



Procurement Services Division  
2964 Richardson Drive ▪ Auburn, CA 95603  
(530) 886-2122

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**20304 - Western Placer Waste Management Authority Module 6 Excavation**

**Opening Date:** July 14, 2022 4:00 PM

**Closing Date:** August 3, 2022 11:00 AM

To ensure a complete and timely response, it is strongly recommended that you submit your bid response via our Online Bidding System. However, if you have difficulty submitting your bid online or prefer to submit your bid manually (hard-copy) for any reason, print and complete this bid package along with any required bid documents, and mail or deliver in a sealed envelope to:

Placer County Procurement Services Division

2964 Richardson Drive

Auburn, CA 95603

All bids must be submitted on original documents (no fax bids) prior to the Closing Date and Time specified above and as prescribed in this bid's General Terms and Conditions. All bids must be signed by an authorized representative of the firm. **UNSIGNED OR LATE BIDS WILL BE REJECTED.**

Vendors shall complete the area below for hard copy submissions:

COMPANY NAME: \_\_\_\_\_

Mailing Address: \_\_\_\_\_

City/State/Zip: \_\_\_\_\_

Contact Person: \_\_\_\_\_

Telephone: \_\_\_\_\_

Email: \_\_\_\_\_

SIGNATURE: \_\_\_\_\_

DATE: \_\_\_\_\_

Title: \_\_\_\_\_

By signature above, bidder hereby agrees to and accepts the terms, conditions and requirements specified in this bid, including the following bid documents and all related addenda (if any).

**Vendor Details**

Bid Number: 20304

Vendor Name: DeSilva Gates Construction LLC

Company Name: DeSilva Gates Construction LLC  
Address: 11555 Dublin Boulevard  
Dublin, CA 94568  
Contact: Michael Gates  
Email: dgcestimating@desilvagates.com  
Phone: 925-829-9220  
HST#:

### Submission Details

Created On: Thursday July 21, 2022 15:57:18  
Submitted On: Wednesday August 03, 2022 10:51:11  
Submitted By: Michael Gates  
Email: dgcestimating@desilvagates.com  
Transaction #: 99c4994c-cfa4-49ad-8905-e4937be17d16  
Submitter's IP Address: 63.194.143.3

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## Schedule of Prices

### Bid Pricing Table

Line Item	Item	Unit of Measure	Estimated Quantity	Unit Price *	Total	
1	Mobilization/Demobilization	LS	1	\$60,000.0000	\$ 60,000.00	*
2	Insurance, Payment and Performance Bonds	LS	1	\$170,810.0000	\$ 170,810.00	*
3	Prepare NOI and Site Specific Stormwater Pollution Prevention Plan (SWPPP)	LS	1	\$5,000.0000	\$ 5,000.00	*
4	Implement Project Specific SWPPP (Stormwater BMPs)	LS	1	\$35,000.0000	\$ 35,000.00	*
5	Rain Event Response per SWPPP	EA	5	\$500.0000	\$ 2,500.00	*
6	Prepare Project Specific Dust Control Plan	LS	1	\$1,000.0000	\$ 1,000.00	*
7	Implement Project Specific Dust Control Plan	LS	1	\$25,000.0000	\$ 25,000.00	*
8	Layout of Work and Surveys	LS	1	\$100,000.0000	\$ 100,000.00	*
9	Clearing, Grubbing, and Stripping	AC	52	\$10,500.0000	\$ 546,000.00	*
10	Site Excavation	CY	1478400	\$2.7500	\$ 4,065,600.00	*
11	Soil Stockpiling	CY	1439850	\$0.2000	\$ 287,970.00	*
12	Engineered Fill	CY	38550	\$0.4000	\$ 15,420.00	*
13	Bare Soil Drainage Ditch	LF	3300	\$4.0000	\$ 13,200.00	*
14	Erosion Control Mat Lined Drainage Ditch	LF	6600	\$10.0000	\$ 66,000.00	*
15	18-inch Diameter CMP Culverts	LF	200	\$190.0000	\$ 38,000.00	*
16	18-inch Diameter HDPE Downdrains	LF	2100	\$170.0000	\$ 357,000.00	*
17	24-inch Diameter CMP Culvert	LF	380	\$200.0000	\$ 76,000.00	*
18	Downdrain Inlets and Outlets	LS	1	\$28,000.0000	\$ 28,000.00	*
19	Hydroseeding	AC	49	\$2,000.0000	\$ 98,000.00	*
20	Improved Stormwater Culvert Crossing	LS	1	\$15,000.0000	\$ 15,000.00	*
21	Stormwater Stilling Basins	LS	1	\$7,500.0000	\$ 7,500.00	*
22	Refuse, Concrete, and Asphalt Excavation	CY	1500	\$20.0000	\$ 30,000.00	*
Subtotal:					\$ 6,043,000.00	

