

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS
ACTION AGENDA SUMMARY

DEPT: PUBLIC WORKS *AK*

BOARD AGENDA # *C-2

Urgent Routine ✓

AGENDA DATE JUNE 12, 2001

CEO Concurs with Recommendation YES NO
(Information Attached)

4/5 Vote Required YES NO ✓

SUBJECT:

APPROVAL TO AWARD THE ANDERSON ROAD BRIDGE AT ORESTIMBA CREEK
RECONSTRUCTION CONTRACT TO AGEE CONSTRUCTION CORPORATION

STAFF
RECOMMEN-
DATIONS:

1. APPROVE A CONTRACT AWARD FOR THE ANDERSON ROAD BRIDGE AT ORESTIMBA CREEK RECONSTRUCTION PROJECT TO AGEE CONSTRUCTION CORPORATION OF CLOVIS, CALIFORNIA, IN THE AMOUNT OF \$919,845.00;
2. AUTHORIZE THE AUDITOR TO MAKE THE FINANCIAL ARRANGEMENTS DETAILED ON THE FINANCIAL TRANSACTION SHEET; AND,
3. AUTHORIZE THE PURCHASING DEPARTMENT TO ESTABLISH A CONTRACT WITH AGEE CONSTRUCTION CORPORATION OF CLOVIS, CALIFORNIA.

FISCAL
IMPACT:

This project is a federally funded Highway Bridge Replacement and Rehabilitation (HBRR) project. The HBRR program will fund 80% of the participating items. Funds for the remaining 20% County match and the nonparticipating items are accounted for in the Public Works budget.

BOARD ACTION AS FOLLOWS:

No. 2001-436

On motion of Supervisor Caruso , Seconded by Supervisor Simon
and approved by the following vote,

Ayes: Supervisors: Mayfield, Blom, Simon, Caruso, and Chair Paul

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1) X Approved as recommended

2) Denied

3) Approved as amended

MOTION:

Christine Ferraro

ATTEST: CHRISTINE FERRARO TALLMAN, Clerk

By: Deputy

File No.

SUBJECT: APPROVAL TO AWARD THE ANDERSON ROAD BRIDGE AT ORESTIMBA CREEK
RECONSTRUCTION CONTRACT TO AGEE CONSTRUCTION CORPORATION
PAGE: 2

DISCUSSION: The Stanislaus County Public Works Department selected the Anderson Road Bridge at Orestimba Creek for replacement using the federal and state HBRR program, which uses federal and state monies for eighty (80)% of the cost of replacement. The selection was based upon the deteriorated condition of the existing steel truss bridge, the capacity of which is posted at less than the legal loads, and the fact that the bridge is too narrow to allow the crossing of some farm equipment.

On April 11, 2001, eight (8) bids were received, publicly opened, and read. A summary of the bids received is as follows:

<u>CONTRACTOR</u>	<u>BID</u>
<i>Agee Construction Corporation</i>	<i>\$919,845.00</i>
Benco Construction & Engineering, Inc.	\$931,052.50
Rick Armstrong Engineering & Building Construction	\$949,478.00
Viking Construction Company, Inc.	\$955,460.00
H. Max Lee, Inc.	\$979,958.00
MCM Construction, Inc.	\$985,555.00
R. L. Davis Construction, Inc.	\$1,051,800.00
Wickum Construction, Inc.	\$1,196,980.00

The revised engineer's estimate for the project is \$693,790.50. Therefore, through the competitive bid process, Agee Construction Corporation of Clovis, California, has been selected as the contractor with a bid of \$919,845.00.

**POLICY
ISSUE:** This action is consistent with the Board's policy of providing a safe, healthy community.

**STAFFING
IMPACT:** There is no staffing impact associated with this item.

AUDITOR-CONTROLLER
BUDGET JOURNAL



BUDGET JOURNAL SCREEN

Budget Organization **Stanislaus Budget Org**
 Budget **LEGAL BUDGET**
 Accounting Period From **Jul-00**
 To **Jun-01**



BATCH SCREEN

Journal Batch **PW DH**
 Category **Budget**

Line	Coding Structure						Period	Description
	Fund 4	Org 7	Account 5	G/L Proj 7	Loc 6	Misc 6	May-01 AMOUNT	
1	1102	40310	63280	9250	0	0	919,845.00	Increase Appropriations
2	1102	40310	63280	0	0	0	(919,845.00)	Decrease Appropriations
3	1102	40310	27600	9250	0	0	735,876.00	Increase Est. Revenue (Federal)
4	1102	40310	27600	0	0	0	(735,876.00)	Decrease Est. Revenue (Federal)
5								
6								
7								
8								
9								
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14								
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17								
18								
19								
20								
21								
22								
23								
24								
25								
Totals								

Explanation: Establish appropriations and estimated revenue for Andersen Rd. Bridge @ Orestimba Creek

Requesting Department	CEO	Auditors Office Only	
Diane Haugh Signature 04-Jun-01 Date	 Signature Date	<i>Charles K. ...</i> Approved By 6-4-01 Date	Admin Approval (\$75K+) Date

(Please use ink to complete this proposal.)

**PROPOSAL TO
STANISLAUS COUNTY BOARD OF SUPERVISORS
FOR THE CONSTRUCTION OF THE
ANDERSON ROAD BRIDGE AT ORESTIMBA CREEK
BRIDGE NO. 38C-012
IN STANISLAUS COUNTY**

NAME OF BIDDER Agee Construction Corporation

BUSINESS P.O. BOX P.O. BOX 629

CLOVIS, CA 93613

CITY, STATE, ZIP _____

BUSINESS STREET ADDRESS 1039 HOBLITT AVE

(Please include even if P.O. Box is used)

CITY, STATE, ZIP CLOVIS, CA 93612

TELEPHONE NO: AREA CODE () (559) 299-3290

FAX NO: AREA CODE () FAX (559) 299-3503

The work for which this proposal is submitted is for the construction in accordance with the special provisions (including the payment of not less than the State general prevailing wage rates or the Federal minimum wage rates set forth herein) the project plans described below, including any addenda thereto, the contract annexed hereto, and also in accordance with the Department of Transportation Standard Plans, dated July 1992, the Standard Specifications, dated July 1992, and the Labor Surcharge and Equipment Rental Rates in effect on the date the work is accomplished.

The special provisions for the work to be done are entitled:

**STANISLAUS COUNTY DEPARTMENT OF PUBLIC WORKS
NOTICE TO CONTRACTORS AND SPECIAL PROVISIONS
FOR THE CONSTRUCTION OF
ANDERSON ROAD BRIDGE AT ORESTIMBA CREEK
BRIDGE NO. 38C-012**

The project plans for the work to be done are entitled:

**STANISLAUS COUNTY DEPARTMENT OF PUBLIC WORKS
PLANS FOR THE CONSTRUCTION OF THE
ANDERSON ROAD BRIDGE AT ORESTIMBA CREEK
BRIDGE NO. 38C-012**

Bids are to be submitted for the entire work. The amount of the bid for comparison purposes will be the total of all items.

The bidder shall set forth for each unit basis item of work a unit price and a total for the item, and for each lump sum item a total for the item, all in clearly legible figures in the respective spaces provided for that purpose. In the case of unit basis items, the amount set forth under the "Item Total" column shall be the product of the unit price bid and the estimated quantity for the item.

In case of discrepancy between the unit price and the total set forth for a unit basis item, the unit price shall prevail, except as provided in (a) or (b) as follows:

- (a) If the amount set forth as a unit price is unreadable or otherwise unclear, or is omitted, or is the same as the amount as the entry in the item total column, then the amount set forth in the item 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 unit price;
- (b) (Decimal Errors) If the product of the entered unit price and the estimated quantity is exactly off by a factor of ten, one hundred, etc., or one-tenth, or one-hundredth, etc. from the entered total, the discrepancy will be resolved by using the entered unit price or item total, whichever most closely approximates percentagewise the unit price or item total in the Department's Final Estimate of cost.

Accompanying this proposal shall be a bidder's bond issued by a California admitted surety, or certified or cashier's check, or cash in the amount of ten percent (10%) of the proposal as a form of bidder's security.

If this proposal shall be accepted and the undersigned shall fail to enter into the contract and furnish the two bonds in the sums required by the State Contract Act, with a surety satisfactory to the Department of Public Works, within eight days, not including, Saturdays, Sundays and legal holidays, after the bidder has received notice from the Department that the contract has been awarded, the Department of Transportation 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 State of California.

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, the annexed proposed form of contract, and the plans therein referred to; and he proposes, and agrees if this proposal is accepted, that he will contract with the State of California, in the form of a copy of the contract annexed hereto, 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 therein prescribed, and according to the requirements of the Engineer as therein set forth, and that he will take in full payment therefore the following prices, to wit:

EXHIBIT "B-1"

**ANDERSON ROAD BRIDGE AT ORESTIMBA CREEK PROJECT
ENGINEER'S ESTIMATE**

<u>ITEM NO.</u>	<u>ITEM DESCRIPTION</u>	<u>UNIT OF MEASURE</u>	<u>ESTIMATED QUANTITY</u>	<u>ITEM PRICE (IN FIGURES)</u>	<u>TOTAL (IN FIGURES)</u>
1.	Detour	L.S.	L.S.	\$ <u>75,000.00</u>	\$ <u>75,000.00</u>
2.	Mobilization	L.S.	L.S.	\$ <u>80,000.00</u>	\$ <u>80,000.00</u>
3.	Construction Area Signs	L.S.	L.S.	\$ <u>5,500.00</u>	\$ <u>5,500.00</u>
4.	Traffic Control System	L.S.	L.S.	\$ <u>5,000.00</u>	\$ <u>5,000.00</u>
5.	Remove Abandoned Irrigation System	L.S.	L.S.	\$ <u>10,000.00</u>	\$ <u>10,000.00</u>
6.	(S) Bridge Removal	L.S.	L.S.	\$ <u>35,000.00</u>	\$ <u>35,000.00</u>
7.	Clearing and Grubbing	L.S.	L.S.	\$ <u>15,000.00</u>	\$ <u>15,000.00</u>
8.	Roadway Excavation	C.Y.	735	\$ <u>40.00</u>	\$ <u>29,400.00</u>
8a.	Creek Excavation	C.Y.	2825	\$ <u>5.00</u> 29,400.00	\$ <u>14,125.00</u>
9.	(F) Structure Excavation (Bridge)	C.Y.	180	\$ <u>25.00</u>	\$ <u>4,500.00</u>
10.	(F) Structure Backfill (Bridge)	C.Y.	220	\$ <u>45.00</u>	\$ <u>9,900.00</u>
11.	Imported Borrow	C.Y.	10,025	\$ <u>12.00</u>	\$ <u>120,300.00</u>
12.	Erosion Control	S.Y.	4,200	\$ <u>1.00</u>	\$ <u>4,200.00</u>
13.	Class 2, Aggregate Base	C.Y.	1,245	\$ <u>30.00</u>	\$ <u>37,350.00</u>
14.	Asphalt Concrete, Type A	Tons	1,200	\$ <u>45.00</u>	\$ <u>54,000.00</u>
15.	(S) Furnish Piling (Class 70, Modified)	L.F.	700	\$ <u>32.00</u>	\$ <u>22,400.00</u>
16.	(S) Drive Piling (Class 70, Modified)	Each	15	\$ <u>1,500.00</u>	\$ <u>22,500.00</u>
17.	(S) Furnish Piling Class (45)	L.F.	344	\$ <u>15.00</u>	\$ <u>5,160.00</u>
18.	(S) Drive Piling (Class 45)	Each	10	\$ <u>1,500.00</u>	\$ <u>15,000.00</u>
19.	(F) Structural Concrete (Bridge)	C.Y.	390	\$ <u>400.00</u>	\$ <u>156,000.00</u>
20.	(S-F) Bar Reinforcing Steel (Bridge)	Lbs.	73,400	\$ <u>50</u>	\$ <u>36,700.00</u>
21.	(S) Rock Slope Protection (Light Class, Method "B")	C.Y.	625	\$ <u>100.00</u>	\$ <u>62,500.00</u>
22.	(S) Rock Slope Protection Fabric	L.S.	L.S.	\$ <u>2,500.00</u>	\$ <u>2,500.00</u>
23.	(S) Object Marker (Type L-3)	Each	4	\$ <u>30.00</u>	\$ <u>120.00</u>
24.	(S) Metal Beam Guard Rail	L.F.	169	\$ <u>26.00</u>	\$ <u>4,394.00</u>
25.	(S) Concrete Barrier, Type 732 and 732A	L.F.	400	\$ <u>55.00</u>	\$ <u>22,000.00</u>

