

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

DEPT: PUBLIC WORKS *ga*

BOARD AGENDA # \*C-1

Urgent        Routine ✓

AGENDA DATE NOVEMBER 20, 2001

CEO Concurs with Recommendation YES        NO         
(Information Attached)

4/5 Vote Required YES        NO ✓

SUBJECT: APPROVAL TO AWARD CONTRACT FOR THE BALDWIN ROAD BRIDGE AT T.I.D. CERES MAIN CANAL PROJECT TO CUNNINGHAM & SONS, INC. OF OAKDALE, CALIFORNIA

STAFF  
RECOMMEN-  
DATIONS:

1. APPROVE AWARD OF CONTRACT FOR THE BALDWIN ROAD BRIDGE AT T.I.D. CERES MAIN CANAL PROJECT TO CUNNINGHAM & SONS, INC. OF OAKDALE, CALIFORNIA;
2. DIRECT THE AUDITOR TO INCREASE APPROPRIATIONS AND REVENUE BY THE CONTRACT AMOUNT OF \$462,920.00 AS DETAILED ON THE ATTACHED FINANCIAL TRANSACTION SHEET; AND,
3. DIRECT THE PURCHASING AGENT TO ESTABLISH A CONTRACT WITH CUNNINGHAM & SONS, INC. OF OAKDALE, CALIFORNIA, FOR THE CONTRACT AMOUNT.

FISCAL  
IMPACT: The project will be fully funded with Public Facilities Fees.

BOARD ACTION AS FOLLOWS:

No. 2001-896

On motion of Supervisor Caruso , Seconded by Supervisor Blom

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:

ATTEST: CHRISTINE FERRARO TALLMAN, Clerk

By: Christine Ferraro Deputy

File No.

SUBJECT: APPROVAL TO AWARD CONTRACT FOR THE BALDWIN ROAD BRIDGE AT T.I.D. CERES MAIN CANAL PROJECT TO CUNNINGHAM & SONS, INC. OF OAKDALE, CALIFORNIA  
PAGE: 2

**DISCUSSION:** The Baldwin Road Bridge at T.I.D. Ceres Main Canal (intersection of Baldwin Road and Hatch Road) has traditionally been a problem location for the passage of large truck traffic due to the narrowness of the existing bridge and the fact that the canal right-of-way is parallel and directly adjacent to the right-of-way for Hatch Road. Both of the preceding factors make it difficult for truck and trailer traffic to turn right from Hatch Road onto Baldwin Road as well as turning right from Baldwin Road onto Hatch Road. This project remedies the situation by widening the canal crossing structure. The new width allows truck turns without traversing into the oncoming/opposing traffic lanes.

On October 31, 2001, thirteen (13) sealed bids were received, publicly opened, and read. A summary of the bids received is as follows:

<u>CONTRACTOR</u>	<u>BID</u>
Cunningham & Sons, Inc.	\$462,920.00
AEC Construction, Inc.	\$467,675.00
Benco Bridges, Inc.	\$474,681.00
A. J. Visconi General Engineering	\$482,005.00
Dunton Construction Company, Inc.	\$486,810.00
Shasta Constructors, Inc.	\$491,693.00
On-Grade Contracting	\$497,988.34
Stone Engineering Contractors, Inc.	\$498,602.00
H. Max Lee, Inc	\$510,186.00
Blaisdell Construction, Inc.	\$512,583.00
Agee Construction, Inc.	\$525,822.00
Hertel Construction Company	\$621,414.00
Clemens Construction Company	\$678,876.00

The engineer's estimate for the project was \$365,860.00. It is recommended that the Board award the contract to the low bidder, Cunningham & Sons, Inc. of Oakdale, California, in the amount of \$462,920.00.

**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.

BMF:sm

**ATTACHMENTS AVAILABLE  
FROM YOUR CLERK**

## AUDITOR-CONTROLLER BUDGET JOURNAL

### BUDGET JOURNAL SCREEN



Budget Organization **Stanislaus Budget Org**  
 Budget **LEGAL BUDGET**  
 Accounting Period From **Jul-01**  
 To **Jun-02**



### BATCH SCREEN

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

Line	Coding Structure							Period	Description
	Fund	Org	Account	G/L Proj	Loc	Misc	Oct-01		
	4	7	5	7	6	6	AMOUNT		
1	1102	40310	63280	9258	0	0	462,920.00	Increase appropriations	
2	1102	40310	31420	9258	0	0	462,920.00	Increase est. rev (PFF)	
3									
4									
5									
6									
7									
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21									
22									
23									
24									
25									
Totals								925,840.00	

Explanation: Increase appropriations and revenue for Baldwin Rd Bridge @ TID Ceres Main Canal  
 (intersection Baldwin/Hatch)

