

BIDDER'S SUBMITTAL

Company: CALPROMAX ENGINEERING, INC.

Total Bid [Bid Schedule A + Bid Schedule B] (numbers): \$ 2,374,269
(Figures)

Total Bid [Bid Schedule A + Bid Schedule B] (numbers): \$ Two million, three hundred
seventy four thousand, two hundred sixty nine dollars
(Words)

**PROPOSAL, SPECIFICATIONS, BOND AND AFFIDAVIT FOR THE CONSTRUCTION OF
DOWNTOWN TORRANCE ACTIVE TRANSPORTATION IMPROVEMENT
Federal Project No. ATPL-5249 (031)**

B2018-07

Honorable Mayor and Members
of the Torrance City Council
Torrance, California

Members of the Council:

In accordance with the Notice Inviting Bids pertaining to the receiving of sealed proposals by the City Clerk of the City of Torrance for the above titled improvement, the undersigned hereby proposes to furnish all Work to be performed in accordance with the Plans, Specifications, Standard Drawings, and the Contract Documents, for the unit price or lump sum set forth in the following schedule.

BID SCHEDULE A: ATP ELIGIBLE ITEMS (PARTICIPATING COST)

Item #	Est. Qty	Unit	Bid Item Description	SPEC. SECTION	Unit Price	Total Bid
1	1	LS	MOBILIZATION (MAX. 5% OF TOTAL BID PRICE)	9-3.4	\$ 55,000	\$ 55,000
2	1	LS	SURVEY MONUMENTS	2-9.1	\$ 18,000	\$ 18,000
3	1	LS	CONSTRUCTION SURVEYING	2-9.5	\$ 6,000	\$ 6,000
4	1	LS	TRAFFIC CONTROL	7-10.1.2; 7-10.1.3; 7-10.2.3; 7-10.2.4; 7-10.2.5; 7-10.2.6; 7-10.2.7; 7-10.6	\$ 23,000	\$ 23,000

Item #	Est. Qty	Unit	Bid Item Description	SPEC. SECTION	Unit Price	Total Bid
5	1	LS	NPDES COMPLIANCE	7-8.6.1 7-8.6.2	\$ 1,200	\$ 1,200
6	1	LS	STORM WATER POLLUTION PREVENTION PLAN	7-8.6.3	\$ 1,000	\$ 1,000
7	1	ALW	NPDES PERMIT FEE (WDID permit, etc)	7-8.6.3	\$5,000.00	\$5,000.00
STREET IMPROVEMENTS						
8	100,000	SF	REMOVE EXISTING PCC SIDEWALK AND UNCLASSIFIED MATERIALS, AND CONSTRUCT 3-1/2" THICK PCC SIDEWALK OVER 4" CMB, PER COT STD NO. T103 AND SPPWC STD NO. 112-2. FINISH TO TOP OF CURB WITH 2% MAX CROSS SLOPE	303-5.9	\$ 9.80	\$ 980,000
9	120	EA	FORMING OF ANGLED SIDEWALK	303-5.9	\$ 600	\$ 72,000
10	6	EA	SAWCUT, REMOVE, SALVAGE AND DELIVER EXISTING CONCRETE SIDEWALK STAMP OR CURB STAMP TO TORRANCE HISTORICAL SOCIETY	303-9.2	\$ 1,200	\$ 7,200
11	3,900	LF	REMOVE EXISTING CONCRETE CURB AND UNCLASSIFIED MATERIALS, AND CONSTRUCT PCC TYPE A1-6 CURB OVER 8" CMB PER SPPWC STD. 120-2, INCLUDING RESTORATION OF 1-FOOT WIDE AC PAVEMENT	303-5.9	\$ 63	\$ 245,700
12	95	EA	REMOVE EXISTING CONCRETE SIDEWALK AND/OR CURB RAMP AND UNCLASSIFIED MATERIALS, AND CONSTRUCT 3-1/2" THICK PCC CURB RAMP OVER 4" CMB PER CALTRANS STD. A88, INCLUDING 36" X 48" DETECTABLE WARNING SURFACE AND RESTORATION OF 1-FOOT WIDE AC PAVEMENT	303-5.9	\$ 5,900	\$ 560,500
13	20	EA	ADJUST UTILITY COVER (PULLBOX OR WATER METER) TO GRADE FOR NEW CURB RAMP	303-5.10.2	\$ 600	\$ 12,000
14	8	EA	ADJUST PULLBOX TO GRADE AND LOWER EXISTING CONDUIT FOR NEW CURB RAMP	303-5.10.2	\$ 1,200	\$ 9,600
15	18	EA	REMOVE AND RELOCATE EXISTING SIGN AND POST FOR NEW CURB RAMP	303-5.10.2	\$ 175	\$ 3,150
16	240	SF	REMOVE AND RECONSTRUCT EXISTING STORM DRAIN LOCAL DEPRESSION FOR NEW CURB RAMP	303-5.10.2	\$ 80	\$ 19,200
17	4	EA	RE-ROUTE EXISTING CURB DRAIN FOR NEW CURB RAMP	303-5.10.2	\$ 1,200	\$ 4,800