**ANDERSON ROAD AT ORESTIMBA CREEK
 ENGINEER'S ESTIMATE**

<u>ITEM NO.</u>	<u>ITEM DESCRIPTION</u>	<u>UNIT OF MEASURE</u>	<u>ESTIMATED QUANTITY</u>	<u>ITEM PRICE (IN FIGURES)</u>	<u>TOTAL (IN FIGURES)</u>
1.	Detour	L.S.	L.S.	\$ _____	\$ _____
2.	Mobilization	L.S.	L.S.	\$ _____	\$ _____
3.	Construction Area Signs	L.S.	L.S.	\$ _____	\$ _____
4.	Traffic Control System	L.S.	L.S.	\$ _____	\$ _____
5.	Remove Abandoned Irrigation System	L.S.	L.S.	\$ _____	\$ _____
6.	(S) Bridge Removal	L.S.	L.S.	\$ _____	\$ _____
7.	Clearing and Grubbing	L.S.	L.S.	\$ _____	\$ _____
8.	Roadway Excavation	C.Y.	4,700	\$ _____	\$ _____
9.	(F) Structure Excavation (Bridge)	C.Y.	180	\$ _____	\$ _____
10.	(F) Structure Backfill (Bridge)	C.Y.	220	\$ _____	\$ _____
11.	Imported Borrow	C.Y.	6,500	\$ _____	\$ _____
12.	Erosion Control	S.Y.	4,200	\$ _____	\$ _____
13.	Class 2, Aggregate Base	C.Y.	1,245	\$ _____	\$ _____
14.	Asphalt Concrete, Type A	Tons	1,200	\$ _____	\$ _____
15.	(S) Furnish Piling (Class 70, Modified)	L.F.	700	\$ _____	\$ _____
16.	(S) Drive Piling (Class 70, Modified)	Each	15	\$ _____	\$ _____
17.	(S) Furnish Piling Class 45	L.F.	344	\$ _____	\$ _____
18.	(S) Drive Piling (Class 45)	Each	10	\$ _____	\$ _____
19.	(F) Structural Concrete (Bridge)	C.Y.	390	\$ _____	\$ _____
20.	(S-F) Bar Reinforcing Steel (Bridge)	Lbs.	73,400	\$ _____	\$ _____
21.	(S) Rock Slope Protection (Light Class, Method "B")	C.Y.	625	\$ _____	\$ _____
22.	(S) Rock Slope Protection Fabric	L.S.	L.S.	\$ _____	\$ _____
23.	(S) Object Marker (Type L-3)	Each	4	\$ _____	\$ _____
24.	(S) Metal Beam Guard Rail	L.F.	194	\$ _____	\$ _____
25.	(S) Concrete Barrier, Type 732 and 732A	L.F.	400	\$ _____	\$ _____

*REPLACED
 ADDENDUM #5*

EXHIBIT "B-1"(Continued)

**ANDERSON ROAD BRIDGE AT ORESTIMBA CREEK PROJECT
 ENGINEER'S ESTIMATE (Continued)**

<u>ITEM NO.</u>	<u>ITEM DESCRIPTION</u>	<u>UNIT OF MEASURE</u>	<u>ESTIMATED QUANTITY</u>	<u>ITEM PRICE (IN FIGURES)</u>	<u>TOTAL (IN FIGURES)</u>
26.	Terminal System, Type SRT	Each	4	\$ <u>1,800.00</u>	\$ <u>7,200.00</u>
27.	Concrete Headwall and PVC Standpipe	L.S.	L.S.	\$ <u>4,400.00</u>	\$ <u>4,400.00</u>
28.	Monuments	Each	6	\$ <u>330.00</u>	\$ <u>1,980.00</u>
29.	Thermoplastic Stripe, Detail 22	L.F.	1990	\$ <u>90</u>	\$ <u>1,791.00</u>
30.	Thermoplastic Stripe, Detail 27B	L.F.	3700	\$ <u>25.00</u>	\$ <u>925.00</u>
31.	Supplemental Work	L.S.			\$ <u>55,000.00</u>
PROJECT TOTAL \$					\$ <u>919,845.00</u>

ADDENDUM NO. 1 DATED 2/21/01 DATE RECEIVED 3/5/01 INITIALS mm
 ADDENDUM NO. 2 DATED 3/14/01 DATE RECEIVED 3/15/01 INITIALS mm
 ADDENDUM NO. 3 DATED 3/15/01 DATE RECEIVED 3/22/01 INITIALS mm
 ADDENDUM NO. 4 DATED 3/26/01 DATE RECEIVED 3/26/01 INITIALS mm
 ADDENDUM NO. 5 DATED 4/3/01 DATE RECEIVED 4/9/01 INITIALS mm

CONTRACTOR AGEE CONSTRUCTION CORPORATION
P.O. BOX 629
CLOVIS, CA 93613
 ADDRESS _____

PHONE () (559) 299-3290 FAX () FAX (559) 299-3503

**ANDERSON ROAD AT ORESTIMBA CREEK
 ENGINEER'S ESTIMATE (Continued)**

<u>ITEM NO.</u>	<u>ITEM DESCRIPTION</u>	<u>UNIT OF MEASURE</u>	<u>ESTIMATED QUANTITY</u>	<u>ITEM PRICE (IN FIGURES)</u>	<u>TOTAL (IN FIGURES)</u>
26.	Terminal System, Type SRT	Each	4	\$ _____	\$ _____
27.	Concrete Headwall and PVC Standpipe	L.S.	L.S.	\$ _____	\$ _____
28.	Monuments	Each	6	\$ _____	\$ _____
29.	Supplemental Work	L.S.			\$ <u>75,000.00</u>

PROJECT TOTAL \$ _____

ADDENDUM NO. _____ DATED _____ DATE RECEIVED _____ INITIALS _____
 ADDENDUM NO. _____ DATED _____ DATE RECEIVED _____ INITIALS _____
 ADDENDUM NO. _____ DATED _____ DATE RECEIVED _____ INITIALS _____
 ADDENDUM NO. _____ DATED _____ DATE RECEIVED _____ INITIALS _____
 ADDENDUM NO. _____ DATED _____ DATE RECEIVED _____ INITIALS _____

CONTRACTOR _____
 ADDRESS _____

 PHONE () _____ FAX () _____

REPLACES ADDENDA #5

SUBCONTRACTOR LIST

The bidders shall list the name and address of each subcontractor to whom the Bidder proposes to subcontract portions of the work, as required by the provisions in "Required Listing of Proposed Subcontractors" in Section 2 of the special provisions.

<u>Subcontractor</u>	<u>Business Address</u>	<u>Type of Work</u>
1. <u>Cambdin Steel Service - Sacramento, Ca.</u>	<u>Sacramento, Ca.</u>	<u>Reinforcing Steel (Partial)</u>
2. <u>Cooper Crane & Rigging - Norato, Ca.</u>	<u>Norato, Ca.</u>	<u>Piles (Partial)</u>
3. <u>PCN Construction - Byron, Ca.</u>	<u>Byron, Ca.</u>	<u>MBGR (Partial)</u>
4. <u>ACE Construction - Pomona, Ca.</u>	<u>Pomona, Ca.</u>	<u>Concrete Barrier Rail (Partial)</u>
5. _____	_____	_____
6. _____	_____	_____
7. _____	_____	_____
8. _____	_____	_____
9. _____	_____	_____
10. _____	_____	_____
11. _____	_____	_____
12. _____	_____	_____
13. _____	_____	_____
14. _____	_____	_____
15. _____	_____	_____
16. _____	_____	_____
17. _____	_____	_____
18. _____	_____	_____

Agee Construction Corporation

(SIGNED) Marshall W. Agee
Contractor

Marshall W. Agee - President/Manager

STANISLAUS COUNTY

BIDDERS LIST INFORMATION

All bidders/proposers are required to provide the following information for all DBE and non-DBE contractors, who provided a proposal, bid, or quote to the proposed prime contractor. This information is also required from the proposed prime contractor, and must be submitted with their bid/proposal. Stanislaus County will use this information to maintain and update a "Bidders List" to assist in the overall annual DBE goal setting process. Please make as many copies of this sheet as necessary to include all subcontractors who supplied a proposal, bid or quote to you.

Firm Name: Agee Construction Corporation Phone: (559) 299-3290

Address: P.O. BOX 629 Fax: FAX (559) 299-3503
CLOVIS, CA 93613

Contact Person: STEPHEN POINDEKTEL No of Years in Business: 10

Is the firm currently certified by Caltrans as a DBE?: Yes No

Type of work/services/materials provided by firm? HEAVY HIGHWAY
CONSTRUCTION, ROADS, BRIDGES, EARTHWORK

What was the firm's Gross Annual receipts for last year?

- Less than \$1 Million
- Less than \$5 Million
- Less than \$10 Million
- Less than \$15 Million
- More than \$15 Million

ANDERSON ROAD BRIDGE AT ORESTIMBA CREEK
BRL0-9938(000)

STANISLAUS COUNTY

BIDDERS LIST INFORMATION

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Firm Name: ACL Construction Co., Inc. Phone: (909) 629-8189
Address: 4030 E. GRAND AVE Fax: (909) 629-9338
POMONA, CA 91766

Contact Person: Tim Jordan No of Years in Business: 7

Is the firm currently certified by Caltrans as a DBE? Yes No

Type of work/services/materials provided by firm? BARRIER RAIL,
FORM, POUR, FINISH ONLY

What was the firm's Gross Annual receipts for last year?

Less than \$1 Million
 Less than \$5 Million
 Less than \$10 Million
 Less than \$15 Million
 More than \$15 Million

ANDERSON ROAD BRIDGE AT ORESTIMBA CREEK
BRLO-583B(088)

STANISLAUS COUNTY

BIDDERS LIST INFORMATION

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Firm Name: CALIFORNIA REBAR Phone: 707-446-3030

Address: 600 EAST MAIN ST. Fax: 707-446-3232
VACAVILLE, CA.
(SUIT "D") 95688

Contact Person: RANDY/TOM No of Years in Business: 3

In the firm currently certified by Caltrans as a DBE? Yes No

CERTIFIED WITH DEPT. OF GENERAL SERVICES yes

Type of work/services/materials provided by firm? REBAR
 REBAR FAB REBAR INSTALLATION

What was the firm's Gross Annual receipts for last year?

Less than \$1 Million
 Less than \$5 Million
 Less than \$10 Million
 Less than \$15 Million
 More than \$15 Million

ANDERSON ROAD BRIDGE AT ORESTIMBA CREEK
BRLO-0938(098)

STANISLAUS COUNTY

BIDDERS LIST INFORMATION

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Firm Name: CTM Construction, Inc. Phone: 916/852-6294

Address: 389 Fitzgerald Rd. Fax: 916/852-7920
Rancho Cordova, Ca 95742

Contact Person: Jim Harms No of Years in Business: 10

Is the firm currently certified by Caltrans as a DBE? Yes No

Type of work/services/materials provided by firm?
Concrete Barrier Rail

What was the firm's Gross Annual receipts for last year?

Less than \$1 Million
 Less than \$5 Million
 Less than \$10 Million
 Less than \$15 Million
 More than \$15 Million

ANDERSON ROAD BRIDGE AT ORESTIMBA CREEK
BRLO-5938(088)

STANISLAUS COUNTY

BIDDERS LIST INFORMATION

All bidders/proposers are required to provide the following information for all DBE and non-DBE contractors, who provided a proposal, bid, or quote to the proposed prime contractor. This information is also required from the proposed prime contractor, and must be submitted with their bid/proposal. Stanislaus County will use this information to maintain and update a "Bidders List" to assist in the overall annual DBE goal setting process. Please make as many copies of this sheet as necessary to include all subcontractors who supplied a proposal, bid or quote to you.

Firm Name: Carefree Greens, Inc Phone: 530-887-8888

Address: PO Box 1008 Fax: 530-885-4967
Newcastle, CA 95658

Contact Person: Mary Osborne No of Years in Business: 19

Is the firm currently certified by Caltrans as a DBE? Yes No

Type of work/services/materials provided by firm? erosion control
hydro seeding

What was the firm's Gross Annual receipts for last year?

Less than \$1 Million
 Less than \$5 Million
 Less than \$10 Million
 Less than \$15 Million
 More than \$15 Million

ANDERSON ROAD BRIDGE AT CRESTIMBA CREEK
ERLO-928(098)

STANISLAUS COUNTY

BIDDERS LIST INFORMATION

All bidders/proposers are required to provide the following information for all DBE and non-DBE contractors, who provided a proposal, bid, or quote to the proposed prime contractor. This information is also required from the proposed prime contractor, and must be submitted with their bid/proposal. Stanislaus County will use this information to maintain and update a "Bidders List" to assist in the overall annual DBE goal setting process. Please make as many copies of this sheet as necessary to include all subcontractors who supplied a proposal, bid or quote to you.

