

**CALTRANS**

**STATE OF CALIFORNIA**

**DEPARTMENT OF TRANSPORTATION**

**BID**

FOR CONSTRUCTION ON STATE HIGHWAY IN  
CONTRA COSTA COUNTY AT VARIOUS LOCATIONS FROM CENTRAL  
AVENUE UNDERCROSSING TO WILLOW AVENUE UNDERCROSSING  
In District 04 On Route 80

**UNDER**

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*Notice to Bidders and Special Provisions* dated October 30, 2023

*Project plans* approved June 29, 2023

*Standard Specifications* dated 2023

*Standard Plans* dated 2023

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Identified by

Contract No. 04-0Q2104

04-CC-80-0.2/10.7

Project ID 0418000051

Federal - Aid Project

ACIM-0801(996)E

**Electronic Bidding Contract**

Bids open Thursday, January 11, 2024

Dated October 30, 2023

**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: 3

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

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BY (Authorized Signature) ;                      DATE SIGNED (Do not type)

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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	\$1,600.00	\$1,600.00
	LEAD COMPLIANCE PLAN				
0002	080060	1.000	LS	\$20,000.00	\$20,000.00
	LEVEL 2 CRITICAL PATH METHOD SCHEDULE				
0003	090100	220.000	WDAY	\$4,200.00	\$924,000.00
	TIME-RELATED OVERHEAD (WDAY)				
0004	090200	6.000	EA	\$2,000.00	\$12,000.00
	DISPUTE RESOLUTION ADVISOR ON-SITE MEETING				
0005	090207	10.000	HR	\$200.00	\$2,000.00
	HOURLY OFF-SITE DISPUTE-RESOLUTION-ADVISOR-RELATED TASKS				
0006	120090	1.000	LS	\$95,150.00	\$95,150.00
	CONSTRUCTION AREA SIGNS				
0007	120100	1.000	LS	\$610,500.00	\$610,500.00
	TRAFFIC CONTROL SYSTEM				
0008	120165	45.000	EA	\$42.00	\$1,890.00
	CHANNELIZER (SURFACE MOUNTED)				
0009	120320	1000.000	LF	\$119.93	\$119,930.00
	TEMPORARY BARRIER SYSTEM				
0010	128651	5.000	EA	\$15,000.00	\$75,000.00
	PORTABLE CHANGEABLE MESSAGE SIGN (EA)				
0011	014105	5.000	EA	\$195.00	\$975.00
	ALTERNATIVE TEMPORARY CRASH CUSHION TL-3				
0012	130100	1.000	LS	\$5,000.00	\$5,000.00
	JOB SITE MANAGEMENT				
0013	130301	1.000	LS	\$1,350.00	\$1,350.00
	STORMWATER POLLUTION PREVENTION PLAN				
0014	130320	25.000	EA	\$975.00	\$24,375.00
	STORM WATER SAMPLING AND ANALYSIS DAY				
0015	130330	2.000	EA	\$2,000.00	\$4,000.00
	STORM WATER ANNUAL REPORT				
0016	130570	610.000	SQYD	\$3.75	\$2,287.50
	TEMPORARY COVER				
0017	130610	72.000	LF	\$15.00	\$1,080.00
	TEMPORARY CHECK DAM				
0018	130620	73.000	EA	\$150.00	\$10,950.00
	TEMPORARY DRAINAGE INLET PROTECTION				
0019	130640	5600.000	LF	\$4.30	\$24,080.00
	TEMPORARY FIBER ROLL				
0020	130710	22.000	EA	\$2,500.00	\$55,000.00
	TEMPORARY CONSTRUCTION ENTRANCE				
0021	130730	1.000	LS	\$27,000.00	\$27,000.00
	STREET SWEEPING				
0022	130900	1.000	LS	\$4,000.00	\$4,000.00
	TEMPORARY CONCRETE WASHOUT				
0023	141120	160.000	LB	\$50.00	\$8,000.00

