

CALTRANS  
STATE OF CALIFORNIA  
DEPARTMENT OF TRANSPORTATION  
BID FOR

4

B9

CONSTRUCTION ON STATE HIGHWAY IN  
ALAMEDA COUNTY IN OAKLAND AT FRUITVALE AVENUE OVERHEAD  
In District 04 on Route 880

UNDER

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Notice to Bidders and Special Provisions dated April 11, 2016  
Project plans approved November 30, 2015  
Standard Specifications dated 2010  
Standard Plans dated 2010

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Identified by

Contract No. 04-1J5804

04-Ala-880-28.2

Project ID 0414000284

Bids open Wednesday, May 11, 2016

Dated April 11, 2016

AADD

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Name of Bidder Ohio Liberty Maintenance, Inc.  
Bidder ID VC1500003283  
Business Street Address 777 N. Meridian Rd.  
(Include even if P.O. Box is used)  
Business P.O. Box  
City, State, Zip Youngstown, Ohio, 44509  
Telephone No. 330-755-7711  
Fax No. 330-755-1847  
Contractor License No.849381  
California Department of Industrial Relations Registration number\*\* 1000016810  
Checksum 334F3939

1. Bidder agrees, if this bid is accepted, to enter into a contract with the Department, in the form included in the Standard Specifications, to perform the work provided in the Contract under the terms of the Contract for the price or prices bid.

For a lump sum or unit price based bid, Bidder additionally agrees to perform the work within the number of working days shown on the Notice to Bidders.

For a cost plus time based bid on a contract without a plant establishment period, Bidder additionally agrees to perform the work within the number of working days bid.

For a cost plus time based bid on a contract with a plant establishment period, Bidder additionally agrees to perform the nonplant establishment work within the number of working days bid for nonplant establishment work.

2. Bidder has and acknowledges the following addenda:0
3. Bidder submits this bid with one of the following forms of bidder's security equal to at least 10 percent of the bid: Electronic Bidder's Bond
4. Bidder's signature is an affirmation of the included certifications. Bidder is cautioned that making a false certification may result in one or more of the following:
  - 4.1 Criminal prosecution
  - 4.2 Rejection of the bid
  - 4.3 Rescission of the award
  - 4.4 Termination of the Contract

PRINTED NAME:Emanouel Frangos AND  
TITLE OF PERSON SIGNING:President

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BY (Authorized signature)

DATE SIGNED( Do not type)

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Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
1	070030	LEAD COMPLIANCE PLAN	LUMP SUM LS	LUMP SUM	1,225.00
2	080050	PROGRESS SCHEDULE (CRITICAL PATH METHOD)	LUMP SUM LS	LUMP SUM	6,560.00
3	090105	TIME-RELATED OVERHEAD (LS)	LUMP SUM LS	LUMP SUM	200,000.00
4	120090	CONSTRUCTION AREA SIGNS	LUMP SUM LS	LUMP SUM	9,800.00
5	120100	TRAFFIC CONTROL SYSTEM	LUMP SUM LS	LUMP SUM	50,000.00
6	128652	PORTABLE CHANGEABLE MESSAGE SIGN (LS)	LUMP SUM LS	LUMP SUM	30,100.00
7	130100	JOB SITE MANAGEMENT	LUMP SUM LS	LUMP SUM	47,500.00
8	130200	PREPARE WATER POLLUTION CONTROL PROGRAM	LUMP SUM LS	LUMP SUM	795.00
9	141110	WORK AREA MONITORING (BRIDGE)	LUMP SUM LS	LUMP SUM	18,950.00
10	148005	NOISE MONITORING	LUMP SUM LS	LUMP SUM	6,800.00
11	590106	CLEAN STRUCTURAL STEEL (EXISTING BRIDGE)	LUMP SUM LS	LUMP SUM	900,000.00
12	590111	PAINT STRUCTURAL STEEL (EXISTING BRIDGE)	LUMP SUM LS	LUMP SUM	1,344,500.00

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
13	590135	SPOT BLAST CLEAN AND PAINT UNDERCOAT	58,710.0 SQFT	19.40	1,138,974.00
14	999990	MOBILIZATION	LUMP SUM LS	LUMP SUM	400,000.00
Total Bid					\$4,949,004.00

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 04-1J5804 Project ID: 0414000284

Bidder: Ohio Liberty Maintenance, Inc.