### Summary Table

Bid Form	Amount
Bid Pricing Table	\$ 6,043,000.00
Subtotal Contract Amount:	\$ 6,043,000.00

### List of Proposed Substitutions

Pursuant to Public Contract Code Section 3400, the following substitutions are proposed as "Equals" for those set forth in the Contract. All data substantiating the proposed substitutions shall be submitted to the County upon request.

Contract Section *	Name of Product to be Substituted Out *	Name and Manufacturer of Proposed Product To Be Substituted *	Model/Quantity of Proposed Product *
None	None	None	None

Contractor License and PWC Registration Numbers

Contractor License

The successful bidder shall possess a valid Contractor License issued by the State of California at the time of opening of the bids and for the duration of the contract. Provide your license information below.

Department of Industrial Relations Public Works Contractor (PWC) Registration

All contractors and subcontractors who bid on public works projects must be registered with the Department of Industrial Relations, pursuant to Labor Code section 1725.5.

Provide your PWC registration number below.

License Type *	License Number *	License Expiration Date *	PWC (DIR) Registration Number *	
A, C12	1078219	7/31/2023	1000809185	*

List of Subcontractors

Enter firm name, city, state, California contractor license number, and public works contractor registration number for each subcontractor performing work in excess of 1/2 of 1 percent of the total bid, or \$10,000, whichever is greater (CA PCC 4104). If no subcontractors will be used, enter "None".

Line Item	Business Name	Location City	State	California Contractor License	Public Works Contractor DIR Registration Number
1	Bob's Tree Company	Weimar	CA	1234567	98765432
2	Ben's Paving	Penryn	CA	99991010	53074535

Line Item	Business Name *	Location City *	State *	California Contractor License Number *	Public Works Contractor DIR Registration Number *
1	Marina Landscape	Martinez	CA	492862	1000000079
2	Preston Pipeline	Milpitas, CA	CA	1059395	1000528223

Portion of Work Subcontracted

Enter firm name, bid item numbers, percentage of each bid item numbers, and description of work for each of your subcontractors performing work in excess of 1/2 of 1 percent of the total bid, or \$10,000, whichever is greater (CA PCC 4104).

Item Field:

- Enter single bid item numbers and percentage of bid item performed by subcontractor on each line of the Subcontractor List. Do not enter words in the Item Number field.

Description Field:

- If the percentage of the bid item work is less than 100%, list the description of the portion of work to be subcontracted (Eg. tree removal portion of clear and grub Bid Item 1).
- List sequential items that are 100% in a range as follows: Items 77-80.
- List non-sequential items that are 100% in a list separated by commas as follows: Items 95, 97, 99.
- If no subcontractors will be used for this project, enter "None".

Subcontractor	Item	Percentage (%)	Description
Bob's Tree Co.	1	50%	Tree Removal
Ben's Paving	23-35, 37, 39, 41	100%	

Subcontractor	Item	Percentage (%)	Description
Preston Pipeline	15, 16, 17, 18, 20	100%	
Marina Landscape	14	90%	FURNISH/INSTALL MATT ONLY
Marina Landscape	19	100%	

Documents

- [Statement of Experience](#) - Project Experience.pdf - Wednesday August 03, 2022 08:03:57
- [Non-Collusion Affidavit](#) - Non-Collusion Affidavit.pdf - Wednesday August 03, 2022 08:05:57
- [Bid Security Election Form](#) - 5 Bid Security Election FORM.pdf - Friday July 29, 2022 10:27:39
- [Public Contract Code Statements](#) - Public Contract Code Statements.pdf - Wednesday August 03, 2022 08:08:25
- Additional Document (optional)

## **BID SECURITY**

In accordance with California Public Contract Code Section 20129, all bids shall be accompanied by Bid Security. The Bid Security may consist of cash, cashier's check made payable to the County, certified check made payable to the County, or a Bid Bond executed by an admitted surety insurer made payable to Placer County.

