Construction of
Oro Bangor Highway
Rehabilitation Project
County Project No. 10661-2009-1

Bid Due: June 29, 2010, 10:00 A.M.

(DO NOT DETACH)

PROPOSAL TO THE DEPARTMENT OF PUBLIC WORKS

COUNTY OF BUTTE

FOR

CONSTRUCTION OF

ORO BANGOR HIGHWAY REHABILITATION PROJECT

Name of Bidder:_____

Business Address:_____

City, State, Zip: _____

Business Telephone No:_____

Contractor License No.:_____

To the Department of Public Works of Butte County:

The work to be done and referred to herein is located within the County of Butte, State of California, 1150-feet south of Swedes Flat Road, and shall be constructed in accordance with the Special Provisions (including the payment of not less than the minimum wage rates set forth therein) and the contract annexed hereto and also in accordance with the "Standard Plans" and the "Standard Specifications" for the State of California, Department of Transportation, dated May 2006, the "Labor Surcharge and Equipment Rental Rates" in effect on the date the work is accomplished, and the "General Prevailing Wage Rates" of the Department of Industrial Relations or the minimum wage rates for this project as predetermined by the Secretary of Labor in the Special Provisions, whichever is the higher rate.

The undersigned, as bidder, declares that the only persons or parties interested in this proposal as principals are those named herein; that this proposal is made without collusion with any other person, firm or corporation; that he has carefully examined the location of the proposed work, plans and specifications, and he proposes, and agrees if this proposal is accepted, that he will contract with the County of Butte to provide all necessary machinery, tools, apparatus and other means of construction, and to do all the work and furnish all the materials specified in the contract in the manner and time prescribed, and according to the requirements of the Engineer as therein set forth and that he will take in full payment therefore an amount based on the unit prices specified herein below for the various items of work, the total value of said work as estimated herein being

$_____and the following being unit prices bid to wit:
(insert total price)

Item No.	Item Description	Unit of Measure	Estimated Quantity	Item Price In Figures	Total In Figures
1	Clearing and Grubbing	LS	1.0		
2	Traffic Control	LS	1.0		
3	Develop Water Supply	LS	1.0		
4	Construction Site Management	LS	1.0		
5	Storm Water Pollution Prevention Plan (SWPPP)	LS	1.0		
6	Pavement Grinding (Conforms & Bridge Deck)	LS	1.0		
7	Pulverize Existing Asphalt	SF	21,235		
8	Roadway Excavation	CY	935		
9	Aggregate Base (Class 2, ¾ ” Max.)	TON	1,060		
10	Cold Foam In-Place Recycling (CFIPR)	SF	273,000		
11	Supplemental Aggregate Base (for CFIPR)	TON	7,835		
12	Cementitious Stabilizing Agent (for CFIPR)	TON	313		
13	Bituminous Stabilizing Agent (for CFIPR), PG 64-16	TON	616		
14	Asphalt Concrete (Type A, ¾ ” Max. Med. Grading)	TON	5,612		
15	Asphalt Concrete-Misc. Areas (Type A, ¾”Max. Med Gr.)	SY	30		
16	Liquid Asphalt (Tack Coat)	TON	31		
17	Asphalt Emulsion (Seal Coat)	TON	31		
18	Asphalt Concrete-AC Dike Mix.(Type A, 3/8” max. gr.)	TON	40		
19	AC Dike (Caltrans Type ‘A’)	LF	1,387		
20	4” Thermoplastic Traffic Stripe	LF	43,925		
21	Pavement Markers (Retro-Reflective)	EA	983		
22	Final Erosion Control (Type D)	AC	2.6		
23	Fiber Roll (Temporary & Final Erosion Control)	LF	2,100		
	(SHOW TOTAL ON PAGE PF-1)		**TOTAL**		

Bids are required for the entire work. The amount of the bid for comparison purposes will be the total of all items. The total of unit basis items will be determined by extension of the item price bid on the basis of the estimated quantity set forth for the item.

The bidder shall set forth for each item of work, in clearly legible figures, an item price and a total for the item in the respective spaces provided for this purpose. In the case of unit basis items, the amount set forth under the "Total" column shall be the extension of the item price bid on the basis of the estimated quantity for the item.

