



BOOK TWO

BID FORM

**FOR THE CONSTRUCTION OF
REGIONAL WAYFINDING PROGRAM SIGNS
IN MONTEREY COUNTY, CALIFORNIA
AUGUST 18, 2021**

PROJECT No. 6550.04.RWP

NAME OF BIDDER _____

BUSINESS P.O. BOX _____

CITY, STATE, ZIP _____

BUSINESS STREET ADDRESS _____
(Please include even if P.O. Box used)

CITY, STATE, ZIP _____

TELEPHONE NO: **AREA CODE () _____**

EMAIL: _____

CONTRACTOR LICENSE NO. _____

Approved as to form:



Katherine Hansen, TAMC Counsel

08/23/21

Date

TABLE OF CONTENTS

	Page No.
BID FORM	3
LIST OF SUBCONTRACTORS.....	10
EQUAL EMPLOYMENT OPPORTUNITY CERTIFICATION	13
PUBLIC CONTRACT CODE	14
NONCOLLUSION DECLARATION	16
DEBARMENT AND SUSPENSION CERTIFICATION	17
STATEMENT CONCERNING EMPLOYMENT OF UNDOCUMENTED ALIENS	18
CONTRACTOR'S CERTIFICATE AS TO WORKER'S COMPENSATION	19
WAIVER FOR PAYMENT ADJUSTMENT FOR PRICE INDEX FLUCTUATIONS	20
BIDDER'S STATEMENT OF QUALIFICATIONS.....	21
BIDDER'S BOND	22

BID FORM

**REGIONAL WAYFINDING PROGRAM SIGNS
PROJECT No. 6550.04.RWP**

TO: TRANSPORTATION AGENCY FOR MONTEREY COUNTY
Laurie A. Williamson, Project Manager
laurie@tamcmonterey.org

1. Pursuant to and in compliance with the Notice to Bidders Inviting Formal Bids and with the other documents relating thereto, the undersigned bidder, having become familiar with the terms of the Contract, the local conditions affecting the performance of the Contract, the cost of the work at the place where the work is to be done, the project plans and specifications, and the other Contract documents, hereby proposes and agrees to perform within the time hereinafter set forth the said Specifications and shown on the plans accompanying them, and to provide and furnish any and all labor, materials, equipment, transportation, utilities, and services necessary to perform the Contract and complete in a workmanlike manner all of the work required in connection with the following project: REGIONAL WAYFINDING PROGRAM SIGNS, all in strict conformity with the specifications and other Contract documents, including all addenda for the sum hereinafter stated:

BID:

Item No	Final Pay Item	Item	Estimated Quantity	Unit of Measure	Price	Item Total
1		Mobilization	1	LS		
2		Furnish and Install Sign Topper, Type 1 (Full Color)	580	EA		
3		Furnish and Install Sign Topper, Type 3 (Bike Symbol Only)	35	EA		
4		Furnish Extra Sign Toppers, Type 1 (Full Color)	300	EA		
5		Furnish and Install Sign Panel, D11-1	300	EA		
6		Furnish and Install Sign Panel, D11-1c	55	EA		
7		Furnish and Install Sign Panel, Direction/Confirmation	1,000	SF		
8		Furnish and Install Supplemental Plaque, 12" x 9"	200	EA		
9		Remove Existing Roadside Sign	10	EA		
10		Modify Existing Sign Assembly	30	EA		
11		Sign Post, Wood 4" x 4"	200	EA		
12		Sign Post, Galvanized Pipe	280	EA		
13		Sign Post, Telespar	100	EA		
14		Paint Sign Post	15	EA		
TOTAL BID (ITEMS 1 THROUGH 14)						\$

2. Bids are required for the entire work. The undersigned understands that the quantities given are approximate only, being given as a basis for the comparison of Bids, and the Transportation Agency for Monterey County (TAMC) does not, expressly or by implication, agree that the actual amount of work shall correspond therewith, but reserves the right to increase or decrease the amount of any portion of the work, or to omit portions of the work, as may be deemed necessary without claim for damage or loss of anticipated profit and that payment shall be made only on the basis of the actual quantities of work performed.

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.

The basis of award to the lowest responsive, responsible bidder will be the lowest TOTAL BID (Items 1 through 14).