The amount of the Bid Security shall not be less than ten percent (10%) of the total amount of the bid. For the purposes of this Section, "the amount of the bid" does not include alternates, if any. The signature of the Surety on the Bid Bond shall be notarized and accompanied by a duly authorized Power of Attorney as evidence of his/her authority, if executing as attorney-in-fact for the Surety.

The cash, cashier's check, certified check or Bid Bond shall be given as a guarantee that the successful bidder will enter into a written contract within ten (10) days after being requested to do so and will be considered as the stipulated amount of liquidated damages in the event the bidder is unable to or refuses to execute a contract for the work. Upon an award to the successful bidder, the security of unsuccessful bidders shall be returned in a reasonable period of time.

### **Electronic Bid Submissions:**

If the bidder elects to submit an electronic bid response, the following documents must be attached to the electronic bid response in bids&tenders™:

- Bid Security Election Form (required for all electronic submissions)
- Scanned copy of the Bidder's executed Bid Bond (required if not submitting cash, cashier's check, certified check or digital Bid Bond). **\*\*SEE BELOW\*\***
- Scanned copy of Cashier's Check or Certified Check (required if not submitting a Bid Bond, Digital Bid Bond or cash). **\*\*SEE BELOW\*\***
- Digital Bid Bond (required if not submitting cash, cashier's check, certified check or scanned Bid Bond)
- Power of Attorney (required for Bid Bonds if signature of Surety is executing as attorney-in-fact for the Surety)
- Notary Documentation (required for all Bid Bonds)

**\*\*The cash, original cashier's check, original certified check, or original executed bid bond must be received at the Office of Procurement Services at 2964 Richardson Drive, Auburn, CA 95603, NOT LATER THAN 48 HOURS AFTER THE BID CLOSING TIME, excluding weekends and County holidays. Bid security shall be submitted in a sealed envelope addressed to the Procurement address above with the Project name and Bid number identified. The security type submitted by the bidder must match the security type indicated by the bidder on the Bid Security Election Form. MISMATCHED SECURITY TYPES OR FAILURE TO SUBMIT THE REQUIRED INFORMATION BY THE DEADLINE SPECIFIED ABOVE WILL RENDER YOUR BID NON-RESPONSIVE.**

The information on the original bid bond including, but not limited to, surety, dates, names, signatures, power of attorney and notary documentation must match the information on the bid bond copy that was submitted with the electronic bid response. DISCREPANCIES BETWEEN THE ORIGINAL BID BOND AND COPY MAY RENDER YOUR BID NON-RESPONSIVE.

### **Hard Copy Bid Submissions:**

If the bidder elects to submit a hard copy bid response, the Bid Security (cash, cashier's check, certified check or original executed Bid Bond) must be enclosed with the sealed bid. Bidders who submit hard copy bid responses in lieu of electronic bid submissions are not required to submit the Bid Security Election Form.

- [Bid Bond / Security](#) - EXECUTED BID SECURITY.pdf - Thursday July 28, 2022 13:19:29

Addenda, Terms and Conditions

☒ I acknowledge that I have the authority to bind the Company and submit this bid on behalf of the Company. - Richard Gates, President, DeSilva Gates Construction LLC

The Applicant declares that there is an actual or potential Conflict of Interest relating to the preparation of its submission, and/or the Applicant foresees an actual or potential Conflict of Interest in performing the contractual obligations contemplated in the bid. ☒ Yes ☒ No

The Bidder acknowledges and agrees that the addendum/addenda below form part of the Bid Document

Please check the box in the column "I have reviewed this addendum" below to acknowledge each of the addenda.