Requesting Department	CEO	Auditors Office Only	
Diane Haugh _____ Signature 06-Nov-01 _____ Date	_____ Signature _____ Date	 Approved By 11/6/01 _____ Date	Admin Approval (\$75K+) _____ Date

STANDARD JOURNAL VOUCHER



**BATCH SCREEN**

Batch \_\_\_\_\_  
 Period Nov-01  
 Description \_\_\_\_\_

**JOURNAL SCREEN**

Journal PW DKH  
 Period Nov-01  
 Category Transfer  
 Balance Type A    A = Actual, B = Budget, E = Encumbrance  
 Description Transfer of PFF funds to Road Project  
 Control Total 462,920.00

Line	Coding Structure						Debit	Credit	Description
	Fund 4	Org 7	Account 5	G/L Proj 7	Loc 6	Misc 6			
1	6401	64100	62400	0	0	0	462,920.00		
2	1102	40310	31420	9258	0	0		462,920.00	
3									
4									
5									
6									
7									
8									
9									
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21									
22									
23									
24									
25									
26									
Totals							462,920.00	462,920.00	

Explanation: Transfer of PFF funds to Baldwin Rd Bridge @ TID Ceres Main Canal

Diane Haugh	Larry Wendel
Prepared by	Supervisor's Approval
11/06/01	11/06/01
Date	Date

Prepared by	<i>[Signature]</i>
Date	Admin Apprvl >75,000
	11/6/01
	Date



BOARD OF SUPERVISORS

2001 NOV 27 P 3: 21

**BOARD OF SUPERVISORS**

**Pat Paul, 1<sup>st</sup> District**  
**Thomas W. Mayfield, 2<sup>nd</sup> District**  
**Nick W. Blom, 3<sup>rd</sup> District**  
**Raymond Clark Simon, 4<sup>th</sup> District**  
**Paul W. Caruso, 5<sup>th</sup> District**

1010 Tenth Street, Suite 6500, Modesto, CA 95354  
Phone: 209.525.4494 Fax: 209.525.4410

November 26, 2001

Mr. James H. Cunningham, President  
Cunningham & Sons Inc.  
P O Box 425  
Oakdale CA 95361

IN RE: *Baldwin Road Bridge*  
*at T.I.D. Ceres Main Canal Project*

To Whom It Concerns:

Enclosed is your completed contract for the above-mentioned project. This is your Official Notice to Proceed.

Yours truly,

SUZI SEIBERT, Deputy Clerk  
of the Board of Supervisors  
of the County of Stanislaus  
State of California

Enclosure

STANISLAUS COUNTY  
OFFICE OF COUNTY COUNSEL

POST OFFICE BOX 74  
MODESTO, CA 95354  
(209) 525-6376  
FAX: (209) 525-4473

MEMORANDUM

To: File

DATE: 11/26/01

FROM: John P. Doering  
Deputy County Counsel

SUBJECT: Approval of Bonds and Insurance

The Office of County Counsel has reviewed the bonds and insurance certificate submitted on the following project to determine if the issuing companies meet statutory and contractual standards, and has made the following determination:

Project: Baldwin Road Bridge @ T10 Ceres Main Canal

Bonds:  Approved  Disapproved

Insurance:  Approved  Disapproved

Comments: Note: insurance cert lists Unigard Ins. Group, but carrier actually is Unigard Ins. Company. Broker faced dec. pg. indicating it is the company (CA admitted) not the "group."

SCIF worker's comp. insurance waived A-rating. See attached file from Liberty Ins. Agency

Standards for Approval of Bonds

- California admitted surety; certificate of authority issued by CDI
  - Original or certified copy of unrevoked appointment or power of attorney
  - Certificate from County Clerk that certificate of authority has not been revoked
  - Copy of insurer's most recent annual & quarterly statements filed with CDI
- } CDI web page OK

"If the admitted surety insurer [submits these documents], and if it appears that the bond was duly executed, that the insurer is authorized to transact business in the state, and that its assets exceed its liabilities in an amount equal to or in excess of the amount of the bond, the insurer is sufficient and shall be accepted or approved as surety on the bond, subject to Section 12090 of the Insurance Code." (CCP, § 995.660 (b).)

Standards for Approval of Insurance

- Policy limits and for of insurance as required in agreement
  - Deductibles declared and approved or waived by County
  - Best's rating of no less than A-, and Financial Size Category of at least VII
  - 30-day's notice of cancellation
  - Endorsement naming County as additional insured
  - Carrier admitted/licensed to issue insurance in California (LESLI surplus line carrier OK if no California carrier writes the insurance)
- Note waiver of SCIF ratings. See attached memo.