Item #	Est. Qty	Unit	Bid Item Description	SPEC. SECTION	Unit Price	Total Bid
18	2,000	SF	REMOVE EXISTING CONCRETE DRIVEWAY APPROACH AND UNCLASSIFIED MATERIALS, AND CONSTRUCT 4" THICK PCC DRIVEWAY OVER 6" CMB PER SPPWC STD. 110-2, INCLUDING RESTORATION OF 1-FOOT WIDE AC PAVEMENT	303-5.9	\$ 17	\$ 34,000
19	1,100	SF	REMOVE EXISTING CONCRETE ALLEY INTERSECTION AND UNCLASSIFIED BASE MATERIALS, AND CONSTRUCT 6" THICK PCC ALLEY INTERSECTION OVER 6" CMB PER SPPWC STD. 130-2, INCLUDING RESTORATION OF 1-FOOT WIDE AC PAVEMENT	303-5.9	\$ 23	\$ 25,300
20	1,000	LF	FURNISH AND INSTALL TYPE "A" JOINT SEALANT (GRAY)	303-5.4.4	\$ 17	\$ 17,000
SIGNING AND STRIPING AND BICYCLE IMPROVEMENTS						
21	1	LS	BICYCLE LANE STRIPING AND MARKINGS (ARLINGTON AVE)	84-2.04; 85-1.09	\$ 7,800	\$ 7,800
21A	1	LS	TRAFFIC STRIPING AND MARKINGS (PLAZA DEL AMO)	84-2.04; 85-1.09	\$ 15,300	\$ 15,300
22	12	EA	FURNISH AND INSTALL BICYCLE RACK	316-2	\$ 1,980	\$ 23,760
23	25	EA	FURNISH AND INSTALL NEW SIGN AND POST	56-4.04	\$ 260	\$ 6,500
24	31	EA	FURNISH AND INSTALL NEW SIGN ON EXISTING POST	56-4.04	\$ 98	\$ 3,038
25	12	EA	REMOVE EXISTING POST. REMOVE, SALVAGE AND REINSTALL EXISTING SIGN ON NEW POST	56-4.04	\$ 23	\$ 276
LANDSCAPING						
26	95	EA	ROOT PRUNE EXISTING TREE UNDER THE DIRECTION OF A CERTIFIED ARBORIST	308-4.11	\$ 255	\$ 24,225
27	58	EA	TREE REMOVAL AND DISPOSAL INCLUDING STUMP GRIND	308-4.11	\$ 1,760	\$ 102,080
28	38	EA	FURNISH AND INSTALL PARKWAY TREE (15 GALLON)	308-4.11	\$ 315	\$ 11,970
29	1	LS	PLANT ESTABLISHMENT AND MAINTENANCE PERIOD (60 CALENDAR DAYS)	308-6.1	\$ 4,800	\$ 4,800
CONTRACT ADMINISTRATION						
30	1	LS	CONSTRUCTION SCHEDULE	6-1.5	\$ 3,500	\$ 3,500

Item #	Est. Qty	Unit	Bid Item Description	SPEC. SECTION	Unit Price	Total Bid
31	1	ALW	LOS ANGELES CONSERVATION CORPS (80 HOURS FOR A CREW OF 5 LABORERS AND 1 SUPERVISOR)	7-15.2	\$13,600.00	\$13,600.00

BID SCHEDULE A SUBTOTAL \$ 2,316,499
(Figures)*

BID SCHEDULE A SUBTOTAL: two million, three hundred sixteen thousand
(Words)*

four hundred ninety nine dollars

***BID MAY BE REJECTED IF TOTAL IS NOT SHOWN IN FIGURES AND WORDS.**

NOTE: Include above subtotal in the Total Bid Price for this project on page C-1.