File Name	I have reviewed the below addendum and attachments (if applicable)	Pages
20304 Addendum 3 Thu July 28 2022 04:08 PM	<input checked="" type="checkbox"/>	--
20304 Addendum 2 Thu July 28 2022 03:35 PM	<input checked="" type="checkbox"/>	--
20304 Addendum 1 Thu July 28 2022 09:40 AM	<input checked="" type="checkbox"/>	--

### **STATEMENT OF EXPERIENCE**

The bidder has been engaged in the contracting business, under the present business name for 1 year. DeSilva Gates Construction was an LP business entity under CSLB license #704195 since 1995. Experience in work of a nature similar to that covered in the proposal extends over a period of 27 years.

The bidder, as a contractor, has never failed to satisfactorily complete a contract awarded to it, except as follows:

No exceptions

The following contracts have been satisfactorily completed in the last five years for the persons, company or agency indicated, and to whom reference is made:

Year	Owner/Address/Phone	Type of Work	Contract Amount
	** Please see next page for list of completed projects **		

I certify that the foregoing is true and correct:

  
(Signature of Contractor)

Richard B. Gates  
President

## COMPLETED PROJECTS LAST 5 YEARS

<u>PROJECT</u>	<u>OWNER NAME AND CONTACT INFO:</u>	<u>EMAIL ADDRESS</u>	<u>OWNER AGENCY</u>	<u>CONTRACT COMPLETION DATE:</u>	<u>CONTRACT \$\$</u>
Rte 280 Resurface AC Pvmnt at Ramps & Upgrade Curbramps 04-272054	Hung Nguyen Tel # (408) 254-5700	hung.v.nguyen@dot.ca.gov	Caltrans	8/29/2017	\$1.5 million
Rte 24 & Rte 580 Resurface ramps, construct MGS, concrete barrier, curb ramp 04-4H2224	Siovasch Moghadam Tel # (925) 460-3519	siavosh.moghadam@dot.ca.gov	Caltrans	9/18/2017	\$3.2 million
Rte 113 Cold plane AC pavement and place HMA 04-1K0704	Hamed Rastegarpour Tel # (707) 863-5119	hamed.rastegarpour@dot.ca.gov	Caltrans	10/27/2017	\$1.3 million
City of San Leandro-Annual Overlay/Rehab 2015-16	Mark Goralka Tel # (510) 577-3329	mgoralka@sanleandro.org	City of San Leandro	10/31/2017	\$2.5 million
Rte 580 Repair pavement, HMA resurfacing and install ITS elements 10-0Q17U4	Harminder Deol Tel # (209) 948-7187	harminder.deol@dot.ca.gov	Caltrans	12/8/2017	\$28,822,640
Annual Overlay/Rehabilitation 2016-17 Phase 1	Nick Thom Tel # (510) 577-3431	Nthom@sanleandro.org	City of San Leandro	4/30/2018	\$3.2 million
County of Alameda-Resurfacing Various Streets in Fairmont Terrace	David Lau Tel # (510) 670-5513	DavidWL@ACPWA.ORG	County of Alameda	5/25/2018	\$2.3 million
Grade Separation Harney Lane at UPRR Overhead Project	Gary Wiman Tel # (209) 484-1619	gwiman@lodi.gov	City of Lodi	6/6/2018	\$15,067,228
Runway 12-30 Rehabilitation South Field Oakland International Airport	Barry Mac Donnell Tel # (510) 627-1383	bmacdonnell@portoakland.com	Port of Oakland	9/30/2018	\$47,877,898
Realign Rte 680 to Connect Directly with the I-80/SR-12 I/C 04-0A5344 (JV w/Viking)	Gerry Santiago Tel # (707) 863-5118	gerry.santiago@dot.ca.gov	Caltrans	10/30/2018	\$32 million
Palo Alto Airport-Apron Reconstruction Ph 1 -REBID	Andrew Swanson 1-650-329-2688	Andrew.Swanson@cityofpaloalto.org	City of Palo Alto	11/1/2018	\$9.4 million
Rte 101 Windsor Resurface and Restore Pvmnt for Mainline and Ramps 04-0J6404	Farhad Farazmand Tel # (510) 774-6313	Farhad.Farazmand@dot.ca.gov	Caltrans	12/21/2018	\$57,178,333
Rancho Cordova Parkway Phase 2	Bob LoRusso Tel # (707) 689-3890 (3rd Party CM for Owner)	rlorusso@saiservices.com	City of Rancho Cordova	1/14/2019	\$1.3 million
Sacramento International Airport East Taxiways	Chris Bauer Tel # (916) 874-0644	bauerc@saccounty.net	County of Sacramento	1/30/2019	\$41,000,157
San Ramon Road Overlay	Lorin Jensen Tel # (925) 784-8286 (3rd Party CM for Owner)	Ljensen@pcgengr.com	City of Dublin	2/19/2019	\$3.6 million
FY 2017 & 2018 Pavement Rehabilitation Project	Hector Leutario Tel # (510) 583-4750	hector.leutario@hayward-ca.gov	City of Hayward	2/25/2019	\$9,350,868