TREATED WOOD WASTE					
0024	190101	460.000	CY	\$150.00	\$69,000.00
					ROADWAY EXCAVATION
0025	190105	240.000	CY	\$390.00	\$93,600.00
					ROADWAY EXCAVATION (TYPE Z-2) (AERIALY DEPOSITED LEAD)
0026	190185	70.000	TON	\$350.00	\$24,500.00
					SHOULDER BACKING
0027	194001	12.000	CY	\$627.90	\$7,534.80
					DITCH EXCAVATION
0028	202006	1.000	CY	\$151.50	\$151.50
					SOIL AMENDMENT
0029	202038	32.000	EA	\$3.03	\$96.96
					PACKET FERTILIZER
0030	204035	4.000	EA	\$101.00	\$404.00
					PLANT (GROUP A)
0031	204036	14.000	EA	\$126.25	\$1,767.50
					PLANT (GROUP B)
0032	204099	1.000	LS	\$11,307.96	\$11,307.96
					PLANT ESTABLISHMENT WORK
0033	205035	2.000	CY	\$151.50	\$303.00
					WOOD MULCH
0034	205051	4.000	EA	\$151.50	\$606.00
					FOLIAGE PROTECTOR
0035	206400	1.000	LS	\$18,685.00	\$18,685.00
					CHECK AND TEST EXISTING IRRIGATION FACILITIES
0036	206405	1.000	LS	\$15,655.00	\$15,655.00
					REMOVE IRRIGATION FACILITY
0037	206410	1.000	LS	\$505.00	\$505.00
					SALVAGE IRRIGATION FACILITY
0038	206562	24.000	EA	\$707.00	\$16,968.00
					1" REMOTE CONTROL VALVE
0039	206563	2.000	EA	\$732.25	\$1,464.50
					1 1/4" REMOTE CONTROL VALVE
0040	206564	7.000	EA	\$808.00	\$5,656.00
					1 1/2" REMOTE CONTROL VALVE
0041	206631	2.000	EA	\$631.25	\$1,262.50
					1" WYE STRAINER ASSEMBLY
0042	206632	1.000	EA	\$631.25	\$631.25
					1 1/4" WYE STRAINER ASSEMBLY
0043	206633	2.000	EA	\$757.50	\$1,515.00
					1 1/2" WYE STRAINER ASSEMBLY
0044	206634	2.000	EA	\$808.00	\$1,616.00
					2" WYE STRAINER ASSEMBLY
0045	208448	72.000	EA	\$126.25	\$9,090.00
					RISER SPRINKLER ASSEMBLY
0046	208575	7.000	EA	\$808.00	\$5,656.00
					2" GATE VALVE
0047	208595	2630.000	LF	\$10.10	\$26,563.00
					(F) - 1" PLASTIC PIPE (SCHEDULE 40) (SUPPLY LINE)
0048	208598	2953.000	LF	\$12.12	\$35,790.36