OFFICE OF COUNTY COUNSEL  
STANISLAUS COUNTY

Michael H. Krausnick  
COUNTY COUNSEL  
E. Vernon Seeley  
ASSISTANT COUNTY COUNSEL

DEPUTIES  
Wm. Dean Wright  
Linda S. Macy  
John P. Doering  
Victoria A. Halliday  
Vicki F. de Castro

1010 Tenth Street, Suite 6400 Modesto, CA 95354  
PO Box 74, Modesto, Ca 95353-0074  
Phone: 209.525.6376 Fax: 209.525.4473

MEMORANDUM

TO: David L. Dolinar  
Deputy Executive Officer

DATE: November 20, 2001

George Stillman  
Director, Department of Public Works

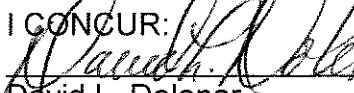
FROM: John P. Doering   
Deputy County Counsel


SUBJECT: Baldwin Road Bridge @ TID Ceres Main Canal Project  
Waiver of Rating Requirement for State Compensation Insurance Fund

The County is prepared to award the construction contract for the subject project, however, it has come to our attention that the contractor has workers' compensation insurance issued by State Compensation Insurance Fund ("SCIF"), which is rated B+:XIII by Best's. However, the standard contract provision requires a rating of A:-VII.

The difference between an A- rating and a B+ rating, according to Best's is that the A- rating means the carrier has a strong ability to meet its ongoing obligations, whereas a B+ rating means the carrier has a good ability to meet its obligations. In this case, the lower rating may be a reflection of the quasi-public nature of SCIF and its obligation to underwrite insurance that isn't issued by other companies, especially in light of the very high rating for financial size category XIII (\$1,250 to \$1,500 million in capital surplus), compared with the requirement of VII (\$50 to \$100 million).

To conclude, the slightly lower rating should not adversely affect the ability of the contractor to meet its statutory and contractual obligations, and should not give the contractor a competitive advantage in the way of significant reduction in operational costs. Accordingly, the department recommends that the contract requirement of an A- rating be waived for this contract and that the County accept the contractor's workers' compensation insurance carrier.

I CONCUR:  
  
David L. Dolinar  
Deputy Executive Officer

I CONCUR:  
  
George Stillman  
Director, Department of Public Works

# ENGINEER'S ESTIMATE & BID RESULTS

BALDWIN ROAD BRIDGE @ T.I.D. CERES MAIN CANAL  
(INTERSECTION OF HATCH ROPAD @ BALDWIN ROAD)

Advertising Dates: 10/10/2001 10/17/2001  
Bid Opening Date: 10/31/01

Item No.	Item Description	Units	Quantity	Unit Price	Amount	CUNNINGHAM & SONS, INC.		AEC CONSTRUCTION, INC.		BENCO BRIDGES, INC.	
						Unit Price	BID	Unit Price	BID	Unit Price	BID
