

CALTRANS  
STATE OF CALIFORNIA  
DEPARTMENT OF TRANSPORTATION  
BID FOR

12

D-7

CONSTRUCTION OF STATE PARK AND RIDE  
IRVINE COUNTY AT PARK AND RIDE AT WALNUT AVENUE  
In District 12 on Route 5

UNDER

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Notice to Bidders and Special Provisions dated April 11, 2016  
Project plans approved March 7, 2016  
Standard Specifications dated 2010  
Standard Plans dated 2010

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Identified by

Contract No. 12-0P2604

12-Ora-5-24.8

Project ID 1215000059

Bids open Wednesday, May 11, 2016

Dated April 11, 2016

AADD

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION  
Contract No.: 12-0P2604 Project ID: 1215000059  
Bidder Name: Hardy & Harper.com  
BID TO THE DEPARTMENT OF TRANSPORTATION  
DES-OE-0102.1

Bidder ID: VC1200005144

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Name of Bidder Hardy & Harper.com  
Bidder ID VC1200005144  
Business Street Address 1312 E. Warner Ave  
(Include even if P.O. Box is used)  
Business P.O. Box  
City, State, Zip Santa Ana, CA, 92705  
Telephone No. 714-444-1851  
Fax No. 714-444-2801  
Contractor License No.215952  
California Department of Industrial Relations Registration number\*\* 1000000076  
Checksum 27B92ECD

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 nonplant establishment work within the number of working days bid for nonplant establishment work.

2. Bidder has and acknowledges the following addenda:1  
04-27-16 Revise Notice to Bidders and Special Provisions,
3. Bidder submits this bid with one of the following forms of bidder's security equal to at least 10 percent of the bid: 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:Steve Kirschner AND  
TITLE OF PERSON SIGNING:Vice President

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BY (Authorized signature)

DATE SIGNED( Do not type)

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Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
1	130100	JOB SITE MANAGEMENT	LUMP SUM LS	LUMP SUM	12,400.00
2	130300	PREPARE STORM WATER POLLUTION PREVENTION PLAN	LUMP SUM LS	LUMP SUM	3,000.00
3	130310	RAIN EVENT ACTION PLAN	1.0 EA	500.00	500.00
4	130320	STORM WATER SAMPLING AND ANALYSIS DAY	1.0 EA	1,000.00	1,000.00
5	130330	STORM WATER ANNUAL REPORT	1.0 EA	2,000.00	2,000.00
6	130510	TEMPORARY MULCH	2,230.0 SQYD	4.00	8,920.00
7	130610	TEMPORARY CHECK DAM	200.0 LF	30.00	6,000.00
8	130620	TEMPORARY DRAINAGE INLET PROTECTION	1.0 EA	3,000.00	3,000.00
9	130640	TEMPORARY FIBER ROLL	800.0 LF	5.00	4,000.00
10	130710	TEMPORARY CONSTRUCTION ENTRANCE	1.0 EA	5,000.00	5,000.00
11	130730	STREET SWEEPING	LUMP SUM LS	LUMP SUM	12,129.05
12	130900	TEMPORARY CONCRETE WASHOUT	LUMP SUM LS	LUMP SUM	1,000.00

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
13	150608	REMOVE CHAIN LINK FENCE	420.0 LF	15.00	6,300.00
14	150685	REMOVE IRRIGATION FACILITY	LUMP SUM LS	LUMP SUM	3,000.00
15	160102	CLEARING AND GRUBBING (LS)	LUMP SUM LS	LUMP SUM	24,000.00
16	190101	ROADWAY EXCAVATION	3,600.0 CY	26.62	95,832.00
17	194001	DITCH EXCAVATION	58.0 CY	100.00	5,800.00
18	202006	SOIL AMENDMENT	80.0 CY	196.00	15,680.00
19	202039	SLOW-RELEASE FERTILIZER	700.0 LB	3.30	2,310.00
20	204006	PLANT (GROUP F)	4,300.0 EA	0.50	2,150.00
21	204011	PLANT (GROUP K)	63.0 EA	432.00	27,216.00
22	204035	PLANT (GROUP A)	1,160.0 EA	10.00	11,600.00
23	204036	PLANT (GROUP B)	20.0 EA	30.00	600.00
24	204038	PLANT (GROUP U)	39.0 EA	200.00	7,800.00