Firm Name: Central Striping Service Phone: 916-635-5175

Address: 3489 Luyung Drive Fax: 916-631-9427
Rancho Cordova, CA
95742

Contact Person: Beri Larnowiki No of Years in Business: 30+

Is the firm currently certified by Caltrans as a DBE?: Yes No

Type of work/services/materials provided by firm? Pavement Marking

What was the firm's Gross Annual receipts for last year?

Less than \$1 Million
 Less than \$5 Million
 Less than \$10 Million
 Less than \$15 Million
 More than \$15 Million

STANISLAUS COUNTY

BIDDERS LIST INFORMATION

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Firm Name: Camblin Steel Service Phone: 922-16061 (916)
 Address: 1655 El Camino Ave. Fax: 925-1502 (916)
Sacto. CA 95815

Contact Person: Bill Camblin No of Years in Business: 45

Is the firm currently certified by Caltrans as a DBE?: Yes No

Type of work/services/materials provided by firm? Concrete Reinforcing

What was the firm's Gross Annual receipts for last year?

Less than \$1 Million
 Less than \$5 Million
 Less than \$10 Million
 Less than \$15 Million
 More than \$15 Million

PLEASE COMPLETE & RETURN TO VIKING CONSTRUCTION
FAX (916) 852-5533

ANDERSON ROAD BRIDGE AT ORESTIMBA CREEK
BRLO-5938(098)

STANISLAUS COUNTY

BIDDERS LIST INFORMATION

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Firm Name: Central Fence Co. Phone: 916-424-5692

Address: 140 Otto Circle Fax: 916-421-6031
Sacramento, CA 95822

Contact Person: George Askew No of Years in Business: 26

Is the firm currently certified by Caltrans as a DBE?: Yes No

Type of work/services/materials provided by firm? Metal Beam Guard
Rail

What was the firm's Gross Annual receipts for last year?

Less than \$1 Million
 Less than \$5 Million
 Less than \$10 Million
 Less than \$15 Million
 More than \$15 Million

ANDERSON ROAD BRIDGE AT ORESTIMEA CREEK
BRLC-5934(098)

STANISLAUS COUNTY

BIDDERS LIST INFORMATION

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Firm Name: Cooper Crane & Rigging, Inc. Phone: (415) 892-2778

Address: P.O. Box 2540 Fax: (415) 892-9229
Novato, CA 94948-2540

Contact Person: Kurt seastrand No of Years in Business: 25yr

Is the firm currently certified by Caltrans as a DBE? Yes No

Type of work/services/materials provided by firm? Pile Driving

What was the firm's Gross Annual receipts for last year?

Less than \$1 Million
 Less than \$5 Million
 Less than \$10 Million
 Less than \$15 Million
 More than \$15 Million

ANDERSON ROAD BRIDGE AT ORESTIMBA CREEK
BRLO-5938(098)

STANISLAUS COUNTY

BIDDERS LIST INFORMATION

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Firm Name: EL WILLS, INC Phone: (559) 292-6764

Address: 2914 N. Argyle Fax: (559) 292-9239
Fresno, CA 93727

Contact Person: Greg Yost No of Years in Business: 18

Is the firm currently certified by Caltrans as a DBE?: Yes No

Type of work/services/materials provided by firm? REINFORCING STEEL

What was the firm's Gross Annual receipts for last year?

Less than \$1 Million
 Less than \$5 Million
 Less than \$10 Million
 Less than \$15 Million
 More than \$15 Million

ANDERSON ROAD BRIDGE AT ORESTIMEA CREEK
(BALD-2838/088)

STANISLAUS COUNTY

BIDDERS LIST INFORMATION

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Firm Name: FONTANA STEEL Phone: 209-951-9620

Address: 2025 W. MARCH LN, STE. 1 Fax: 209-951-9624
STOCKTON, CA 95207

Contact Person: FRANK CHACON No of Years in Business: 55

Is the firm currently certified by Caltrans as a DBE?: Yes No

Type of work/services/materials provided by firm? FURNISH + INSTALL
REINFORCING STEEL

What was the firm's Gross Annual receipts for last year?

- Less than \$1 Million
- Less than \$5 Million
- Less than \$10 Million
- Less than \$15 Million
- More than \$15 Million

ANDERSON ROAD BRIDGE AT DRETTIMES CREEK
BRLO-588(20)

STANISLAUS COUNTY

BIDDERS LIST INFORMATION

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Firm Name: <u>Franklin Reinforcing Steel</u>	Phone: <u>559-251-7363</u>
Address: <u>1384 N. Jackson Ave.</u>	Fax: <u>559-251-0435</u>
<u>Fresno, Ca 93703</u>	
Contact Person: <u>John Bishop</u>	No of Years in Business: <u>17</u>
Is the firm currently certified by Caltrans as a DBE?:	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Type of work/services/materials provided by firm?	
<u>Reinforcing Steel</u>	
What was the firm's Gross Annual receipts for last year?	
<input type="checkbox"/> Less than \$1 Million	
<input type="checkbox"/> Less than \$5 Million	
<input type="checkbox"/> Less than \$10 Million	
<input type="checkbox"/> Less than \$15 Million	
<input checked="" type="checkbox"/> More than \$15 Million	

ANDERSON ROAD BRIDGE AT ORESTIMBA CREEK
BRLO-593B(098)

STANISLAUS COUNTY

BIDDERS LIST INFORMATION

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Firm Name: <u>Foundation Constructors, Inc</u>		Phone: <u>(925) 745-6633</u>
Address: <u>P.O. Box 97</u>		Fax: <u>(925) 625-5783</u>
<u>Oakley, CA 94561</u>		
Contact Person: <u>Mike Lindsay</u>		No of Years in Business: <u>30</u>
Is the firm currently certified by Caltrans as a DBE? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Type of work/services/materials provided by firm? <u>Driving pile</u>		
What was the firm's Gross Annual receipts for last year?		
<input type="checkbox"/> Less than \$1 Million <input type="checkbox"/> Less than \$5 Million <input type="checkbox"/> Less than \$10 Million <input type="checkbox"/> Less than \$15 Million <input checked="" type="checkbox"/> More than \$15 Million		

STANISLAUS COUNTY

BIDDERS LIST INFORMATION

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Firm Name: FARWEST Safety INC. Phone: 209-339-8085

Address: 226 N. MAIN ST. Fax: 209-339-9879
LODI CA. 95420

Contact Person: LARRY PEACOCK, No of Years in Business: 17

Is the firm currently certified by Caltrans as a DBE?: Yes No

Type of work/services/materials provided by firm? Roadside Signs

Striping, K-Rail, Traffic Control

What was the firm's Gross Annual receipts for last year?

- Less than \$1 Million
- Less than \$5 Million
- Less than \$10 Million
- Less than \$15 Million
- More than \$15 Million

ANDERSON ROAD BRIDGE AT ORESTUMBA CREEK
BRLO-5038(088)

STANISLAUS COUNTY

BIDDERS LIST INFORMATION

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Firm Name:	<u>George Reed, Inc.</u>	Phone:	<u>(209) 523-0734</u>
Address:	<u>P. O. Box 4760</u> <u>Modesto, CA 95352</u>	Fax:	<u>(290) 523-4927</u>
Contact Person:	<u>Clean Dorflinger</u>	No of Years in Business:	<u>56</u>
Is the firm currently certified by Caltrans as a DBE?:	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	
Type of work/services/materials provided by firm?	<u>Grading, Paving, & Concrete</u>		
What was the firm's Gross Annual receipts for last year?	<input type="checkbox"/> Less than \$1 Million <input type="checkbox"/> Less than \$5 Million <input type="checkbox"/> Less than \$10 Million <input checked="" type="checkbox"/> Less than \$15 Million <input type="checkbox"/> More than \$15 Million		

ANDERSON ROAD BRIDGE AT ORESTIMA CREEK
SNOLO-593(058)

STANISLAUS COUNTY

BIDDERS LIST INFORMATION

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Firm Name: HUNSAKER SAFETY + SIGN Phone: 559-347-6911
Address: P.O. Box 11487 Fax: 559-347-6912
FRESNO, CA
93773
Contact Person: SETT LENHOFF No of Years in Business: 8
Is the firm currently certified by Caltrans as a DBE? Yes No
Type of work/services/materials provided by firm? TRAFFIC CONTROL
& SIGNS
What was the firm's Gross Annual receipts for last year?
 Less than \$1 Million
 Less than \$5 Million
 Less than \$10 Million
 Less than \$15 Million
 More than \$15 Million

ANDERSON ROAD BRIDGE AT ORESTIMBA CREEK
BRL05938(088)

STANISLAUS COUNTY

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Firm Name: J.J. Re-Bar Corp. Phone: (916) 381-4680
Address: 5643 Florin Perkins Rd. Fax: (916) 381-5650
Sacramento, CA 95828
Contact Person: Joe Skokan No of Years in Business: 27
Is the firm currently certified by Caltrans as a DBE?: Yes No
Type of work/services/materials provided by firm? Reinf. Steel
What was the firm's Gross Annual receipts for last year?
 Less than \$1 Million
 Less than \$5 Million
 Less than \$10 Million
 Less than \$15 Million
 More than \$15 Million

ANDERSON ROAD BRIDGE AT ORESTIMEA CREEK
ARLO-5888(088)

STANISLAUS COUNTY

BIDDERS LIST INFORMATION

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Firm Name:	<u>M. BUMGARNER, INC.</u>	Phone:	<u>925/373-1986</u>
Address:	<u>1175 Greenville Rd.</u> <u>Livermore, Ca 94550</u>	Fax:	<u>925/373-1890</u>
Contact Person:	<u>Steve Gifford</u>	No of Years in Business:	<u>13</u>
Is the firm currently certified by Caltrans as a DBE?:	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	
Type of work/service/materials provided by firm?	<u>Guardrail,</u> <u>Sign Structures, Concrete Barrier, CIDH</u>		
What was the firm's Gross Annual receipts for last year?			
	<input type="checkbox"/> Less than \$1 Million		
	<input type="checkbox"/> Less than \$5 Million		
	<input type="checkbox"/> Less than \$10 Million		
	<input checked="" type="checkbox"/> Less than \$15 Million		
	<input type="checkbox"/> More than \$15 Million		

ent By: NITTA CONST;

9166524376

9168524976;

Apr-11-01 12:29PM;

Page 1/1

NO. 246 002

ANDERSON ROAD BRIDGE AT DRESTIMBA CREEK
S.F.L.O.-2838(068)

STANISLAUS COUNTY

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Firm Name: Nitta Const Inc. Phone: 916-652-7459

Address: 3778 Del Mar Ave Fax: 916-652-4376
Lodi, CA 95240

Contact Person: Scott Nitta No of Years in Business: 30

Is the firm currently certified by Cal. (DBE)? Yes No

Type of work/service/materials provided by firm? Erosion Control
Hydro Seeding

What was the firm's Gross Annual receipts for last year?

Less than \$1 Million
 Less than \$5 Million
 Less than \$10 Million
 Less than \$15 Million
 More than \$15 Million

FROM : SAFETY NETWORK
04/11/01 09:12

FAX NO. : 559-2918054

Apr. 11 2001 12:34PM P2

ANDERSON ROAD BRIDGE AT ORBESTIMBA CREEK
SRLO-00000002

STANISLAUS COUNTY

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Firm Name: SAFETY NETWORK	Phone: 559-291-8000
Address: 2909 N. Sunnyside #108 Fresno, CA 93727	Fax: 559-291-8054
Contact Person: Russ Johnson	No of Years in Business: 10
Is the firm currently certified by Caltrans as a DBE?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Type of work/services/materials provided by firm?	Traffic Control
What was the firm's Gross Annual receipts for last year?	
<input checked="" type="checkbox"/> Less than \$1 Million <input type="checkbox"/> Less than \$5 Million <input type="checkbox"/> Less than \$10 Million <input type="checkbox"/> Less than \$15 Million <input type="checkbox"/> More than \$15 Million	

ANDERSON ROAD BRIDGE AT CRESTMBA CREEK
ARC 0-5928(028)

STATISLAUS COUNTY

BIDDERS LIST INFORMATION

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Firm Name: Stroer & Graff, Inc Phone: 925-778-0900

Address: 1850 Phillips Ln Fax: 925-778-6766
Antioch, CA 94509-7306

Contact Person: DAVE GRAFF No of Years in Business: 21

Is the firm currently certified by Caltrans as a DBE? Yes No

Type of work/services/materials provided by firm? Pavedriving

What was the firm's Gross Annual receipts for last year?

Less than \$1 Million
 Less than \$5 Million
 Less than \$10 Million
 Less than \$15 Million
 More than \$15 Million

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 Agee Construction Corporation, proposed subcontractor _____, hereby certifies that he has , 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, where 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 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 60-1.7(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.

