

CALTRANS
STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION

BID

FOR CONSTRUCTION ON STATE HIGHWAY IN
SANTA CLARA COUNTY AT VARIOUS LOCATIONS
In District 04 On Route 82,85,101,237,680

UNDER

Notice to Bidders and Special Provisions dated February 05, 2024

Project plans approved December 26, 2023

Standard Specifications dated 2023

Standard Plans dated 2023

Identified by

Contract No. 04-0Y8004

04-SC1-82,85,101,237,680-Var

Project ID 0422000341

Electronic Bidding Contract

Bids open Tuesday, March 12, 2024

Dated February 05, 2024

**STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
BID TO THE DEPARTMENT OF TRANSPORTATION
DES-OE-0102.1 (REV 1/13/2017)**

NAME OF BIDDER Myers & Sons Construction, LLC

BUSINESS STREET ADDRESS 45 Morrison Avenue

CITY, STATE, ZIP Sacramento, CA, 95838

TELEPHONE NO. with AREA CODE 916-283-9950

FAX NO. with AREA CODE 916-614-9520

CONTRACTOR LICENSE NO. 1033752

PUBLIC WORKS CONTRACTOR REGISTRATION NO. 1000054678

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 or permanent erosion control 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 or permanent erosion control establishment period, Bidder additionally agrees to perform the non-establishment work within the number of working days bid for non-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-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 omitted, or the same as the item total, the 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 omitted, the bid may be determined nonresponsive. If a lump sum total price 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 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: 1

4. Bidder submits this bid with one of the following forms of bidder's security equal to at least 10 percent of the bid, including any additive items:

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)

PRINTED NAME AND TITLE OF PERSON SIGNING

ITEM NUMBER	ITEM CODE	QUANTITY	UNIT OF MEASURE	UNIT PRICE	ITEM TOTAL
BID ITEM LIST 1					
BID ITEM LIST					
0001	070030	1.000	LS	\$1,500.00	\$1,500.00
	LEAD COMPLIANCE PLAN				
0002	090105	1.000	LS	\$269,000.00	\$269,000.00
	TIME-RELATED OVERHEAD (LS)				
0003	090200	2.000	EA	\$2,000.00	\$4,000.00
	DISPUTE RESOLUTION ADVISOR ON-SITE MEETING				
0004	090207	20.000	HR	\$200.00	\$4,000.00
	HOURLY OFF-SITE DISPUTE-RESOLUTION-ADVISOR-RELATED TASKS				
0005	120090	1.000	LS	\$91,000.00	\$91,000.00
	CONSTRUCTION AREA SIGNS				
0006	120100	1.000	LS	\$320,000.00	\$320,000.00
	TRAFFIC CONTROL SYSTEM				
0007	120103	115.000	DAY	\$400.00	\$46,000.00
	STATIONARY IMPACT ATTENUATOR VEHICLE				
0008	120204	230.000	EA	\$80.00	\$18,400.00
	PORTABLE RADAR SPEED FEEDBACK SIGN SYSTEM DAY				
0009	128651	8.000	EA	\$6,000.00	\$48,000.00
	PORTABLE CHANGEABLE MESSAGE SIGN (EA)				
0010	130100	1.000	LS	\$2,097.00	\$2,097.00
	JOB SITE MANAGEMENT				
0011	130201	1.000	LS	\$2,500.00	\$2,500.00
	WATER POLLUTION CONTROL PROGRAM				
0012	130620	18.000	EA	\$200.00	\$3,600.00
	TEMPORARY DRAINAGE INLET PROTECTION				
0013	130730	1.000	LS	\$2,500.00	\$2,500.00
	STREET SWEEPING				
0014	130900	1.000	LS	\$3,500.00	\$3,500.00
	TEMPORARY CONCRETE WASHOUT				
0015	141103	5860.000	LF	\$8.00	\$46,880.00
	REMOVE YELLOW THERMOPLASTIC TRAFFIC STRIPE (HAZARDOUS WASTE)				
0016	390132	110.000	TON	\$946.00	\$104,060.00
	HOT MIX ASPHALT (TYPE A)				
0017	397005	0.500	TON	\$2,000.00	\$1,000.00
	TACK COAT				
0018	398200	1200.000	SQYD	\$21.50	\$25,800.00
	COLD PLANE ASPHALT CONCRETE PAVEMENT				
0019	420203	823.000	SQYD	\$65.00	\$53,495.00
	GRIND EXISTING BRIDGE DECK				
0020	480400	1.000	LS	\$1,500.00	\$1,500.00
	TEMPORARY DECKING				
0021	046491	2.000	CY	\$12,000.00	\$24,000.00
	(F) - STRUCTURAL CONCRETE, BRIDGE (RSC)				
0022	511118	2089.000	LF	\$38.00	\$79,382.00
	CLEAN EXPANSION JOINT				
0023	519081	818.000	LF	\$62.00	\$50,716.00

