08

#### **CALTRANS**

#### STATE OF CALIFORNIA

#### DEPARTMENT OF TRANSPORTATION

#### BID

FOR CONSTRUCTION ON STATE HIGHWAY IN
SAN BERNARDINO COUNTY IN SAN BERNARDINO FROM CABLE CREEK
BRIDGE TO 0.2 MILE SOUTH OF PALM AVENUE UNDERCROSSING
In District 08 On Route 215

#### UNDER

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

Notice to Bidders and Special Provisions dated May 06, 2024

Project plans approved March 15, 2024

Standard Specifications dated 2023

Standard Plans dated 2023

Identified by

Contract No. 08-1N9504

08-SBd-215-13.5/13.9

Project ID 0823000069

Federal - Aid Project

ACHSIMG-2151 (255) E

#### Electronic Bidding Contract

Bids open Thursday, May 30, 2024

Dated May 06, 2024

Check: 74BDA8B74A

Contract ID: 08-1N9504
Bidder: Autobahn Construction, Inc.

Letting ID: 08-1N9504 Bidder ID: VC0000006260

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

NAME OF BIDDER Autobahn Construction, Inc.

BUSINESS STREET ADDRESS 933 N. Batavia St.

CITY, STATE, ZIP Orange, CA, 92867

TELEPHONE NO. with AREA CODE 714 769-7025

FAX NO. with AREA CODE 714 769-7031

CONTRACTOR LICENSE NO. 676837

PUBLIC WORKS CONTRACTOR REGISTRATION NO. 1000010069

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:

Contract ID: 08-1N9504
Bidder: Autobahn Construction, Inc.

- 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: 0
- 4. Bidder submits this bid with one of the following forms of bidder's security equal to at least 10 percent of the bid, including any additive items:

Bidder's Bond

- 5. Bidder's signature is an affirmation of the included certifications. Bidder is cautioned that making a false certification may result in one or more of the following:
- 5.1 Criminal prosecution
- 5.2 Rejection of the bid
- 5.3 Rescission of the award

5.4 Termination of the Contract

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

PRINTED NAME AND TITLE OF PERSON SIGNING

ITEM NUMBER	ITEM CO	DE QUANTITY UNIT OF MEASURE	UNIT PRICE	ITEM TOTAL
BID ITEM LIST 1 BID ITEM LIST				
0001	070030	1.000 LS LEAD COMPLIANCE PLAN	\$1,000.00	\$1,000.00
0002	090100	25.000 WDAY TIME-RELATED OVERHEAD (WDAY)	\$3,200.00	\$80,000.00
0003	120090	1.000 LS CONSTRUCTION AREA SIGNS	\$6,000.00	\$6,000.00
0004	120100	1.000 LS TRAFFIC CONTROL SYSTEM	\$100,000.00	\$100,000.00
0005	120103	13.000 DAY STATIONARY IMPACT ATTENUATOR VEHICLE	\$800.00	\$10,400.00
0006	120165	12.000 EA CHANNELIZER (SURFACE MOUNTED)	\$50.00	\$600.00
0007	120207	50.000 DAY PORTABLE RADAR SPEED FEEDBACK SIGN SYSTEM	\$70.00	\$3,500.00
0008	120320	2360.000 LF TEMPORARY BARRIER SYSTEM	\$35.00	\$82,600.00
0009		6.000 EA PORTABLE CHANGEABLE MESSAGE SIGN (EA)	\$1,500.00	\$9,000.00
0010	129108	1.000 EA TEMPORARY CRASH CUSHION TL-3	\$5,000.00	\$5,000.00
0011	129152	1.000 EA TEMPORARY RADAR SPEED FEEDBACK SIGN SYSTEM	\$3,000.00	\$3,000.00
0012	130100	1.000 LS JOB SITE MANAGEMENT	\$5,000.00	\$5,000.00
0013	130201	1.000 LS WATER POLLUTION CONTROL PROGRAM	\$1,000.00	\$1,000.00
0014	130640	2000.000 LF TEMPORARY FIBER ROLL	\$3.50	\$7,000.00
0015	130710	1.000 EA TEMPORARY CONSTRUCTION ENTRANCE	\$2,500.00	\$2,500.00
0016	130900	1.000 LS TEMPORARY CONCRETE WASHOUT	\$1,500.00	\$1,500.00
0017	146002	1.000 LS CONTRACTOR-SUPPLIED BIOLOGIST (LS)	\$4,500.00	\$4,500.00
0018	160110	1000.000 LF TEMPORARY HIGH-VISIBILITY FENCE	\$7.00	\$7,000.00
0019	170103	1.000 LS CLEARING AND GRUBBING (LS)	\$40,000.00	\$40,000.00
0020	205033	22100.000 SQFT GRAVEL MULCH	\$3.00	\$66,300.00
0021	390132	100.000 TON HOT MIX ASPHALT (TYPE A)	\$125.00	\$12,500.00
0022	394073	2150.000 LF PLACE HOT MIX ASPHALT DIKE (TYPE A)	\$4.00	\$8,600.00
0023	398100		\$6.00	\$12,900.00

CALIFORNIA DEPARTMENT OF TRANSPORTATION Letting ID: 08-1N9504 Bidder ID: VC0000006260 Bidder: Autobahn Construction, Inc.

