

CALTRANS
STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION

BID

FOR CONSTRUCTION ON STATE HIGHWAY IN
ORANGE COUNTY IN SANTA ANA FROM FOURTH STREET OVERCROSSING TO BROADWAY
OVERCROSSING
In District 12 on Route 5

UNDER

Notice to Bidders and Special Provisions dated June 17, 2019

Project plans approved February 19, 2019

Standard Specifications dated 2018

Standard Plans dated 2018

Identified by

Contract No. 12-0N5104

12-Ora-5-31.0/33.3

Project ID 1214000054

Electronic Bidding Contract

Bids open Wednesday, July 17, 2019

Dated June 17, 2019

Check: 8779DC4DCD

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

NAME OF BIDDER O'Donnell Construction, Inc.

BUSINESS STREET ADDRESS 559 W. Covina Blvd.

CITY, STATE, ZIP San Dimas, CA, 91773

TELEPHONE NO. with AREA CODE 909-394-4510

FAX NO. with AREA CODE 909-394-4750

CONTRACTOR LICENSE NO. 772905

PUBLIC WORKS CONTRACTOR REGISTRATION NO. 1000009206

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:

Electronic 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					
1	070030	1	LS	\$1,000.00	\$1,000.00
	LEAD COMPLIANCE PLAN				
2	120090	1	LS	\$19,000.00	\$19,000.00
	CONSTRUCTION AREA SIGNS				
3	120100	1	LS	\$85,000.00	\$85,000.00
	TRAFFIC CONTROL SYSTEM				
4	128652	1	LS	\$9,000.00	\$9,000.00
	PORTABLE CHANGEABLE MESSAGE SIGN (LS)				
5	130100	1	LS	\$5,000.00	\$5,000.00
	JOB SITE MANAGEMENT				
6	130300	1	LS	\$9,000.00	\$9,000.00
	PREPARE STORM WATER POLLUTION PREVENTION PLAN				
7	130310	9	EA	\$500.00	\$4,500.00
	RAIN EVENT ACTION PLAN				
8	130320	12	EA	\$250.00	\$3,000.00
	STORM WATER SAMPLING AND ANALYSIS DAY				
9	130330	2	EA	\$2,000.00	\$4,000.00
	STORM WATER ANNUAL REPORT				
10	130570	2030	SQYD	\$2.50	\$5,075.00
	TEMPORARY COVER				
11	130620	20	EA	\$150.00	\$3,000.00
	TEMPORARY DRAINAGE INLET PROTECTION				
12	130640	4070	LF	\$3.25	\$13,227.50
	TEMPORARY FIBER ROLL				
13	130650	3030	LF	\$4.50	\$13,635.00
	TEMPORARY GRAVEL BAG BERM				
14	130730	1	LS	\$4,000.00	\$4,000.00
	STREET SWEEPING				
15	130900	1	LS	\$4,500.00	\$4,500.00
	TEMPORARY CONCRETE WASHOUT				
16	153248	1000	SQFT	\$4.00	\$4,000.00
	REMOVE CONCRETE (MISCELLANEOUS) (SQFT)				
17	190101	390	CY	\$130.00	\$50,700.00
	ROADWAY EXCAVATION				
18	200002	1	LS	\$75,000.00	\$75,000.00
	ROADSIDE CLEARING				
19	200114	11200	SQFT	\$13.00	\$145,600.00
	ROCK BLANKET				
20	037891	17600	SQFT	\$12.00	\$211,200.00
	CONCRETE GRID UNITS				
21	204006	16300	EA	\$1.00	\$16,300.00
	PLANT (GROUP F)				
22	204008	52900	EA	\$0.70	\$37,030.00
	PLANT (GROUP H)				
23	204036	47	EA	\$110.00	\$5,170.00