		JOINT SEAL (MR 1/2")			
0024	519088	806.000 LF		\$92.00	\$74,152.00
		JOINT SEAL (MR 1")			
0025	519100	34.000 LF		\$335.00	\$11,390.00
		JOINT SEAL (MR 2")			
0026	519102	359.000 LF		\$32.00	\$11,488.00
		JOINT SEAL (TYPE AL)			
0027	046556	72.000 LF		\$230.00	\$16,560.00
		BONDED JOINT SEAL (MR 3")			
0028	520102	100.000 LB		\$10.00	\$1,000.00
		(F) - BAR REINFORCING STEEL (BRIDGE)			
0029	600001	1.000 LS		\$22,000.00	\$22,000.00
		PUBLIC SAFETY PLAN			
0030	600011	685.000 CF		\$175.00	\$119,875.00
		RAPID SETTING CONCRETE (PATCH)			
0031	048419	1.000 SQFT		\$5,500.00	\$5,500.00
		REPAIR SPALLED SURFACE AREA (FIBER REINFORCED FILLER)			
0032	600029	12.500 SQFT		\$500.00	\$6,250.00
		REMOVE ASPHALT CONCRETE SURFACING			
0033	600033	685.000 CF		\$200.00	\$137,000.00
		REMOVE UNSOUND CONCRETE			
0034	600037	259320.000 SQFT		\$0.50	\$129,660.00
		PREPARE CONCRETE BRIDGE DECK SURFACE			
0035	600041	4690.000 CF		\$80.00	\$375,200.00
		FURNISH POLYESTER CONCRETE OVERLAY			
0036	600043	48572.000 SQFT		\$6.00	\$291,432.00
		(F) - PLACE POLYESTER CONCRETE OVERLAY			
0037	600045	210748.000 SQFT		\$0.75	\$158,061.00
		(F) - TREAT BRIDGE DECK			
0038	600047	2583.000 GAL		\$85.00	\$219,555.00
		FURNISH BRIDGE DECK TREATMENT MATERIAL			
0039	600114	1.000 LS		\$29,000.00	\$29,000.00
		BRIDGE REMOVAL (PORTION)			
0040	600200	5.000 EA		\$300.00	\$1,500.00
		PAINT BRIDGE IDENTIFICATION			
0041	810120	670.000 EA		\$3.00	\$2,010.00
		REMOVE PAVEMENT MARKER			
0042	810230	690.000 EA		\$10.00	\$6,900.00
		PAVEMENT MARKER (RETROREFLECTIVE)			
0043	840516	830.000 SQFT		\$8.00	\$6,640.00
		THERMOPLASTIC PAVEMENT MARKING (ENHANCED WET NIGHT VISIBILITY)			
0044	846030	10700.000 LF		\$3.00	\$32,100.00
		REMOVE THERMOPLASTIC TRAFFIC STRIPE			
0045	846035	710.000 SQFT		\$6.00	\$4,260.00
		REMOVE THERMOPLASTIC PAVEMENT MARKING			
0046	847077	2290.000 LF		\$8.00	\$18,320.00
		8" TRAFFIC STRIPE TAPE WITH CONTRAST (WARRANTY) (BROKEN 12-3)			
0047	847103	140.000 LF		\$22.00	\$3,080.00
		12" TRAFFIC STRIPE TAPE (WARRANTY)			
0048	847105	100.000 LF		\$26.00	\$2,600.00