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0024	810190	50.000 EA GUARD RAILING DELINEATOR	\$30.00	\$1,500.00
0025	832018	2130.000 LF MIDWEST GUARDRAIL SYSTEM (8' STEEL POST)	\$50.00	\$106,500.00
0026	839580	1.000 EA END ANCHOR ASSEMBLY (TYPE SFT-M)	\$3,000.00	\$3,000.00
0027	839745	20.000 LF (F) - CONCRETE BARRIER TRANSITION	\$1,750.00	\$35,000.00
0028	870009	1.000 LS MAINTAINING EXISTING TRAFFIC MANAGEMENT SYSTEM	\$500.00 4 ELEMENTS DURING	\$500.00 CONSTRUCTION
Section 1 Total				\$616,400.00
Item Total				\$616,400.00

CALIFORNIA DEPARTMENT OF TRANSPORTATION

Letting ID: 08-1N9504 Bidder ID: VC0000006260

#### 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: % Description Ttem 6 75 striping 15 reinforcement 42 100 54 Business Name Ferreira DBA Ferreira Costal Construction Co. Location City Rancho Cucamonga State CA California Contractor License Number 985180 Public Works Contractor Registration Number 1000001634 Portion of Work Subcontracted Description 24 100 100 25 100 26 Business Name Blanco Construction Location City Riverside State CA
California Contractor License Number 875821 Public Works Contractor Registration Number 1000014149 Portion of Work Subcontracted Ttem 용 Description 100 100 10 16 100 23 100 27 100 3) List this subcontractor? O YES O NO Business Name Location City State California Contractor License Number Public Works Contractor Registration Number Portion of Work Subcontracted Item Description

4) List this subcontractor? O YES O NO Business Name Location City State California Contractor License Number Public Works Contractor Registration Number Portion of Work Subcontracted

Letting ID: 08-1N9504 Bidder ID: VC0000006260

Item Description

5) List this subcontractor? O YES O NO Business Name Location City State California Contractor License Number Public Works Contractor Registration Number California Contractor Browness :

Portion of Work Subcontracted

Description

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

7) List this subcontractor? C YES C NO Business Name Location City State California Contractor License Number Public Works Contractor Registration Number Portion of Work Subcontracted Description Item 9

8) List this subcontractor? C YES C NO Business Name Location City State
California Contractor License Number Public Works Contractor Registration Number California Contractor Brown:
Portion of Work Subcontracted

2 Description

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

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

용

CALIFORNIA DEPARTMENT OF TRANSPORTATION

Letting ID: 08-1N9504 Bidder ID: VC0000006260

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

Description

12) List this subcontractor?  $\square$  YES  $\square$  NO Business Name Location City State California Contractor Electric Portion of Work Subcontracted

2 Description California Contractor License Number Public Works Contractor Registration Number

13) List this subcontractor? O YES O NO Business Name Location City State California Contractor License Number Public Works Contractor Registration Number California Contractor Brown.

Portion of Work Subcontracted

9 Description

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

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

16) List this subcontractor? C YES C NO Business Name Location City State California Contractor License Number

Public Works Contractor Registration Number Portion of Work Subcontracted Description Item 용

Letting ID: 08-1N9504

Bidder: Autobahn Construction, Inc.

Bidder ID: VC0000006260

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

Bidder: Autobahn Construction, Inc.

Portion of Work Subcontracted

Description

24) List this subcontractor? O YES O NO Business Name Location City State

California Contractor License Number Public Works Contractor Registration Number

California Contracted
Portion of Work Subcontracted
Thom % Description

25) List this subcontractor? C YES C NO Business Name Location City State California Contractor License Number

Public Works Contractor Registration Number California Contractor Brooms

Portion of Work Subcontracted

% Description

26) List this subcontractor? O YES O NO Business Name Location City State California Contractor License Number
Portion of Work Subcontracted
Item % Description

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

28) List this subcontractor? O YES O 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? C YES C NO Eist this subcontractor. Business Name Location City State
California Contractor License Number Public Works Contractor Registration Number California Contractor Breenes ...

Portion of Work Subcontracted

Description

Bidder: Autobahn Construction, Inc.