The bid submitted must not contain erasures, interlineations, or other corrections unless each such correction is suitably authenticated by affixing in the margin immediately opposite the correction the surname or surnames of the person or persons signing the bid, in the named person's own handwriting.

In case of discrepancy between the unit price and the item total price set forth for the item, the unit price shall prevail; provided, however, if the amount set forth as the unit price is ambiguous, unintelligible or uncertain for any cause, or is omitted, the amount set forth in the "Item Total" column for the item shall prevail in accordance with the following:

- (1) As to lump sum items, the amount set forth in the "Item Total" column shall be the unit price.
- (2) As to unit basis items, the amount set forth in the "Item Total" column shall be divided by the estimated quantity for the item, and the price thus obtained shall be the unit price.

3. The undersigned has checked all of the above figures carefully and understands that TAMC will not be responsible for any errors and omissions on the part of the undersigned in making this bid.

Symbols such as commas and dollar signs will be ignored and have no mathematical significance in establishing any unit price or item total or lump sums. Written unit prices, item totals and lump sums will be interpreted according to the number of digits and, if applicable, decimal placement. Cents symbols also have no significance in establishing any unit price or item total since all figures are assumed to be expressed in dollars and/or decimal fractions of a dollar.

The foregoing provisions for the resolution of specific irregularities cannot be so comprehensive as to cover every omission, inconsistency, error or other irregularity which may occur in a bid. Any situation not specifically provided for will be determined at the discretion of TAMC, and that discretion will be exercised in the manner deemed by TAMC to best protect the public interest in the prompt and economical completion of the work. The decision of TAMC respecting the amount of a bid, or the existence or treatment of an irregularity in a bid, shall be final.

4. It is understood that TAMC reserves the right to reject any and all bids or waive any irregularities or informalities in the bidding.
5. This bid shall remain valid and will not be withdrawn by the undersigned bidder for a period of ninety (90) days from the date prescribed for opening of this bid.

6. Attached hereto are the following:

- (1) List of Subcontractors
- (2) Equal Employment Opportunity Certification
- (3) Public Contract Code
 - Section 10285.1 Statement
 - Section 10162 Questionnaire
 - Section 10232 Statement
- (4) Noncollusion Declaration
- (5) Debarment and Suspension Certification
- (6) Statement Concerning Employment of Undocumented Aliens
- (7) Contractor's Certificate as to Workers' Compensation
- (8) Waiver for Payment Adjustments for Price Index Fluctuations
- (9) Bidder's Statement of Qualifications
- (10) Bidder's Bond

7. If this bid is accepted by TAMC, then the undersigned shall, within ten (10) business days after receipt of the Letter of Intent to Award, execute and deliver to TAMC the following:

- (a) a Contract in the form set forth in the Contract documents on which this bid is based,
- (b) a payment bond for public works and facilities, as required by the Contract documents,
- (c) a performance bond, as similarly required, and
- (d) insurance certificates showing all required insurance coverage.

The undersigned will thereafter commence and complete the work within the time required by the Contract documents.

In the event the bidder to whom the Letter of Intent to Award Contract is given fails or refuses to Contract as required, including to post the required bonds, provide the insurance certificates, and return the executed copies of the agreement form within ten (10) business days from the date of receiving the Letter of Intent to Award Contract, TAMC may, at its option, determine that the bidder has abandoned the Contract, reject the bid, and declare the bidder's security forfeited as damages and said security shall become the property of TAMC.

8. Notice of acceptance and any requests for additional information should be addressed to the undersigned at the following address:

9. The names of all persons interested in the foregoing proposal as principals are as follows:

(IMPORTANT NOTICE: If bidder is a corporation, state the legal name of the corporation, and the names of the chair, president, vice president, secretary, assistant secretary, treasurer, assistant treasurer and chief financial officer thereof; if bidder is a Limited Liability Corporation (LLC), state the legal name of the LLC, and the names of all of the LLC's managers; if bidder is a partnership, state the name of the firm and the names of all the individual partners composing the firm; if bidder is an individual, state the first and last names in full and give all fictitious names under which the individual does business.)

10. By execution of this bid, the undersigned bidder declares that he or she is a Contractor licensed in accordance with the Contractors' State License Law, as follows:

Classification: _____

License number: _____

Expiration date: _____

11. ADDENDA: This Bid is submitted with respect to the changes to the Contract included in addenda number(s) ____, ____, ____, ____, ____, ____, ____, and ____. If the Bidder submits this bid without all issued addenda, TAMC finds your bid nonresponsive.