1	Mobilization	L.S.	1.0	\$10,000.00	\$10,000.00	\$12,275.00	\$12,275.00	\$45,700.00	\$45,700.00	\$40,000.00	\$40,000.00
2	Construction Area Signs	L.S.	1.0	\$600.00	\$600.00	\$3,250.00	\$3,250.00	\$7,104.00	\$7,104.00	\$6,000.00	\$6,000.00
3	Traffic Control	L.S.	1.0	\$2,000.00	\$2,000.00	\$2,500.00	\$2,500.00	\$11,520.00	\$11,520.00	\$3,000.00	\$3,000.00
4	(S) Demolish Existing Bridge, Abutments, & Canal Lining	L.S.	1.0	\$8,000.00	\$8,000.00	\$9,500.00	\$9,500.00	\$18,000.00	\$18,000.00	\$10,000.00	\$10,000.00
5	(F) Roadway Excavation	C.Y.	538.0	\$10.00	\$5,380.00	\$37.50	\$20,175.00	\$30.00	\$16,140.00	\$32.00	\$17,216.00
6	(F) Structure Excavation	C.Y.	382.0	\$15.00	\$5,730.00	\$69.00	\$26,358.00	\$73.00	\$27,886.00	\$38.00	\$14,516.00
7	(F) Structure Backfill	C.Y.	148.0	\$40.00	\$5,920.00	\$309.00	\$45,732.00	\$150.00	\$22,200.00	\$225.00	\$33,300.00
8	(F) Structural Concrete	C.Y.	482.0	\$350.00	\$168,700.00	\$315.00	\$151,830.00	\$299.00	\$144,118.00	\$325.00	\$156,650.00
9	(F) Bar, Reinforcing Steel	LBS.	101,000.0	\$0.75	\$75,750.00	\$0.52	\$52,520.00	\$0.56	\$56,560.00	\$0.50	\$50,500.00
10	(F) Structural Metal Tube Railing (Two(2) Locations)	L.S.	2.0	\$1,500.00	\$3,000.00	\$8,963.50	\$17,927.00	\$8,769.00	\$17,538.00	\$12,000.00	\$24,000.00
11	Class II Aggregate Base	Tons	604.0	\$25.00	\$15,100.00	\$33.00	\$19,932.00	\$34.00	\$20,536.00	\$36.00	\$21,744.00
12	Asphaltic Concrete (Type "A")	Tons	474.0	\$40.00	\$18,960.00	\$59.00	\$27,966.00	\$64.00	\$30,336.00	\$70.00	\$33,180.00
13	Miscellaneous Facilities [Addendum #2]	L.S.	1.0	\$7,520.00	\$7,520.00	\$37,200.00	\$37,200.00	\$8,000.00	\$8,000.00	\$20,000.00	\$20,000.00
14	Marking & Traffic Striping	L.S.	1.0	\$3,800.00	\$3,800.00	\$3,800.00	\$3,800.00	\$5,912.00	\$5,912.00	\$6,000.00	\$6,000.00
15	Erosion Control	S.Y.	3,800.0	\$1.00	\$3,800.00	\$0.10	\$380.00	\$1.00	\$3,800.00	\$1.25	\$4,750.00
16	Relocate Roadside Signs	Each	11.0	\$50.00	\$550.00	\$75.00	\$825.00	\$75.00	\$825.00	\$75.00	\$825.00
17	Monuments	Each	3.0	\$350.00	\$1,050.00	\$250.00	\$750.00	\$500.00	\$1,500.00	\$1,000.00	\$3,000.00
18	Supplemental Work	L.S.	1.0	\$30,000.00	\$30,000.00	\$30,000.00	\$30,000.00	\$30,000.00	\$30,000.00	\$30,000.00	\$30,000.00
						<b>BID TOTALS:</b>	<b>\$462,920.00</b>		<b>\$467,675.00</b>		<b>\$474,681.00</b>
<b>Subtotal Contract Items:</b>						<b>\$365,860.00</b>					
<b>Agency/State Furnished Materials</b>						<b>\$0.00</b>					
<b>Force Accounty (Day Labor) -- Striping, Etc.:</b>						<b>\$0.00</b>					
<b>SUB-TOTAL</b>						<b>\$365,860.00</b>					
<b>CONSTRUCTION TOTAL:</b>						<b>\$365,860.00</b>					
<b>CONSTRUCTION ENGINEERING (CE)</b>						<b>\$36,586.00</b>					
<b>TOTAL COSTS (CE &amp; Construction):</b>						<b>\$402,446.00</b>					