FY 2017 & 2018 Pavement Preventative Maintenance & Resurfacing Project	Hector Leutario Tel # (510) 583-4750	hector.leutario@hayward-ca.gov	City of Hayward	4/29/2019	\$2.1 million
Big Horn Blvd. Extension and Bilby Rd. Extension	Matt Taliaferro Tel # (916) 969-6646 (Knight CM Group)	matt@KnightCMGroup.com	City of Elk Grove	7/24/2019	\$16,794,624
Rte 84 Yolo County Cold In-Place Recycling and RHMA-G Overlay 03-0G9904	Mrudang Shah Tel # (530) 682-7172 Cell # (916) 767-3088	mrudang.shah@dot.ca.gov	Caltrans	8/27/2019	\$4,880,475
Laurel Road Widening, CIP 196	Jason Kabalin Tel # (925) 625-7040	kalalin@ci.oakley.ca.us	City of Oakley	10/22/2019	\$2,766,428
Rte 880 Cold plane AC pavement and place RHMA-Open graded 04-0P5304	Scott McCrank Tel # (510) 393-5750-6032	scott_mccrank@dot.ca.gov	Caltrans	10/28/2019	\$1,728,154
Rte 82 Cold Plane exist. pavement, place HMA & RHMA & mod. electrical system 04-4J2814	Nilesh Pandya Tel # (408) 592-3433	nilesh_s_pandya@dot.ca.gov	Caltrans	10/29/2019	\$8,133,934
Sacramento International Airport Economy Lots 42 & 43 Improvement	Christian Bauer Tel # (916) 874-0644	bauerc@saccounty.net	County of Sacramento	12/9/2019	\$2,075,456
Rte 84 Widen existing roadway, construct RWs, signal and lighting 04-297624	Lakshmanan Kumar-Senthil Tel # (510) 385-6892	Lakshmanan.Kumar-Senthil@dot.ca.gov	Caltrans	1/8/2020	\$44,144,679
2017/2018 Street Rehabilitation and Preventive Maintenance Project Phase 1	Ryan O'Connell Tel # (510) 596-4346	roconnell@emeryville.org	City of Emeryville	2/28/2020	\$1.6 million
Jepson Parkway Phase 2A	Doug Gilman Tel # (707) 249-1220	dgilman@fairfield.ca.gov	City of Fairfield	4/30/2020	\$14 million
Module 5 Phase C Excavation, Phase II	Scott Hightower Tel # (530) 693-1701	SHightower@buttecounty.net	County of Butte	5/26/2020	\$952,256
2019 Street Resurfacing	Michael Davis Tel # (925) 960-4551	msdavis@cityoflivermore.net	City of Livermore	7/28/2020	\$3,407,165
Street Resurfacing 2019 Project No. 4291 & 4296	Leon Taing Tel # (408) 586-3321	Ltaing@ci.milpitas.ca.gov	City of Milpitas	8/4/2020	\$4,245,691
Annual Street Repair and Resurfacing (Asphalt Overlay)	Kevin Selfridge Tel # (408) 827-3549	ksselfridge@losgatosca.gov	Town of Los Gatos	8/18/2020	\$1,340,402
Rte 99 Cold plane AC pavement, RHMA overlay, & inductive loop detectors 03-1G7004	Selvendren Manoharan Tel # (530) 218-3679	Selvendran.Manoharan@dot.ca.gov	Caltrans	9/14/2020	\$2,368,230
FY20 Pavement Improvement Project	Yama Farouqi, PE Tel # (510) 583-4761	yama.farouqi@hayward-ca.gov	City of Hayward	11/9/2020	\$7,899,932
2019 Pavement Rehabilitation Project	Lyle Travis Tel # (510) 494-4709	ltravis@fremont.gov	City of Fremont	2/2/2021	\$5,773,029
Improvements to Mission Boulevard - Phase 2	Hector Leuterio Tel # (510) 583-4750	hector.leutario@hayward-ca.gov	City of Hayward	March 2021	\$25,855,590
Rte 49 Place hot mix asphalt and modifying signal and lighting system 03-3H6404	Christopher Fallbeck Tel # (530) 682-7746	Christopher.Fallbeck@dot.ca.gov	Caltrans	3/17/2021	\$1,542,281
Pavement Management 2020 Project	Daniel Chavarria Tel # (925) 973-2681	dchavarria@sanramon.ca.gov	City of San Ramon	3/23/2021	\$5,350,771
Capitol Expressway Pavement Rehabilitation Project	Jay Johnson Tel # (408) 690-9189	Jay.Johnson@rda.sccgov.org	County of Santa Clara	4/6/2021	\$4,730,479
Rte 580 Replace Slabs, Resurf. Shoulder & Ramps & MBGR & Barrier 04-270104	Raif Rihani Tel # (925) 460-3503	raif.rihani@dot.ca.gov	Caltrans	6/28/2021	\$34,690,568
2020 Annual Street Maintenance and Rehabilitation Project	Kaveh Forouhi Tel # (408) 615-3064	kforouhi@santaclaraca.gov	City of Santa Clara	8/5/2021	\$6,183,809
2020 Local Streets Resurfacing #3	Matthew Sablan Tel # (408) 794-6451	matthew.sablan@sanjoseca.gov	City of San Jose	11/9/2021	\$7,541,003
Alcosta Blvd Pavement Rehabilitation Project	Gloria Lee Tel # (925) 973-2676	glee@sanramon.ca.gov	City of San Ramon	12/16/2021	\$2,585,353
Street Resurfacing 2021 Project	Leon Taing Tel # (408) 586-3321	Ltaing@ci.milpitas.ca.gov	City of Milpitas	1/11/2022	\$1,556,207