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

9 Description

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

32) List this subcontractor?  $\bigcirc$  YES  $\bigcirc$  NO Business Name Location City State California Contractor License Number Public Works Contractor Registration Number Portion of Work Subcontracted Description Item 9

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

34) List this subcontractor? O YES O NO Business Name Location City State California Contractor License Number

Public Works Contractor Registration Number Portion of Work Subcontracted Description Item %

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

Bidder: Autobahn Construction, Inc.

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

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

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

42) List this subcontractor? O YES O NO

Bidder: Autobahn Construction, Inc.

Business Name Location City State California Contractor License Number Public Works Contractor Registration Number

Portion of Work Subcontracted
T+om % Description

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

2 Description

Business Name Location City State California Contractor License Number Public Works Contractor Registration Number

Portion of Work Subcontracted
Item % Description

45) List this subcontractor? C YES C NO Business Name Location City State California Contractor License Number

Public Works Contractor Registration Number

Pertian of Work Subcontracted

Portion of Work Subcontracted
Ttem % Description

46) List this subcontractor? C YES C NO

Business Name Location City State
California Contractor License Number Public Works Contractor Registration Number

Portion of Work Subcontracted
Item % Description

Business Name Location City State

California Contractor License Number Public Works Contractor Registration Number

Portion of Work Subcontracted

Item Description

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

Letting ID: 08-1N9504 Bidder ID: VC0000006260

Item % Description

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

Bidder: Autobahn Construction, Inc.

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

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

## STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION 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/DVBE/DBE CERTIFICATION STATUS DES-OE-0102.4 (REV 1/2024)

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?: 43465

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

C YES • NO Certification number?:

Are you certified as a "Disadvantaged Business Enterprise" by the California Unified Certification Program (CUCP)?:

O YES • NO Certification number?:

Note: This questionnaire is included for statistical reporting only.

Contract ID: 08-1N9504
Bidder: Autobahn Construction, Inc.

Letting ID: 08-1N9504 Bidder ID: VC0000006260

#### 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 • NO

- 1. Type of Federal Action:
- 2. Status of Federal Action:
- 3. Report Type:

For Material Change Only:

Year

Ouarter

Date of last report

4. Name and Address of Reporting Entity:

Tier , if known

Congressional District, if known:

Congressional District, if known:

Letting ID: 08-1N9504 Bidder ID: VC0000006260

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

- 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:
Title:
Telephone No.:
Date:

Signature		

Contract ID: 08-1N9504
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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;

Contract ID: 08-1N9504

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.

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Bidder: Autobahn Construction, Inc.

Letting ID: 08-1N9504 Bidder ID: VC0000006260

### STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION CERTIFICATIONS

#### EQUAL EMPLOYMENT OPPORTUNITY REGULATION CERTIFICATION

Bidder John Korb, proposed subcontractor Autobahn Construction, Inc., certifies that he has not 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.

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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 Orange

Name: John Korb ,

being first duly sworn, deposes and says that he or she is Treasurer of Autobahn Construction, Inc.

the party making the foregoing bid that the bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation; that the bid is genuine and not collusive or sham; that the bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid, and has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or that anyone shall refrain from bidding; that the bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or of that of any other bidder, or to secure any advantage against the public body awarding the contract of anyone interested in the proposed contract; that all statements contained in the bid are true; and, further, that the bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, or paid, and will not pay, any fee to any corporation, partnership, company association, organization, bid depository, or to any member or agent thereof to effectuate a collusive or sham bid.

#### CHILD SUPPORT COMPLIANCE ACT

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

1. The contractor recognizes the importance of child and family support obligations and shall fully comply with all applicable state and federal laws relating to child and family support enforcement, including, but not limited to, disclosure of information and compliance with earnings assignment orders,

as provided in Chapter 8 (commencing with section 5200) of Part 5 of Division 9 of the Family Code; and

2. The contractor to the best of its knowledge is fully complying with the earnings assignment orders of all employees and is providing the names of all new employees to the New Hire Registry maintained by the Employment Development Department.

#### NATIONAL LABOR RELATIONS BOARD

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

#### VIOLATION OF LAW OR A SAFETY REGULATION

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

Has the Bidder, any officer of the Bidder, or any employee of the Bidder who has a proprietary interest in the Bidder, ever been disqualified, removed, or otherwise prevented from bidding on, or completing a federal, state, or local government project because of a violation of law or a safety regulation?

© YES • NO

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

#### ANTITRUST LAW

Under Pub Con Code § 10285.1, the Bidder declares under penalty of perjury under the laws of the State of California that the Bidder Chas on the State of California that the Bidder Chas of 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.

Contract ID: 08-1N9504
Bidder: Autobahn Construction, Inc.

Letting ID: 08-1N9504 Bidder ID: VC0000006260

#### 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?

CYES • 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?

OYES ONO

- 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: Submit other Bid Security

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: <a href="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</a>. Bid Bond forms are also the last 2 pages of the printout of the electronic bid.