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
25	204045	SOD	1,020.0 SQYD	13.00	13,260.00
26	204099	PLANT ESTABLISHMENT WORK	LUMP SUM LS	LUMP SUM	24,000.00
27	205035	WOOD MULCH	210.0 CY	60.00	12,600.00
28	206400	CHECK AND TEST EXISTING IRRIGATION FACILITIES	LUMP SUM LS	LUMP SUM	2,000.00
29	206402	OPERATE EXISTING IRRIGATION FACILITIES	LUMP SUM LS	LUMP SUM	4,500.00
30	206560	CONTROL AND NEUTRAL CONDUCTORS	LUMP SUM LS	LUMP SUM	3,000.00
31	206562	1" REMOTE CONTROL VALVE	4.0 EA	432.00	1,728.00
32	206564	1 1/2" REMOTE CONTROL VALVE	3.0 EA	500.00	1,500.00
33	206565	2" REMOTE CONTROL VALVE	6.0 EA	555.00	3,330.00
34	030938	VALVE DECODER FOR TWO-WIRE CONTROLLER	13.0 EA	166.00	2,158.00
35	030939	BICYCLE LOCKER	4.0 EA	2,000.00	8,000.00
36	208445	TREE WELL SPRINKLER ASSEMBLY	210.0 EA	56.00	11,760.00

## STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 12-0P2604 Project ID: 1215000059

Bidder Name: Hardy &amp; Harper.com

Bidder ID: VC1200005144

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
37	208446	RISER SPRINKLER ASSEMBLY (GEAR DRIVEN)	29.0 EA	77.00	2,233.00
38	208447	POP-UP SPRINKLER ASSEMBLY (GEAR DRIVEN)	30.0 EA	77.00	2,310.00
39	208448	RISER SPRINKLER ASSEMBLY	65.0 EA	38.00	2,470.00
40	208449	POP-UP SPRINKLER ASSEMBLY	21.0 EA	96.00	2,016.00
41	208575	2" GATE VALVE	1.0 EA	500.00	500.00
42(F)	208594	3/4" PLASTIC PIPE (SCHEDULE 40) (SUPPLY LINE)	3,110.0 LF	3.45	10,729.50
43(F)	208595	1" PLASTIC PIPE (SCHEDULE 40) (SUPPLY LINE)	3,665.0 LF	3.77	13,817.05
44(F)	208596	1 1/4" PLASTIC PIPE (SCHEDULE 40) (SUPPLY LINE)	745.0 LF	4.22	3,143.90
45(F)	208597	1 1/2" PLASTIC PIPE (SCHEDULE 40) (SUPPLY LINE)	290.0 LF	4.32	1,252.80
46(F)	208598	2" PLASTIC PIPE (SCHEDULE 40) (SUPPLY LINE)	1,030.0 LF	4.56	4,696.80
47	030940	1" PLASTIC PIPE (SCHEDULE 40) (CONDUIT)	1,200.0 LF	4.22	5,064.00
48	030941	4" PLASTIC PIPE (SCHEDULE 40) (CONDUIT)	180.0 LF	13.00	2,340.00

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
49	208683	BALL VALVE	4.0 EA	600.00	2,400.00
50(F)	208738	8" CORRUGATED HIGH DENSITY POLYETHYLENE PIPE CONDUIT	100.0 LF	95.00	9,500.00
51	250301	CLASS 3 AGGREGATE SUBBASE	2,330.0 CY	33.33	77,658.90
52	390132	HOT MIX ASPHALT (TYPE A)	4,100.0 TON	59.95	245,795.00
53(F)	510502	MINOR CONCRETE (MINOR STRUCTURE)	0.5 CY	1,500.00	750.00
54	650010	12" REINFORCED CONCRETE PIPE	28.0 LF	300.00	8,400.00
55	700617	DRAINAGE INLET MARKER	1.0 EA	600.00	600.00
56	700638	36" CORRUGATED STEEL PIPE INLET (.079" THICK)	2.0 LF	1,600.00	3,200.00
57	731502	MINOR CONCRETE (MISCELLANEOUS CONSTRUCTION)	110.0 CY	532.00	58,520.00
58	030942	MINOR CONCRETE (WHEEL BUMPER)	110.0 EA	38.00	4,180.00
59	750001	MISCELLANEOUS IRON AND STEEL	400.0 LB	5.00	2,000.00
60	840656	PAINT TRAFFIC STRIPE (2-COAT)	8,700.0 LF	0.50	4,350.00