**NONCOLLUSION AFFIDAVIT**

State of California )

) ss.

County of Alameda )

\*\* DeSilva Gates Construction LLC

Richard B. Gates, being first duly sworn, deposes and says that he or she is  
President of \*\* 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.

Signature:



Richard B. Gates

Title:

President

Date:

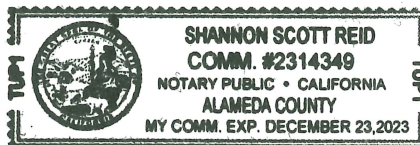
August 3, 2022

Subscribed and sworn to before me this 3rd day of August, 20 22.



Shannon Scott Reid

Signature of Notary Public



## **BID SECURITY ELECTION FORM**

Bidders who submit electronic bids shall complete and submit this Bid Security Election Form with their bids. This form is not required for hard copy bid submissions. Bidders are advised to read the section of this bid titled: "Security Instructions" on Bids&Tenders™.

Name of Bidder (Firm): DeSilva Gates Construction LLC

Accompanying this Bid is: BIDDER'S BOND (security type)

in an amount equal to at least ten percent of the total bid amount.

**(NOTICE: INSERT THE WORDS ABOVE OF ONE OF THE FOLLOWING SECURITY TYPES:  
"CASH(\$ \_\_\_\_\_)," "CASHIER'S CHECK," "CERTIFIED CHECK," "BIDDER'S BOND," OR  
"DIGITAL BID BOND" AS THE CASE MAY BE.)**

Bidder acknowledges the requirement that the bid security type indicated by the bidder above must match the actual security type submitted by the bidder, and that a "mismatch" between the two will render their bid non-responsive.