**NONLOBBYING CERTIFICATION
FOR FEDERAL AID CONTRACTS**

The prospective participant certifies, by signing and submitting this bid or proposal, to the best of his or her knowledge and belief, that:

- (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 accordance 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 Section 1352, Title 31, U.S. Code. 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.

The prospective participant also agrees by submitting his or her bid or proposal that he or she shall require that the language of this certification be included in all lower tier subcontracts, which exceed \$100,000 and that all such subrecipients shall certify and disclose accordingly.

DISCLOSURE OF LOBBYING ACTIVITIES

Complete this form to disclose lobbying activities pursuant to 31 U.S.C. 1352

<p>1. Type of Federal Action:</p> <p><input type="checkbox"/> a. contract <input type="checkbox"/> b. grant <input type="checkbox"/> c. cooperative agreement <input type="checkbox"/> d. loan <input type="checkbox"/> e. loan guarantee <input type="checkbox"/> f. loan insurance</p>	<p>2. Status of Federal Action:</p> <p><input type="checkbox"/> a. bid/offer/application <input type="checkbox"/> b. initial award <input type="checkbox"/> c. post-award</p>	<p>3. Report Type:</p> <p><input type="checkbox"/> a. initial <input type="checkbox"/> b. material change</p> <p>For Material Change Only: year _____ quarter _____ date of last report _____</p>
<p>4. Name and Address of Reporting Entity: <input type="checkbox"/> Prime <input type="checkbox"/> Subawardee Tier _____, if known</p> <p>Congressional District, if known: _____</p>	<p>5. If Reporting Entity in No. 4 is Subawardee. Enter Name and Address of Prime: Congressional District, if known: _____</p>	
<p>6. Federal Department/Agency:</p>	<p>7. Federal Program Name/Description: CFDA NUMBER, if applicable _____</p>	
<p>8. Federal Action Number, if known:</p>	<p>9. Award Amount, if known: \$</p>	
<p>10. a. Name and Address of Lobbying Entity (if individual, last name, first name, MI):</p>	<p>b. Individuals Performing Services (including address if different from No. 10a) (last name, first name, MI):</p>	
<p>(attach Continuation Sheet(s) if necessary,</p>		
<p>11. Amount of Payment (Check all that apply): \$ _____ <input type="checkbox"/> actual <input type="checkbox"/> planned</p>	<p>13. Type of Payment (check all that apply)</p> <p><input type="checkbox"/> a. retainer <input type="checkbox"/> b. one-time fee <input type="checkbox"/> c. commission <input type="checkbox"/> d. contingent fee <input type="checkbox"/> e. deferred <input type="checkbox"/> f. other, specify: _____</p>	
<p>12. Form of Payment (check all that apply): <input type="checkbox"/> a. cash <input type="checkbox"/> b. In-kind; specify: nature _____ Value _____</p>	<p>14. Brief Description of Services Performed or to be performed and Date(s) of Service, including officer(s), employee(s), or member(s) contacted, for Payment Indicated in Item 11: (attach Continuation Sheet(s) if necessary)</p>	
<p>15. Continuation Sheet(s) attached: <input type="checkbox"/> Yes <input type="checkbox"/> No</p>		
<p>16. 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 reported to the Congress semi-annually and 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.</p>	<p>Signature: <u>Marshall W. Agee</u> Print Name: <u>Marshall W. Agee</u> Title: <u>President / Manager</u> Telephone No.: <u>(559) 299-3290</u> Date: <u>3/11/01</u></p>	

NOT APPLICABLE

Federal Use Only:

Standard form LLL Rev 01-03-95

"INSTRUCTION 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 covered Federal action or a material change to previous filing pursuant to Title 31 U.S.C. section 1352. The filing of a form is required for such payment or agreement to make payment to 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. Attach a continuation sheet for additional information if the space on the form is inadequate. 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 first 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 organization 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 identification 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 entity engaged by the reporting entity identified in Item 4 to influenced the covered Federal action.
b. Enter the full names of the individual(s) performing services and include full address if different from 10a. Enter last name, first name and middle initial (MI).
11. Enter the amount of compensation paid or reasonably expected to be paid by the reporting entity (item 4) to the lobbying entity (Item 10). Indicate whether the payment has been made (actual) or will be made (planned). Check all boxes that apply. If this is a material change report, enter the cumulative amount of payment made or planned to be made.
12. Check the appropriate box(es). Check all boxes that apply. If payment is made through an in-kind contribution, specify the nature and value of the in-kind payment.
13. Check the appropriate box(es). Check all boxes that apply. If other specify nature.
14. Provide a specific and detailed description of the services that the lobbyist has performed or will be expected to perform and the dates(s) of any services rendered. Include all preparatory and related activity not just time spent in actual contact with Federal officials. Identify the Federal officer(s) or employee(s) contacted or the officer(s) employee(s) or Member(s) of Congress that were contacted.
15. Check whether or not a continuation sheet(s) is attached.
16. The certifying official shall sign and date the form, print his/her name title, and telephone number.

Public reporting burden for this collection of information is estimated to average 30 minutes per response, including time for reviewing instruction, searching existing data source, 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, D.C. 20503

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.

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:

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.

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 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.

Note: The above Statement and Questionnaire are part of the Proposal. Signing this Proposal on the signature portion thereof shall also constitute signature of this Statement and Questionnaire.

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

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

To the COUNTY of STANISLAUS, 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, 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.

Note: The above Noncollusion Affidavit is part of the Proposal. Signing this Proposal on the signature portion thereof shall also constitute signature of this Noncollusion Affidavit.

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

**STANISLAUS COUNTY
NON-DISCRIMINATION OF THE HANDICAPPED**

Policy Statement

In compliance with Section 51.55, Office of Revenue Sharing, Department of the Treasury, it is the policy of Stanislaus County that it will not aid or perpetuate discrimination against a qualified handicapped individual by funding an agency, organization, or person that discriminates on the basis of handicap in providing any aid, benefit, or service to beneficiaries of the program or activity.

The County is committed to provide access to all County services, programs and meetings open to the public to people with disabilities.

In this regard, County and all of its Contractors and Subcontractors will take all reasonable steps in accordance with GRS Section 51.55 to ensure that handicapped individuals have the maximum opportunity for the same level of aid, benefit or service as any other individual.

Certification

Each agency, organization, or person seeking a bid, contract or agreement with Stanislaus County shall sign a certification of compliance with Section 504 of the Rehabilitation Act of 1973 as incorporated in the Revenue Sharing Act.

CERTIFICATION OF BIDDER REGARDING
NON-DISCRIMINATION OF THE HANDICAPPED

The bidder hereby certifies that he/she is in compliance with Section 504 of the Rehabilitation Act of 1973 as incorporated in the Revenue Sharing Act, the applicable administrative requirements promulgated in response thereto, and any other applicable Federal laws and regulations relating to handicap discrimination and participation.

NAME OF BIDDER Agee Construction Corporation

BUSINESS ADDRESS P.O. BOX 629 TEL. (559) 299-3290
CLOVIS, CA 93613

CITY, STATE, ZIP CODE _____

BY Marshall W. Agee TITLE President/Manager
(Signature) Marshall W. Agee

DATED 3/11/01

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

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

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.

ADDENDUM NO. 5
TO PLANS AND SPECIFICATIONS FOR
ANDERSON ROAD BRIDGE AT ORESTIMBA CREEK
IN
STANISLAUS COUNTY



GEORGE STILLMAN, DIRECTOR

By

A handwritten signature in black ink, appearing to read "James L. Gregg".

JAMES L. GREGG, CIVIL ENGINEER
ENGINEERING DIVISION

APRIL 3, 2001
ADDENDUM NO. 5

ANDERSON ROAD BRIDGE AT ORESTIMBA CREEK

OUR RECORDS INDICATE THAT YOU ARE A PLAN HOLDER FOR THE ABOVE MENTIONED PROJECT. THE FOLLOWING CLARIFICATIONS, CHANGES, ADDITIONS, OR SUBTRACTIONS ARE ATTACHED TO AND BECOME A PART OF THE PLANS AND SPECIFICATIONS FOR THE ABOVE MENTIONED PROJECT.

THE GENERAL CONTRACTOR AND HIS SUBCONTRACTORS ARE TO TAKE COGNIZANCE OF AND TO GOVERN THEIR BID ACCORDING TO THE PLANS AND SPECIFICATIONS AS SET FORTH HEREINAFTER.

REPLACE THE ENGINEER'S ESTIMATE IN ITS ENTIRETY, IN THE "PROPOSAL AND CONTRACT" AND ADDENDUM NO. 3 WITH THE ENGINEER'S ESTIMATE ATTACHED HERETO AND ENTITLED:

EXHIBIT "B-1"

REPLACE THE ENGINEER'S ESTIMATE IN ITS ENTIRETY, IN THE "NOTICE TO CONTRACTORS AND SPECIAL PROVISIONS" AND ADDENDUM NO. 3 WITH THE ENGINEER'S ESTIMATE ATTACHED HERETO AND ENTITLED:

EXHIBIT "B-2"

ADD THE FOLLOWING NEW SECTION TO THE "NOTICE TO CONTRACTORS AND SPECIAL PROVISIONS":

10-1.13A CREEK EXCAVATION. Creek excavation shall conform to the provisions in Section 19, "Earthwork", and Section 19.2, "Roadway Excavation", of the Standard Specifications and these Special Provisions.

Excavated material not included in creek embankment shall be placed in the area between Anderson Road, the creek bank berm, and the driveway at Station 195+00 left, to an approximate elevation of 120.0 feet. Any remaining excess material shall become the property of the contractor.

Full compensation for performing all the requirements as specified herein shall be considered as included in the contract unit price for "Creek Excavation".

REPLACE THE PLANS SHEETS WITHIN THE APPROVED SET OF PLANS WITH THE FOLLOWING PLANS SHEETS INCLUDED WITH THIS ADDENDUM : *Sheets number 5, 6, 7, 10, 11, and 13.*

DELETE PLANS SHEET #17 of 18.

NOTE: THIS ADDENDUM MUST ACCOMPANY THE BID AND BE ACKNOWLEDGED ON THE BID SHEET.

EXHIBIT "B-1"

**ANDERSON ROAD BRIDGE AT ORESTIMBA CREEK PROJECT
ENGINEER'S ESTIMATE**

<u>ITEM NO.</u>	<u>ITEM DESCRIPTION</u>	<u>UNIT OF MEASURE</u>	<u>ESTIMATED QUANTITY</u>	<u>ITEM PRICE (IN FIGURES)</u>	<u>TOTAL (IN FIGURES)</u>
1.	Detour	L.S.	L.S.	\$ _____	\$ _____
2.	Mobilization	L.S.	L.S.	\$ _____	\$ _____
3.	Construction Area Signs	L.S.	L.S.	\$ _____	\$ _____
4.	Traffic Control System	L.S.	L.S.	\$ _____	\$ _____
5.	Remove Abandoned Irrigation System	L.S.	L.S.	\$ _____	\$ _____
6.	(S) Bridge Removal	L.S.	L.S.	\$ _____	\$ _____
7.	Clearing and Grubbing	L.S.	L.S.	\$ _____	\$ _____
8.	Roadway Excavation	C.Y.	735	\$ _____	\$ _____
8a.	Creek Excavation	C.Y.	2825	\$ _____	\$ _____
9.	(F) Structure Excavation (Bridge)	C.Y.	180	\$ _____	\$ _____
10.	(F) Structure Backfill (Bridge)	C.Y.	220	\$ _____	\$ _____
11.	Imported Borrow	C.Y.	10,025	\$ _____	\$ _____
12.	Erosion Control	S.Y.	4,200	\$ _____	\$ _____
13.	Class 2, Aggregate Base	C.Y.	1,245	\$ _____	\$ _____
14.	Asphalt Concrete, Type A	Tons	1,200	\$ _____	\$ _____
15.	(S) Furnish Piling (Class 70, Modified)	L.F.	700	\$ _____	\$ _____
16.	(S) Drive Piling (Class 70, Modified)	Each	15	\$ _____	\$ _____
17.	(S) Furnish Piling Class (45)	L.F.	344	\$ _____	\$ _____
18.	(S) Drive Piling (Class 45)	Each	10	\$ _____	\$ _____
19.	(F) Structural Concrete (Bridge)	C.Y.	390	\$ _____	\$ _____
20.	(S-F) Bar Reinforcing Steel (Bridge)	Lbs.	73,400	\$ _____	\$ _____
21.	(S) Rock Slope Protection (Light Class, Method "B")	C.Y.	625	\$ _____	\$ _____
22.	(S) Rock Slope Protection Fabric	L.S.	L.S.	\$ _____	\$ _____
23.	(S) Object Marker (Type L-3)	Each	4	\$ _____	\$ _____
24.	(S) Metal Beam Guard Rail	L.F.	169	\$ _____	\$ _____
25.	(S) Concrete Barrier, Type 732 and 732A	L.F.	400	\$ _____	\$ _____