12" TRAFFIC STRIPE TAPE WITH CONTRAST (WARRANTY)				
0049	847210	5930.000 LF	\$12.00	\$71,160.00
		6" TRAFFIC STRIPE TAPE (WARRANTY)		
0050	847216	170.000 LF	\$16.00	\$2,720.00
		8" TRAFFIC STRIPE TAPE (WARRANTY)		
0051	847218	6110.000 LF	\$19.00	\$116,090.00
		6" TRAFFIC STRIPE TAPE WITH CONTRAST (WARRANTY)		
0052	847221	2770.000 LF	\$5.00	\$13,850.00
		6" TRAFFIC STRIPE TAPE WITH CONTRAST (WARRANTY) (BROKEN 17-7)		
0053	847222	6750.000 LF	\$5.00	\$33,750.00
		6" TRAFFIC STRIPE TAPE WITH CONTRAST (WARRANTY) (BROKEN 36-12)		
0054	847223	90.000 LF	\$5.00	\$450.00
		6" TRAFFIC STRIPE TAPE WITH CONTRAST (WARRANTY) (BROKEN 8-4)		
0055	847224	950.000 LF	\$20.00	\$19,000.00
		8" TRAFFIC STRIPE TAPE WITH CONTRAST (WARRANTY)		
0056	999990	1.000 LS	\$340,000.00	\$340,000.00
		MOBILIZATION		
Section 1 Total				\$3,485,483.00
Item Total				\$3,485,483.00

	COST PER DAY	WORKING DAYS BID	TOTAL BID FOR TIME
1	5200.00	120	\$624,000.00
WORKING DAYS BID (Do not bid less than 120 days and not more than 150 days)			
Site Total			\$624,000.00

Item Total: \$3,485,483.00

Total Bid for time: \$624,000.00

Total Bid: \$4,109,483.00

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
SUBCONTRACTOR LIST
DES-OE-0102.2C (REV. 3/2015)

Enter Bid Item Number. (Item)

Enter percent of Bid Item subcontracted. (%)

If the percentage of the bid item work is less than 100 percent, list the description of the portion of the work to be subcontracted. Enter the description of the percentage of work to be performed by subcontractor. (Description)

DO NOT USE SEMICOLONS (;) IN YOUR INPUT.

Sample Data Entry:

Table with 3 columns: Item, %, Description. Rows: 6 75 striping, 42 15 reinforcement, 54 100

1) List this subcontractor? YES NO
Business Name ABSL Construction Location City Hayward State CA
California Contractor License Number 621781 Public Works Contractor Registration
Number 1000002818
Portion of Work Subcontracted
Item % Description
19 68 Grind and Remove Existing Bridge Deck

2) List this subcontractor? YES NO
Business Name Farwest Safety Inc Location City Lodi State CA
California Contractor License Number 523187 Public Works Contractor Registration
Number 1000001371
Portion of Work Subcontracted
Item % Description
5 100

3) List this subcontractor? YES NO
Business Name Specialized Pavement Marking Location City Goshen State CA
California Contractor License Number 854894 Public Works Contractor Registration
Number 1000886659
Portion of Work Subcontracted
Item % Description
1 100 Items 1, 15
41 100 Items 41-55

4) List this subcontractor? YES NO
Business Name QA Constructors Location City San Francisco State CA
California Contractor License Number 1013265 Public Works Contractor Registration
Number 1000047727

Portion of Work Subcontracted			Description
Item	%		
16	100	Items 16-18	
56	9	Mobilization for their work	

5) List this subcontractor? YES NO

Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

6) List this subcontractor? YES NO

Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

7) List this subcontractor? YES NO

Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

8) List this subcontractor? YES NO

Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

9) List this subcontractor? YES NO

Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

10) List this subcontractor? YES NO

Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

11) List this subcontractor? YES NO
 Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

