

CALTRANS
STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION

BID

FOR CONSTRUCTION ON STATE HIGHWAY IN
ORANGE COUNTY IN COSTA MESA AND SANTA ANA AT ROUTE 55/405 SEPARATION
In District 12 on Route 55

UNDER

Notice to Bidders and Special Provisions dated June 3, 2019

Project plans approved April 25, 2019

Standard Specifications dated 2018

Standard Plans dated 2018

Identified by

Contract No. 12-0Q6604

12-Ora-55-5.5/6.3

Project ID 1217000084

Electronic Bidding Contract

Bids open Wednesday, July 10, 2019

Dated June 3, 2019

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

NAME OF BIDDER Powell Constructors Inc

BUSINESS STREET ADDRESS 8555 Banana Avenue

CITY, STATE, ZIP Fontana, CA, 92335

TELEPHONE NO. with AREA CODE 9093568880

FAX NO. with AREA CODE 9093561299

CONTRACTOR LICENSE NO. 845305 A

PUBLIC WORKS CONTRACTOR REGISTRATION NO. 1000006994

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 LEAD COMPLIANCE PLAN	1	LS	\$1,500.00	\$1,500.00
2	080050 PROGRESS SCHEDULE (CRITICAL PATH METHOD)	1	LS	\$3,000.00	\$3,000.00
3	120090 CONSTRUCTION AREA SIGNS	1	LS	\$20,000.00	\$20,000.00
4	120100 TRAFFIC CONTROL SYSTEM	1	LS	\$200,000.00	\$200,000.00
5	120165 CHANNELIZER (SURFACE MOUNTED)	34	EA	\$40.00	\$1,360.00
6	128652 PORTABLE CHANGEABLE MESSAGE SIGN (LS)	1	LS	\$20,000.00	\$20,000.00
7	129000 TEMPORARY RAILING (TYPE K)	1020	LF	\$30.00	\$30,600.00
8	037817 TEMPORARY ALTERNATIVE CRASH CUSHION	5	EA	\$6,000.00	\$30,000.00
9	130100 JOB SITE MANAGEMENT	1	LS	\$10,000.00	\$10,000.00
10	130200 PREPARE WATER POLLUTION CONTROL PROGRAM	1	LS	\$1,000.00	\$1,000.00
11	130620 TEMPORARY DRAINAGE INLET PROTECTION	12	EA	\$300.00	\$3,600.00
12	130730 STREET SWEEPING	1	LS	\$7,000.00	\$7,000.00
13	130900 TEMPORARY CONCRETE WASHOUT	1	LS	\$15,000.00	\$15,000.00
14	141120 TREATED WOOD WASTE	5530	LB	\$0.40	\$2,212.00
15	170103 CLEARING AND GRUBBING (LS)	1	LS	\$5,000.00	\$5,000.00
16	190101 ROADWAY EXCAVATION	1770	CY	\$90.00	\$159,300.00
17	260203 CLASS 2 AGGREGATE BASE (CY)	500	CY	\$80.00	\$40,000.00
18	280015 LEAN CONCRETE BASE RAPID SETTING	270	CY	\$380.00	\$102,600.00
19	290201 ASPHALT TREATED PERMEABLE BASE	150	CY	\$385.00	\$57,750.00
20	360200 BASE BOND BREAKER	1970	SQYD	\$5.00	\$9,850.00
21	390132 HOT MIX ASPHALT (TYPE A)	120	TON	\$193.00	\$23,160.00
22	390137 RUBBERIZED HOT MIX ASPHALT (GAP GRADED)	310	TON	\$170.00	\$52,700.00
23	394073	92	LF	\$5.50	\$506.00