Bidder ID: VC1500003283

TOTAL BID

+-----+  
| TOTAL BID FOR BID ITEMS: \$ 4,155,204.00 |  
| TOTAL BID FOR TIME: 147 X \$ 5,400.00 = \$ 793,800.00 |  
| WORKING DAYS BID (Not to exceed 375 Days) WORKING DAYS BID (Not to exc |  
| TOTAL BID FOR COMPARISON (COST PLUS TIME): \$ 4,949,004.00 |  
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This form must be completed by all bidders. Failure of a non-California company to fill out and sign this form may be cause for rejection of its bid. Eligibility for a reciprocal preference for a California company is waived if the California company fails to complete and sign this form under penalty of perjury.

The undersigned certifies that it is a "California company" as defined in Pub Cont Code ♦ 6107 and meets one of the following (enter requested information):

1. I am not a California company which has its principal place of business in California.

or

2. I am not a California company which has its principal place of business in a state in which there is no local contractor preference on construction contracts.

Name of State:

or

3. I am not a California company which has its principal place of business in a state in which there is a local contractor preference and my company has paid not less than \$5,000 in sales or use taxes to California for construction related activity for each of the 5 years immediately preceding the submission of the bid.

Name of State:

California Sales or Use Tax No.:

or

The undersigned certifies that it is not a "California company."

4. I am not a California company.

My principal place of business is in: Ohio

(Enter state or country)

Describe any and all bid preferences provided to your company by the state or country in which your company has its principal place of business.

(Attach additional sheets if necessary.)

Describe: Ch.153.012 OhioRevCode, Title 1 states pref given to contr./same as

I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

DATE \_\_\_\_\_ Signature of Bidder \_\_\_\_\_

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 04-1J5804 Project ID: 0414000284

Bidder Name: Ohio Liberty Maintenance, Inc.

Bidder ID: VC1500003283

OPT OUT OF PAYMENT ADJUSTMENTS FOR PRICE INDEX FLUCTUATIONS

DES-OE-0102.12A (REV. 8/2012)

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To opt out of payment adjustments for price index fluctuations as specified, complete this form.

I opt out of the payment adjustments for price index fluctuations.

Enter Date and Name to opt out of payment adjustments for price index fluctuations.

Date: Bidder's Name:

Signature: \_\_\_\_\_

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UNDOCUMENTED ALIENS EMPLOYMENT

Under Pub Cont Code ♦ 6101, the Bidder certifies compliance with state and federal law respecting the employment of undocumented aliens.

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NONCOLLUSION

NONCOLLUSION AFFIDAVIT TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID

Under PCC 7106 and 23 USC 112, the bidder declares as follows:

State of Ohio County of Mahoning

Name: Emanouel Frangos,

being first duly sworn, deposes and says that he or she is

President of

Liberty Maintenance, Inc, dba Ohio Liberty Maintenance, Inc.

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

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CHILD SUPPORT COMPLIANCE ACT

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

1. The contractor recognizes the importance of child and family support obligations and shall fully comply with all applicable state and federal laws relating to child and family support enforcement, including, but not limited to, disclosure of information and compliance with earnings assignment orders, as provided in Chapter 8 (commencing with section 5200) of Part 5 of Division 9 of the Family Code; and
2. The contractor to the best of its knowledge is fully complying with the earnings assignment orders of all employees and is providing the names of all new employees to the New Hire Registry maintained by the Employment Development Department.