12) List this subcontractor? YES NO
 Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

13) List this subcontractor? YES NO
 Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

14) List this subcontractor? YES NO
 Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

15) List this subcontractor? YES NO
 Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

16) List this subcontractor? YES NO
 Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

17) List this subcontractor? YES NO
 Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

18) List this subcontractor? YES NO
 Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

19) List this subcontractor? YES NO
 Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

20) List this subcontractor? YES NO
 Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

21) List this subcontractor? YES NO
 Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

22) List this subcontractor? YES NO
 Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

23) List this subcontractor? YES NO

Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

24) List this subcontractor? YES NO

Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

25) List this subcontractor? YES NO

Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

26) List this subcontractor? YES NO

Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

27) List this subcontractor? YES NO

Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

28) List this subcontractor? YES NO

Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

29) List this subcontractor? YES NO

Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted

Item % Description

30) List this subcontractor? YES NO
 Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

31) List this subcontractor? YES NO
 Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

32) List this subcontractor? YES NO
 Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

33) List this subcontractor? YES NO
 Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

34) List this subcontractor? YES NO
 Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

35) List this subcontractor? YES NO
 Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

36) List this subcontractor? YES NO
 Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

37) List this subcontractor? YES NO
 Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

38) List this subcontractor? YES NO
 Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

39) List this subcontractor? YES NO
 Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

40) List this subcontractor? YES NO
 Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

41) List this subcontractor? YES NO
 Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

42) List this subcontractor? YES NO
 Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

43) List this subcontractor? YES NO
 Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

44) List this subcontractor? YES NO
 Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

45) List this subcontractor? YES NO
 Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

46) List this subcontractor? YES NO
 Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

47) List this subcontractor? YES NO
 Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

48) List this subcontractor? YES NO
 Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number

Portion of Work Subcontracted
Item % Description

49) List this subcontractor? YES NO
Business Name Location City State
California Contractor License Number Public Works Contractor Registration Number
Portion of Work Subcontracted
Item % Description

50) List this subcontractor? YES NO
Business Name Location City State
California Contractor License Number Public Works Contractor Registration Number
Portion of Work Subcontracted
Item % Description

51) List this subcontractor? YES NO
Business Name Location City State
California Contractor License Number Public Works Contractor Registration Number
Portion of Work Subcontracted
Item % Description

52) List this subcontractor? YES NO
Business Name Location City State
California Contractor License Number Public Works Contractor Registration Number
Portion of Work Subcontracted
Item % Description

53) List this subcontractor? YES NO
Business Name Location City State
California Contractor License Number Public Works Contractor Registration Number
Portion of Work Subcontracted
Item % Description

54) List this subcontractor? YES NO
Business Name Location City State
California Contractor License Number Public Works Contractor Registration Number
Portion of Work Subcontracted
Item % Description

55) List this subcontractor? YES NO
 Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

56) List this subcontractor? YES NO
 Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

57) List this subcontractor? YES NO
 Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

58) List this subcontractor? YES NO
 Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

59) List this subcontractor? YES NO
 Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

60) List this subcontractor? YES NO
 Business Name Location City State
 California Contractor License Number Public Works Contractor Registration Number
 Portion of Work Subcontracted
 Item % Description

**STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
REQUEST FOR SMALL BUSINESS PREFERENCE OR NON-SMALL BUSINESS PREFERENCE
DES-OE-0102.7 (NEW 2/2010)**

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 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: _____

**STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
CALIFORNIA COMPANY PREFERENCE
DES-OE-0102.9 (NEW 11/2008)**

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 (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."

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.

