to verify authenticity of certification.

MAY-09-2013 11:21

MULTIPLE PLANT SERVICES

714 635 4078

P.03/04



Techno Coatings, Inc.
of
Anaheim, CA

*has met or exceeded the requirements set forth in the
SSPC Painting Contractor Certification Program for*

**APPLICATION OF
PROTECTIVE COATINGS
SSPC-QP 3**



Job No: 07-1W3304

Enclosed Shop

Stephen P. Collins
President, SSPC

March 31, 2013 – March 31, 2014

Validation Period

Customers advised to contact SSPC at 412-281-2391 ext. 2255 or ext. 2209 to verify authenticity of certification.

REQUEST FOR SMALL BUSINESS PREFERENCE OR NON-SMALL BUSINESS PREFERENCE

DES-OE-0102.7 (REV 02/2010)

CONTRACT NO. 07 - 1W3604

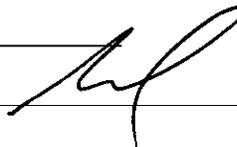
Complete one of the following:

• **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: 20611

Date: 5/9/13

Signature: 

• **Non-Small Business Preference**

The undersigned requests 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: _____

ADA Notice

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Department of
General Services

BUILDING GREEN · BUYING GREEN · WORKING GREEN

O'DONNELL CONSTRUCTION INC - #20611

SUPPLIER PROFILE

Legal Business Name O'DONNELL CONSTRUCTION INC
 Doing Business As O'DONNELL CONSTRUCTION INC
 Address 559 W COVINA BLVD Phone (909) 394-4510
 SAN DIMAS, CA 91773-2911 FAX (909) 394-4750
 Email neil@odonnellconst.com
 Business Types Construction
 Service Areas Fresno, Imperial, Inyo, Kern, Kings, Los Angeles, Madera, Monterey, Orange, Riverside, San Benito, San Diego, San Luis Obispo, Santa Barbara, Santa Cruz, Tulare, Ventura,
 Keywords General Engineering Construction Contractor
 Construction License Types A - General Engineering
 Classifications 721410 - Highway and road construction services

Active Certifications

TYPE	STATUS	FROM	TO
SB	Approved	Nov 13, 2012	Dec 31, 2013

Certification History

TYPE	STATUS	FROM	TO
SB	Expired	Nov 7, 2011	Nov 30, 2012
SB	Expired	Nov 9, 2010	Nov 30, 2011
SB	Expired	Oct 28, 2009	Oct 31, 2010
SB	Expired	Aug 10, 2006	Jul 31, 2009
SB	Expired	May 7, 2003	Apr 30, 2006
SB	Expired	Apr 19, 2000	Mar 31, 2003

CALIFORNIA COMPANY PREFERENCE

DES-OE-0102.9 (REV 11/2008)

This form must be completed and signed 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 (check appropriate box and enter requested information):

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

or

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

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." (Check box and enter requested information.)

I am not 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.)

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

Date: 5/9/13

Signature of Bidder: 

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We O'Donnell Construction, Inc.

as Principal, and

U.S. Specialty Insurance 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 Construction on State Highway in Los Angeles
(Copy here the exact description of work, including location, as it appears on the proposal)
County at Various Locations (07-LA-5, 14, 101-Var)
for which bids are to be opened at Irvine, CA
(Insert place where bids will be opened)

on May 9, 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: May 8, 2013.

Correspondence or claims relating to this bond should be sent to the surety at the following address:
U.S. Specialty Insurance Company
625 The City Drive South, Suite 130
Orange, CA 92869

O'Donnell Construction, Inc.
(Signature)
Principal
U.S. Specialty Insurance Company
Surety
By *(Signature)*
Adriana Valenzuela
Attorney-in-Fact

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California }
County of Orange

On this May 8, 2013 before me, Susan Ponsell, Notary Public
Date Here Insert Name and Title of the Officer
personally appeared Adriana Valenzuela
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)*
Signature of Notary Public

ADA Notice For individuals with sensory disabilities, this document is available in alternate formats. For information call (816) 854-8410 or TDD (816) 854-3880 or write Records and Forms Management, 1120 N Street, MS-89, Sacramento, CA 95814.

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:

Lourdes Landa, Adriana Valenzuela or Mark Rosskopf of Fullerton, 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** *****Three Million***** Dollars (\$ ****3,000,000.00****).

This Power of Attorney shall expire without further action on March 18, 2015. 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 suitable 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 effected by the Corporate Secretary.

Be it Resolved, that the signature of any authorized officer and seal of the Company heretofore 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 hereto affixed, this 3rd day of October, 2011.

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

Corporate Seals



By:

[Signature]
Daniel P. Aguilar, Vice President

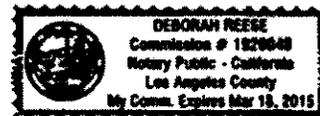
State of California

County of Los Angeles SS:

On this 3rd day of October, 2011, before me, Deborah Reese, 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 my hand and official seal.

Signature *[Signature]* (Seal)



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 _____ day of MAY 08 2013.

Corporate Seals

Bid Bond

Bond No. 100833988 03
Agency No. 8450



[Signature]
Jeannie Lee, Assistant Secretary

OPT OUT OF PAYMENT ADJUSTMENTS FOR PRICE INDEX FLUCTUATIONS

DES-OE-0102.12A (REV. 8/2012)

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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CERTIFICATIONS

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 Los Angeles

Neil T. O'Donnell, being first duly sworn, deposes and says that he or she is

President of O'Donnell 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