		(F) - 2" PLASTIC PIPE (SCHEDULE 40) (SUPPLY LINE)		
0049	208606	754.000 LF	\$14.14	\$10,661.56
		(F) - 2 1/2" PLASTIC PIPE (CLASS 315) (SUPPLY LINE)		
0050	208607	358.000 LF	\$16.16	\$5,785.28
		(F) - 3" PLASTIC PIPE (CLASS 315) (SUPPLY LINE)		
0051	208649	8.000 EA	\$353.50	\$2,828.00
		QUICK COUPLING VALVE		
0052	210010	18.000 EA	\$550.00	\$9,900.00
		MOVE-IN/MOVE-OUT (EROSION CONTROL)		
0053	210300	125984.000 SQFT	\$0.08	\$10,078.72
		HYDROMULCH		
0054	210350	12442.000 LF	\$4.25	\$52,878.50
		FIBER ROLLS		
0055	210430	125984.000 SQFT	\$0.14	\$17,637.76
		HYDROSEED		
0056	210610	778.000 CY	\$58.00	\$45,124.00
		COMPOST (CY)		
0057	210630	125984.000 SQFT	\$0.05	\$6,299.20
		INCORPORATE MATERIALS		
0058	260203	250.000 CY	\$191.27	\$47,817.50
		CLASS 2 AGGREGATE BASE (CY)		
0059	390100	3.000 TON	\$2,800.00	\$8,400.00
		PRIME COAT		
0060	390132	250.000 TON	\$900.00	\$225,000.00
		HOT MIX ASPHALT (TYPE A)		
0061	394090	1500.000 SQYD	\$27.00	\$40,500.00
		PLACE HOT MIX ASPHALT (MISCELLANEOUS AREA)		
0062	510094	31.000 CY	\$3,400.21	\$105,406.51
		(F) - STRUCTURAL CONCRETE, DRAINAGE INLET		
0063	621202	1.000 EA	\$95,000.00	\$95,000.00
		GROSS SOLIDS REMOVAL DEVICE INCLINED SCREEN TYPE A		
0064	621205	1.000 EA	\$81,200.00	\$81,200.00
		GROSS SOLIDS REMOVAL DEVICE INCLINED SCREEN TYPE D		
0065	621225	1.000 EA	\$133,800.00	\$133,800.00
		GROSS SOLIDS REMOVAL DEVICE LINEAR RADIAL TYPE LR-2 (6)		
0066	621226	2.000 EA	\$146,700.00	\$293,400.00
		GROSS SOLIDS REMOVAL DEVICE LINEAR RADIAL TYPE LR-2 (8)		
0067	621227	1.000 EA	\$131,000.00	\$131,000.00
		GROSS SOLIDS REMOVAL DEVICE LINEAR RADIAL TYPE LR-3 (4)		
0068	621228	2.000 EA	\$119,000.00	\$238,000.00
		GROSS SOLIDS REMOVAL DEVICE LINEAR RADIAL TYPE LR-3 (6)		
0069	621229	1.000 EA	\$153,000.00	\$153,000.00
		GROSS SOLIDS REMOVAL DEVICE LINEAR RADIAL TYPE LR-3 (8)		
0070	621231	5.000 EA	\$152,000.00	\$760,000.00
		GROSS SOLIDS REMOVAL DEVICE LINEAR RADIAL TYPE LR-4 (6)		
0071	621232	1.000 EA	\$166,300.00	\$166,300.00
		GROSS SOLIDS REMOVAL DEVICE LINEAR RADIAL TYPE LR-4 (8)		
0072	621234	1.000 EA	\$176,200.00	\$176,200.00
		GROSS SOLIDS REMOVAL DEVICE LINEAR RADIAL TYPE LR-5 (6)		
0073	621235	1.000 EA	\$203,500.00	\$203,500.00

## GROSS SOLIDS REMOVAL DEVICE LINEAR RADIAL TYPE LR-5 (8)

0074	014220	7.000 EA	\$14,500.00	\$101,500.00
		TRASH NET (OPEN CHANNEL)		
0075	650014	1590.000 LF	\$500.00	\$795,000.00
		18" REINFORCED CONCRETE PIPE		
0076	650018	180.000 LF	\$600.00	\$108,000.00
		24" REINFORCED CONCRETE PIPE		
0077	710114	1.000 EA	\$3,531.00	\$3,531.00
		ABANDON PIPELINE		
0078	710240	28.000 EA	\$2,286.74	\$64,028.72
		MODIFY INLET		
0079	750001	2610.000 LB	\$3.53	\$9,213.30
		(F) - MISCELLANEOUS IRON AND STEEL		
0080	800360	100.000 LF	\$50.76	\$5,076.00
		CHAIN LINK FENCE (TYPE CL-6)		
0081	802560	1.000 EA	\$2,030.46	\$2,030.46
		10' CHAIN LINK GATE (TYPE CL-6)		
0082	802580	1.000 EA	\$2,284.26	\$2,284.26
		12' CHAIN LINK GATE (TYPE CL-6)		
0083	803050	120.000 LF	\$20.30	\$2,436.00
		REMOVE CHAIN LINK FENCE		
0084	803140	20.000 LF	\$50.76	\$1,015.20
		RECONSTRUCT CHAIN LINK FENCE		
0085	820113	24.000 EA	\$50.00	\$1,200.00
		TREATMENT BEST MANAGEMENT PRACTICE MARKER		
0086	820134	5.000 EA	\$15.00	\$75.00
		OBJECT MARKER (TYPE P)		
0087	820250	1.000 EA	\$50.00	\$50.00
		REMOVE ROADSIDE SIGN		
0088	820790	25.000 SQFT	\$50.00	\$1,250.00
		FURNISH SINGLE SHEET ALUMINUM SIGN (0.080"-FRAMED)		
0089	820850	1.000 EA	\$500.00	\$500.00
		ROADSIDE SIGN - TWO POST		
0090	870009	1.000 LS	\$80,000.00	\$80,000.00
		MAINTAINING EXISTING TRAFFIC MANAGEMENT SYSTEM ELEMENTS DURING CONSTRUCTION		
0091	999990	1.000 LS	\$700,000.00	\$700,000.00
		MOBILIZATION		
Section 1 Total				\$7,277,403.80
Item Total				\$7,277,403.80