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
OPT OUT OF PAYMENT ADJUSTMENTS FOR PRICE INDEX FLUCTUATIONS
DES-OE-01012.a (REV 8/2012)**

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 of Bidder: _____

**STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
CERTIFIED DVBE SUMMARY
DES-OE-0102.5 (REV 3/2008)**

DVBE Prime Contractor certification:

Contact Person:

(Type or Print)

(Area Code) Telephone Number:

Total Claimed Participation \$

Total Claimed Participation %

Submit to:

MS 43
Office Engineer
Department of Transportation
1727 30th Street
Sacramento, CA 95816-7005

Names of first tier DVBE subcontractors and their items of work listed must be consistent with the names and items of work in the Subcontractors List (Pub Cont Code 4100 et seq.) submitted with the bid. Identify second and lower tier subcontractors on this form.

DVBE prime contractors must enter their DVBE reference number or their DBA name as listed with Department of General Services (DVBE prime contractors are credited with 100 percent DVBE participation and need not complete the table below).

If 100% of an item is not performed or supplied by the DVBEs, describe the exact part, including the planned location of work to be performed, of item to be performed or supplied by DVBE.

Bid Item Number:

Description of Work to Be Subcontracted to DVBE or Materials to be Supplied by DVBE:

DVBE Name: DVBE Telephone Number:

DVBE Certification Number: \$ Amount:

Bid Item Number:

Description of Work to Be Subcontracted to DVBE or Materials to be Supplied by DVBE:

DVBE Name: DVBE Telephone Number:

DVBE Certification Number: \$ Amount:

Bid Item Number:

Description of Work to Be Subcontracted to DVBE or Materials to be Supplied by DVBE:

DVBE Name: DVBE Telephone Number:

DVBE Certification Number: \$ Amount:

Bid Item Number:

Description of Work to Be Subcontracted to DVBE or Materials to be Supplied by DVBE:

DVBE Name: DVBE Telephone Number:

DVBE Certification Number: \$ Amount:

Bid Item Number:

Description of Work to Be Subcontracted to DVBE or Materials to be Supplied by DVBE:

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DVBE Certification Number: \$ Amount:

Bid Item Number:

Description of Work to Be Subcontracted to DVBE or Materials to be Supplied by DVBE:

DVBE Name: DVBE Telephone Number:

DVBE Certification Number: \$ Amount:

Bid Item Number:

Description of Work to Be Subcontracted to DVBE or Materials to be Supplied by DVBE:

DVBE Name: DVBE Telephone Number:

DVBE Certification Number: \$ Amount:

**STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
CERTIFIED SMALL BUSINESS LISTING FOR THE NON-SMALL BUSINESS PREFERENCE
OBEO-0011 (REV 04/2019)**

List the description of work, name, telephone number, certification number, and dollar amount of each certified small business who will be employed on this project. Per, Section 2-1.18c of the 2018 Revised Standard Specifications, failure to submit a completed Certified Small Business Listing for the Non-Small Business Preference form by 4 p.m. on the 2nd business day after bid opening will result in a nonresponsive bid. Attach additional sheets if necessary.

Submit to:

MS 43
Office Engineer
Department of Transportation
1727 30th Street
Sacramento, CA 95816-7005

Person to contact

(Area Code) Telephone Number

Total Claimed Participation: \$
% of Contract

Bid Item Number:
Description of Work, Service, or Materials:
Certified Small Business Name: Telephone No. :
Certification No. : \$ Amount :

Bid Item Number:
Description of Work, Service, or Materials:
Certified Small Business Name: Telephone No. :
Certification No. : \$ Amount :

Bid Item Number:
Description of Work, Service, or Materials:
Certified Small Business Name: Telephone No. :
Certification No. : \$ Amount :

Bid Item Number:
Description of Work, Service, or Materials:
Certified Small Business Name: Telephone No. :
Certification No. : \$ Amount :

Bid Item Number:
Description of Work, Service, or Materials:
Certified Small Business Name: Telephone No. :
Certification No. : \$ Amount :

Bid Item Number:

Description of Work, Service, or Materials:

Certified Small Business Name: Telephone No. :

Certification No. : \$ Amount :

Bid Item Number:

Description of Work, Service, or Materials:

Certified Small Business Name: Telephone No. :

Certification No. : \$ Amount :

Bid Item Number:

Description of Work, Service, or Materials:

Certified Small Business Name: Telephone No. :