(Fill in addenda numbers if addenda have been issued and insert, in this Bid, any Engineer's Estimate sheets that were issued as part of the addenda. By signing this Bid on the signature portion thereof, the Bidder acknowledges receipt of all addenda.)

12. This bid is submitted pursuant to Section 7103.5(b) of the California Public Contract Code which states,

(a) As used in this section:

(1) "Public works contract" means a contract awarded through competitive bids by the state or any of its political subdivisions or public agencies, on whose behalf the Attorney General may bring an action pursuant to [subdivision \(c\) of Section 16750 of the Business and Professions Code](#), for the erection, construction, alteration, repair, or improvement of any structure, building, road, or other improvement of any kind.

(2) "Awarding body" means the state or the subdivision or agency awarding a public works contract.

- (b) In entering into a public works contract or a subcontract to supply goods, services, or materials pursuant to a public works contract, the contractor or subcontractor offers and agrees to assign to the awarding body all rights, title, and interest in and to all causes of action it may have under Section 4 of the Clayton Act ([15 U.S.C. Sec. 15](#)) or under the Cartwright Act (Chapter 2 (commencing with [Section 16700](#)) of Part 2 of Division 7 of the Business and Professions Code), arising from purchases of goods, services, or materials pursuant to the public works contract or the subcontract. This assignment shall be made and become effective at the time the awarding body tenders final payment to the contractor, without further acknowledgment by the parties.
- (c) Subdivision (b) shall be included in full in the specifications for the public works contract or in the general provisions incorporated therein and shall be included in full in the public works contract or in the general provisions incorporated therein.

By submitting this bid, the bidder offers and agrees that if the bid is accepted, and a contract is awarded, it will assign to TAMC all rights, title, and interest in and to all causes of action it may have under Section 4 of the Clayton Act (15 USC Section 15) or under the Cartwright Act (Chapter 2 [commencing with Section 16700] of Part 2 of Division 7 of the California Business and Professions Code), arising from purchases of goods, services, or materials by the bidder/contractor/subcontractor pursuant to the public works contract or subcontract. Such assignment shall be made and become effective at the time the awarding body tenders final payment to the bidder/contractor, without further acknowledgment by the parties.

By my signature on this bid I certify, under penalty of perjury under the laws of the State of California, the foregoing questionnaire and statements submitted pursuant to Public Contract Code Sections 10162, 10232 and 10285.1 are true and correct and the bidder has complied with the requirements of Section 11102 of the Fair Employment and Housing Council Regulations (Chapter 5. Fair Employment and Housing Council, Division 4.1. Department of Fair Employment and Housing, Title 2. Administration of the California Code of Regulations). By my signature on this Bid I further certify, under penalty of perjury under the laws of the State of California and the United States of America, the Equal Employment Opportunity Certification; the Title 49 Code of Federal Regulations, Part 29 Debarment and Suspension Certification; the Statement Concerning Employment of Undocumented Aliens; and the Contractor's Certification as to Workers' Compensation are true and correct.

Dated: _____

Bidder's Business Name

By: _____

Print Name: _____

Title: _____

By: _____

Print Name: _____

Title: _____

(NOTE: If bidder is a corporation, the full legal name of the corporation shall be set forth above together with the names, titles and signatures of two (2) officers pursuant to California Corporations Code Section 313 and the document shall bear the corporate seal; if bidder is a Limited Liability Corporation (LLC), the full legal name of the LLC shall be set forth above together with the names and signatures of two (2) managers pursuant to Corporations Code Section 17703.01; if bidder is a partnership, the full name of the firm shall be set forth above together with the signature of the partner or partners authorized to sign Contracts on behalf of the partnership; and if bidder is an individual, his/her name and signature shall be placed above.)