# ENGINEER'S ESTIMATE & BID RESULTS

BALDWIN ROAD BRIDGE @ T.I.D. CERES MAIN CANAL  
(INTERSECTION OF HATCH ROPAD @ BALDWIN ROAD)

Advertising Dates: 10/10/2001 10/17/2001  
Bid Opening Date: 10/31/01

ON GRADE CONTRACTING,  
aka JOHN MICHAEL JOHNSON  
GENERAL ENGINEERING, INC.

Item No.	Item Description	Units	Quantity	A.J. VISCONI GENERAL ENGINEERING		DUNTON CONSTRUCTION COMPANY, INC.		SHASTA CONSTRUCTORS, INC.		ON GRADE CONTRACTING, aka JOHN MICHAEL JOHNSON GENERAL ENGINEERING, INC.		STONE ENGINEERING CONTRACTORS, INC.	
				Unit Price	BID	Unit Price	BID	Unit Price	BID	Unit Price	BID	Unit Price	BID
1	Mobilization	L.S.	1.0	\$44,000.00	\$44,000.00	\$14,000.00	\$14,000.00	\$50,000.00	\$50,000.00	\$28,750.00	\$28,750.00	\$8,800.00	\$8,800.00
2	Construction Area Signs	L.S.	1.0	\$4,500.00	\$4,500.00	\$4,000.00	\$4,000.00	\$5,000.00	\$5,000.00	\$7,475.00	\$7,475.00	\$5,800.00	\$5,800.00
3	Traffic Control	L.S.	1.0	\$17,500.00	\$17,500.00	\$5,800.00	\$5,800.00	\$1,500.00	\$1,500.00	\$32,200.00	\$32,200.00	\$6,800.00	\$6,800.00
4	(S) Demolish Existing Bridge, Abutments, & Canal Lining	L.S.	1.0	\$23,000.00	\$23,000.00	\$28,500.00	\$28,500.00	\$10,000.00	\$10,000.00	\$29,095.00	\$29,095.00	\$17,500.00	\$17,500.00
5	(F) Roadway Excavation	C.Y.	538.0	\$30.00	\$16,140.00	\$35.00	\$18,830.00	\$30.00	\$16,140.00	\$28.75	\$15,467.50	\$27.00	\$14,526.00
6	(F) Structure Excavation	C.Y.	382.0	\$61.00	\$23,302.00	\$36.00	\$13,752.00	\$50.00	\$19,100.00	\$40.25	\$15,375.50	\$35.00	\$13,370.00
7	(F) Structure Backfill	C.Y.	148.0	\$207.00	\$30,636.00	\$42.00	\$6,216.00	\$100.00	\$14,800.00	\$64.58	\$9,557.84	\$120.00	\$17,760.00
8	(F) Structural Concrete	C.Y.	482.0	\$290.00	\$139,780.00	\$470.00	\$226,540.00	\$390.00	\$187,980.00	\$292.00	\$140,744.00	\$385.00	\$185,570.00
9	(F) Bar, Reinforcing Steel	LBS.	101,000.0	\$0.50	\$50,500.00	\$0.53	\$53,530.00	\$0.58	\$58,580.00	\$0.58	\$58,580.00	\$0.64	\$64,640.00
10	(F) Structural Metal Tube Railing (Two(2) Locations)	L.S.	2.0	\$9,000.00	\$18,000.00	\$8,200.00	\$16,400.00	\$7,500.00	\$15,000.00	\$14,104.75	\$28,209.50	\$19,250.00	\$38,500.00
11	Class II Aggregate Base	Tons	604.0	\$34.00	\$20,536.00	\$22.00	\$13,288.00	\$33.00	\$19,932.00	\$27.00	\$16,308.00	\$28.50	\$17,214.00
12	Asphaltic Concrete (Type "A")	Tons	474.0	\$64.00	\$30,336.00	\$66.00	\$31,284.00	\$64.00	\$30,336.00	\$64.00	\$30,336.00	\$81.00	\$38,394.00
13	<b>Miscellaneous Facilities [Addendum #2]</b>	L.S.	1.0	\$19,000.00	\$19,000.00	\$14,600.00	\$14,600.00	\$23,000.00	\$23,000.00	\$38,180.00	\$38,180.00	\$24,400.00	\$24,400.00
14	Thermoplastic Pavement Marking & Traffic Striping	L.S.	1.0	\$7,000.00	\$7,000.00	\$4,600.00	\$4,600.00	\$4,200.00	\$4,200.00	\$5,175.00	\$5,175.00	\$6,800.00	\$6,800.00
15	Erosion Control	S.Y.	3,800.0	\$1.00	\$3,800.00	\$1.05	\$3,990.00	\$1.00	\$3,800.00	\$1.15	\$4,370.00	\$1.56	\$5,928.00
16	Relocate Roadside Signs	Each	11.0	\$225.00	\$2,475.00	\$80.00	\$880.00	\$75.00	\$825.00	\$115.00	\$1,265.00	\$100.00	\$1,100.00
17	Monuments	Each	3.0	\$500.00	\$1,500.00	\$200.00	\$600.00	\$500.00	\$1,500.00	\$2,300.00	\$6,900.00	\$500.00	\$1,500.00
18	Supplemental Work	L.S.	1.0	\$30,000.00	\$30,000.00	\$30,000.00	\$30,000.00	\$30,000.00	\$30,000.00	\$30,000.00	\$30,000.00	\$30,000.00	\$30,000.00
<b>BID TOTALS:</b>					\$482,005.00		\$486,810.00		\$491,693.00		\$497,988.34		\$498,602.00

# ENGINEER'S ESTIMATE & BID RESULTS

BALDWIN ROAD BRIDGE @ T.I.D. CERES MAIN CANAL  
(INTERSECTION OF HATCH ROPAD @ BALDWIN ROAD)