EXHIBIT "B-1"(Continued)

**ANDERSON ROAD BRIDGE AT ORESTIMBA CREEK PROJECT
ENGINEER'S ESTIMATE (Continued)**

<u>ITEM NO.</u>	<u>ITEM DESCRIPTION</u>	<u>UNIT OF MEASURE</u>	<u>ESTIMATED QUANTITY</u>	<u>ITEM PRICE (IN FIGURES)</u>	<u>TOTAL (IN FIGURES)</u>
26.	Terminal System, Type SRT	Each	4	\$ _____	\$ _____
27.	Concrete Headwall and PVC Standpipe	L.S.	L.S.	\$ _____	\$ _____
28.	Monuments	Each	6	\$ _____	\$ _____
29.	Thermoplastic Stripe, Detail 22	L.F.	1990	\$ _____	\$ _____
30.	Thermoplastic Stripe, Detail 27B	L.F.	3700	\$ _____	\$ _____
31.	Supplemental Work	L.S.			\$ <u>55,000.00</u>
PROJECT TOTAL \$					_____

ADDENDUM NO. ____ DATED _____ DATE RECEIVED _____ INITIALS _____
 ADDENDUM NO. ____ DATED _____ DATE RECEIVED _____ INITIALS _____
 ADDENDUM NO. ____ DATED _____ DATE RECEIVED _____ INITIALS _____
 ADDENDUM NO. ____ DATED _____ DATE RECEIVED _____ INITIALS _____
 ADDENDUM NO. ____ DATED _____ DATE RECEIVED _____ INITIALS _____

CONTRACTOR _____

ADDRESS _____

PHONE () _____ FAX () _____

EXHIBIT "B-2"

**ANDERSON ROAD BRIDGE AT ORESTIMBA CREEK PROJECT
ENGINEER'S ESTIMATE**

ITEM NO.	ITEM CODE	<u>ITEM DESCRIPTION</u>	<u>UNIT OF MEASURE</u>	<u>ESTIMATED QUANTITY</u>
1.	066072	Detour	L.S.	L.S
2.	111000	Mobilization	L.S.	L.S.
3.	120090	Construction Area Signs	L.S.	L.S.
4.	120100	Traffic Control System	L.S.	L.S.
5.		Remove Abandoned Irrigation System	L.S.	L.S.
6.	157550	(S) Bridge Removal	L.S.	L.S.
7.	160101	Clearing and Grubbing	L.S.	L.S.
8.	190101	Roadway Excavation	C.Y.	735
8a.	190101	Creek Excavation	C.Y.	2,825
9.	192003	(F) Structure Excavation (Bridge)	C.Y.	180
10.	193003	(F) Structure Backfill (Bridge)	C.Y.	220
11.	198991	Imported Borrow	C.Y.	10,025
12.	203015	Erosion Control	S.Y.	4,200
13.	250201	Class 2, Aggregate Base	C.Y.	1,245
14.	390101	Asphalt Concrete, Type A	Tons	1,200
15.	490716	(S) Furnish Piling (Class 70, Modified)	L.F.	700
16.	490717	(S) Drive Piling (Class70, Modified)	Each	15
17.	491004	(S) Furnish Piling Class (45)	L.F.	344
18.	491005	(S) Drive Piling (Class 45)	Each	10
19.	510053	(F) Structural Concrete (Bridge)	C.Y.	390
20.	520102	(S-F) Bar Reinforcing Steel (Bridge)	Lbs.	73,400
21.	721008	(S) Rock Slope Protection (Light Class, Method B)	C.Y.	625
22.	900005	(S) Rock Slope Protection Fabric	L.S.	L.S.
23.	820132	(S) Object Marker (Type L-3)	Each	4
24.	832001	(S) Metal Beam Guard Rail	L.F.	169
25.		(S) Concrete Barrier, Type 732 and 732A	L.F.	400
26.		Terminal System, Type SRT	Each	4
27.		Concrete Headwall and PVC Standpipe	L.S.	L.S.
28.		Monuments	Each	6
29.		Thermoplastic Stripe, Detail 22	L.F.	1990
30.		Thermoplastic Stripe, Detail 27B	L.F.	3700
31.		Supplemental Work	L.S.	\$55,000.00

GEORGE STILLMAN
Director

- Administration
- Engineering
- Development Services
- Transport
- Facilities Services
- Road Maintenance
- Sanfill
- Abandonment



Public Works

STANISLAUS COUNTY

ADDENDUM NO. 4

TO PLANS AND SPECIFICATIONS FOR

ANDERSON ROAD BRIDGE AT ORESTIMBA CREEK

IN

STANISLAUS COUNTY

GEORGE STILLMAN, DIRECTOR

By

JAMES L. GREGG, PE
 SUPERVISING CIVIL ENGINEER
 ENGINEERING DIVISION



MARCH 26, 2001
 ADDENDUM NO. 4

ANDERSON ROAD BRIDGE @ ORESTIMBA CREEK PROJECT
BRLO-5938(098)
ADDENDUM NO. 04

ANDERSON ROAD BRIDGE AT ORESTIMBA CREEK

OUR RECORDS INDICATE THAT YOU ARE A PLAN HOLDER FOR THE ABOVE MENTIONED PROJECT. THE FOLLOWING CLARIFICATIONS, CHANGES, ADDITIONS, OR SUBTRACTIONS ARE ATTACHED TO AND BECOME A PART OF THE PLANS AND SPECIFICATIONS FOR THE ABOVE MENTIONED PROJECT.

THE GENERAL CONTRACTOR AND HIS SUBCONTRACTORS ARE TO TAKE COGNIZANCE OF AND TO GOVERN THEIR BID ACCORDING TO THE PLANS AND SPECIFICATIONS AS SET FORTH HEREINAFTER.

THE BID OPENING DATE HAS BEEN RESCHEDULED FROM MARCH 28, 2001 AT 2:30 P.M. TO **APRIL 11, 2001 AT 2:30 P.M.**

CHANGE PARAGRAPH SIX(4) OF SECTION 10-1.10A, "BRIDGE REMOVAL" OF THE "NOTICE TO CONTRACTORS AND SPECIAL PROVISIONS" AND ADD AN ADDITIONAL PARAGRAPH TO READ AS FOLLOWS:

All material from the bridge removal except the steel stringers(longitudinal "joists"), metal beam bridge rail, metal beam guard rail, and their attendant components (including elements, posts, fasteners, terminal sections, and end sections) shall become the property of the Contractor and shall be disposed of outside the highway right of way in a manner commensurate with the subsequent paragraphs of this section.

All of the components excepted in this paragraph(ie—"retained by the owner") shall be "packaged", "containerized", "bundled", and/or "palletized" as per Section 10-1.10B, Paragraph two(2).

DELETE ALL AFTER PARAGRAPH FOUR(4) OF SECTION 10-1.10A, "BRIDGE REMOVAL" OF THE "NOTICE TO CONTRACTORS AND SPECIAL PROVISIONS" AND REPLACE WITH THE FOLLOWING:

EXISTING PAINT SYSTEMS

The existing paint system(s) on Bridge Number 38C-12 consist of lead based paints. Any work that disturbs the existing paint system will expose workers to health hazards and will:

- (1) produce debris containing heavy metal in amounts that exceed the thresholds established in Titles 8 and 22 of the California Code of Regulations or...
- (2) produce toxic fumes when heated.

All debris produced when the existing paint system is disturbed shall be contained.

ANDERSON ROAD BRIDGE @ ORESTIMBA CREEK PROJECT
BRLO-5938(098)
ADDENDUM NO. 04

DEBRIS CONTAINMENT AND COLLECTION PROGRAM

Prior to starting work, the Contractor shall submit a debris containment and collection program to the Engineer in conformance with the provisions in Section 5-1.02, "Plans and Working Drawings," of the Standard Specifications, for debris produced when the existing paint

system is disturbed. The program shall identify materials, equipment, and methods to be used when the existing paint system is disturbed and shall include working drawings of containment systems, loads applied to the bridge by containment structures, and provisions for ventilation and air movement for visibility and worker safety.

If the measures being taken by the Contractor are inadequate to provide for the containment and collection of debris produced when the existing paint system is disturbed, the Engineer will direct the Contractor to revise the operations and the debris containment and collection program. The directions will be in writing and will specify the items of work for which the Contractor's debris containment and collection program is inadequate. No further work shall be performed on the items until the debris containment and collection program is adequate and, if required, a revised program has been approved for the containment and collection of debris produced when the existing paint system is disturbed.

The Engineer will notify the Contractor of the approval or rejection of the submitted or revised debris containment and collection program within two(2) weeks of submittal of the Contractor's program or revised program.

Stanislaus County will not be liable to the Contractor for failure to approve all or any portion of an originally submitted or revised debris containment and collection program, nor for delays to the work due to the Contractor's failure to submit an acceptable program.

SAFETY AND HEALTH PROVISIONS

Attention is directed to Section 7-1.06, "Safety and Health Provisions," of the Standard Specifications. Work practices and worker health and safety shall conform to the California Code of Regulations, Title 8, Construction Safety Orders, including Section 1532.1, "Lead."

The Contractor shall furnish the Engineer a written Code of Safe Practices and shall implement an Injury and Illness Prevention Program and a Hazard Communication Program in conformance with the requirements of Construction Safety Orders, Sections 1509 and 1510.

Prior to starting work that disturbs the existing paint system, and when revisions to the program are required by Section 1532.1, "Lead," the Contractor shall submit the compliance programs required in subsection (e)(2), "Compliance Program," of Section 1532.1, "Lead," of the Construction Safety Orders to the Engineer in conformance with the provisions in Section 5-1.02, "Plans and Working Drawings," of the Standard Specifications. The compliance programs shall include the data specified in subsections (e)(2)(B) and (e)(2)(C) of Section 1532.1, "Lead." Approval of the compliance programs by the Engineer will not be required. The compliance programs shall be reviewed and signed by a Certified Industrial Hygienist (CIH) who is certified in comprehensive practice by the American Board of Industrial Hygiene (ABIH). Copies of all air monitoring or job-site inspection reports made by or under the direction of the CIH in

ANDERSON ROAD BRIDGE @ ORESTIMBA CREEK PROJECT
BRLO-5938(098)

ADDENDUM NO. 4

PAGE 3 OF 9

ADDENDUM NO. 04

conformance with Section 1532.1, "Lead," shall be furnished to the Engineer within ten(10) days after the date of monitoring or inspection.

DEBRIS HANDLING

Debris produced when the existing paint system is disturbed shall not be temporarily stored on the ground. Debris accumulated inside the containment system shall be removed before the end of each work shift. Debris shall be stored in approved, leak-proof containers and shall be handled in such a manner that no spillage will occur.

Disposal of debris produced when the existing paint system is disturbed shall be performed in conformance with all applicable Federal, State, and Local hazardous waste laws. Laws that govern this work include:

- A. Health and Safety Code, Division 20, Chapter 6.5 (California Hazardous Waste Control Act).
- B. Title 22; California Code of Regulations, Division 4.5, (Environmental Health Standards for the Management of Hazardous Waste).
- C. Title 8, California Code of Regulations.

Except as otherwise provided herein, debris produced when the existing paint system is disturbed shall be disposed of by the Contractor at an approved Class 1 disposal facility in conformance with the requirements of the disposal facility operator. The debris shall be hauled by a transporter currently registered with the California Department of Toxic Substances Control using correct manifesting procedures and vehicles displaying current certification of compliance. The Contractor shall make all arrangements with the operator of the disposal facility and perform any testing of the debris required by the operator.

At the option of the Contractor, the debris produced when the existing paint system is disturbed may be disposed of by the Contractor at a facility equipped to recycle the debris, subject to the following requirements:

- A. Copper slag abrasive blended by the supplier with a calcium silicate compound shall be used for blast cleaning.
- B. The debris produced when the existing paint system is disturbed shall be tested by the Contractor to confirm that the solubility of the heavy metals is below regulatory limits and that the debris may be transported to the recycling facility as a non-hazardous waste.
- C. The Contractor shall make all arrangements with the operator of the recycling facility and perform any testing of the debris produced when the existing paint system is disturbed that is required by the operator.

WORK AREA MONITORING

The Contractor shall perform work area monitoring of the ambient air and soil in and around the work area at the bridge site to verify the effectiveness of the containment system. The

ANDERSON ROAD BRIDGE @ ORESTIMBA CREEK PROJECT
BRLO-5938(098)
ADDENDUM NO. 04

work area monitoring shall consist of collecting, analyzing, and reporting air and soil test results and recommending the required corrective action when specified exposure levels are exceeded. The work area monitoring shall be carried out under the direction of a CIH. The samples shall be collected at locations designated by the Engineer.