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 Heir & Son Construction Location City Yuba City State CA
California Contractor License Number 920906 Public Works Contractor Registration
Number 1000013234
Portion of Work Subcontracted
Item % Description
9 100 Traffic Control

2) List this subcontractor? YES NO
Business Name Bortolussi & Watkin, Inc. Location City San Rafael State CA
California Contractor License Number 962905 Public Works Contractor Registration
Number 1000000352
Portion of Work Subcontracted
Item % Description
28 100 Items 28-51
91 3 Mobilization For their work

3) List this subcontractor? YES NO
Business Name Green Vista Landscape Location City Rocklin State CA
California Contractor License Number 878017 Public Works Contractor Registration
Number 1000007433
Portion of Work Subcontracted
Item % Description
16 100 Items 16-19
52 100 Items 52-57
91 .5 Mobilization For Their Work

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	%		
26	100		
59	100	Items 59-61	
91	6	Mobilization For Their Work	

5) List this subcontractor?  YES  NO  
 Business Name St. Francis Electric Location City San Leandro State CA  
 California Contractor License Number 1003811 Public Works Contractor Registration  
 Number 1000022208

Portion of Work Subcontracted			Description
Item	%		
90	100		

6) List this subcontractor?  YES  NO  
 Business Name C&N Reinforcing Location City San Francisco State CA  
 California Contractor License Number 1052018 Public Works Contractor Registration  
 Number 1000365489

Portion of Work Subcontracted			Description
Item	%		
63	9.25	Rebar	
64	15.75	Rebar	
65	11	Rebar	
66	21.5	Rebar	
67	7.3	Rebar	

7) List this subcontractor?  YES  NO  
 Business Name C&N Reinforcing Location City San Francisco State CA  
 California Contractor License Number 1052018 Public Works Contractor Registration  
 Number 1000365489

Portion of Work Subcontracted			Description
Item	%		
68	9.6	Rebar	
69	9.6	Rebar	
70	8	Rebar	
71	10.3	Rebar	
72	7.5	Rebar	

8) List this subcontractor?  YES  NO  
 Business Name C&N Reinforcing Location City San Francisco State CA  
 California Contractor License Number 1052018 Public Works Contractor Registration  
 Number 1000365489

Portion of Work Subcontracted			Description
Item	%		
73	9.4	Rebar	
74	3.6	Rebar	

9) List this subcontractor?  YES  NO  
 Business Name Total Traffic Control Location City San Francisco State CA  
 California Contractor License Number 1018669 Public Works Contractor Registration  
 Number 1000059119

Portion of Work Subcontracted			Description
Item	%		
6	100		

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



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
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**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**  
**SMALL BUSINESS STATUS**  
**DES-OE-0102.4 (REV 3/2008)**

Are you certified as a "Small Business" by the Office of Small Business and DVBE Services of the Department of General Services of the State of California?:

YES       NO      Certification number?:

Note: This small business questionnaire is included for statistical reporting only.

**CERTIFICATIONS**

**FEDERAL-AID PROJECTS DISCLOSURE OF LOBBYING ACTIVITIES CERTIFICATION**

Bidder certifies, to the best of his or her knowledge and belief:

1. No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any Federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.

2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any Federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form LLL, "Disclosure of Lobbying Activities," in conformance with its instructions.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by 31 USC section 1352. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

Bidder also agrees by submitting a bid that it must require the language of this certification be included in subcontracts over \$100,000 and these subcontractors shall certify and disclose.