Advertising Dates: 10/10/2001 10/17/2001  
Bid Opening Date: 10/31/01

Item No.	Item Description	Units	Quantity	H. MAX LEE, INC. GENERAL ENGINEERING CONTRACTOR		BLAISDELL CONSTRUCTION, INC.		AGEE CONSTRUCTION, INC.		HERTEL CONSTRUCTION COMPANY		CLEMENS CONSTRUCTION COMPANY	
				Unit Price	BID	Unit Price	BID	Unit Price	BID	Unit Price	BID	Unit Price	BID
1	Mobilization	L.S.	1.0	\$40,000.00	\$40,000.00	\$50,000.00	\$50,000.00	\$50,000.00	\$50,000.00	\$58,000.00	\$58,000.00	\$63,686.00	\$63,686.00
2	Construction Area Signs	L.S.	1.0	\$5,000.00	\$5,000.00	\$3,500.00	\$3,500.00	\$7,000.00	\$7,000.00	\$7,000.00	\$7,000.00	\$5,000.00	\$5,000.00
3	Traffic Control	L.S.	1.0	\$2,000.00	\$2,000.00	\$14,500.00	\$14,500.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00
4	(S) Demolish Existing Bridge, Abutments, & Canal Lining	L.S.	1.0	\$10,000.00	\$10,000.00	\$35,000.00	\$35,000.00	\$30,000.00	\$30,000.00	\$15,000.00	\$15,000.00	\$30,000.00	\$30,000.00
5	(F) Roadway Excavation	C.Y.	538.0	\$30.00	\$16,140.00	\$40.00	\$21,520.00	\$27.00	\$14,526.00	\$30.00	\$16,140.00	\$80.00	\$43,040.00
6	(F) Structure Excavation	C.Y.	382.0	\$35.50	\$13,561.00	\$30.00	\$11,460.00	\$30.00	\$11,460.00	\$100.00	\$38,200.00	\$125.00	\$47,750.00
7	(F) Structure Backfill	C.Y.	148.0	\$207.00	\$30,636.00	\$45.00	\$6,660.00	\$50.00	\$7,400.00	\$207.00	\$30,636.00	\$125.00	\$18,500.00
8	(F) Structural Concrete	C.Y.	482.0	\$415.00	\$200,030.00	\$385.00	\$185,570.00	\$435.00	\$209,670.00	\$535.00	\$257,870.00	\$550.00	\$265,100.00
9	(F) Bar, Reinforcing Steel	LBS.	101,000.0	\$0.50	\$50,500.00	\$0.625	\$63,125.00	\$0.50	\$50,500.00	\$0.47	\$47,470.00	\$0.50	\$50,500.00
10	(F) Structural Metal Tube Railing (Two(2) Locations)	L.S.	2.0	\$10,000.00	\$20,000.00	\$10,750.00	\$21,500.00	\$8,750.00	\$17,500.00	\$8,500.00	\$17,000.00	\$12,500.00	\$25,000.00
11	Class II Aggregate Base	Tons	604.0	\$33.25	\$20,083.00	\$22.00	\$13,288.00	\$24.00	\$14,496.00	\$33.25	\$20,083.00	\$50.00	\$30,200.00
12	Asphaltic Concrete (Type "A")	Tons	474.0	\$64.00	\$30,336.00	\$60.00	\$28,440.00	\$55.00	\$26,070.00	\$64.00	\$30,336.00	\$75.00	\$35,550.00
13	Miscellaneous Facilities [Addendum #2]	L.S.	1.0	\$30,000.00	\$30,000.00	\$11,500.00	\$11,500.00	\$40,000.00	\$40,000.00	\$33,000.00	\$33,000.00	\$15,000.00	\$15,000.00
14	Thermoplastic Pavement Marking & Traffic Striping	L.S.	1.0	\$4,400.00	\$4,400.00	\$4,500.00	\$4,500.00	\$5,000.00	\$5,000.00	\$10,329.00	\$10,329.00	\$5,000.00	\$5,000.00
15	Erosion Control	S.Y.	3,800.0	\$1.00	\$3,800.00	\$3.00	\$11,400.00	\$1.25	\$4,750.00	\$0.25	\$950.00	\$1.00	\$3,800.00
16	Relocate Roadside Signs	Each	11.0	\$200.00	\$2,200.00	\$80.00	\$880.00	\$100.00	\$1,100.00	\$100.00	\$1,100.00	\$250.00	\$2,750.00
17	Monuments	Each	3.0	\$500.00	\$1,500.00	\$250.00	\$750.00	\$450.00	\$1,350.00	\$1,100.00	\$3,300.00	\$1,000.00	\$3,000.00
18	Supplemental Work	L.S.	1.0	\$30,000.00	\$30,000.00	\$30,000.00	\$30,000.00	\$30,000.00	\$30,000.00	\$30,000.00	\$30,000.00	\$30,000.00	\$30,000.00
<b>BID TOTALS:</b>					\$510,186.00		\$513,593.00		\$525,822.00		\$621,414.00		\$678,876.00
							\$512,583.00						

**[REDACTED]** =ERROR IN BID THAT HAS BEEN CORRECTED ON THIS TABULATION

**NOTICE TO CONTRACTORS**

Contractors are invited to submit written, formal bids for

**BALDWIN ROAD BRIDGE @ T.I.D. CERES MAIN CANAL  
(INTERSECTION OF BALDWIN ROAD AND HATCH ROAD)**

Bids shall be submitted in sealed envelopes on the forms provided with the plans and specifications for that purpose. Envelopes shall be addressed to the Clerk of the Board of Supervisors, Tenth Street Place, Joint Stanislaus County/City of Modesto Administration Building, 1010 10th Street, 6th Floor, Modesto, CA 95354, and plainly marked:

**BALDWIN ROAD BRIDGE @ T.I.D. CERES MAIN CANAL**

Bid envelopes must be delivered to the Clerk of the Board of Supervisors located on the 6th Floor of Tenth Street Place, Joint Stanislaus County/City of Modesto Administration Building, 1010 10th Street, Modesto, CA, prior to 2:30 p.m. on **October 31, 2001**, as evidenced by the date/time stamp on the envelope by the Clerk. After bid closing, the bids will be publicly opened and read by the Clerk in the Conference Room located on the 6th Floor of Tenth Street Place. The contract will be awarded on the basis of a single bid for the complete job.