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
61	860090	MAINTAINING EXISTING TRAFFIC MANAGEMENT SYSTEM ELEMENTS DURING CONSTRUCTION	LUMP SUM LS LS LS	LUMP SUM	3,000.00
62	860407	LIGHTING (PARKING LOT)	LUMP SUM LS	LUMP SUM	96,000.00
63	999990	MOBILIZATION	LUMP SUM LS	LUMP SUM	95,000.00
Total Bid					\$1,011,000.00

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 12-0P2604 Project ID: 1215000059

Bidder Name: Hardy & Harper.com

Bidder ID: VC1200005144

DES-OE-0102.2C (REV 03/2015)

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Bidding Firm: Hardy & Harper.com

List this sub? Yes

- 1) Business Name Global Environmental Network, Inc  
Location City Fountain Valley State CA  
California Contractor License Number 878478  
Public Works Contractor Registration Number 1000005273  
Portion of Work Subcontracted:

Item %	Description
1 0.2%	Job Site Management (Partial)
2 60%	Prepare Storm Water Pollution Prevention Plan (Partial)
3 25%	Rain Event Action Plan (Partial)
4 18%	Storm Water Sampling & Analysis Day (Partial)
5 49%	Storm Water Annual Report (Partial)

List this sub? Yes

- 2) Business Name Steiny & Company, Inc  
Location City Baldwin Park State CA  
California Contractor License Number 161273  
Public Works Contractor Registration Number 1000004082  
Portion of Work Subcontracted:

Item %	Description
61 17%	Maintaining Existing Traffic Management System Elements
62 100.3%	Lighting (Parking Lot)
63 11%	Mobilization (Partial)

List this sub? Yes

- 3) Business Name Lukkes Striping  
Location City Santa Ana State CA  
California Contractor License Number 922425  
Public Works Contractor Registration Number 1000003491  
Portion of Work Subcontracted:

Item %	Description
60 90%	Paint Traffic Stripe
58 89%	Minor Concrete (Wheel Bumper)

Bidding Firm: Hardy & Harper.com

List this sub? Yes

- 4) Business Name Phoenix Landscape  
Location City Fullerton State CA  
California Contractor License Number 284586  
Public Works Contractor Registration Number 1000021577  
Portion of Work Subcontracted:

Item %	Description
6 97%	Temporary Mulch
9 64%	Temporary Fiber Roll
14 65%	Remove Irrigation Facility
18 91%	Soil Amendment
19 91%	Slow Release Fertilizer

List this sub? Yes

- 5) Business Name Phoenix Landscape  
Location City Fullerton State CA  
California Contractor License Number 284586  
Public Works Contractor Registration Number 1000021577  
Portion of Work Subcontracted:

Item %	Description
20 98%	Plant Group F
21 97%	Plant Group K
22 92%	Plant Group A
23 84%	Plant Group B
24 95%	Plant Group U

List this sub? Yes

- 6) Business Name Phoenix Landscape  
Location City Fullerton State CA  
California Contractor License Number 284586  
Public Works Contractor Registration Number 1000021577  
Portion of Work Subcontracted:

Item %	Description
25 93%	SOD
26 94%	Plant Establishment Work
27 95%	Wood Mulch
28 68%	Check & Test Existing Irrigation
29 97%	Operate Existing Irrigation

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION  
Contract No.: 12-0P2604 Project ID: 1215000059  
Bidder Name: Hardy & Harper.com  
DES-OE-0102.2C (REV 03/2015)

Bidder ID: VC1200005144

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Bidding Firm: Hardy & Harper.com

List this sub? Yes

7) Business Name Phoenix Landscape  
Location City Fullerton State CA  
California Contractor License Number 284586  
Public Works Contractor Registration Number 1000021577  
Portion of Work Subcontracted:

Item %	Description
30 53%	Control & Neutral Conductor
31 93%	1" Remote Control Valve
32 92%	1.5" Remote Control Valve
33 94%	2" Remote Control Valve
34 93%	Valve Decoder for Two Wire Controller