Air samples shall be collected and analyzed in conformance with National Institute for Occupational Safety and Health (NIOSH) methods. Air samples for lead detection shall be collected and analyzed in conformance with NIOSH Method 7082, with a limit of detection of at least $0.5 \mu\text{g}/\text{m}^3$. Air samples for detection of other metals shall be collected and analyzed in conformance with NIOSH Method 7300, with a limit of detection of at least one percent of the appropriate Permissible Exposure Limits (PELs) specified by the California/Occupational Safety and Health Administration (Cal/OSHA). Alternative methods of sample collection and analysis, with equivalent limits of detection, may be used at the option of the Contractor.

The airborne metals exposure, outside either the containment system or work areas, shall not exceed the lower of either: (1) 10 percent of the Action Level specified for lead by Section 1532.1, "Lead," of the Construction Safety Orders, or (2) 10 percent of the appropriate PELs specified for other metals by Cal/OSHA.

The air samples shall be collected at least once per week during progress of work that disturbs the existing paint system. All air samples shall be analyzed within 48 hours at a facility accredited by the Environmental Lead Laboratory Accreditation Program of the American Industrial Hygiene Association (AIHA). When corrective action is recommended by the CIH, additional samples may be required by the Engineer to be taken, at the Contractor's expense.

Three (3) soil samples shall be collected prior to the start of work, and three (3) soil samples shall be collected within thirty-six(36) hours following completion of cleaning operations of existing steel.

Where the cleaning operations extend over large areas of soil or many separate areas of soil at each bridge site, the samples shall be collected at various times during the contract when determined by the Engineer. A soil sample shall consist of 5 plugs, each 19 mm in diameter and 13 mm deep, taken at each corner and center of a one square meter area. Soil samples shall be analyzed for total lead in conformance with Method 3050 in "Test Methods for Evaluating Solid Waste, Physical/Chemical Methods," SW-846 published by the United States Environmental Protection Agency.

There shall be no increase in the concentrations of heavy metal in the soil in the area affected when the existing paint system is disturbed. When soil sampling, after completion of work that disturbs the existing paint system, shows an increase in the concentrations of heavy metal, the area affected shall be cleaned and resampled at the Contractor's expense until soil sampling and testing shows concentrations of heavy metal less than or equal to the concentrations collected prior to the start of work.

In areas where there is no exposed soil, there shall be no visible increase in the concentrations of heavy metal on the area affected when the existing paint system is disturbed. Any visible increase in the concentrations of heavy metal, after completion of work that disturbs the existing paint system, shall be removed at the Contractor's expense.

ANDERSON ROAD BRIDGE @ ORESTIMBA CREEK PROJECT
BRLO-5938(098)
ADDENDUM NO. 04

Air and soil sample laboratory analysis results, including results of additional samples taken after corrective action as recommended by the CIH, shall be submitted to the Engineer. The results shall be submitted both verbally within 48 hours after sampling and in writing with a copy to the Contractor, within five days after sampling. Sample analysis reports shall be prepared by the CIH as follows:

- A. For both air and soil sample laboratory analysis results, the date and location of sample collection, sample number, contract number, bridge number, full name of the structure as shown on the contract plans, and District-County-Route-Mile(Kilometer) Post will be required.
- B. For air sample laboratory analysis results, the following will be required:
 1. List of emission control measures in place when air samples were taken.
 2. Air sample results shall be compared to the appropriate PELs.
 3. Chain of custody forms.
 4. Corrective action recommended by the CIH to ensure airborne metals exposure, outside either the containment system or work areas, is within specified limits.
- C. For soil sample laboratory analysis results, the concentrations of heavy metal expressed as parts per million will be required.

CONTAINMENT SYSTEM

At the option of the Contractor, the containment system shall consist of either:

- (1) a ventilated containment structure,
- (2) vacuum shrouded surface preparation equipment and drapes, tarps, or other materials, or
- (3) an equivalent containment system. The containment system shall contain all water, resulting debris, and visible dust produced when the existing paint system is disturbed.

For bridges over water, the containment system shall include a skimming boom consisting of a float with a skirt to collect floating debris.

The containment system shall provide the clearances specified under "Maintaining Traffic" of these special provisions, except that when no clearances are specified a vertical clearance of 4.6 m and a horizontal clearance of 9.3 m shall be provided for the passage of public traffic

Falsework or supports for the ventilated containment structure shall not extend below the vertical clearance level nor to the ground line at locations within the roadbed.

ANDERSON ROAD BRIDGE @ ORESTIMBA CREEK PROJECT
BRLO-5938(098)
ADDENDUM NO. 04

The containment system shall provide the minimum clearances as required under "Relations with Railroad Company" of these special provisions for the passage of railroad traffic.

The ventilated containment structure shall conform to the provisions for falsework in Section 51-1.06, "Falsework," of the Standard Specifications.

The minimum total design load of the ventilated containment structure shall consist of the sum of the dead and live vertical loads. Dead load shall consist of the actual load of the ventilated containment structure. Live loads shall consist of a uniform load of not less than 2160 Pa, which includes 960 Pa of sand load, applied over the area supported, and in addition, a moving 4.5 kN concentrated load shall be applied to produce maximum stress in the main supporting elements. Assumed horizontal loads need not be included in the design of the ventilated containment structure.

The ventilated containment structure shall be supported with either rigid or flexible supports. The rigid or flexible containment materials on the containment structure shall retain airborne particles but may allow airflow through the containment materials. Flexible materials shall be supported and fastened to prevent escape of abrasive and blast materials due to whipping from traffic or wind and to maintain clearances.

All mating joints between the ventilated containment structure and the bridge shall be sealed. Sealing may be by overlapping of seams when using flexible materials or by using tape, caulking, or other sealing measures.

Multiple flap overlapping door tarps shall be used at entry ways to the ventilated containment structure to prevent dust or debris from escaping.

Baffles, louvers, flapper seals, or ducts shall be used at make-up air entry points to the ventilated containment structure to prevent escape of abrasives and resulting surface preparation debris.

The ventilated containment structure shall be properly maintained while work is in progress and shall not be changed from the approved working drawings without prior approval of the Engineer.

The ventilation system in the ventilated containment structure shall be of the forced input airflow type with fans or blowers.

Negative air pressure shall be employed within the ventilated containment structure and will be verified by visual methods by observing the concave nature of the containment materials while taking into account wind effects or by using smoke or other visible means to observe airflow. The input airflow shall be properly balanced with the exhaust capacity throughout the range of operations.

The exhaust airflow of the ventilation system in the ventilated containment structure shall be forced into dust collectors (wet or dry) or bag houses.

ANDERSON ROAD BRIDGE @ ORESTIMBA CREEK PROJECT
BRLO-5938(098)
ADDENDUM NO. 04

PROTECTIVE WORK CLOTHING AND HYGIENE FACILITIES

Wherever there is exposure or possible exposure to heavy metals or silica dust at the bridge site, the Contractor shall, for Stanislaus County personnel or their designated representatives:

- (1) furnish, clean, and replace protective work clothing and
- (2) provide access to hygiene facilities.

The furnishing, cleaning, and replacement of protective work clothing and providing access to hygiene facilities shall conform to the provisions of subsections (g), "Protective Work Clothing and Equipment," and (i), "Hygiene Facilities and Practices," of Section 1532.1, "Lead," of the Construction Safety Orders, and will be required for no more than three (3) people.

Protective work clothing and hygiene facilities shall be inspected and approved by the Engineer before being used by Stanislaus County personnel or their designated representatives.

The protective work clothing shall remain the property of the Contractor at the completion of the contract.

Full compensation for the "EXISTING PAINT SYSTEMS" subsections of Section 10-1.10A "BRIDGE REMOVAL" including "DEBRIS CONTAINMENT AND COLLECTION PROGRAM"; "SAFETY AND HEALTH PROVISIONS"; DEBRIS HANDLING"; "WORK AREA MONITORING"; "CONTAINMENT SYSTEM"; and "PROTECTIVE WORK CLOTHING AND HYGIENE FACILITIES". shall be considered as included in the "lump sum" contract price paid for "BRIDGE REMOVAL", the item of work causing the existing paint system to be disturbed, and no additional compensation will be allowed therefor.

CHANGE PARAGRAPH ONE(1) OF SECTION 10-1.10B, "SALVAGE BRIDGE (PORTION)" OF THE "NOTICE TO CONTRACTORS AND SPECIAL PROVISIONS" TO READ AS FOLLOWS:

... steel stringers(longitudinal "joists"), metal beam bridge rail, metal beam guard rail, and their attendant components (including elements, posts, fasteners, terminal sections, and end sections)...

ADD THE FOLLOWING NEW SECTIONS TO THE "NOTICE TO CONTRACTORS AND SPECIAL PROVISIONS":

10.1.28 DRAINAGE FILTER MATERIAL: Drainage Filter Material shall be furnished and placed as shown on the plans and as directed by the Engineer. The Drainage Filter Material shall be durable two(2)-layer composite consisting of a polyester non-woven filter fabric, heat-bound to a compression resistant nylon matting of open, three(3)-dimensional construction.

This section shall only apply to the Drainage Filter Material used on the vertical face of the roadway side of each abutment.

ANDERSON ROAD BRIDGE @ ORESTIMBA CREEK PROJECT
BRLO-5938(098)
ADDENDUM NO. 04

The following dimensions and weights shall be required:

Weight of nylon matting	(oz./s.y.)	20.30
Weight of filter fabric	(oz./s.y.)	3.30
Filter fabric overlap	inches(minimum)	3.00
Thickness	inches(minimum)	0.80
Thickness under loading	1000 lbs./s.f.(wet)	0.30

Full compensation for all labor, materials, equipment, tools, and incidentals to furnish and place the Drainage Filter Material as shown on the plans, shall be considered as included in the contract price paid per cubic yard for "Structural Concrete(Bridge)", and no additional compensation will be allowed therefore.

10- 1.29 PERFORATED ABS PIPE: Perforated ABS Pipe shall conform to the provisions in Section 71-1.02D, "Acrylonitrile-Butedine-Styrene Composite Sewer Pipe", of the "Standard Specifications" and these "Special Provisions".

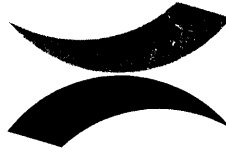
The perforated filter pipe at the base of the foundation Drainage Filter Material shall be three(3)-inch(75 mm) diameter perforated ABS. The perforations in the pipe shall have a maximum diameter of one-half(1/2)-inch(13 mm) and shall total a minimum of three(3) square inches(1,936 sq. mm) per linear foot(0.305 m).

Full compensation for all labor, materials, equipment, tools, and incidentals to furnish and place the Perforated ABS Pipe as shown on the plans, shall be considered as included in the contract price paid per cubic yard for "Structural Concrete(Bridge)", and no additional compensation will be allowed therefore.

NOTE: THIS ADDENDUM MUST ACCOMPANY THE BID AND BE ACKNOWLEDGED ON THE BID SHEET!

GEORGE STILLMAN
Director

Administration
Engineering
Development Services
Transit
Fleet Services
Road Maintenance
Landfill
Recycled Vehicle



AGEE CONSTRUCTION

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Public Works

STANISLAUS COUNTY

ADDENDUM NO. 3

TO PLANS AND SPECIFICATIONS FOR

ANDERSON ROAD BRIDGE AT ORESTIMBA CREEK

IN

STANISLAUS COUNTY



GEORGE STILLMAN, DIRECTOR

By

James L. Gregg
3/15/01
JAMES L. GREGG, CIVIL ENGINEER
ENGINEERING DIVISION

MARCH 15, 2001
ADDENDUM NO. 3

ANDERSON ROAD BRIDGE AT ORESTIMBA CREEK

OUR RECORDS INDICATE THAT YOU ARE A PLAN HOLDER FOR THE ABOVE MENTIONED PROJECT. THE FOLLOWING CLARIFICATIONS, CHANGES, ADDITIONS, OR SUBTRACTIONS ARE ATTACHED TO AND BECOME A PART OF THE PLANS AND SPECIFICATIONS FOR THE ABOVE MENTIONED PROJECT.

THE GENERAL CONTRACTOR AND HIS SUBCONTRACTORS ARE TO TAKE COGNIZANCE OF AND TO GOVERN THEIR BID ACCORDING TO THE PLANS AND SPECIFICATIONS AS SET FORTH HEREINAFTER.