BID SCHEDULE B: ATP NON-ELIGIBLE ITEMS (NON-PARTICIPATING COSTS)

Item #	Est. Qty	Unit	Bid Item Description	SPEC. SECTION	Unit Price	Total Bid
32	550	LF	REMOVE EXISTING CONCRETE CURB AND UNCLASSIFIED MATERIALS, AND CONSTRUCT PCC TYPE A1-6 CURB OVER 8" CMB PER SPPWC STD. 120-2, INCLUDING RESTORATION OF 1-FOOT WIDE AC PAVEMENT	303-5.9	\$ 63	\$ 34,650
33	2,400	SF	COLD MILL EXISTING ASPHALT CONCRETE PAVEMENT (3" DEPTH) – PLAZA DEL AMO	302-1.12	\$ 4.50	\$ 10,800
35	44	TON	ASPHALT CONCRETE PAVEMENT (3" THICKNESS) – PLAZA DEL AMO	302-5.9	\$ 280	\$ 12,320

BID SCHEDULE B SUBTOTAL \$ 57,770
(Figures)*

BID SCHEDULE B SUBTOTAL: fifty seven thousand, seven hundred
(Words)*

seventy dollars

***BID MAY BE REJECTED IF TOTAL IS NOT SHOWN IN FIGURES AND WORDS.**

NOTE: Include above subtotal in the Total Bid Price for this project on page C-1.

The lowest responsive bidder will be determined on the basis of the lowest total bid price of Bid Schedule A + Bid Schedule B.

**BIDDER'S SUBMITTAL (Continued) B2018-07
FEDERAL PROJECT NO. ATPL-5249 (031)**

The undersigned furthermore agrees to enter into and execute a contract, with necessary bonds, at the unit prices set forth herein and in case of default in executing such contract, with necessary bonds, the check or bond accompanying this bid and the money payable thereon shall be forfeited thereby to and remain the property of the City of Torrance.

The above unit prices include all work appurtenant to the various items as outlined in the Specifications and all work or expense required for the satisfactory completion of said items. In case of discrepancies between unit prices and totals, the unit prices shall govern.

The undersigned declares that it has carefully examined the Plans, Specifications, and Contract Documents, and has investigated the site of the work and is familiar with the conditions thereon.

Contractor: CALPROMAX ENGINEERING, INC.

Date: 4/11/2018 By: [Signature]

Contractor's State License No. 995933 Class A

Address: 650 N. ROSE DR. #186, PLACENTIA, CA 92870

Phone: (714) 573-4599

Fax: (714) 459-7088

Email: calpromax@gmail.com

**ACKNOWLEDGMENT OF ADDENDA RECEIVED – B2018-07
FEDERAL PROJECT NO. ATPL-5249 (031)**

The Bidder shall acknowledge the receipt of addenda by placing an "X" by each addendum received.

Addendum No. 1 X

Addendum No. 2

Addendum No. 3

Addendum No. 4

Addendum No. 5

Addendum No. 6

Addendum No. 7

Addendum No. 8

Addenda will be issued only by posting to the project's website listed in the Notice Inviting Bids. It is the Bidder's sole responsibility to visit the project's website to obtain and administer any Addendum related to this bid. An Addendum must be acknowledged above by a bidder in its submitted form of Proposal.

If an addendum or addenda have been issued by the City and not noted above as being received by the Bidder, the Bid Proposal may be rejected.


Bidder's Signature

4/11/2018
Date

BIDDER'S CERTIFICATION

I acknowledge receipt of the foregoing Addendum No. 1 and accept all conditions contained therein.