List this sub? Yes

8) Business Name Phoenix Landscape  
Location City Fullerton State CA  
California Contractor License Number 284586  
Public Works Contractor Registration Number 1000021577  
Portion of Work Subcontracted:

Item %	Description
36 98%	Tree Well Sprinkler Assembly
37 91%	Riser Sprinkler Assembly/Gear Driven
38 88%	Pop-up Sprinkler Assembly/Gear Driven
39 97%	Riser Sprinkler Assembly
40 94%	Pip-up Sprinkler Assembly

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION  
Contract No.: 12-0P2604 Project ID: 1215000059  
Bidder Name: Hardy & Harper.com  
DES-OE-0102.2C (REV 03/2015)

Bidder ID: VC1200005144

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Bidding Firm: Hardy & Harper.com

List this sub? Yes

10) Business Name Phoenix Landscape  
Location City Fullerton State CA

California Contractor License Number 284586  
Public Works Contractor Registration Number 1000021577  
Portion of Work Subcontracted:

Item	%	Description
46	98%	2" PVC SCH 40 Supply Line
47	94%	1" PVC SCH 40 Conduit
48	77%	4" PVC SCH 40 Conduit
49	83%	Ball Valve
50	95%	8" Corrugated H.D. PVC Conduit



STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 12-0P2604 Project ID: 1215000059

Bidder Name: Hardy & Harper.com

Bidder ID: VC1200005144

REQUEST FOR SMALL BUSINESS PREFERENCE OR NON-SMALL BUSINESS PREFERENCE

DES-OE-0102.7 (REV 02/2010)

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COMPLETE ONE OF THE FOLLOWING:

\*Small Business Preference

The undersigned 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:

Date: 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: 05/10/16 Signature: \_\_\_\_\_

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 12-0P2604 Project ID: 1215000059

Bidder Name: Hardy & Harper.com

Bidder ID: VC1200005144

CALIFORNIA COMPANY PREFERENCE

DES-OE-102.9 (REV 11/2008)

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

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

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

or

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

Name of State:

or

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

Name of State:

California Sales or Use Tax No.:

or

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

4. I a California company.

My principal place of business is in:

(Enter state or country)

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

(Attach additional sheets if necessary.)

Describe:

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

DATE \_\_\_\_\_ Signature of Bidder \_\_\_\_\_

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 12-0P2604 Project ID: 1215000059

Bidder Name: Hardy & Harper.com

Bidder ID: VC1200005144

OPT OUT OF PAYMENT ADJUSTMENTS FOR PRICE INDEX FLUCTUATIONS

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

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To opt out of payment adjustments for price index fluctuations as specified, complete this form.

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

Enter Date and Name to opt out of payment adjustments for price index fluctuations.

Date: Bidder's Name:

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

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UNDOCUMENTED ALIENS EMPLOYMENT

Under Pub Cont Code ♦ 6101, the Bidder certifies compliance with state and federal law respecting the employment of undocumented aliens.

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NONCOLLUSION

NONCOLLUSION AFFIDAVIT TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID

Under PCC 7106 and 23 USC 112, the bidder declares as follows:

State of CA County of Orange

Name: Steve Kirschner,

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

Vice President of

Hardy & Harper, 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.

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CHILD SUPPORT COMPLIANCE ACT

Under Pub Cont Code ♦ 7110, the contractor acknowledges that:

1. The contractor recognizes the importance of child and family support obligations and shall fully comply with all applicable state and federal laws relating to child and family support enforcement, including, but not limited to, disclosure of information and compliance with earnings assignment orders, as provided in Chapter 8 (commencing with section 5200) of Part 5 of Division 9 of the Family Code; and
  2. The contractor to the best of its knowledge is fully complying with the earnings assignment orders of all employees and is providing the names of all new employees to the New Hire Registry maintained by the Employment Development Department.
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NATIONAL LABOR RELATIONS BOARD

Under Pub Cont Code ♦ 10232, the contractor, swears under penalty of perjury, that no more than one final unappealable finding of contempt of court by a federal court has been issued against the contractor within the immediately preceding two year period because of the contractor's failure to comply with an order of a federal court which orders the contractor to comply with an order of the National Labor Relations Board.