In case of discrepancy between the item price and the total set forth for a unit basis item, the item price shall prevail, provided, however, if the amount set forth as an item price is ambiguous, unintelligible or uncertain for any cause, or is omitted, or is the same amount as the entry in the "Total" column then the amount set forth in the "Total" column for the item shall prevail and shall be divided by the estimated quantity for the item and the price thus obtained shall be the item price.

As to lump sum items, the amount set forth in the "Total" column shall be the item price.

If this proposal shall be accepted and the undersigned shall fail to contract as aforesaid and to give the two bonds in the sums to be determined as aforesaid, with surety satisfactory to the Department of Public Works, within eight days, not including Sundays and legal holidays, after the bidder has received notice from the County Engineer that the contract has been awarded, the Department of Public Works may, at its option, determine that the bidder has abandoned the contract, and thereupon this proposal and the acceptance thereof shall be null and void and the forfeiture of such security accompanying this proposal shall operate and the same shall be the property of the County of Butte.

(THE BIDDER'S EXECUTION ON THE SIGNATURE PORTION OF THIS PROPOSAL SHALL ALSO CONSTITUTE AN ENDORSEMENT AND EXECUTION OF THOSE CERTIFICATIONS, WHICH ARE A PART OF THIS PROPOSAL)

EQUAL EMPLOYMENT OPPORTUNITY CERTIFICATION

The bidder _____, proposed subcontractor _____, hereby certifies that he has _____, has not ____ participated in a previous contract or subcontract subject to the equal opportunity clause, as required by Executive Orders 10925, 11114, or 11246, and that, 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 applicable filing requirements.

Note: 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.

Proposed 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 that 41 CFR 60-1.07(b)(1) prevents the award of contracts and subcontracts unless such 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.

The Bidder shall list the name and address of each subcontractor to which the Bidder proposes to subcontract portions of the work, as required to be listed by the provisions in Section 8-1.01, "Subcontracting," of the Standard Specifications and the Special Provisions.

LIST OF SUBCONTRACTORS

Name and Address	Description of portion of work subcontracted

PUBLIC CONTRACT CODE SECTION 10162 QUESTIONNAIRE

In accordance with Public Contract Code Section 10162, the Bidder shall complete, under penalty of perjury, the following questionnaire:

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 the law or a safety regulation?

Yes_____ No_____

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

NON-COLLUSION AFFIDAVIT

(Title 23, United States Code Section 112 and Public Contract Code 7106)

To the County of Butte, Department of Public Works

In accordance with **Title 23, United States Code, Section 112 and Public Contract Code 7106,** the bidder declares 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 or 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.

PUBLIC CONTRACT SECTION 10232 STATEMENT

In accordance with **Public Contract code Section 10232**, the Contractor, hereby states under penalty of perjury, that no more than one final appealable 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.

Note: The Equal Employment Opportunity Certification on page PF-4, the above statement, the Questionnaire on page PF-6 and the Non-Collusion Affidavit are part of the Proposal. Signing this Proposal on the signature portion thereof shall also constitute signature of the Equal Employment Opportunity Certification, this Statement, Questionnaire, and Non-Collusion Affidavit.

Bidders are cautioned that making a false certification may subject the certifier to criminal prosecution.

PUBLIC CONTRACT CODE SECTION 10285.1 STATEMENT

In accordance with Public Contract Code Section 10285.1 (Chapter 376, Stats. 1985), the bidder hereby 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 Public Contract Code Section 1101, with any public entity, as defined in Public Contract Code Section 1100, including the Regents of the University of California or the Trustees of the California State University. The term "bidder" is understood to include any partner, member, officer, director, responsible managing officer, or responsible managing employee thereof, as referred to in Section 10285.1.

Note: The bidder must place a check mark after "has" or "has not" in one of the blank spaces provided.

The above Statement is part of the Proposal. Signing this Proposal on the signature portion thereof shall also constitute signature of this Statement.

Bidders are cautioned that making a false certification may subject the certifier to criminal prosecution.

DEBARMENT AND SUSPENSION CERTIFICATION

TITLE 49, CODE OF FEDERAL REGULATIONS, PART 29

The bidder, under penalty of perjury, certifies that, except as noted below, he/she or any 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 three 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 three 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.

NOTES: Providing false information may result in criminal prosecution or administrative sanctions.

The above certification is part of the Proposal. Signing this Proposal on the signature portion thereof shall also constitute signature of this Certification