The work to be accomplished includes:

**The demolition of the existing bridge and related canal facilities and replace with a triple box culvert as well as reconstruct/repave a major portion of the intersection of Baldwin Road @ Hatch Road,**

and other such items not mentioned herein that are required by the plans and specifications.

Specifications are available at the Department of Public Works Office, 1716 Morgan Road, Modesto, CA 95358, upon the receipt of \$10.00 **(NON-REFUNDABLE)** fee (make checks payable to: "STANISLAUS COUNTY PUBLIC WORKS"). For any questions, please call the ENGINEERING DIVISION AT (209) 525-4193.

Your particular attention is directed to the "Information for Bidders" and "General Conditions" included in the specifications, which are to be followed in all respects. In particular, your attention is directed to the handicapped, non-discrimination clause contained in the General Conditions, Section 2.47 which complies with Section 504 of the Rehabilitation Act of 1973. A bidders bond or its equivalent will be required.

Pursuant to Sections 1770 and 1773 of the Labor Code, the Board of Supervisors has ascertained the general prevailing rate of per diem wages applicable to the work to be done for straight time, overtime, Saturday, Sunday, and holiday work. These wage rates are set forth by the Director of the Department of Industrial Relations, and are now on file with the Department of Public Works, and a part of the contract.

Pursuant to and in accordance with the provisions of Public Contract Code Section 22300, the contractor may elect to substitute securities for retention monies withheld by the County or to request payment of retention monies earned to an escrow agent.

By order of the Board of Supervisors of the County of Stanislaus, State of California, made and entered this October 02, 2001.

ATTEST: CHRISTINE FERRARO TALLMAN  
Clerk Of The Board of Supervisors  
Of The County Of Stanislaus, State of California

BY: \_\_\_\_\_  
Deputy Clerk

## FORM OF PROPOSAL

HONORABLE BOARD OF SUPERVISORS  
STANISLAUS COUNTY, CALIFORNIA

The undersigned bidder has examined the site and all of the documents, plans and specifications for

### **BALDWIN ROAD BRIDGE @ T.I.D. CERES MAIN CANAL (INTERSECTION OF BALDWIN ROAD @ HATCH ROAD)**

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 percentage wise the unit price or item total in the Department's Final Estimate of cost.

The bidder will perform all work and provide all labor, equipment and materials for the completion and operation of the project for which this proposal is made, all as set forth on the plans and in the specifications, provided by the Director of the Department of Public Works or other specified agent of the Stanislaus County Board of Supervisors, at bid amounts as stated below:

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>Item Total (In Figures)</u>
1.	Mobilization	L.S.	L.S.	12,275 <sup>ce</sup>	12,275 <sup>ce</sup>
2.	Construction Area Signs	L.S.	L.S.	3250 <sup>ce</sup>	3250 <sup>ce</sup>
3.	Traffic Control	L.S.	L.S.	2500 <sup>ce</sup>	2500 <sup>ce</sup>
4.	(S) Demolish Existing Bridge, Abutments, & Canal Lining	L.S.	L.S.	9500 <sup>ce</sup>	9500 <sup>ce</sup>
5.	(F) Roadway Excavation	C.Y.	538.0	37 <sup>50</sup> <sup>ce</sup>	20175 <sup>ce</sup>
6.	(F) Structure Excavation	C.Y.	382.0	69 <sup>ce</sup>	26,358 <sup>ce</sup>
7.	(F) Structure Backfill	C.Y.	148.0	309 <sup>ce</sup>	45732 <sup>ce</sup>
8.	(F) Structural Concrete	C.Y.	482.0	315 <sup>ce</sup>	151830 <sup>ce</sup>
9.	(F) Bar, Reinforcing Steel	LBS.	101,000.0	0.524 <sup>ce</sup>	52520 <sup>ce</sup>
10.	(F) Structural Metal Tube Railing (Two(2) Locations)	L.S.	L.S.	17927 <sup>ce</sup>	17,927 <sup>ce</sup>
11.	Class II Aggregate Base	Tons	604.0	33 <sup>ce</sup>	19,932 <sup>ce</sup>
12.	Asphaltic Concrete (Type "A")	Tons	474.0	59 <sup>ce</sup>	27,966 <sup>ce</sup>
13.	<b>Miscellaneous Facilities</b>	L.S.	L.S.	37,200 <sup>ce</sup>	37,200 <sup>ce</sup>
14.	Thermoplastic Pavement Marking & Traffic Striping	L.S.	L.S.	3800 <sup>ce</sup>	3800 <sup>ce</sup>
15.	Erosion Control	S.Y.	3,800.0	0.104 <sup>ce</sup>	380 <sup>ce</sup>
16.	<b>Locate/Relocate Roadside Signs</b>	Each	11.0	75 <sup>ce</sup>	825 <sup>ce</sup>
17.	Monuments	Each	3.0	250 <sup>ce</sup>	750 <sup>ce</sup>
18.	Supplemental Work	L.S.	L.S.	\$30,000.00	\$30,000.00 <sup>ce</sup>
<b>PROJECT TOTAL:</b>					<b>462,920<sup>ce</sup></b>

**ENGINEER'S ESTIMATE**

ADDENDUM NO. 1 DATED 10-8-01 DATE RECEIVED 10-8-01 INITIALS J.W.C.