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VIOLATION OF LAW OR A SAFETY REGULATION

Under Pub Cont Code ♦ 10162, the Bidder must complete, under penalty of perjury, the following questionnaire:

Has the Bidder, any officer of the Bidder, or any employee of the Bidder who has a proprietary interest in the Bidder, ever been disqualified, removed, or otherwise prevented from bidding on, or completing a federal, state, or local government project because of a violation of law or a safety regulation? No

If the answer is yes, explain the circumstances in the following space.

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ANTITRUST LAW

Under Pub Con Code ♦ 10285.1, the Bidder declares under penalty of perjury under the laws of the State of California that the Bidder Has Not been convicted within the preceding three years of any offenses referred to in that section, including any charge of fraud, bribery, collusion, conspiracy, or any other act in violation of any state or federal antitrust law in connection with the bidding upon, award of, or performance of, any public works contract, as defined in Pub Cont Code ♦ 1101, with any public entity, as defined in Pub Cont Code ♦ 1100, including the Regents of the University of California or the Trustees of the California State University. The term "Bidder" includes any partner, member, officer, director, responsible managing officer, or responsible managing employee thereof, as referred to in Section 10285.1.

If the Bidder has been convicted of an offense within the past 3 years, provide the conviction details including the date and ultimate resolution of each conviction in the space below.

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PERMITS, LICENSES, AGREEMENTS, CERTIFICATIONS, AND RAILROAD  
RELATIONS AND INSURANCE REQUIREMENTS

Bidder acknowledges that permits, licenses, agreements, certifications, and the requirements in the document titled "Railroad Relations and Insurance Requirements" are components of the Contract under section 5-1.02 of the Standard Specifications.

BIDDER RESPONSIBILITY QUESTIONNAIRE

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

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

No

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

No

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

No

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

4.1. Date of each nonresponsibility determination

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

4.3. Contract number for each nonresponsibility determination

END CERTIFICATIONS

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

We \_\_\_\_\_

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

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

THE CONDITION OF THIS OBLIGATION IS SUCH, THAT:

WHEREAS, the Principal is submitting a bid to the Obligee, for CONSTRUCTION OF STATE PARK AND RIDE IRVINE COUNTY AT PARK AND RIDE AT WALNUT AVENUE In District 12 on Route 5 for which bids are to be opened at 1727 30th Street, Sacramento CA 95816 on 05-11-16.

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

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

Dated: \_\_\_\_\_, 20\_\_\_\_.

Principal \_\_\_\_\_

Surety \_\_\_\_\_

By \_\_\_\_\_

Attorney-in-Fact

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

\_\_\_\_\_  
\_\_\_\_\_

CALIFORNIA ALL-PURPOSE ACKNOWLEDGEMENT

State of California

County of \_\_\_\_\_

On this \_\_\_\_\_ before me, \_\_\_\_\_

Date Here insert Name and Title of the Officer

personally appeared \_\_\_\_\_

Name(s) of Signer(s)

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

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

WITNESS my hand and official seal

SIGNATURE \_\_\_\_\_

Signature of Notary Public

(SEAL)

05-11-16A11:08 RCVD

Department of Transportation  
Division of Engineering  
1727 30th St, Mail Stop 43  
Sacramento, CA 95816-8041

Division of Engineering

May 10, 2016

Hardy & Harper, Inc. would like to submit the attached bid bond for participation in the following bid: " **CONSTRUCTION OF STATE PARK AND RIDE IRVINE COUNTY AT PARK AND RIDE AT WALNUT AVENUE No. 12-0P2604**" that bids electronically on **May 11th, 2016 @ 2:00 PM.**

Thank you,

*Tina Pham*

1312 East Warner Avenue  
Santa Ana, CA 92705  
(714) 352-7026  
(714) 444-2850 FAX  
[tpham@hardyandharper.com](mailto:tpham@hardyandharper.com)



STATE OF CALIFORNIA · DEPARTMENT OF TRANSPORTATION

Contract No. 12-0P2604

**BIDDER'S BOND**

DES-OE-0102.3 (REV 3/2008)

Bond No. CSBA-2103

We Hardy & Harper, Inc.