LIST OF SUBCONTRACTORS

In compliance with the Subletting and Subcontracting Fair Practices Act (Chapter 4 [commencing with Section 4100], Part 1, Division 2 of the Public Contract Code) and any amendments thereto, each bidder shall set forth below: (a) the name, location of the place of business and California contractor license number of each subcontractor who will perform work or labor or render service to the prime Contractor in or about the construction of the work or improvement to be performed under this Contract or a subcontractor licensed by the State of California who, under subcontract to the prime Contractor, specially fabricates and installs a portion of the work or improvement according to detailed drawings contained in the plans and specifications in an amount in excess of one-half of one percent of the prime Contractor's total bid or, in the case of bids or offers for the construction of streets or highways, including bridges, in excess of one-half of one percent of the prime Contractor's total bid or \$10,000, whichever is greater, and (b) the portion of the work which will be done by each subcontractor under this Act. The prime Contractor shall list only one subcontractor for each such portion as is defined by the prime Contractor in this bid.

If a prime Contractor fails to specify a subcontractor or if a prime Contractor specifies more than one subcontractor for the same portion of the work to be performed under the Contract in excess of one-half of one percent of the prime Contractor's total bid, he/she/it shall be deemed to have agreed that he/she/it is fully qualified to perform that portion himself/herself/itself, and that he/she/it shall perform that portion himself/herself/itself.

No prime Contractor whose bid is accepted shall: (a) substitute any subcontractor, (b) permit any subcontract to be voluntarily assigned or transferred or allow it to be performed by anyone other than the original subcontractor listed in the original bid, or (c) sublet or subcontract any portion of the work in excess of one-half of one percent of the prime Contractor's total bid as to which his/her/its original bid did not designate a subcontractor, except as authorized in the Subletting and Subcontracting Fair Practices Act. Subletting or subcontracting of any portion of the work in excess of one-half of one percent of the prime Contractor's total bid as to which no subcontractor was designated in the original bid shall only be permitted in cases of public emergency or necessity, and then only after a finding reduced to writing as a public record of the authority awarding this Contract setting forth the facts constituting the emergency or necessity.

- Check this box if no subcontractors are required to be listed for work or labor to be performed or services to be rendered.

Bidder's Business Name: _____

Signature: _____

Printed Name: _____

Title: _____

BIDDER'S LIST OF SUBCONTRACTORS, PART I

The bidder shall list all subcontractors (including DBE and non-DBE) in accordance with Section 2-1.054 of the Standard Specifications and per Title 49, Section 26.11 of the Code of Federal Regulations. This listing is required in addition to listing DBE Subcontractors elsewhere in the proposal. **Photocopy this form for additional firms.**

Firm Name/ Address/ City, State, ZIP/ CA DIR Registration Number	License #/ Phone/ Fax/ DBE	Description of Portion of Work to be Performed
<i>Name</i>	<i>CA License #</i>	
<i>Address</i>	<i>Phone</i>	
<i>City, State ZIP</i>	<i>Fax</i>	
<i>California DIR Registration Number</i>	<i>DBE (Y/N)</i>	
<i>Name</i>	<i>CA License #</i>	
<i>Address</i>	<i>Phone</i>	
<i>City, State ZIP</i>	<i>Fax</i>	
<i>California DIR Registration Number</i>	<i>DBE (Y/N)</i>	
<i>Name</i>	<i>CA License #</i>	
<i>Address</i>	<i>Phone</i>	
<i>City, State ZIP</i>	<i>Fax</i>	
<i>California DIR Registration Number</i>	<i>DBE (Y/N)</i>	
<i>Name</i>	<i>CA License #</i>	
<i>Address</i>	<i>Phone</i>	
<i>City, State ZIP</i>	<i>Fax</i>	
<i>California DIR Registration Number</i>	<i>DBE (Y/N)</i>	

BIDDER'S LIST OF SUBCONTRACTORS, PART II

The bidder shall list all subcontractors who provided a quote or bid but were not selected to participate as a subcontractor on this project. This is required for compliance with Title 49, Section 26 of the Code of Federal Regulations. **If this form is not submitted with the bid, it must be received by the Agency no later than 4:00 p.m. on the 4th business day after bid opening. Photocopy this form for additional firms.**

Firm Name/ Address/ City, State, ZIP/ CA DIR Registration Number	License #/ Phone/ Fax/ DBE	Description of Portion of Work to be Performed
<i>Name</i>	<i>CA License #</i>	
<i>Address</i>	<i>Phone</i>	
<i>City, State ZIP</i>	<i>Fax</i>	
<i>California DIR Registration Number</i>	<i>DBE (Y/N)</i>	
<i>Name</i>	<i>CA License #</i>	
<i>Address</i>	<i>Phone</i>	
<i>City, State ZIP</i>	<i>Fax</i>	
<i>California DIR Registration Number</i>	<i>DBE (Y/N)</i>	
<i>Name</i>	<i>CA License #</i>	
<i>Address</i>	<i>Phone</i>	
<i>City, State ZIP</i>	<i>Fax</i>	
<i>California DIR Registration Number</i>	<i>DBE (Y/N)</i>	