ADDENDUM NO. 2 DATED 10-18-01 DATE RECEIVED 10-18-01 INITIALS JAC

ADDENDUM NO. 3 DATED 10-23-01 DATE RECEIVED 10-24-01 INITIALS JAC

ADDENDUM NO.      DATED                      DATE RECEIVED                      INITIALS                     

CONTRACTOR CUNNINGHAM & Sons, Inc.

ADDRESS PO. Box 425

Dakdale, CA 95361

PHONE ( ) 209-847-1867 FAX ( ) 209-847-0169

The undersigned also agrees as follows:

1. Within eight (8) days from date of the notice of acceptance of proposal, the Contractor shall execute the contract and furnish to the Board of Supervisors of Stanislaus County satisfactory insurance and contract bonds guaranteeing the faithful performance of the work and General Conditions thereto.
2. To begin work on the date specified in the Notice to Proceed and to prosecute said work in such a manner as to complete it within

**NINETY(90) WORKING DAYS**

The work shall be so scheduled that existing facilities shall not be disrupted, but shall remain in continuous operation on present schedules.

Accompanying this proposal is a bidder's bond issued by a California admitted surety, certified or cashier's check, or cash in the amount of ten percent (10%) of the proposal, made payable to Stanislaus County, which bond or check is to be retained as liquidated damages should the undersigned be awarded the contract and fail to execute the contract and furnish satisfactory bonds according to the conditions herein specified; otherwise said bidder's bond or check will be returned.

Dated: OCTOBER 31, 2001

Bidder: CUNNINGHAM & SONS, INC.

By James H. Cunningham

JAMES H. CUNNINGHAM, PRESIDENT

Address: PO Box 425

Dakdale, CA 95361

Telephone: 209-847-1867 Classification A License 386568

License Expiration Date 3-31-02

*If incorporated, President, Secretary or Treasurer should sign as such. If partnership, by all partners thereto.*

Each proposal shall have listed therein the name and address of each subcontractor to whom the bidder proposes to subcontract portions of the work in an amount in excess of half of one percent of his total bid or \$10,000, whichever is greater, in accordance with the subletting and Subcontracting Fair Practices Act, commencing the Section 4100 of the Public Contract Code. The Bidder's attention is invited to other provisions of said Act related to the imposition of penalties for a failure to observe its provisions by using unauthorized subcontractors or by making unauthorized substitutions.

TYPE OF SUBCONTRACT	LICENSE NO.	NAME & ADDRESS OF SUBCONTRACTOR
1. <u>ROBAR</u>	# <u>385983</u>	<u>Northern STEEL INC.</u>
2. _____	_____	<u>1636 Culpepper Ave.</u>
3. _____	_____	<u>Modesto, Ca. 95351</u>
4. _____	_____	_____
5. <u>Item # 11 &amp; 12</u>	# <u>211337</u>	<u>George Reed Inc.</u>
6. <u>Deq. Base &amp; Asphalt</u>	_____	<u>P.O. Box 4760</u>
7. _____	_____	<u>Modesto, Ca. 95352</u>
8. _____	_____	_____
9. <u>Item 4, 5, 6, 7, 13</u>	# <u>722533</u>	<u>Item Con Inc.</u>
10. <u>PARTIAL this items</u>	_____	<u>751 WAKEFIELD COURT</u>
11. _____	_____	<u>ODKDALE CA. 95361</u>
12. _____	_____	_____
13. _____	_____	_____
14. _____	_____	_____
15. _____	_____	_____
16. _____	_____	_____
17. _____	_____	_____
18. _____	_____	_____

(Signed) James A. [Signature]  
Contractor



**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/it 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 CUNNINGHAM & SONS, INC.

Business Address PO Box 425 Telephone 209-847-1867

City, State, Zip Code DAKDALE, CA 95361

By  Title PRESIDENT  
(Signature)

Date 10-31-01

To the County of Stanislaus, Public Works Department,

**NON-COLLUSION AFFIDAVIT TO BE EXECUTED BY  
BIDDER AND SUBMITTED WITH BID**

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

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 any one 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 Non-collusion Affidavit is part of the Proposal. Signing this Proposal on the signature portion thereof shall also constitute signature of this Non-collusion Affidavit.

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

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