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

Fidelity and Deposit Company of Maryland

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. 12-0P2604 - Construction of State Park and Ride  
*(Copy here the exact description of work, including location, as it appears on the proposal)*

Irvine County at Park and Ride at Walnut Avenue

for which bids are to be opened at Sacramento, CA

*(Insert place where bids will be opened)*

on May 11, 2016

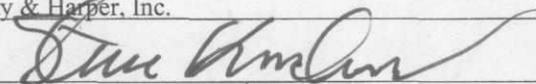
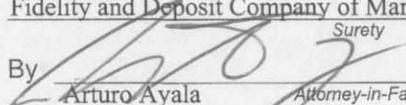
*(Insert date of bid opening)*

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 9, 2016

Correspondence or claims relating to this bond should be sent to the surety at the following address:  
Fidelity and Deposit Company of Maryland  
777 South Figueroa Street, Suite 3900  
Los Angeles, CA 90017

Hardy & Harper, Inc.  
  
Steve Hirschner - vice president<sup>Principal</sup>  
Fidelity and Deposit Company of Maryland  
<sup>Surety</sup>  
By   
Arturo Ayala <sup>Attorney-in-Fact</sup>

**CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT**

State of California }  
County of \_\_\_\_\_ }

On this \_\_\_\_\_ before me, \_\_\_\_\_  
*Date* *Here Insert Name and Title of the Officer*  
personally appeared \_\_\_\_\_  
*Name(s) of Signer(s)*

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

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

WITNESS my hand and official seal.

(SEAL) Signature \_\_\_\_\_  
*Signature of Notary Public*

**CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT**

**CIVIL CODE § 1189**

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 Orange )

On May 9, 2016 before me, Tina Pham, Notary Public,  
*Date Here Insert Name and Title of the Officer*

personally appeared Steve Kirschner  
*Name(s) of Signer(s)*

who proved to me on the basis of satisfactory evidence to be the person(x) 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 *Tina Pham*  
*Signature of Notary Public*

*Place Notary Seal Above*

**OPTIONAL**

*Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.*

**Description of Attached Document**

Title or Type of Document: Bid Bond Document Date: May 9, 2016  
Number of Pages: 1 Signer(s) Other Than Named Above: Arturo Ayala

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

Signer's Name: Steve Kirschner  
 Corporate Officer — Title(s): Vice President  
 Partner —  Limited  General  
 Individual  Attorney in Fact  
 Trustee  Guardian or Conservator  
 Other: \_\_\_\_\_  
Signer Is Representing: \_\_\_\_\_  
Hardy & Harper, Inc

Signer's Name: \_\_\_\_\_  
 Corporate Officer — Title(s): \_\_\_\_\_  
 Partner —  Limited  General  
 Individual  Attorney in Fact  
 Trustee  Guardian or Conservator  
 Other: \_\_\_\_\_  
Signer Is Representing: \_\_\_\_\_

### 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.

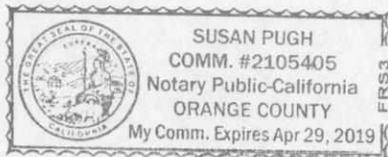
STATE OF CALIFORNIA

County of Orange }

On 5/9/16 before me, Susan Pugh, Notary Public,  
Date Insert Name of Notary exactly as it appears on the official seal

personally appeared Arturo Ayala  
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.



Place Notary Seal Above

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 Susan Pugh  
Signature of Notary Public Susan Pugh

### 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: Bid Bond

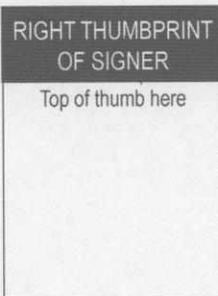
Document Date: 5/9/16 Number of Pages: One

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

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

Signer's Name: Arturo Ayala

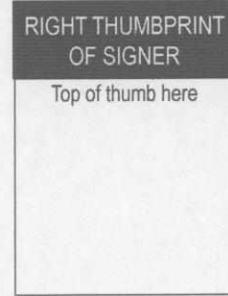
- Individual
- Corporate Officer — Title(s): \_\_\_\_\_
- Partner  Limited  General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: \_\_\_\_\_



Signer is Representing:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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

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



Signer is Representing:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**ZURICH AMERICAN INSURANCE COMPANY  
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY  
FIDELITY AND DEPOSIT COMPANY OF MARYLAND  
POWER OF ATTORNEY**