PLANT (GROUP B)					
24	204096	1	LS	\$17,500.00	\$17,500.00
	MAINTAIN EXISTING PLANTED AREAS				
25	204099	1	LS	\$23,000.00	\$23,000.00
	PLANT ESTABLISHMENT WORK				
26	205035	1440	CY	\$80.00	\$115,200.00
	WOOD MULCH				
27	206400	1	LS	\$8,500.00	\$8,500.00
	CHECK AND TEST EXISTING IRRIGATION FACILITIES				
28	206402	1	LS	\$15,500.00	\$15,500.00
	OPERATE EXISTING IRRIGATION FACILITIES				
29	206405	1	LS	\$12,500.00	\$12,500.00
	REMOVE IRRIGATION FACILITY				
30	206559	1	LS	\$78,000.00	\$78,000.00
	CONTROL AND NEUTRAL CONDUCTORS (ARMOR-CLAD)				
31	206562	1	EA	\$540.00	\$540.00
	1" REMOTE CONTROL VALVE				
32	206564	21	EA	\$590.00	\$12,390.00
	1 1/2" REMOTE CONTROL VALVE				
33	208416	1	LS	\$4,800.00	\$4,800.00
	CERTIFY EXISTING BACKFLOW PREVENTERS				
34	208445	47	EA	\$59.00	\$2,773.00
	TREE WELL SPRINKLER ASSEMBLY				
35	208446	120	EA	\$70.00	\$8,400.00
	RISER SPRINKLER ASSEMBLY (GEAR DRIVEN)				
36	208447	110	EA	\$59.00	\$6,490.00
	POP-UP SPRINKLER ASSEMBLY (GEAR DRIVEN)				
37	208448	59	EA	\$38.00	\$2,242.00
	RISER SPRINKLER ASSEMBLY				
38	208449	51	EA	\$38.00	\$1,938.00
	POP-UP SPRINKLER ASSEMBLY				
39(F)	208595	8880	LF	\$4.60	\$40,848.00
	1" PLASTIC PIPE (SCHEDULE 40) (SUPPLY LINE)				
40(F)	208596	1810	LF	\$4.70	\$8,507.00
	1 1/4" PLASTIC PIPE (SCHEDULE 40) (SUPPLY LINE)				
41(F)	208597	1330	LF	\$4.75	\$6,317.50
	1 1/2" PLASTIC PIPE (SCHEDULE 40) (SUPPLY LINE)				
42(F)	208598	570	LF	\$5.40	\$3,078.00
	2" PLASTIC PIPE (SCHEDULE 40) (SUPPLY LINE)				
43(F)	208605	100	LF	\$11.00	\$1,100.00
	2" PLASTIC PIPE (CLASS 315) (SUPPLY LINE)				
44(F)	208607	170	LF	\$13.00	\$2,210.00
	3" PLASTIC PIPE (CLASS 315) (SUPPLY LINE)				
45	208683	6	EA	\$320.00	\$1,920.00
	BALL VALVE				
46(F)	208690	75	LF	\$59.00	\$4,425.00
	PVC PIPE CONDUIT (SLEEVE)				
47	260203	610	CY	\$74.00	\$45,140.00
	CLASS 2 AGGREGATE BASE (CY)				
48	390132	100	TON	\$460.00	\$46,000.00

HOT MIX ASPHALT (TYPE A)				
49	394076	85 LF	\$62.00	\$5,270.00
PLACE HOT MIX ASPHALT DIKE (TYPE E)				
50	398100	85 LF	\$10.00	\$850.00
REMOVE ASPHALT CONCRETE DIKE				
51	731530	140 CY	\$700.00	\$98,000.00
MINOR CONCRETE (TEXTURED PAVING)				
52	999990	1 LS	\$130,000.00	\$130,000.00
MOBILIZATION				
Section 1 Total				\$1,431,376.00
Item Total				\$1,431,376.00

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:

Item	%	Description
6	75	striping
42	15	reinforcement
54	100	

1) List this subcontractor? YES NO
Business Name Sierra Landscape Development Inc Location City Arcadia State CA
California Contractor License Number 514938 Public Works Contractor Registration
Number 1000004455
Portion of Work Subcontracted
Item % Description
21 100
22 100
23 100
24 100
25 100

2) List this subcontractor? YES NO
Business Name Sierra Landscape Development Inc Location City Arcadia State CA
California Contractor License Number 514938 Public Works Contractor Registration
Number 1000004455
Portion of Work Subcontracted
Item % Description
26 100
27 100
28 100
29 100
30 100

3) List this subcontractor? YES NO
Business Name Sierra Landscape Development Inc Location City Arcadia State CA
California Contractor License Number 514938 Public Works Contractor Registration
Number 1000004455
Portion of Work Subcontracted
Item % Description
31 100
32 100
33 100
34 100
35 100

4) List this subcontractor? YES NO
Business Name Sierra Landscape Development Inc Location City Arcadia State CA
California Contractor License Number 514938 Public Works Contractor Registration
Number 1000004455