EQUAL EMPLOYMENT OPPORTUNITY CERTIFICATION

The bidder _____, proposed subcontractor _____, hereby certifies that he/she/it 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/she/it 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 part of the Bid. Signing this Bid on the signature portion thereof shall also constitute signature of this Certification. Providing false information may result in criminal prosecution or administrative sanctions.

PUBLIC CONTRACT CODE

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 and any and all subcontractor(s) to be engaged by the bidder has/have _____, has/have 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 and facilities 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.

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 CODE 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 Public Contract Code Statements and Questionnaire are part of the Bid. Signing this Bid on the signature portion thereof shall also constitute signature of these Statements and Questionnaire. Bidders are cautioned that making a false certification may subject the certifier to criminal prosecution.

NONCOLLUSION DECLARATION
TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID
(Public Contract Code Section 7106)

The undersigned declares:

I am the _____ of _____, the party making the foregoing bid.

The bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation. The bid is genuine and not collusive or sham. The bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid. The bidder has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or to refrain from bidding. 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. All statements contained in the bid are true. 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, to any corporation, partnership, company, association, organization, bid depository, or to any member or agent thereof, to effectuate a collusive or sham bid, and has not paid, and will not pay, any person or entity for such purpose.

Any person executing this declaration on behalf of a bidder that is a corporation, partnership, joint venture, limited liability company, limited liability partnership, or any other entity, hereby represents that he or she has full power to execute, and does execute, this declaration on behalf of the bidder.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration is executed on _____ [date], at _____ [city], _____ [state].

Signature: _____

Print Name: _____

Title: _____

DEBARMENT AND SUSPENSION CERTIFICATION

Title 2, Code of Federal Regulations, Part 180

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

- is not currently under suspension, debarment, voluntary exclusion, or determination of ineligibility by any federal agency;
- has not been suspended, debarred, voluntarily excluded or determined ineligible by any federal agency within the past three (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 three (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: The above Certification is part of the Bid. Signing this Bid on the signature portion thereof shall also constitute signature of this Certification. Providing false information may result in rescission of any contract awarded to bidder, criminal prosecution and/or administrative sanctions.

STATEMENT CONCERNING EMPLOYMENT OF UNDOCUMENTED ALIENS
(Public Contract Code Section 6101)

California Public Contract Code section 6101 provides that,

A state agency, as defined in Section 10335.7, that is subject to this code, shall not award a public works or purchase contract to a bidder or contractor, nor shall a bidder or contractor be eligible to bid for or receive a public works or purchase contract, who has, in the preceding five years, been convicted of violating a state or federal law respecting the employment of undocumented aliens.

In conformance with Public Contract Code Section 6101, the bidder certifies compliance with state and federal law with respect to the employment of undocumented aliens by signing this proposal on the signature portion thereof.

Note: The above Statement is part of the Bid. Signing this Bid on the signature portion thereof shall also constitute signature of this Statement. Providing false information may result in rescission of any contract awarded to bidder, criminal prosecution and/or administrative sanctions.

CONTRACTOR'S CERTIFICATE AS TO WORKER'S COMPENSATION
(Labor Code Section 1861)

Labor Code Section 1861 provides that,

Each contractor to whom a public works contract is awarded shall sign and file with the awarding body the following certification prior to performing the work of the contract: "I am aware of the provisions of Section 3700 of the Labor Code which require every employer to be insured against liability for workers' compensation or to undertake self-insurance in accordance with the provisions of that code, and I will comply with such provisions before commencing the performance of the work of this contract."

Labor Code Section 3700 provides, in relevant part:

"Every employer except the State shall secure the payment of compensation in one or more of the following ways:

- "(a) By being insured against liability to pay compensation in one or more insurers duly authorized to write compensation insurance in this state.