KNOW ALL MEN BY THESE PRESENTS: That the ZURICH AMERICAN INSURANCE COMPANY, a corporation of the State of New York, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, a corporation of the State of Maryland, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND a corporation of the State of Maryland (herein collectively called the "Companies"), by **THOMAS O. MCCLELLAN, Vice President**, in pursuance of authority granted by Article V, Section 8, of the By-Laws of said Companies, which are set forth on the reverse side hereof and are hereby certified to be in full force and effect on the date hereof, do hereby nominate, constitute, and appoint **Daniel HUCKABAY, Dwight REILLY, Andrew WATERBURY, Arturo AYALA, Shaunna BURCHFIEL and Michael CASTANEDA, all of Orange, California, EACH** its true and lawful agent and Attorney-in-Fact, to make, execute, seal and deliver, for, and on its behalf as surety, and as its act and deed: **any and all bonds and undertakings**, and the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Companies, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the ZURICH AMERICAN INSURANCE COMPANY at its office in New York, New York., the regularly elected officers of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at its office in Owings Mills, Maryland., and the regularly elected officers of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at its office in Owings Mills, Maryland., in their own proper persons.

The said Vice President does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article V, Section 8, of the By-Laws of said Companies, and is now in force.

IN WITNESS WHEREOF, the said Vice-President has hereunto subscribed his/her names and affixed the Corporate Seals of the said **ZURICH AMERICAN INSURANCE COMPANY, COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and FIDELITY AND DEPOSIT COMPANY OF MARYLAND**, this 15th day of February, A.D. 2016.

ATTEST:

**ZURICH AMERICAN INSURANCE COMPANY  
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY  
FIDELITY AND DEPOSIT COMPANY OF MARYLAND**



*Eric D. Barnes*

By: \_\_\_\_\_  
Secretary  
Eric D. Barnes

*Thomas O. McClellan*

\_\_\_\_\_  
Vice President  
Thomas O. McClellan

State of Maryland  
County of Baltimore

On this 15th day of February, A.D. 2016, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, **THOMAS O. MCCLELLAN, Vice President, and ERIC D. BARNES, Secretary**, of the Companies, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and acknowledged the execution of same, and being by me duly sworn, deposed and saith, that he/she is the said officer of the Company aforesaid, and that the seals affixed to the preceding instrument are the Corporate Seals of said Companies, and that the said Corporate Seals and the signature as such officer were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporations.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal the day and year first above written.

*Constance A. Dunn*

\_\_\_\_\_  
Constance A. Dunn, Notary Public  
My Commission Expires: July 9, 2019



EXTRACT FROM BY-LAWS OF THE COMPANIES

"Article V, Section 8, Attorneys-in-Fact. The Chief Executive Officer, the President, or any Executive Vice President or Vice President may, by written instrument under the attested corporate seal, appoint attorneys-in-fact with authority to execute bonds, policies, recognizances, stipulations, undertakings, or other like instruments on behalf of the Company, and may authorize any officer or any such attorney-in-fact to affix the corporate seal thereto; and may with or without cause modify or revoke any such appointment or authority at any time."

CERTIFICATE

I, the undersigned, Vice President of the ZURICH AMERICAN INSURANCE COMPANY, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, do hereby certify that the foregoing Power of Attorney is still in full force and effect on the date of this certificate; and I do further certify that Article V, Section 8, of the By-Laws of the Companies is still in force.

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the ZURICH AMERICAN INSURANCE COMPANY at a meeting duly called and held on the 15th day of December 1998.

RESOLVED: "That the signature of the President or a Vice President and the attesting signature of a Secretary or an Assistant Secretary and the Seal of the Company may be affixed by facsimile on any Power of Attorney...Any such Power or any certificate thereof bearing such facsimile signature and seal shall be valid and binding on the Company."

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at a meeting duly called and held on the 5th day of May, 1994, and the following resolution of the Board of Directors of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at a meeting duly called and held on the 10th day of May, 1990.

RESOLVED: "That the facsimile or mechanically reproduced seal of the company and facsimile or mechanically reproduced signature of any Vice-President, Secretary, or Assistant Secretary of the Company, whether made heretofore or hereafter, wherever appearing upon a certified copy of any power of attorney issued by the Company, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seals of the said Companies, this 9th day of May, 2016.



*Gerald F. Haley*

Gerald F. Haley, Vice President