## PUBLIC CONTRACT CODE

### Public Contract Code Section 10285.1 Statement

In conformance with Public Contract Code Section 10285.1 (Chapter 376, Stats. 1985), the bidder hereby declares under penalty of perjury under the laws of the State of California that the bidder has     , has not X been convicted within the preceding three years of any offenses referred to in that section, including any charge of fraud, bribery, collusion, conspiracy, or any other act in violation of any state or Federal antitrust law in connection with the bidding upon, award of, or performance of, any public works contract, as defined in Public Contract Code Section 1101, with any public entity, as defined in Public Contract Code Section 1100, including the Regents of the University of California or the Trustees of the California State University. The term "bidder" is understood to include any partner, member, officer, director, responsible managing officer, or responsible managing employee thereof, as referred to in Section 10285.1.

Note: The bidder must place a check mark after "has" or "has not" in one of the blank spaces provided. The above Statement is part of the Bid. Signing this Bid on the signature portion thereof shall also constitute signature of this Statement. Bidders are cautioned that making a false certification may subject the certifier to criminal prosecution.

DeSilva Gates Construction LLC

NAME OF COMPANY

Richard B. Gates, President

PRINT NAME OF BIDDER



(Signature of Bidder)

Dated: August 3, 2022

## Public Contract Code Section 10162 Questionnaire

In conformance 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 X

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

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## Public Contract Code 10232 Statement

In conformance with Public Contract Code Section 10232, the Contractor, hereby states under penalty of perjury, that no more than one final unappealable finding of contempt of court by a federal court has been issued against the Contractor within the immediately preceding two year period because of the Contractor's failure to comply with an order of a federal court which orders the Contractor to comply with an order of the National Labor Relations Board.

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

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

**BIDDER'S BOND**

**KNOW ALL PERSONS BY THESE PRESENTS:**

That we, the undersigned Contractor and Surety, are held and firmly bound unto the Western Placer Waste Management Authority (WPWMA) in the sum of ten percent (10%) of the total amount of the bid of the Contractor, submitted by said Contractor to the WPWMA for the work described below, for the payment of which sum in lawful money of the United States, well and truly to be made, we bind ourselves, our heirs, executors and administrators, successors or assigns, jointly and severally, firmly by these presents. In no event shall the liability of the Surety hereunder exceed the sum of Ten percent of proposal price Dollars (\$ 10% of P.P.). The condition of this obligation is such that the above Contractor has submitted the above-mentioned bid to the WPWMA for certain work specifically described as:

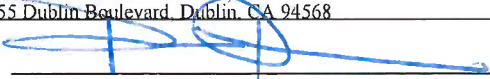
**MODULE 6 EXCAVATION – BID 20304**

**NOW, THEREFORE**, if said Contractor is awarded the above-mentioned contract, and within the time and manner required by the contract documents, enters into a written contract in accordance with the bid, and files the required bonds and insurance certificate, then this obligation shall be null and void; otherwise, it shall be and remain in full force and effect.

**IN WITNESS WHEREOF**, We have hereunto set our hands and seals on this 22nd day of July, 20 22.

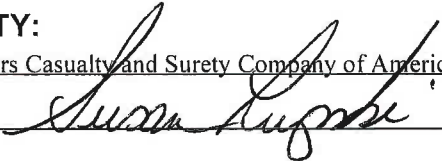
**CONTRACTOR:**

DeSilva Gates Construction, LLC  
11555 Dublin Boulevard, Dublin, CA 94568

By:   
Richard B. Gates  
Title: President

**SURETY:**

Travelers Casualty and Surety Company of America

By:   
Title: Susan Lupski, Attorney-In-Fact

Address of Surety for Service of Notice and/or Process:

Travelers Casualty and Surety Company of America  
One Tower Square, Hartford, CT 06183

NOTE: Signature of Surety must be notarized and must be accompanied by a duly authorized power of attorney if executing as attorney-in-fact for Surety.