CALPROMAX ENGINEERING, INC.
Bidder


By MARIA ARMOGEDA

Vice President- Contracts & Accounting

4/11/2018
Date

******* Submit this executed form with the bid *******

**Please fill out and submit the
"Acknowledgment of Addenda Received" form
provided in Section C of the Specifications.**

CONTRACTOR'S AFFIDAVIT (CONTINUED)

B2018-07

7. That the Contractor did not, directly or indirectly, submit the Contractor's bid price or any breakdown thereof, or the contents thereof, or divulge information or data relative thereto, to any corporation, partnership, company, association, organization, bid depository, or to any member or agent thereof, or to any individual or group of Individuals, except to the City of Torrance, or to any person or persons who have a partnership or other financial interest with said Contractor in its business.

Dated this 11th day of April, 2018.

Subscribed and Sworn to
before me this 11th day
of April, 2018.

M. Amageda
(Contractor)
Vice President - Contracts & Accounting
(Title)

D. K. Shah
Notary Public in and for said
County and State.
(Seal)



**LIST OF SUBCONTRACTORS: B2018-07
FEDERAL PROJECT NO. ATPL-5249 (031)**

The Bidder is required to complete this page in accordance with California Public Contract Code Sections 4100-4114, CHAPTER 4. SUBLETTING AND SUBCONTRACTING. The contractor, sub recipient or subcontractor shall not discriminate on the basis of race, color, national origin, or sex in the performance of this contract. The contractor shall carry out applicable requirements of Title 49 CFR (Code of Federal Regulations) part 26 in the award and administration of US DOT assisted contracts. Failure by the contractor to carry out these requirements is a material breach of this contract, which may result in the termination of this contract or such other remedy, as the recipient deems appropriate. Each subcontract signed by the bidder must include this assurance. Failure of the bidder to fulfill the requirements of the Special Provisions for submittals required to be furnished after bid opening, including but not limited to escrowed bid documents, where applicable, may subject the bidder to a determination of the bidder's responsibility in the event it is the apparent low bidder on a future public works contracts.

Name Under Which Subcontractor is Licensed: Superior Pavement Markings, Inc.

Subcontractor's Address: P.O. Box 278, Beaumont, CA 92223

Specific Description of Sub-Contract: Signing & Striping

Work to be performed is part or all of Bid Item(s): 15, 21, 23, 24, 25, 2/a
List all bid items

License Number: 776306 CA License Classification/Type: C-32, C-31

Name Under Which Subcontractor is Licensed: Treesmith Enterprises, Inc.

Subcontractor's Address: 1551 N. Miller St. Anaheim, CA 92806

Specific Description of Sub-Contract: Tree Removal

Work to be performed is part or all of Bid Item(s): 26, 27, 28, 29
List all bid items

License Number: 862705 CA License Classification/Type: C 27

Name Under Which Subcontractor is Licensed: United Paving Co.

Subcontractor's Address: 1880 W. Delilah St. Corona, CA 92879

Specific Description of Sub-Contract: Asphalt

Work to be performed is part or all of Bid Item(s): 33, 35
List all bid items

License Number: 865328 CA License Classification/Type: A

Subcontractors listed must be properly licensed under the laws of the State of California for the type of work which they are to perform. Do not list alternate subcontractors for the same work. The Bidding Contractor must include each subcontractor's contract license number (AB 44). An inadvertent error in listing the subcontractor's license number shall not be grounds for filing a bid protest, or grounds for considering the bid nonresponsive, if the corrected contractor's license number is submitted to the public entity by the prime contractor within 24 hours after the bid opening – provided that the corrected license number corresponds to the submitted name and location of the subcontractor.

REFERENCES (Page 1 of 2)
B2018-07
FEDERAL PROJECT NO. ATPL-5249 (031)

List work similar in magnitude and degree of difficulty completed by the Contractor within the past three (3) years.