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NATIONAL LABOR RELATIONS BOARD

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

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VIOLATION OF LAW OR A SAFETY REGULATION

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

Has the Bidder, any officer of the Bidder, or any employee of the Bidder who has a proprietary interest in the Bidder, ever been disqualified, removed, or otherwise prevented from bidding on, or completing a federal, state, or local government project because of a violation of law or a safety regulation? No

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

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ANTITRUST LAW

Under Pub Con Code ♦ 10285.1, the Bidder declares under penalty of perjury under the laws of the State of California that the Bidder Has Not been convicted within the preceding three years of any offenses referred to in that section, including any charge of fraud, bribery, collusion, conspiracy, or any other act in violation of any state or federal antitrust law in connection with the bidding upon, award of, or performance of, any public works contract, as defined in Pub Cont Code ♦ 1101, with any public entity, as defined in Pub Cont Code ♦ 1100, including the Regents of the University of California or the Trustees of the California State University. The term "Bidder" includes any partner, member, officer, director, responsible managing officer, or responsible managing employee thereof, as referred to in Section 10285.1.

If the Bidder has been convicted of an offense within the past 3 years, provide the conviction details including the date and ultimate resolution of each conviction in the space below.

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PERMITS, LICENSES, AGREEMENTS, CERTIFICATIONS, AND RAILROAD  
RELATIONS AND INSURANCE REQUIREMENTS

Bidder acknowledges that permits, licenses, agreements, certifications, and the requirements in the document titled "Railroad Relations and Insurance Requirements" are components of the Contract under section 5-1.02 of the Standard Specifications.

BIDDER RESPONSIBILITY QUESTIONNAIRE

Failure to truthfully answer the following questions will result in a finding that the bid is nonresponsive. The Bidder must complete, under penalty of perjury, the following questionnaire:

1. Within the past 10 years, has the Bidder been found to be a nonresponsible bidder by any public entity, including federal, State, local, or regional entities?

Yes

2. Within the past 10 years, have any of the Bidder's officers or employees with a proprietary interest in the Bidder been determined to be a nonresponsible bidder by a public entity, including federal, State, local or regional entities?

No

3. Is there any officer or employee of the Bidder who now has or has had any proprietary interest in another company that bid or bids on public works projects whose company has been determined to be a nonresponsible bidder by any public entity, including federal, State, local, or regional entities?

Yes

4. If the answer to any of the 3 preceding questions is yes, disclose all pertinent details of the determination of nonresponsibility, including:

4.1. Date of each nonresponsibility determination

4.2. Name of each public agency issuing the nonresponsibility determination and a contact person at that agency who would have information about the determination

4.3. Contract number for each nonresponsibility determination

Caltrans 03-3F3404, bid nonresponsive due to inconsistenet DBE vs Sub List form  
Caltrans 07-1W2404, bid nonresponsive, did not meet DBE goal after DBE firm was eliminated due to non commercially useful function determination.  
Determinations above were made by Caltrans, Mr. John McMillan.

END CERTIFICATIONS

Bond No. \_\_\_\_\_

We \_\_\_\_\_

\_\_\_\_\_ as Principal, and

\_\_\_\_\_ as Surety are bound unto the State of California, Department of Transportation, hereafter referred to as "Obligee", in the penal sum of ten percent (10%) of the total amount of the bid of the Principal submitted to the Obligee for the work described below, for the payment of which sum we bind ourselves, jointly and severally,

THE CONDITION OF THIS OBLIGATION IS SUCH, THAT:

WHEREAS, the Principal is submitting a bid to the Obligee, for CONSTRUCTION ON STATE HIGHWAY IN ALAMEDA COUNTY IN OAKLAND AT FRUITVALE AVENUE OVERHEAD In District 04 on Route 880 for which bids are to be opened at 1727 30th Street, Sacramento CA 95816 on 05-11-16.