	PLACE HOT MIX ASPHALT DIKE (TYPE A)				
24	394077	890 LF	\$5.50	\$4,895.00	
	PLACE HOT MIX ASPHALT DIKE (TYPE F)				
25	397005	4 TON	\$1,650.00	\$6,600.00	
	TACK COAT				
26	398100	920 LF	\$10.00	\$9,200.00	
	REMOVE ASPHALT CONCRETE DIKE				
27	398200	2400 SQYD	\$8.00	\$19,200.00	
	COLD PLANE ASPHALT CONCRETE PAVEMENT				
28	400050	520 CY	\$850.00	\$442,000.00	
	CONTINUOUSLY REINFORCED CONCRETE PAVEMENT				
29	401055	560 CY	\$750.00	\$420,000.00	
	JOINTED PLAIN CONCRETE PAVEMENT (RSC)				
30	418006	360 CY	\$180.00	\$64,800.00	
	REMOVE CONCRETE PAVEMENT (CY)				
31	498050	56 LF	\$1,280.00	\$71,680.00	
	54" CAST-IN-DRILLED-HOLE CONCRETE PILE (SIGN FOUNDATION)				
32	510081	12 CY	\$300.00	\$3,600.00	
	AGGREGATE BASE (APPROACH SLAB)				
33	510087	102 CY	\$1,250.00	\$127,500.00	
	STRUCTURAL CONCRETE, APPROACH SLAB (TYPE R)				
34	519088	75 LF	\$90.00	\$6,750.00	
	JOINT SEAL (MR 1")				
35(F)	560218	23895 LB	\$5.00	\$119,475.00	
	FURNISH SIGN STRUCTURE (TRUSS)				
36(F)	560219	23895 LB	\$0.60	\$14,337.00	
	INSTALL SIGN STRUCTURE (TRUSS)				
37	568046	1 EA	\$9,000.00	\$9,000.00	
	REMOVE SIGN STRUCTURE (EA)				
38	681103	760 LF	\$25.00	\$19,000.00	
	3" PLASTIC PIPE (EDGE DRAIN)				
39	731840	73 LF	\$10.00	\$730.00	
	REMOVE CONCRETE (CURB AND GUTTER)				
40	810120	280 EA	\$1.00	\$280.00	
	REMOVE PAVEMENT MARKER				
41	810190	190 EA	\$35.00	\$6,650.00	
	GUARD RAILING DELINEATOR				
42	810230	280 EA	\$2.00	\$560.00	
	PAVEMENT MARKER (RETROREFLECTIVE)				
43	820300	1 EA	\$100.00	\$100.00	
	REMOVE ROADSIDE SIGN (STRAP AND SADDLE BRACKET METHOD)				
44	037818	300 SQFT	\$25.00	\$7,500.00	
	FURNISH LAMINATED PANEL SIGN (1"-TYPE A) FOR RETROREFLECTIVE SHEETING (TYPE XI)				
45	037819	16 SQFT	\$12.00	\$192.00	
	FURNISH SINGLE SHEET ALUMINUM SIGN (0.080"-UNFRAMED) FOR RETROREFLECTIVE SHEETING (TYPE XI)				
46	037820	330 SQFT	\$5.00	\$1,650.00	
	RETROREFLECTIVE SHEETING (TYPE XI)				
47	820860	1 EA	\$350.00	\$350.00	
	INSTALL SIGN (STRAP AND SADDLE BRACKET METHOD)				
48	832015	1160 LF	\$28.00	\$32,480.00	

MIDWEST GUARDRAIL SYSTEM (7' WOOD POST)