1. Name (Firm/Agency): CITY OF PERRIS
Address: 101 N. D Street, Perris, CA 92570
Contact Person: Brad Brophy Telephone No.: (951) 943-6504
Title of Project: Pedestrian Countdown Head Improvements Project
Project Location: Various locations, Perris, CA
Date of Completion: 02/16/2018 Contract Amount: \$ 567,790

2. Name (Firm/Agency): Department of Transportation
Address: 18730 S. Wilmington Ave. Ste 103, Rancho Dominguez CA
Contact Person: Edgar Herrera Telephone No.: (310) 609-0264
Title of Project: Modify Signal & Lighting
Project Location: Cherry Ave. to Paramount Blvd., Long Beach, CA
Date of Completion: 03/18/2018 Contract Amount: \$ 345,090.33

3. Name (Firm/Agency): City of Pasadena
Address: 117 E. Colorado Blvd., Pasadena, CA 91105
Contact Person: John Ramey Telephone No.: (626) 744-6912
Title of Project: street Lighting Improvements
Project Location: Various Locations, Pasadena, CA
Date of Completion: 06/09/2017 Contract Amount: \$ 297,280 -

4. Name (Firm/Agency): County of Riverside Transportation Department
Address: 2950 Washington St., Riverside, CA 92504
Contact Person: Gabriel Munoz Telephone No.: (951) 961-5442
Title of Project: C. Club Dr. & Adams St. Traffic Signal & Lighting Project
Project Location: Beymyda Dunes, CA
Date of Completion: 02/17/2017 Contract Amount: \$ 284,891.-

REFERENCES (PAGE 2 OF 2)
B2018-07
FEDERAL PROJECT NO. ATPL-5249 (031)

If Contractor has not performed work for the City of Torrance within the last five (5) years, list all work done within said five years (attach additional sheets if necessary). Note if work was done as subcontractor [include only subcontract amount]:

Work Description & Contract Amount	Agency	Date Completed
Traffic Signal Modifications \$229,900	City of Indian Wells	03/25/2018
Pedestrian Countdown Heads Improvement \$567,790	City of Perris	03/18/2018
Contract NO. 07-4T7704 Modify Signal & Lighting \$345,090.33	Department of Transportation	03/18/2018
Street Lighting Improvements \$297,280	City of Pasadena	06/09/2017
Club Dr. & Adams St. Traffic Signal & Lighting Project \$284,891	County of Riverside Transportation Department	02/17/2017

Contractor's License No.: 995933 Class: A

a. Date first obtained: 08/20/2014 Expiration: 08/31/2018

b. Has License ever been suspended or revoked? NO

If yes, describe when and why: _____

c. Any current claims against License or Bond? NONE

If yes, describe claims: _____

Principals in Company (List all – attach additional sheets if necessary):

NAME	TITLE (If Applicable)	LICENSE NO.
<u>Nizar Kabbany</u>	<u>President</u>	_____
	<u>Secretary</u>	_____
<u>Maria Armogeda</u>	<u>VP-Contracts & Accounting</u>	_____
_____	_____	_____

VIOLATIONS OF FEDERAL, STATE OR LOCAL LAWS
B2018-07
FEDERAL PROJECT NO. ATPL-5249 (031)

1. Has your firm or its officers been assessed any penalties by an agency for noncompliance or violations of Federal, State or Local labor laws and/or business or licensing regulations within the past five (5) years relating to your construction projects?

Yes/No: NO Federal/State: _____

If "yes," identify and describe, (including agency and status): _____

Have the penalties been paid? Yes/No: _____

2. Does your firm or its officers have any ongoing investigations by any public agency regarding violations of the State Labor Code, California Business and Professions Code or State Licensing Laws?

Yes/No: NO Code/Laws: _____ Section/Article: _____

If "yes," identify and describe, (including agency and status): _____

NOTICE TO BIDDERS FEDERAL REQUIREMENTS

A bidder is required to submit the following forms with its Bid Proposal:

- Equal Employment Opportunity Certification (p. C-16)
- Noncollusion Affidavit (p. C-17)
- Debarment and Suspension Certification (p. C-18)
- Nonlobbying Certification for Federal-Aid Contracts (p. C-19)

The three (3) lowest, responsive bidders will be required to submit the following form to the City's Public Works Department and within 4 business days after the bid opening. The three (3) lowest, responsive bidders shall be determined by the City of Torrance at the Bid Opening.