- "(b) By securing from the Director of Industrial Relations a certificate of consent to self-insure either as an individual employer, or as one employer in a group of employers, which may be given upon furnishing proof satisfactory to the Director of Industrial Relations of ability to self-insure and to pay any compensation that may become due to his or her employees."

I certify that I am aware of the provisions of Section 3700 of the Labor Code which require every employer to be insured against liability for workers' compensation or to undertake self-insurance in accordance with the provisions of that code, and I will comply with such provisions before commencing the performance of the work of this Contract.

Note: The above Certification is part of the Bid. Signing this Bid on the signature portion thereof shall also constitute signature of this Certification. Providing false information may result in rescission of any contract awarded to bidder, criminal prosecution and/or administrative sanctions.

WAIVER FOR PAYMENT ADJUSTMENT FOR PRICE INDEX FLUCTUATIONS

The bidder may opt to waive the provisions of Section 9-1.07, "Payment Adjustments for Price Index Fluctuations" of the Standard Specifications.

Checking "YES" and signing this form shall constitute that the Contractor's bids are not subject to the provisions of Section 9-1.07, "Payment Adjustments for Price Index Fluctuations" of the Standard Specifications.

Checking "NO" and signing this form shall constitute that the Contractor's bids shall be adjusted in accordance to the provisions of Section 9-1.07, "Payment Adjustments for Price Index Fluctuations" of the Standard Specifications.

Yes _____ No _____

Bidder's Business Name: _____

Signature: _____

Printed Name: _____

Title: _____

BIDDER'S STATEMENT OF QUALIFICATIONS

The Bidder shall list below a minimum of three (3) jobs of a similar nature recently completed by Bidder's organization:

Project Name /Award Date	Owner Name	Address	Telephone Number/Email	Contact Name

BIDDER'S BOND

WHEREAS, the Principal named below has submitted the accompanying bid to the Transportation Agency for Monterey County (TAMC) for the following project:

(exact description as on bid); and

WHEREAS, Principal as bidder, is required to furnish a bond executed by an admitted surety in connection with said bid, to secure timely execution of the Contract and delivery of the bonds and insurance certificates, in the event the Contract is awarded to Principal; and

WHEREAS, the Principal has submitted the above mentioned bid to TAMC, for which bids are to be opened at _____(city where bid opening), California, on _____(date bid opening).

NOW, THEREFORE, we _____, PRINCIPAL, and _____ as SURETY, are held

and firmly bound unto TAMC in the penal sum of _____ Dollars (\$_____.____) which sum is not less than ten percent (10%) of the total amount of the base bid amount including all alternates submitted by said above named Principal to TAMC, for the project described below, for the payment of which sum in lawful money of the United States, well and truly to be made to TAMC, we bind ourselves, our heirs, executors, administrators and successors, jointly and severally, firmly by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH THAT,

If the aforesaid Principal is awarded the Contract and, within the time and manner required under the specifications, after the prescribed forms are presented to him/her for signature, enters into a written Contract, in the prescribed form, in accordance with the bid, and files two bonds with TAMC, one to guarantee faithful performance and the other to guarantee payment for labor and materials, as required by law and said Contract documents, then this obligation shall be null and void; otherwise, it shall be and remain in full force and virtue.

Surety hereby stipulates and agrees that no change, extension of time, alteration or addition to the terms of the Contract on the call for bids, or to the work to be performed thereunder, or the specifications accompanying the same, shall in any way affect its obligation under this bond, and it does hereby waive notice of any such change, extension of time, alteration or addition to the terms of said Contract or the call for bids, or to the work or to the specifications.

If TAMC initiates litigation upon this bond and judgment is recovered, the Surety shall pay all litigation expenses incurred by TAMC in such suit, including attorney's fees, court costs, expert witness fees and investigation expenses.

IN WITNESS WHEREOF the above bound parties have executed this instrument under their several seals this _____ day of _____, 20____, the name and corporate seal of each corporate party being hereto affixed and these presents duly signed by its undersigned representative, pursuant to the authority of its governing body.

(Corporate Seal)

Principal

By: _____

Name: _____

Title: _____

(Corporate Seal)

Surety

By: _____

Name: _____

Title: _____

(Attach notary acknowledgement for all signatures and original or certified copy of unresolved appointment, attorney-in-fact certificate, power of attorney, by laws, or other instrument entitling or authorizing person executing bond on behalf of Surety to do so.)