Certification No. : \$ Amount :

**STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
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 CA County of Sacramento

Name: Clinton W. Myers ,
being first duly sworn, deposes and says that he or she is President of Myers & Sons Construction, LLC
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 nonresponsible 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 nonresponsible 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 nonresponsible 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

Executive Order N-6-22 - Russia Sanctions

On March 4, 2022, Governor Gavin Newsom issued Executive Order N-6-22 (the EO) regarding Economic Sanctions against Russia and Russian entities and individuals. "Economic Sanctions" refers to sanctions imposed by the U.S. government in response to Russia's actions in Ukraine, as well as any sanctions imposed under state law unless the contract has been Federalized (i.e. there is federal participation in any phase). By submitting a bid or proposal, Contractor represents that it is not a target of Economic Sanctions. Should the State determine Contractor is a target of Economic Sanctions or is conducting prohibited transactions with sanctioned individuals or entities,

that shall be grounds for rejection of the Contractor's bid/proposal any time prior to contract execution, or, if determined after contract execution, shall be grounds for termination by the State.

END CERTIFICATIONS - STATE

Bidder's Bond

DES-OE-0102.3 (REV 3/2008)

Bidder's Security: Electronic Bidder's Bond

If electronic Bid Bond data is not submitted with bid, submit Bidder's Security. Bidder's Security must be received by Office Engineer before bid opening date and time. Bid Bond forms can be downloaded from the Caltrans Electronic Bidding website at: http://www.dot.ca.gov/hq/esc/oe/electronic_bidding/electronic_bidding.html. Bid Bond forms are also the last 2 pages of the printout of the electronic bid.

Bond ID: SCA0306872071

Bond Registry: Surety2000

Bond Percent: 10

**STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
BIDDER'S BOND
DES-OE-0102.3 (REV 3/2008)**

Contract No. 04-0Y8004

Bond No. _____

We _____

_____ as Principal, and

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

THE CONDITION OF THIS OBLIGATION IS SUCH, THAT:

WHEREAS, the Principal is submitting a bid to the Obligee, for CONSTRUCTION ON STATE HIGHWAY IN SANTA CLARA COUNTY AT VARIOUS LOCATIONS In District 04 On Route 82,85,101,237,680 for which bids are to be opened at 1727 30th Street, Sacramento CA 95816 on Tuesday, March 12, 2024

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

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

Dated _____, 20_____.

Principal

Surety

Address of Surety (For correspondence or claims)

By _____
Attorney-in-Fact

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 _____

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

Bid Bond in Accordance with Contract Specifications

Be sure to refer to the actual bond documents referenced in the contract specifications for specific terms before completing this form.

PRINCIPAL NAME Myers & Sons Construction, LLC	PRINCIPAL ADDRESS 45 Morrison Ave, Sacramento, CA 95838
SURETY NAME Nationwide Mutual Insurance Company	SURETY ADDRESS 1100 Locust Street, Dept 2006, Des Moines, IA 50391
OBLIGEE NAME State of California, Department of Transportation	OBLIGEE ADDRESS 1727 30th Street, Bidders' Exchange, MS 26, Sacramento, CA 95816

Bond Information

BID DATE 03/12/2024	CONTRACT ID 04-0Y8004	CONTRACT VENDOR ID VC1800002280
PROJECT DESCRIPTION 04-0Y8004 CONSTRUCTION ON STATE HIGHWAY IN SANTA CLARA COUNTY AT VARIOUS LOCATIONS		
AMOUNT OF BID SECURITY 10%	AMOUNT OF BID SECURITY-SPELLED OUT Ten Percent of Amount Bid	
BOND ENTERED AND EXECUTED BY S. Nicole Evans		ATTORNEY-IN-FACT SIGNATURE <i>S. Nicole Evans</i>

Know all men by these presents that Nationwide Mutual Insurance Company, a Corporation duly organized under the laws of the State of Ohio, are held and firmly bound unto the above owner/obligee by the transmission. The surety agrees to waive the statute of fraud defense and further agrees that the owner/obligee is a third party beneficiary of the waiver for the purposes of enforcing this bid bond.