49	839543	1 EA	\$4,700.00	\$4,700.00
	TRANSITION RAILING (TYPE WB-31)			
50	839576	3 EA	\$300.00	\$900.00
	END CAP (TYPE A)			
51	839581	2 EA	\$880.00	\$1,760.00
	END ANCHOR ASSEMBLY (TYPE SFT)			
52	037821	1 EA	\$38,000.00	\$38,000.00
	ALTERNATIVE CRASH CUSHION (TYPE SCI-100GM)			
53	839640	180 LF	\$200.00	\$36,000.00
	CONCRETE BARRIER (TYPE 60M)			
54 (F)	839745	30 LF	\$800.00	\$24,000.00
	CONCRETE BARRIER TRANSITION			
55	839752	990 LF	\$12.00	\$11,880.00
	REMOVE GUARDRAIL			
56	840516	130 SQFT	\$5.00	\$650.00
	THERMOPLASTIC PAVEMENT MARKING (ENHANCED WET NIGHT VISIBILITY)			
57	840621	310 LF	\$1.00	\$310.00
	6" THERMOPLASTIC TRAFFIC STRIPE (ENHANCED WET NIGHT VISIBILITY) (BROKEN 17-7)			
58	840623	2990 LF	\$1.00	\$2,990.00
	6" THERMOPLASTIC TRAFFIC STRIPE (ENHANCED WET NIGHT VISIBILITY) (BROKEN 36-12)			
59	840656	3020 LF	\$1.50	\$4,530.00
	PAINT TRAFFIC STRIPE (2-COAT)			
60	846007	6440 LF	\$1.00	\$6,440.00
	6" THERMOPLASTIC TRAFFIC STRIPE (ENHANCED WET NIGHT VISIBILITY)			
61	846009	620 LF	\$1.50	\$930.00
	8" THERMOPLASTIC TRAFFIC STRIPE (ENHANCED WET NIGHT VISIBILITY)			
62	846020	3020 LF	\$0.60	\$1,812.00
	REMOVE PAINTED TRAFFIC STRIPE			
63	846030	10400 LF	\$0.60	\$6,240.00
	REMOVE THERMOPLASTIC TRAFFIC STRIPE			
64	846035	130 SQFT	\$1.50	\$195.00
	REMOVE THERMOPLASTIC PAVEMENT MARKING			
65	870111	5 EA	\$700.00	\$3,500.00
	INDUCTIVE LOOP DETECTOR (EA)			
66	872130	1 LS	\$5,000.00	\$5,000.00
	MODIFYING EXISTING ELECTRICAL SYSTEM			
67	999990	1 LS	\$245,000.00	\$245,000.00
	MOBILIZATION			
Section 1 Total				\$2,579,504.00
Item Total				\$2,579,504.00

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 ARROW SIGNS HC INC Location City TEMECULA State CA
 California Contractor License Number 1022809 Public Works Contractor Registration
 Number 1000046282
 Portion of Work Subcontracted

Item	%	Description
3	85	CAS FURNISH & INSTALL SIGNS ONLY

2) List this subcontractor? YES NO
 Business Name INTEGRITY REBAR PLACERS Location City PERRIS State CA
 California Contractor License Number 533729 Public Works Contractor Registration
 Number 1000005302
 Portion of Work Subcontracted

Item	%	Description
28	11	REINFORCING STEEL
31	14	REINFORCING STEEL
33	22	REINFORCING STEEL
53	6	REINFORCING STEEL

3) List this subcontractor? YES NO
 Business Name CALIFORNIA PROFESSIONAL ENGINEERING Location City LA PUENTE State CA
 California Contractor License Number 793907 Public Works Contractor Registration
 Number 1000377609
 Portion of Work Subcontracted

Item	%	Description
65	99	INDUCTIVE LOOP DETECTORS
66	80	MODIFY ELECTRICAL

4) List this subcontractor? YES NO
 Business Name CAL STRIPE INC Location City COLTON State CA
 California Contractor License Number 685387 Public Works Contractor Registration
 Number 1000001100

Portion of Work Subcontracted		Description
Item	%	
40	100	
42	100	
56	100	
57	60	FURNISH STRIPE ONLY - NO TRAFFIC CONTROL
58	60	FURNISH STRIPE - NO TRAFFIC CONTROL

5) List this subcontractor? YES NO
 Business Name CAL STRIPE INC Location City COLTON State CA
 California Contractor License Number 685387 Public Works Contractor Registration
 Number 1000001100

Portion of Work Subcontracted		Description
Item	%	
59	100	
60	100	
61	100	
62	100	
63	100	

6) List this subcontractor? YES NO
 Business Name CAL STRIPE INC Location City COLTON State CA
 California Contractor License Number 685387 Public Works Contractor Registration
 Number 1000001100

Portion of Work Subcontracted		Description
Item	%	
64	100	

7) List this subcontractor? YES NO
 Business Name RJ NOBLE COMPANY Location City ORANGE State CA
 California Contractor License Number 782908 Public Works Contractor Registration
 Number 1000004235