NOW, THEREFORE, if the Principal is awarded the contract and, within the time and manner required under the specifications, after the prescribed forms are presented to him for signature, enters into a written contract, in the prescribed form, in accordance with the bid, and files two bonds with the Obligee, one to guarantee faithful performance (if specified in the contract) of the contract and the other to guarantee payment for labor and materials as provided by law, then this obligation shall be null and void; otherwise, it shall remain in full force.

In the event a suit is brought upon this bond by the Obligee and judgement is recovered, the Surety shall pay all costs incurred by the Obligee in such suit, including a reasonable attorney's fee to be fixed by the court.

Dated: \_\_\_\_\_, 20\_\_\_\_.

Principal \_\_\_\_\_

Surety \_\_\_\_\_

By \_\_\_\_\_

Attorney-in-Fact

Correspondence or claims relating to this bond should be sent to the surety at the following address:

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

CALIFORNIA ALL-PURPOSE ACKNOWLEDGEMENT

State of California

County of \_\_\_\_\_

On this \_\_\_\_\_ before me, \_\_\_\_\_

Date Here insert Name and Title of the Officer

personally appeared \_\_\_\_\_

Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal

SIGNATURE \_\_\_\_\_

Signature of Notary Public

(SEAL)

**Bond Details for: Bid Bond**

**Status:** In Effect  
**Bond Form:** CA DOT eBond Bid Bond Only UP 3-15 (Bid Bond)  
**Current Effective Date:** 5/11/2016  
**Expiration Date:** 8/11/2016  
**Subsidiary:** Liberty Maintenance, Inc.  
**Description:** Construction on State Highway in Alameda County in Oakland at Fruitvale Avenue Overhead, In District 04 on Route 880  
**Contract Date:**  
**Type of Bond:** Contract  
**SAA Code:** Bid Bond(000)  
**Initial Effective Date:** 5/11/2016

**Principal**

**Name:** Liberty Maintenance, Inc.  
**Address:** 777 N. Meridian Road  
 Youngstown, OH 44509  
**State of Incorporation:** OH

**Obligee**

**Name:** California Department of Transportation  
**Address:**  
 CA  
**State of Obligation:** CA  
**Obligee Type:** state

**Agency Information**

**Agency:** Alliant Insurance Services, Inc.  
**Site:** Alliant Insurance Services, Inc. (Columbia, MD)  
**Attorney-in-fact:** Diana L. Parker  
**State of Execution:** MD

**Bond Form Custom Fields**

**Bid Location:** 1727 30th Street, Bidders' Exchange, MS 26, Sacramento, CA 95816  
**Contract ID No. Required for Electronic Bidding:** 04-1J5804  
**Contractors ID No. Required for Electronic Bidding:** VC1500003283

**Public Custom Fields (Viewable by All Users)**

**Bond Request By::** Christine Kalikatzaros  
**Electronic Bid Bond (Yes/No)?:** Yes  
**Job Number:** 04-1J5804  
**Letter Required (Yes/No)?:** No  
**Project Number:** 0414000284  
**Vendor ID (only if Electronic Bond is Required):** VC1500003283

**Other Information**

**Project, Invitation or Bid Number:** 04-1J5804  
**Project Name:** Construction on State Highway in Alameda County in Oakland at Fruitvale Avenue O  
**Project Address:** CA  
**Bid Date:** 5/11/2016  
**Bid Time:** 2:00PM  
**Bid Bond Amount:** 10%  
**SurePath ID (Long):** {6395979E-C2AD-4249-8591-1CB95D24A26B}  
**Bond Validation Number(BVN):** 7ENW-N3PT-PWBQ-GXKL E-Mail BVN

**Issuing Carriers****Fidelity and Deposit Company of Maryland**

**Bond Number:** Bid Bond  
**Premium Amount:** \$0.00  
**State Surcharge:** \$0.00  
**Municipal Tax:** \$0.00

**Comments**