REPLACE THE ENGINEER'S ESTIMATE IN ITS ENTIRETY, IN THE "PROPOSAL AND CONTRACT" WITH THE ENGINEER'S ESTIMATE ATTACHED HERETO AND ENTITLED:

EXHIBIT "A-1"

REPLACE THE ENGINEER'S ESTIMATE IN ITS ENTIRETY, IN THE "NOTICE TO CONTRACTORS AND SPECIAL PROVISIONS" WITH THE ENGINEER'S ESTIMATE ATTACHED HERETO AND ENTITLED:

EXHIBIT "A-2"

ADD THE FOLLOWING NEW SECTIONS TO THE "NOTICE TO CONTRACTORS AND SPECIAL PROVISIONS":

10-1.26 THERMOPLASTIC TRAFFIC STRIPES AND PAVEMENT MARKINGS: Thermoplastic traffic stripes (traffic lines) and pavement markings shall conform to the provisions in Sections 84-1, "General," and 84-2, "Thermoplastic Traffic Stripes and Pavement Markings," of the Standard Specifications and these Special Provisions.

The State Specification No. for glass beads in Section 84-2.02, "Materials," of the Standard Specifications is amended to read "8010-21C-22 (Type 11)."

Thermoplastic material for traffic stripes shall be applied by extrusion methods in a single uniform layer with a minimum thickness of .070-inch.

Full compensation for all labor, materials (including pavement markers), tools, equipment and incidentals to place the various thermoplastic striping details shall be considered as included in the unit price paid per linear foot of each respective thermoplastic striping detail and no additional compensation will be allowed therefor.

10-1.27 PAVEMENT MARKERS: Pavement markers shall conform to the provisions in Section 85, "Pavement Markers." of the Standard Specifications and these Special Provisions.

The second paragraph in Section 85-1.02, "Type of Markers," of the Standard Specifications shall not apply.

Certificates of Compliance shall be furnished for pavement markers as specified in "Prequalified and Tested Signing and Delineation Materials" elsewhere in these Special Provisions.

Attention is directed to "Traffic Control System" elsewhere in these Special Provisions regarding the use of moving lane closures during placement of pavement markers with bituminous adhesive.

Payment for Pavement Markers is included in the unit price paid per linear foot of the respective Thermoplastic Striping Detail, and no additional compensation will be allowed therefor.

REPLACE THE PLANS SHEETS WITHIN THE APPROVED SET OF PLANS WITH THE FOLLOWING PLANS SHEETS INCLUDED WITH THIS ADDENDUM 3:

Sheet #2 of 18; Sheet #11 of 18; Sheet #13 of 18; Sheet #14 of 18; and Sheet #16 of 18.

EXHIBIT "A-1"

**ANDERSON ROAD BRIDGE AT ORESTIMBA CREEK PROJECT
ENGINEER'S ESTIMATE**

ITEM NO.	<u>ITEM DESCRIPTION</u>	<u>UNIT OF MEASURE</u>	<u>ESTIMATED QUANTITY</u>	<u>ITEM PRICE (IN FIGURES)</u>	<u>TOTAL (IN FIGURES)</u>
1.	Detour	L.S.	L.S.	\$ _____	\$ _____
2.	Mobilization	L.S.	L.S.	\$ _____	\$ _____
3.	Construction Area Signs	L.S.	L.S.	\$ _____	\$ _____
4.	Traffic Control System	L.S.	L.S.	\$ _____	\$ _____
5.	Remove Abandoned Irrigation System	L.S.	L.S.	\$ _____	\$ _____
6.	(S) Bridge Removal	L.S.	L.S.	\$ _____	\$ _____
7.	Clearing and Grubbing	L.S.	L.S.	\$ _____	\$ _____
8.	Roadway Excavation	C.Y.	4,700	\$ _____	\$ _____
9.	(F) Structure Excavation (Bridge)	C.Y.	180	\$ _____	\$ _____
10.	(F) Structure Backfill (Bridge)	C.Y.	220	\$ _____	\$ _____
11.	Imported Borrow	C.Y.	6,500	\$ _____	\$ _____
12.	Erosion Control	S.Y.	4,200	\$ _____	\$ _____
13.	Class 2, Aggregate Base	C.Y.	1,245	\$ _____	\$ _____
14.	Asphalt Concrete, Type A	Tons	1,200	\$ _____	\$ _____
15.	(S) Furnish Piling (Class 70, Modified)	L.F.	700	\$ _____	\$ _____
16.	(S) Drive Piling (Class 70, Modified)	Each	15	\$ _____	\$ _____
17.	(S) Furnish Piling Class (45)	L.F.	344	\$ _____	\$ _____
18.	(S) Drive Piling (Class 45)	Each	10	\$ _____	\$ _____
19.	(F) Structural Concrete (Bridge)	C.Y.	390	\$ _____	\$ _____
20.	(S-F) Bar Reinforcing Steel (Bridge)	Lbs.	73,400	\$ _____	\$ _____
21.	(S) Rock Slope Protection (Light Class,	C.Y.	625	\$ _____	\$ _____
22.	(S) Rock Slope Protection Fabric	L.S.	L.S.	\$ _____	\$ _____
23.	(S) Object Marker (Type L-3)	Each	4	\$ _____	\$ _____
24.	(S) Metal Beam Guard Rail	L.F.	169	\$ _____	\$ _____
25.	(S) Concrete Barrier, Type 732 and 732A	L.F.	400	\$ _____	\$ _____

EXHIBIT "A-1"(Continued)

**ANDERSON ROAD BRIDGE AT ORESTIMBA CREEK PROJECT
ENGINEER'S ESTIMATE (Continued)**

ITEM NO.	<u>ITEM DESCRIPTION</u>	<u>UNIT OF MEASURE</u>	<u>ESTIMATED QUANTITY</u>	<u>ITEM PRICE (IN FIGURES)</u>	<u>TOTAL (IN FIGURES)</u>
26.	Terminal System, Type SRT	Each	4	\$ _____	\$ _____
27.	Concrete Headwall and PVC Standpipe	L.S.	L.S.	\$ _____	\$ _____
28.	Monuments	Each	6	\$ _____	\$ _____
29.	Thermoplastic Stripe, Detail 22	L.F.	1990	\$ _____	\$ _____
30.	Thermoplastic Stripe, Detail 27B	L.F.	3700	\$ _____	\$ _____
31.	Supplemental Work	L.S.			\$ <u>55,000.00</u>
PROJECT TOTAL \$					_____

ADDENDUM NO. ____ DATED _____ DATE RECEIVED _____ INITIALS _____

ADDENDUM NO. ____ DATED _____ DATE RECEIVED _____ INITIALS _____

ADDENDUM NO. ____ DATED _____ DATE RECEIVED _____ INITIALS _____

ADDENDUM NO. ____ DATED _____ DATE RECEIVED _____ INITIALS _____

ADDENDUM NO. ____ DATED _____ DATE RECEIVED _____ INITIALS _____

CONTRACTOR _____

ADDRESS _____

PHONE () _____ FAX () _____

EXHIBIT "A-2"**ANDERSON ROAD BRIDGE AT ORESTIMBA CREEK PROJECT
ENGINEER'S ESTIMATE**

ITEM NO.	ITEM CODE	ITEM DESCRIPTION	UNIT OF MEASURE	ESTIMATED QUANTITY
1.	066072	Detour	L.S.	L.S.
2.	111000	Mobilization	L.S.	L.S.
3.	120090	Construction Area Signs	L.S.	L.S.
4.	120100	Traffic Control System	L.S.	L.S.
5.		Remove Abandoned Irrigation System	L.S.	L.S.
6.	157550	(S) Bridge Removal	L.S.	L.S.
7.	160101	Clearing and Grubbing	L.S.	L.S.
8.	190101	Roadway Excavation	C.Y.	4,700
9.	192003	(F) Structure Excavation (Bridge)	C.Y.	180
10.	193003	(F) Structure Backfill (Bridge)	C.Y.	220
11.	198991	Imported Borrow	C.Y.	6,500
12.	203015	Erosion Control	S.Y.	4,200
13.	250201	Class 2, Aggregate Base	C.Y.	1,245
14.	390101	Asphalt Concrete, Type A	Tons	1,200
15.	490716	(S) Furnish Piling (Class 70, Modified)	L.F.	700
16.	490717	(S) Drive Piling (Class 70, Modified)	Each	15
17.	491004	(S) Furnish Piling Class (45)	L.F.	344
18.	491005	(S) Drive Piling (Class 45)	Each	10
19.	510053	(F) Structural Concrete (Bridge)	C.Y.	390
20.	520102	(S-F) Bar Reinforcing Steel (Bridge)	Lbs.	73,400
21.	721008	(S) Rock Slope Protection (Light Class, Method B)	C.Y.	625
22.	900005	(S) Rock Slope Protection Fabric	L.S.	L.S.
23.	820132	(S) Object Marker (Type L-3)	Each	4
24.	832001	(S) Metal Beam Guard Rail	L.F.	169
25.		(S) Concrete Barrier, Type 732 and 732A	L.F.	400
26.		Terminal System, Type SRT	Each	4
27.		Concrete Headwall and PVC Standpipe	L.S.	L.S.
28.		Monuments	Each	6
29.		Thermoplastic Stripe, Detail 22	L.F.	1990
30.		Thermoplastic Stripe, Detail 27B	L.F.	3700
31.		Supplemental Work	L.S.	\$55,000.00

GEORGE STILLMAN
Director

Administration
Engineering
Public Work Services
Road
Road Maintenance
Road Rehabilitation
Road
Structural Services



Public Works

STANISLAUS COUNTY

ADDENDUM NO. 2
TO PLANS AND SPECIFICATIONS FOR
ANDERSON ROAD BRIDGE AT ORESTIMBA CREEK
IN
STANISLAUS COUNTY



GEORGE STILLMAN, DIRECTOR

BY

James L. Gregg
3/14/01

JAMES L. GREGG, CIVIL ENGINEER
ENGINEERING DIVISION

MARCH 14, 2001
ADDENDUM NO. 2

ANDERSON ROAD BRIDGE AT ORESTIMBA CREEK

~~OUR RECORDS INDICATE THAT YOU ARE A PLAN HOLDER FOR THE ABOVE MENTIONED PROJECT. THE FOLLOWING CLARIFICATIONS, CHANGES, ADDITIONS, OR SUBTRACTIONS ARE ATTACHED TO AND BECOME A PART OF THE PLANS AND SPECIFICATIONS FOR THE ABOVE MENTIONED PROJECT.~~

THE GENERAL CONTRACTOR AND HIS SUBCONTRACTORS ARE TO TAKE COGNIZANCE OF AND TO GOVERN THEIR BID ACCORDING TO THE PLANS AND SPECIFICATIONS AS SET FORTH HEREINAFTER.

The bid opening date has been rescheduled from March 21, 2001 at 2:30 p.m. to **MARCH 28, 2001 at 2:30 p.m.**

Asphalt Concrete shall be Type A.

Sixteen (16) inch octagonal piles or sixteen (16) inch round piles may be substituted at the option of the Contractor for the fifteen (15) inch octagonal piles shown on the plans. Specified tip elevation shall be achieved as specified on the plans regardless of pile option Contractor selects.

Delete the last paragraph of Section 10-1.21, "Slope Protection". Payment shall be according to the Standard Specification Section 72.

REMINDER: In the Proposal and Contract booklet, Page 5A, "BIDDERS LIST INFORMATION" Sheet, which is also included in the stapled loose leaf proposal inserted in the booklet, it is mandatory that the sheet is included in your bid proposal when submitting your bid.

A "BIDDERS LIST INFORMATION" Sheet, Page 5A will have to be filled out for each subcontractor who provides a proposal, bid, or quote to the proposed prime contractor.

NOTE: THIS ADDENDUM MUST ACCOMPANY THE BID AND BE ACKNOWLEDGED ON THE BID SHEET.

**ADDENDUM NO. 1
PAGE 1 OF 2**

GEORGE STILLMAN
Director

Administration
Engineering
Government Services
Inspection
Planning Division
Road Maintenance
Traffic
Water Resources



Public Works

STANISLAUS COUNTY

ADDENDUM NO. 1

TO PLANS AND SPECIFICATIONS FOR

ANDERSON ROAD BRIDGE AT ORESTIMBA CREEK

IN

STANISLAUS COUNTY

GEORGE STILLMAN, DIRECTOR

By

A handwritten signature in cursive script that reads "Steve Erickson".

STEVE ERICKSON
MANAGER, ENGINEERING DIVISION

FEBRUARY 21, 2001
ADDENDUM NO. 1

ANDERSON ROAD BRIDGE AT ORESTIMBA CREEK

OUR RECORDS INDICATE THAT YOU ARE A PLAN HOLDER FOR THE ABOVE MENTIONED PROJECT. THE FOLLOWING CLARIFICATIONS, CHANGES, ADDITIONS, OR SUBTRACTIONS ARE ATTACHED TO AND BECOME A PART OF THE PLANS AND SPECIFICATIONS FOR THE ABOVE MENTIONED PROJECT.