- Exhibit 15-G Local Agency Bidder DBE Commitment (Construction Contracts) (p. C-24)

Note: For Exhibit 15-G, a bidder is hereby notified by the City of Torrance that it must review EXHIBIT 10-I Notice to Proposers Disadvantaged Business Enterprise Information and be familiar with its requirements. The document can be downloaded from the Caltrans website at:

<http://www.dot.ca.gov/hq/LocalPrograms/lam/forms/lapmforms.htm>

Each bidder is required to submit written confirmation from each DBE stating that it is participating in the contract. Include that confirmation with the DBE Commitment form. A copy of a DBE's quote will serve as written confirmation that the DBE is participating in the contract.

If a bidder does not submit the DBE Commitment form and confirmation **within 4 business days after the bid opening**, the City of Torrance may determine your bid non-responsive.

If applicable, the following form must be submitted with the bid:

- Disclosure of Lobbying Activities (p. C-21)

If you are the successful bidder on this project, you will be requested to submit the following forms to the City:

- DBE Information – "Good Faith Efforts," Exhibit 15-H (p. C-54)

The document can be downloaded from the Caltrans website at:

<http://www.dot.ca.gov/hq/LocalPrograms/lam/forms/lapmforms.htm>

- Exhibit 12-B Bidder's List of Subcontractor Information – DBE and Non-DBE (p. C-57)

The document can be downloaded from the Caltrans website at:
<http://www.dot.ca.gov/hq/LocalPrograms/lam/forms/lapmforms.htm>

At the end of construction, the selected contractor will be required to submit the following forms to the City:

- Exhibit 17-F Final Report – Utilization of Disadvantaged Businesses

The document can be downloaded from the Caltrans website at:
<http://www.dot.ca.gov/hq/LocalPrograms/lam/forms/lapmforms.htm>

- Exhibit 17-O Disadvantaged Business Enterprises (DBE) Certification Status Change

The document can be downloaded from the Caltrans website at:
<http://www.dot.ca.gov/hq/LocalPrograms/lam/forms/lapmforms.htm>

THE BIDDER'S SIGNATURE ON THE BIDDER'S PROPOSAL
SUBMITTED WITH ITS BID SHALL CONSTITUTE
AN ENDORSEMENT AND EXECUTION OF THIS CERTIFICATION

EQUAL EMPLOYMENT OPPORTUNITY CERTIFICATION

The bidder Calpromax Engineering, Inc.,
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.

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

Exhibit 12-E, Attachment C

THE BIDDER'S SIGNATURE ON THE BIDDER'S PROPOSAL
SUBMITTED WITH ITS BID SHALL CONSTITUTE
AN ENDORSEMENT AND EXECUTION OF THIS CERTIFICATION

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

To the CITY of TORRANCE, DEPARTMENT OF PUBLIC WORKS.

In conformance 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.

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

Exhibit 12-E, Attachment D

THE BIDDER'S SIGNATURE ON THE BIDDER'S PROPOSAL
SUBMITTED WITH ITS BID SHALL CONSTITUTE
AN ENDORSEMENT AND EXECUTION OF THIS CERTIFICATION

DEBARMENT AND SUSPENSION CERTIFICATION
(Title 49, Code of Federal Regulations, Part 29)

The bidder, under penalty of perjury, certifies that, except as noted below, he/she or any other person associated therewith in the capacity of owner, partner, director, officer, manager:

- is not currently under suspension, debarment, voluntary exclusion, or determination of ineligibility by any Federal AGENCY;
- has not been suspended, debarred, voluntarily excluded or determined ineligible by any Federal AGENCY within the past 3 years;
- does not have a proposed debarment pending; and
- has not been indicted, convicted, or had a civil judgment 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.

Note: 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.

Exhibit 12-E, Attachment E

THE BIDDER'S SIGNATURE ON THE BIDDER'S PROPOSAL
SUBMITTED WITH ITS BID SHALL CONSTITUTE
AN ENDORSEMENT AND EXECUTION OF THIS CERTIFICATION

NON-LOBBYING 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 conformance with its instructions.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by 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.