Bond ID: Verify Clear

Bond Registry:

Bond Percent:

We
we
as Principal, and
as Surety are bound unto the State of California, Department on Transportation, hereafter referred to as "Obligee", in the penal sum of the 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 bin ourselves, jointly and severally,
THE CONDITION OF THIS OBLIGATION IS SUCH, THAT:
WHEREAS, the Principal is submitting a bid to the Obligee, for CONSTRUCTION O STATE HIGHWAY IN SAN BERNARDINO COUNTY IN SAN BERNARDINO FROM CABLE CREEK BRIDGE TO 0.2 MILE SOUTH OF PALM AVENUE UNDERCROSSING In District 08 On Route 215 for which bids are to be opened at 1727 30t Street, Sacramento CA 95816 on Thursday, May 30, 2024
NOW, THEREFORE, if the Principal is awarded the contract, and, within the time and manner required under the specifications, after the prescribe 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 a provided by law, then this obligation shall be null and void; otherwise, in shall remain in full force.
In the event a suit is brought upon this bond by the Obligee an judgment is recovered, the Surety shall pay all costs incurred by the Oblige 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

#### 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
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

#### STATE OF CALIFORNIA • DEPARTMENT OF TRANSPORTATION Contract No. 08-1N9504 BIDDER'S BOND Bond No. CSBA-27337 DES-OE-0102.3 (REV 08/2016) We Autobahn Construction, Inc. as Principal, and Fidelity and Deposit Company of Maryland as Surety are bound unto the State of California, Department of Transportation, hereafter referred to as "Obligee", in the penal sum of ten percent (10%) of the total amount of the bid of the Principal submitted to the Obligee for the work described below, for the payment of which sum we bind ourselves, jointly and severally, THE CONDITION OF THIS OBLIGATION IS SUCH, THAT: WHEREAS, the Principal is submitting a bid to the Obligee, for Contract No. 08-1N9504, MGS, Gravel Mulch, HMA, and Place HMA Dike on State Highway in San Bernardino County in San Bernardino from Cable Creek Bridge to 0.2 Mile South of Palm Avenue Undercrossing for which bids are to be opened at Sacramento, CA May 30th, 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: May 24th 2024 Autobahn Construction, Inc. Principal John Korb, Treasurer Fidelity and Deposit Company of Maryland 1299 Zurich Way, Schaumburg, IL 60196 Surety Address of Surety (for correspondence or claims) By Shaunna Rozelle Ostrom, 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 Orange County of On this May 24th, 2024 before me, Melissa Ann Vaccaro, Notary Public personally appeared Shaunna Rozelle Ostrom 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.

(SEAL)



WITNESS my hand and official sea

Melissa Ann Vaccaro

Signature

## 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 Daniel HUCKABAY, Frank MORONES, Dwight REILLY, Arturo AYALA, Shaunna ROZELLE OSTROM, Benjamin WOLFE, Chelsea LIBERATORE, Ben STONG, Michael D. STONG, R. NAPPI, Adrian LANGRELL of Orange, California, 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 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 7th day of September, A.D. 2023.

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 7th day of September, A.D. 2023, 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.

Genevieve M. Maison

SFAL

GENEVIEVE M. MAISON
NOTARY PUBLIC
BALTIMORE COUNTY, MD

My Commission Expires JANSARY 27, 2025



#### EXTRACT FROM BY-LAWS OF THE COMPANIES

"Article V, Section 8, <u>Attorneys-in-Fact</u>. 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 of 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 24th day of May , 2024 .



Thomas O. McClellan 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 reportsfclaims@zurichna.com 800-626-4577



Authenticity of this bond can be confirmed at bondvalidator.zurichna.com or 410-559-8790

# Autobahn Construction, Inc. Bidder's Bond

Contract # 08-1N9504

Bid Date: May 30<sup>th</sup>, 2024



After printing this label:
CONSIGNEE COPY - PLEASE PLACE IN FRONT OF POUCH

Fold the printed page along the horizontal line.
 Place label in shipping pouch and affix it to your shipment.

Use of this system constitutes your agreement to the service conditions in the current FedEx Service Guide, available on fedex.com. FedEx will not be responsible for any claim in excess of \$100 per package, whether the result of loss, damage, delay, non-delivery, misdelivery, or misinformation, unless you declare a higher value, pay an additional charge, document your actual loss and file a timely claim. Limitations found in the current FedEx Service Guide apply. Your right to recover from FedEx for any loss, including intrinsic value of the package, loss of sales, income interest, profit, attorney's fees, costs, and other forms of damage whether direct, incidental, consequential, or special is limited to the greater of \$100 or the authorized declared value. Recovery cannot exceed actual documented loss. Maximum for items of extraordinary value is \$1,000, e.g. jewelry, precious metals, negotiable instruments and other items listed in our Service Guide. Written claims must be filed within strict time limits, see current FedEx Service Guide.