THE GENERAL CONTRACTOR AND HIS SUBCONTRACTORS ARE TO TAKE COGNIZANCE OF AND TO GOVERN THEIR BID ACCORDING TO THE PLANS AND SPECIFICATIONS AS SET FORTH HEREINAFTER.

REPLACE SECTION 2-1.04 OF THE SPECIAL PROVISIONS IN ITS ENTIRETY WITH:

2-1.04 DISADVANTAGED BUSINESS ENTERPRISE (DBE). This project is subject to Part 26, Title 49, Code of Federal Regulations entitled "Participation by Disadvantaged Business Enterprises in Department of Transportation Financial Assistance Programs." The Regulations in their entirety are incorporated herein by this reference.

Bidders shall be fully informed respecting the requirements of the Regulations, and the Department's Disadvantaged Business Enterprise (DBE) program developed pursuant to the Regulations; particular attention is directed to the following matters:

- A. A DBE must be a small business concern as defined pursuant to Section 3 of U.S. Small Business Act and relevant regulations promulgated pursuant thereto;
- B. A DBE may participate as a prime contractor, subcontractor, joint venture partner with a prime or subcontractor, vendor of material or supplies, or as a trucking company;
- C. A DBE bidder, not bidding as a joint venture with a non-DBE, will be required to document one or a combination of the following:
 1. The bidder will meet the goal by performing work with its own forces.
 2. The bidder will meet the goal through work performed by DBE subcontractors, suppliers or trucking companies.
 3. The bidder, prior to bidding, made adequate good faith efforts to meet the goal.
- D. A DBE joint venture partner must be responsible for specific contract items of work, or portions thereof. Responsibility means actually performing, managing and supervising the work with its own forces. The DBE joint venture partner must share in the capital contribution, control, management, risks and profits of the joint venture. The DBE joint venturer must submit the joint venture agreement with the proposal or the DBE Information form required in the Section entitled "Submission of DBE Information" of these Special Provisions;
- E. A DBE must perform a commercially useful function, i.e., must be responsible for the execution of a distinct element of the work and must carry out its responsibility by actually performing, managing, and supervising the work;
- F. DBEs must be certified by either the California Department of Transportation, or by a participating agency which certifies in conformance with Title 49, Code of Federal Regulations, Part 26, as of the date of bid opening. It is the Contractor's responsibility to

verify that DBEs are certified. Listings of certified DBEs are available from the following sources:

1. The Department's DBE Directory, which is published quarterly. This Directory may be obtained from the Department of Transportation, Materiel Operations Branch, Publication Distribution Unit, 1900 Royal Oaks Drive, Sacramento, California 95815, Telephone: (916) 445-3520;
2. The Department's Electronic Information Bulletin Board Service, which is accessible by modem and is updated weekly. The Bulletin Board may be accessed by first contacting the Department's Business Enterprise Program at Telephone: (916) 227-8937 and obtaining a user identification and password;
3. The Department's web site at <http://www.dot.ca.gov/hq/bep/index.htm>;

G. Credit for materials or supplies purchased from DBEs will be as follows:

1. If the materials or supplies are obtained from a DBE manufacturer, 100 percent of the cost of the materials or supplies will count toward the DBE goal. A DBE manufacturer is a firm that operates or maintains a factory or establishment that produces, on the premises, the materials, supplies, articles, or equipment required under the contract and of the general character described by the specifications.
2. If the materials or supplies are purchased from a DBE regular dealer, 60 percent of the cost of the materials or supplies will count toward the DBE goal. A DBE regular dealer is a firm that owns, operates, or maintains a store, warehouse, or other establishment in which the materials, supplies, articles or equipment of the general character described by the specifications and required under the contract are bought, kept in stock, and regularly sold or leased to the public in the usual course of business. To be a DBE regular dealer, the firm must be an established, regular business that engages, as its principal business and under its own name, in the purchase and sale or lease of the products in question. A person may be a DBE regular dealer in such bulk items as petroleum products, steel, cement, gravel, stone, or asphalt without owning, operating, or maintaining a place of business as provided in this paragraph G.2. if the person both owns and operates distribution equipment for the products. Any supplementing of regular dealers' own distribution equipment shall be by a long-term lease agreement and not on an ad hoc or contract-by-contract basis. Packagers, brokers, manufacturers' representatives, or other persons who arrange or expedite transactions are not DBE regular dealers within the meaning of this paragraph G.2.
3. Credit for materials or supplies purchased from a DBE which is neither a manufacturer nor a regular dealer will be limited to the entire amount of fees or commissions charged for assistance in the procurement of the materials and supplies, or fees or transportation charges for the delivery of materials or supplies required on a job site, provided the fees are reasonable and not excessive as compared with fees charged for similar services.

H. Credit for DBE trucking companies will be as follows:

1. The DBE must be responsible for the management and supervision of the entire trucking operation for which it is responsible on a particular contract, and there cannot be a contrived arrangement for the purpose of meeting the DBE goal;

2. The DBE must itself own and operate at least one fully licensed, insured, and operational truck used on the contract;
 3. The DBE receives credit for the total value of the transportation services it provides on the contract using trucks its owns, insures, and operates using drivers it employs;
 4. The DBE may lease trucks from another DBE firm, including an owner-operator who is certified as a DBE. The DBE who leases trucks from another DBE receives credit for the total value of the transportation services the lessee DBE provides on the contract;
 5. The DBE may also lease trucks from a non-DBE firm, including an owner-operator. The DBE who leases trucks from a non-DBE is entitled to credit only for the fee or commission it receives as a result of the lease arrangement. The DBE does not receive credit for the total value of the transportation services provided by the lessee, since these services are not provided by a DBE;
 6. For the purposes of this Paragraph H, a lease must indicate that the DBE has exclusive use of and control over the truck. This does not preclude the leased truck from working for others during the term of the lease with the consent of the DBE, so long as the lease gives the DBE absolute priority for use of the leased truck. Leased trucks must display the name and identification number of the DBE.
- I. Noncompliance by the Contractor with the requirements of the regulations constitutes a breach of this contract and may result in termination of the contract or other appropriate remedy for a breach of this contract;
- J. Bidders are encouraged to use services offered by financial institutions owned and controlled by DBEs.

Caltrans has engaged the services of a contractor to provide supportive services to contractors and subcontractors to assist in obtaining DBE participation on federally funded construction projects. Bidders and potential subcontractors should check the Caltrans website at <http://www.dot.ca.gov/hq/bep> to verify the current availability of this service.

REPLACE SECTION 3-10.2 OF THE SPECIAL PROVISIONS IN ITS ENTIRETY WITH:

3-1.02 SUBMISSION OF DBE INFORMATION. The required DBE information shall be submitted on the "LOCAL AGENCY BIDDER - DBE INFORMATION" form included in the Proposal. If the DBE information is not submitted with the bid, the DBE Information form shall be removed from the documents prior to submitting the bid.

It is the bidder's responsibility to make enough work available to DBEs and to select those portions of the work or material needs consistent with the available DBEs to meet the goal for DBE participation or to provide information to establish that, prior to bidding, the bidder made adequate good faith efforts to do so.

If DBE information is not submitted with the bid, the apparent successful bidder (low bidder), the second low bidder and the third low bidder shall submit DBE information to the Board of Supervisors, 1010 Tenth Street, Suite 6700, Modesto, CA 95354, so the information is received by the County of Stanislaus no later than 4:00 p.m. on the Monday following bid opening. Failure to submit the required DBE information by the time specified will be grounds for finding the bid or proposal nonresponsive. Other bidders need not submit DBE information unless requested to do so by the County of Stanislaus.

The bidder's DBE information shall establish that good faith efforts to meet the DBE goal have been made. To establish good faith efforts, the bidder shall demonstrate that the goal will be met or that, prior to bidding, adequate good faith efforts to meet the goal were made.

Bidders are cautioned that even though their submittal indicates they will meet the stated DBE goal, their submittal should also include their adequate good faith efforts information along with their DBE goal information to protect their eligibility for award of the contract in the event the County, in its review, finds that the goal has not been met.

The bidder's DBE information shall include the names, addresses and phone numbers of DBE firms that will participate, with a complete description of work or supplies to be provided by each, the dollar value of each DBE transaction, and a written confirmation from the DBE that it is participating in the contract. A copy of the DBE's quote will serve as written confirmation that the DBE is participating in the contract. When 100 percent of a contract item of work is not to be performed or furnished by a DBE, a description of the exact portion of that work to be performed or furnished by that DBE shall be included in the DBE information, including the planned location of that work. The work that a DBE prime contractor has committed to performing with its own forces as well as the work that it has committed to be performed by DBE subcontractors, suppliers and trucking companies will count toward the goal.

The information necessary to establish the bidder's adequate good faith efforts to meet the DBE goal should include:

- A. The names and dates of each publication in which a request for DBE participation for this project was placed by the bidder.
- B. The names and dates of written notices sent to certified DBEs soliciting bids for this project and the dates and methods used for following up initial solicitations to determine with certainty whether the DBEs were interested.
- C. The items of work which the bidder made available to DBE firms, including, where appropriate, any breaking down of the contract work items (including those items normally performed by the bidder with its own forces) into economically feasible units to facilitate DBE participation. It is the bidder's responsibility to demonstrate that sufficient work to meet the DBE goal was made available to DBE firms.
- D. The names, addresses and phone numbers of rejected DBE firms, the firms selected for that work, and the reasons for the bidder's choice.
- E. Efforts made to assist interested DBEs in obtaining bonding, lines of credit or insurance, and any technical assistance or information related to the plans, specifications and requirements for the work, which was provided, to DBEs.
- F. Efforts made to assist interested DBEs in obtaining necessary equipment, supplies, materials, or related assistance or services, excluding supplies and equipment the DBE subcontractor purchases or leases from the prime contractor or its affiliate.
- G. The names of agencies contacted to provide assistance in contacting, recruiting and using DBE firms.
- H. Any additional data to support a demonstration of good faith efforts.

REPLACE SECTION 5-1.15 OF THE SPECIAL PROVISIONS IN ITS ENTIRETY WITH:

5-1.15 SUBCONTRACTOR AND DBE RECORDS. The Contractor shall maintain records showing the name and business address of each first-tier subcontractor. The records shall also show the name and business address of every DBE subcontractor, DBE vendor of materials and DBE trucking company, regardless of tier. The records shall show the date of payment and the total dollar figure paid to all of these firms. DBE prime contractors shall also show the date of work performed by their own forces along with the corresponding dollar value of the work.

Upon completion of the contract, a summary of these records shall be prepared on Form CEM-2402 (F) and certified correct by the Contractor or the Contractor's authorized representative, and shall be furnished to the Engineer. The form shall be furnished to the Engineer within 90 days from the date of contract acceptance. \$10,000 will be withheld from payment until the Form CEM-2402 (F) is submitted. The amount will be returned to the Contractor when a satisfactory Form CEM-2402 (F) is submitted.

Prior to the fifteenth of each month, the Contractor shall submit documentation to the Engineer showing the amount paid to DBE trucking companies listed in the Contractor's DBE information. This monthly documentation shall indicate the portion of the revenue paid to DBE trucking companies, which is claimed toward DBE participation. The Contractor shall also obtain and submit documentation to the Engineer showing the amount paid by DBE trucking companies to all firms, including owner-operators, for the leasing of trucks. The DBE who leases trucks from a non-DBE is entitled to credit only for the fee or commission it receives as a result of the lease arrangement. The records must confirm that the amount of credit claimed toward DBE participation conforms with Section 2-1.02.

The Contractor shall also obtain and submit documentation to the Engineer showing the truck number, owner's name, California Highway Patrol CA number, and if applicable, the DBE certification number of the owner of the truck for all trucks used during that month for which DBE participation will be claimed. This documentation shall be submitted on Form CEM-2404 (F).

ADD SECTION 5-1.15A TO THE SPECIAL PROVISIONS:

5-1.15A DBE CERTIFICATION STATUS. If a DBE subcontractor is decertified during the life of the project, the decertified subcontractor shall notify the Contractor in writing with the date of decertification. If a subcontractor becomes a certified DBE during the life of the project, the subcontractor shall notify the Contractor in writing with the date of certification. The Contractor shall furnish the written documentation to the Engineer.

Upon completion of the contract, Form CEM-2403 (F) indicating the DBE's existing certification status shall be signed and certified correct by the Contractor. The certified form shall be furnished to the Engineer within 90 days from the date of contract acceptance.

NOTE: THIS ADDENDUM MUST ACCOMPANY THE BID AND BE ACKNOWLEDGED ON THE BID SHEET.