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

Exhibit 12-E, Attachment F

DISCLOSURE OF LOBBYING ACTIVITIES

COMPLETE THIS FORM TO DISCLOSE LOBBYING ACTIVITIES PURSUANT TO 31 U.S.C. 1352

1. **Type of Federal Action:** a. contract
 b. grant
 c. cooperative agreement
 d. loan
 e. loan guarantee
 f. loan insurance

2. **Status of Federal Action:** a. bid/offer/application
 b. initial award
 c. post-award

3. **Report Type:** a. initial
 b. material change

For Material Change Only:
year quarter _____
date of last report _____

4. **Name and Address of Reporting Entity**

Prime Subawardee
Tier _____, if known

Congressional District, if known _____

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

Congressional District, if known _____

6. **Federal Department/Agency:** _____

7. **Federal Program Name/Description:** _____

CFDA Number, if applicable _____

8. **Federal Action Number, if known:** _____

9. **Award Amount, if known:** _____

10. a. **Name and Address of Lobby Entity**
(IF individual, last name, first name, MI) _____

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

(attach Continuation Sheet(s) if necessary)

11. **Amount of Payment (check all that apply)**

\$ _____ actual planned

12. **Form of Payment (check all that apply):**

a. cash
 b. in-kind; specify: nature _____
value _____

13. **Type of Payment (check all that apply)**

a. retainer
 b. one-time fee
 c. commission
 d. contingent fee
 e. deferred
 f. other, specify _____

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)

15. **Continuation Sheet(s) attached:** Yes No

16. Information requested through this form is authorized by Title 31 U.S.C. Section 1352. This disclosure of lobbying reliance was placed by the tier above when his transaction was made or entered into. This disclosure is required pursuant to 31 U.S.C. 1352. This information will be reported to Congress semiannually 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.

Signature: *M. Armogeda*
Print Name: MARIA ARMOGEDA
Title: VP-Contracts & Accounting
Telephone No.: 714-573-4599 Date: 4/11/18

INSTRUCTIONS FOR COMPLETION OF SF-LLL DISCLOSURE OF LOBBYING ACTIVITIES

This disclosure form shall be completed by the reporting entity, whether subawardee or prime federal recipient, at the initiation or receipt of 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 follow-up 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 10 (a). 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 date(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 sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0046), Washington, D.C. 20503.

SF-LLL-Instructions Rev. 06-04-90«ENDIF»

FEDERAL LOBBYING RESTRICTIONS

Section 1352, Title 1352, Title 31, United States Code prohibits Federal funds from being expended by the recipient or any lower tier subrecipient of a Federal-aid contract to pay for any person for influencing or attempting to influence a federal agency or Congress in connection with the awarding of any federal-aid contract, the making of any federal grant or loan, or the entering into of any cooperative agreement.

If any funds other than federal funds have been paid for the same purposes in connection with this federal-aid contract, the recipient shall submit an executed certification and, if required, submit a completed disclosure form as part of the bid documents.

A certification for federal-aid contracts regarding payment of funds to lobby Congress or a federal agency is included in the Proposal. Standard Form - LLL, "Disclosure of Lobbying Activities," with instructions for completion of the Standard Form is also included in the Proposal. Signing the Proposal shall constitute signature of the Certification.

The above referenced certification and disclosure of lobbying activities shall be included in each subcontract and any lower-tier contracts exceeding \$100,000. All disclosure forms, but not certifications, shall be forwarded from tier to tier until received by the Engineer.

The Contractor, subcontractors and any lower-tier contractors shall file a disclosure form at the end of each calendar quarter in which there occurs any event that requires disclosure or that materially affects the accuracy of the information contained in any disclosure form previously filed by the Contractor, subcontractors and any lower-tier contractors. An event that materially affects the accuracy of the information reported includes:

- (1) A cumulative increase of \$25,000 or more in the amount paid or expected to be paid for influencing or attempting to influence a covered federal action; or
- (2) A change in the person(s) or individual(s) influencing or attempting to influence a covered federal action; or
- (3) A change in the officer(s), employee(s), or Member(s) contacted to influence or attempt to influence a covered Federal Action.