Portion of Work Subcontracted		Description
Item	%	
19	100	
21	100	
22	100	
25	100	
27	87.5	COLD PLANE AC - EXCL TRAFFIC CONTROL

8) List this subcontractor? YES NO
 Business Name ALCORN FENCE COMPANY Location City SUN VALLEY State CA
 California Contractor License Number 122954 Public Works Contractor Registration
 Number 1000001986

Portion of Work Subcontracted		Description
Item	%	
41	92	INSTALL GUARDRAIL DELINEATOR ONLY - EXCL TRAFFIC CONTROL
48	100	
49	99	INSTALL TRANSITION RAILING - EXCL TRAFFIC CONTROL
50	97	INSTALL END CAP TYPE A - EXCLD TRAFFIC CONTROL
51	100	

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 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
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 SAN BERNARDINO

Name: MICHAEL B. POWELL ,
being first duly sworn, deposes and says that he or she is PRESIDENT of POWELL CONSTRUCTORS 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: AYBM-LFU2-BF3W-XASK

Bond Registry: SurePathNetwork

Bond Percent: 10

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

Contract No. 12-0Q6604

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 COSTA MESA AND SANTA ANA AT ROUTE 55/405 SEPARATION In District 12 on Route 55 for which bids are to be opened at 1727 30th Street, Sacramento CA 95816 on Wednesday, July 10, 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 Powell Constructors, Inc.
8555 Banana Avenue, Fontana, CA 92335 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 CONSTRUCTION ON STATE HIGHWAY IN ORANGE COUNTY IN COSTA
(Copy here the exact description of work, including location, as it appears on the proposal)
MESA AND SANTA ANA AT ROUTE 55/405 SEPARATION In District 12 on Route 55 Project ID: 1217000084 Proposal 12-0Q6604
for which bids are to be opened at Sacramento

(insert place where bids will be opened)

on July 10, 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.

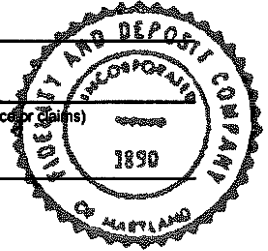
In the event a suit is brought upon this bond by the Obligee and judgment is recovered, the Surety shall pay all costs incurred by the Obligee in such suit, including a reasonable attorney's fee to be fixed by the court.

Dated: July 8, 2019.

Powell Constructors, Inc.
Principal
Fidelity and Deposit Company of Maryland
Surety

777 S. Figueroa St., Suite 3900
Los Angeles, CA 90017
Address of Surety (for correspondence or claims)

By See Attached Digital Signature
Lisa Saumur 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

Bond Number Bid Bond

Obligee California Department of Transportation

**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 Illinois, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND a corporation of the State of Illinois (herein collectively called the "Companies"), by **Robert D. Murray, 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 Lisa Saumur, 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.

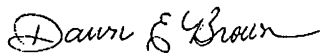
The said Vice President does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article V, Section 8, of the By-Laws of said Companies, and is now in force.

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 19th day of June, A.D. 2019.

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



By: *Robert D. Murray*
Vice President



By: *Dawn E. Brown*
Secretary



**State of Maryland
County of Baltimore**

On this 19th day of June, A.D. 2019, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, **Robert D. Murray, Vice President and Dawn E. Brown, 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, deposeth 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, Notary Public
My Commission Expires: July 9, 2023

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 8th day of July, 2019 .




Brian M. Hodges

Brian M. Hodges, Vice President

TO REPORT A CLAIM WITH REGARD TO A SURETY BOND, PLEASE SUBMIT A COMPLETE DESCRIPTION OF THE CLAIM INCLUDING THE PRINCIPAL ON THE BOND, THE BOND NUMBER, AND YOUR CONTACT INFORMATION TO:

Zurich Surety Claims
1299 Zurich Way
Schaumburg, IL 60196-1056
www.reportsfclaims@zurichna.com
800-626-4577

Status	Name	Issuer	Valid From	Valid To	Local Signing Time
 Signature Valid	Lisa Saumur	TrustID CA A12	1/17/2019 12:11:37 PM	2/15/2020 12:11:37 PM	July 08, 2019 12:36:29