Portion of Work Subcontracted		Description
Item	%	
36	100	
37	100	
38	100	
39	100	
40	100	

5) List this subcontractor? YES NO
Business Name Sierra Landscape Development Inc Location City Arcadia State CA
California Contractor License Number 514938 Public Works Contractor Registration
Number 1000004455

Portion of Work Subcontracted		Description
Item	%	
41	100	
42	100	
43	100	
44	100	
45	100	

6) List this subcontractor? YES NO
Business Name Sierra Landscape Development Inc Location City Arcadia State CA
California Contractor License Number 514938 Public Works Contractor Registration
Number 1000004455

Portion of Work Subcontracted		Description
Item	%	
46	100	
18	100	

7) List this subcontractor? YES NO
Business Name Calmex Engineering Incorporated Location City Bloomington State CA
California Contractor License Number 685954 Public Works Contractor Registration
Number 1000005380

Portion of Work Subcontracted		Description
Item	%	
48	100	
49	100	

8) List this subcontractor? YES NO
Business Name Arrow Signs HC Inc Location City Temecula State CA
California Contractor License Number 1022809 Public Works Contractor Registration
Number 1000046282

Portion of Work Subcontracted		Description
Item	%	
2	100	
4	100	
3	10	supply speed control equipment

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

**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 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: 07/17/2019

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
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 Los Angeles

Name: Neil 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 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

END CERTIFICATIONS

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: 27YN-VXXH-RK45-H2CM

Bond Registry: SurePathNetwork

Bond Percent: 10

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

Contract No. 12-0N5104

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 ORANGE COUNTY IN SANTA ANA FROM FOURTH STREET OVERCROSSING TO BROADWAY OVERCROSSING

In District 12 on Route 5 for which bids are to be opened at 1727 30th Street, Sacramento CA 95816 on Wednesday, July 17, 2019

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

We O'Donnell Construction, Inc.

559 W. Covina Blvd., San Dimas, CA 91773 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 ORANGE COUNTY IN SANTA ANA FROM FOURTH STREET OVERCROSSING TO BROADWAY OVERCROSSING In District 12 on Route 5 Project ID: 1214000054 Proposal 12-0N5104
(Copy here the exact description of work, including location, as it appears on the proposal)

for which bids are to be opened at Sacramento
(insert place where bids will be opened)
on July 17, 2019
(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: July 15, 2019.

O'Donnell Construction, Inc.
Principal
U.S. Specialty Insurance Company
Surety

2400 E. Katelia Ave., Suite 100
Anaheim, CA 92806-5980
Address of Surety (for correspondence or claims)
By See Attached Digital Signature
Adriana Valenzuela 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 _____ }

N/A - Electronic Bid Bond

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



**TOKIOMARINE
HCC**

**POWER OF ATTORNEY
AMERICAN CONTRACTORS INDEMNITY COMPANY TEXAS BONDING COMPANY
UNITED STATES SURETY COMPANY U.S. SPECIALTY INSURANCE COMPANY**

KNOW ALL MEN BY THESE PRESENTS: That American Contractors Indemnity Company, a California corporation, Texas Bonding Company, an assumed name of American Contractors Indemnity Company, 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: **Adriana Valenzuela**

its true and lawful Attorney-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 on its behalf:

Surety Bond Number: Bid Bond Amount of Bond: See Bond Form
Principal: O'Donnell Construction, Inc.
Obligee: California Department of Transportation

This Power of Attorney shall expire without further action on September 25th, 2019. 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-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 18th day of December, 2017.

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

State of California

County of Los Angeles SS:



By: [Signature]
Dan P. Aguilar, Vice President

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.

On this 18th day of December 2017, before me, Patricia Kanegawa Perez, a notary public, personally appeared Dan P. Aguilar, Vice President of American Contractors Indemnity Company, Texas Bonding 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, or the entity upon behalf of which the person 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, Kio Lo, Assistant Secretary of American Contractors Indemnity Company, Texas Bonding 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 15th day of July, 2019.

Corporate Seals



[Signature]
Kio Lo, Assistant Secretary

Status	Name	Issuer	Valid From	Valid To	Local Signing Time
 Signature Valid	Adriana I Valenzuela	TrustID CA A12	1/17/2019 7:01:45 PM	2/2/2020 7:01:45 PM	July 15, 2019 15:37:57