**DISCLOSURE OF LOBBYING ACTIVITIES**

Approved by OMB 0348-0046

Complete this form to disclose lobbying activities pursuant to 31 U.S.C. 1352       YES       NO

1. Type of Federal Action:

2. Status of Federal Action:

3. Report Type:

For Material Change Only:

Year

Quarter

Date of last report

4. Name and Address of Reporting Entity:

Tier , if known

Congressional District, if known :

5. If Reporting Entity in No. 4 is Subawardee Enter Name and Address of Prime:

Congressional District, if known:

6. Federal Department/Agency:

7. Federal Program Name/Description:

CFDA Number, if applicable

8. Federal Action Number, if known:

9. Award amount, if known (\$):

10. a. Name and Address of Lobby Registrant (if individual, last name, first name, MI):

b. Individuals Performing Services (including address if different from No. 10a) (last name, first name, MI):

11. Information requested through this form is authorized by Title 31 U.S.C. Section 1352. This disclosure of lobbying activities is a material representation of fact upon which reliance was placed by the tier above when this transaction was made or entered into. This disclosure is required pursuant to 31 U.S.C. 1352. This information will be available for public inspection. Any person who fails to file the required disclosure shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

Print Name: Clinton W. Myers  
Title: President  
Telephone No.: 916-283-9950  
Date: November 1, 2023

Signature \_\_\_\_\_



Federal Use Only:

Authorized for Local Reproduction  
Standard Form - LLL(Rev.7-97)

### **INSTRUCTIONS FOR COMPLETION OF SF-LLL, DISCLOSURE OF LOBBYING ACTIVITIES**

This disclosure form shall be completed by the reporting entity, whether subawardee or prime Federal recipient, at the initiation or receipt of a covered Federal action, or a material change to a previous filing, pursuant to title 31 U.S.C. section 1352. The filing of a form is required for each payment or agreement to make payment to any lobbying entity for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with a covered Federal action. Complete all items that apply for both the initial filing and material change report. Refer to the implementing guidance published by the Office of Management and Budget for additional information.

1. Identify the type of covered Federal action for which lobbying activity is and/or has been secured to influence, the outcome of a covered Federal action.
2. Identify the status of the covered Federal action.
3. Identify the appropriate classification of this report. If this is a followup report caused by a material change to the information previously reported, enter the year and quarter in which the change occurred. Enter the date of the last, previously submitted report by this reporting entity for this covered Federal action.
4. Enter the full name, address, city, State, and zip code of the reporting entity. Include Congressional District if known. Check the appropriate classification of the reporting entity that designates if it is, or expects to be, a prime or subaward recipient. Identify the tier of the subawardee, e.g., the first subawardee of the prime is the 1st tier. Subawards include but are not limited to subcontracts, subgrants and contract awards under grants.
5. If the organization filing the report in item 4 checks "Subawardee," then enter the full name, address, city, State and zip code of the prime Federal recipient. Include Congressional District if known.
6. Enter the name of the Federal agency making the award or loan commitment. Include at least one organizational level below agency name, if known. For example, Department of Transportation, United States Coast Guard.
7. Enter the Federal program name or description for the covered Federal action (item 1). If known, enter the full Catalog of Federal Domestic Assistance (CFDA) number for grants, cooperative agreements, loans and loan commitments.
8. Enter the most appropriate Federal identifying number available for the Federal action identified in item 1 (e.g., Request for Proposal (RFP) number;

Invitation for Bid (IFB) number; grant announcement number, the contract, grant, or loan award number; the application/proposal control number assigned by the Federal agency). Include prefixes, e.g., "RFP-DE-90-001."

9. For a covered Federal action where there has been an award or loan commitment by the Federal agency, enter the Federal amount of the award/loan commitments for the prime entity identified in item 4 or 5.

10.(a)Enter the full name, address, city, State and zip code of the lobbying registrant under the Lobbying Disclosure Act of 1995 engaged by the reporting entity identified in item 4 to influence the covered Federal action. (b)Enter the full names of the individual(s) performing services and include full address if different from 10(a). Enter Last Name, First Name, and Middle Initial (MI).

11.The certifying official shall sign and date the form, print his/her name title, and telephone number.

According to the Paperwork Reduction Act, as amended, no persons are required to respond to a collection of information unless it displays a valid OMB Control Number. The valid OMB control number for this information collection is OMB No. 0348-0046. Public reporting burden for this collection of information is estimated to average 10 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0046), Washington, DC 20503.

**STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION  
CERTIFICATIONS**

## EQUAL EMPLOYMENT OPPORTUNITY REGULATION CERTIFICATION

Bidder Myers & Sons Construction, LLC, proposed subcontractor ,certifies that he has participated in a previous contract or subcontract subject to the equal opportunity clauses, as required by Executive Orders 10925, 11114, or 11246, and that, if required, he has filed with the Joint Reporting Committee, the Director of the Office of Federal Contract Compliance, a Federal Government contracting or administering agency, or the former President's Committee on Equal Employment Opportunity, all reports due under the filing requirements.

## Notes:

The above certification is required by the Equal Employment Opportunity Regulations of the Secretary of Labor (41 CFR 60-1.7(b) (1)), and must be submitted by bidders and proposed subcontractors only in connection with contracts and subcontracts which are subject to the equal opportunity clause. Contracts and subcontracts which are exempt from the equal opportunity clause are set forth in 41 CFR 60-1.5. (Generally only contracts or subcontracts of \$10,000 or under are exempt.)

Currently, Standard Form 100 (EEO-1) is the only report required by the Executive Orders or their implementing regulations.

Prime contractors and subcontractors who have participated in a previous contract or subcontract subject to the Executive Orders and have not filed the required reports should note 41 CFR 60-1.7(b)(1) prevents the award of contracts and subcontracts unless the Contractor submits a report covering the delinquent period or such other period specified by the Federal Highway Administration or by the Director, Office of Federal Contract Compliance, U.S. Department of Labor.

TITLE 49, CODE OF FEDERAL REGULATIONS, PART 29, DEBARMENT AND SUSPENSION  
CERTIFICATION

Bidder, under penalty of perjury, certifies that, except as noted below, it or any other person associated therewith in the capacity of owner, partner, director, officer, manager:

is not currently under suspension, debarment, voluntary exclusion, or determination of ineligibility by any federal agency;

has not been suspended, debarred, voluntarily excluded or determined ineligible by any federal agency within the past 3 years;

does not have a proposed debarment pending; and

has not been indicted, convicted, or had a civil judgement rendered against it by a court of competent jurisdiction in any matter involving fraud or official misconduct within the past 3 years.

If there are any exceptions to this certification, insert the exceptions in the following space.

Exceptions will not necessarily result in denial of award, but will be considered in determining bidder responsibility. For any exception noted above, indicate below to whom it applies, initiating agency, and dates of action.

#### 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 - FEDERAL

## 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](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: SCA12133918

Bond Registry: Surety2000

Bond Percent: 10

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

Contract No. 04-0Q2104

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 CONTRA COSTA COUNTY AT VARIOUS LOCATIONS FROM CENTRAL AVENUE UNDERCROSSING TO WILLOW AVENUE UNDERCROSSING In District 04 On Route 80 for which bids are to be opened at 1727 30th Street, Sacramento CA 95816 on Thursday, January 11, 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

SCA12133918

Myers & Sons Construction, LLC

Bond Number

Principal Name

45 Morrison Ave, Sacramento, CA, 95838, US

Principal Address

Principal Signature

State of California, Department of Transportation

1727 30th Street, Bidders' Exchange, MS 26, Sacramento, CA, 95816, US

Owner/Obligee Name

Owner/Obligee Address

## Bond Information

12-14-2023

Nationwide Mutual Insurance Company

VC1800002280

Bid Date

Surety

Contractor Vendor ID Number

04-0Q2104

Contract ID Number

04-0Q2104 CONSTRUCTION ON STATE HIGHWAY IN CONTRA COSTA COUNTY AT VARIOUS LOCATIONS FROM CENTRAL AVENUE UNDERCROSSING TO WILLOW AVENUE UNDERCROSSING

Description of Job

Ten Percent (10%) of the Total Bid Amount

10%

Amount of Bid Security

Bid Security Maximum

Bid Security Percentage

S. Nicole Evans

Attorney-in-Fact

Alliant Insurance Services, Inc

Bond Entered and Executed By

Primary Agency

Attorney-In-Fact Signature

Know all men by these presents that Nationwide Mutual Insurance Company, a Corporation duly organized under the laws of the State of OH, 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.



**Power of Attorney**

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
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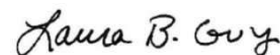


Notary Public  
My Commission Expires  
October 19, 2024

**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 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 13 day of 12, 2023.



Assistant Secretary