KNOW ALL MEN BY THESE PRESENTS THAT:

Nationwide Mutual Insurance Company, an Ohio corporation

hereinafter referred to severally as the "Company" and collectively as "the Companies" does hereby make, constitute and appoint:

S. Nicole Evans

each in their individual capacity, its true and lawful attorney-in-fact, with full power and authority to sign, seal, and execute on its behalf any and all bonds and undertakings, and other obligatory instruments of similar nature, in penalties not exceeding the sum of

Unlimited

and to bind the Company thereby, as fully and to the same extent as if such instruments were signed by the duly authorized officers of the Company; and all acts of said Attorney pursuant to the authority given are hereby ratified and confirmed.

This power of attorney is made and executed pursuant to and by authority of the following resolution duly adopted by the board of directors of the Company:

"RESOLVED, that the president, or any vice president be, and each hereby is, authorized and empowered to appoint attorneys-in-fact of the Company, and to authorize them to execute and deliver on behalf of the Company any and all bonds, forms, applications, memorandums, undertakings, recognizances, transfers, contracts of indemnity, policies, contracts guaranteeing the fidelity of persons holding positions of public or private trust, and other writings obligatory in nature that the business of the Company may require; and to modify or revoke, with or without cause, any such appointment or authority; provided, however, that the authority granted hereby shall in no way limit the authority of other duly authorized agents to sign and countersign any of said documents on behalf of the Company."

"RESOLVED FURTHER, that such attorneys-in-fact shall have full power and authority to execute and deliver any and all such documents and to bind the Company subject to the terms and limitations of the power of attorney issued to them, and to affix the seal of the Company thereto; provided, however, that said seal shall not be necessary for the validity of any such documents."

This power of attorney is signed and sealed under and by the following bylaws duly adopted by the board of directors of the Company.

Execution of Instruments. Any vice president, any assistant secretary or any assistant treasurer shall have the power and authority to sign or attest all approved documents, instruments, contracts, or other papers in connection with the operation of the business of the company in addition to the chairman of the board, the chief executive officer, president, treasurer or secretary; provided, however, the signature of any of them may be printed, engraved, or stamped on any approved document, contract, instrument, or other papers of the Company.

IN WITNESS WHEREOF, the Company has caused this instrument to be sealed and duly attested by the signature of its officer the 20th day of August, 2021.

Antonio C. Albanese, Vice President of Nationwide Mutual Insurance Company

ACKNOWLEDGMENT

STATE OF NEW YORK COUNTY OF NEW YORK: ss

On this 20th day of August, 2021, before me came the above-named officer for the Company aforesaid, to me personally known to be the officer described in and who executed the preceding instrument, and he acknowledged the execution of the same, and being by me duly sworn, deposes and says, that he is the officer of the Company aforesaid, that the seal affixed hereto is the corporate seal of said Company, and the said corporate seal and his signature were duly affixed and subscribed to said instrument by the authority and direction of said Company.



Stephanie Rubino McArthur
Notary Public, State of New York
No. 02MC6270117
Qualified in New York County
Commission Expires October 19, 2024

Notary Public
My Commission Expires
October 19, 2024

CERTIFICATE

I, Laura B. Guy, Assistant Secretary of the Company, do hereby certify that the foregoing is a full, true and correct copy of the original power of attorney issued by the Company; that the resolution included therein is a true and correct transcript from the minutes of the meetings of the boards of directors and the same has not been revoked or amended in any manner; that said Antonio C. Albanese was on the date of the execution of the foregoing power of attorney the duly elected officer of the Company, and the corporate seal and his signature as officer were duly affixed and subscribed to the said instrument by the authority of said board of directors; and the foregoing power of attorney is still in full force and effect.

IN WITNESS WHEREOF, I have hereunto subscribed my name as Assistant Secretary, and affixed the corporate seal of said Company this 03/06/2024

Assistant Secretary