**APPROVED AS TO FORM BY WPWMA COUNSEL**

CERTIFICATE OF ACKNOWLEDGEMENT

State of California

City/County of: \_\_\_\_\_

On this \_\_\_\_\_ day of \_\_\_\_\_ in the year \_\_\_\_\_

before me, \_\_\_\_\_

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

Attorney in Fact

personally known to me (or proved to me on the basis of satisfactory evidence) to be the person  
whose name is subscribed to this instrument as the attorney in fact of

and acknowledged to me that he/she subscribed the name of the said company thereto as surety,  
and his/her own name as attorney in fact.

(SEAL)

\_\_\_\_\_  
Notary Public

Note: Signature of those executing for the surety must be properly acknowledged.

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

Civil Code § 1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy or validity of that document.

State of California )  
 ) ss  
County of Alameda )

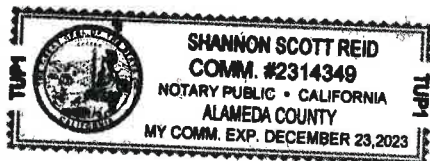
On July 28, 2022, before me, Shannon Scott Reid  
Notary Public, personally appeared  
Richard B. Gates, who proved to me on the basis of satisfactory evidence to be the  
person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me  
that he/she/they executed the same in 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.

(Seal)

Signature: SS Reid  
Shannon Scott Reid, Notary Public





**Travelers Casualty and Surety Company of America**  
**Travelers Casualty and Surety Company**  
**St. Paul Fire and Marine Insurance Company**

**POWER OF ATTORNEY**

**KNOW ALL MEN BY THESE PRESENTS:** That Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company are corporations duly organized under the laws of the State of Connecticut (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint **Susan Lupski** of **UNIONDALE**, **New York**, their true and lawful Attorney(s)-in-Fact to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

**IN WITNESS WHEREOF**, the Companies have caused this instrument to be signed, and their corporate seals to be hereto affixed, this **21st** day of **April**, **2021**.



State of Connecticut

City of Hartford ss.

By:   
 Robert L. Raney, Senior Vice President

On this the **21st** day of **April**, **2021**, before me personally appeared **Robert L. Raney**, who acknowledged himself to be the Senior Vice President of each of the Companies, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of said Companies by himself as a duly authorized officer.

**IN WITNESS WHEREOF**, I hereunto set my hand and official seal.

My Commission expires the **30th** day of **June**, **2026**



  
 Anna P. Nowik, Notary Public

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of each of the Companies, which resolutions are now in full force and effect, reading as follows:

**RESOLVED**, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the Company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is

**FURTHER RESOLVED**, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary; and it is

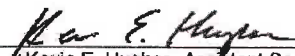
**FURTHER RESOLVED**, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority; and it is

**FURTHER RESOLVED**, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any Power of Attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such Power of Attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or understanding to which it is attached.

I, **Kevin E. Hughes**, the undersigned, Assistant Secretary of each of the Companies, do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which remains in full force and effect.

Dated this **22nd** day of **July**, **2022**



  
 Kevin E. Hughes, Assistant Secretary

**To verify the authenticity of this Power of Attorney, please call us at 1-800-421-3880.**  
**Please refer to the above-named Attorney(s)-in-Fact and the details of the bond to which this Power of Attorney is attached.**

ACKNOWLEDGEMENT OF SURETY COMPANY

STATE OF NEW YORK

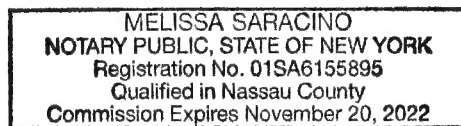
COUNTY OF NASSAU

On this July 22, 2022, before me personally came  
Susan Lupski to me known, who, being by me duly sworn,  
did depose and say; that he/she resides in Nassau County, State of New York that  
he/she is the Attorney-In-Fact of the Travelers Casualty and Surety Company of America

the corporation described in which executed the above instrument; that he/she knows the seal of said  
corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by the  
Board of Directors of said corporation; and that he/she signed his/her name thereto by like order; and  
the affiant did further depose and say that the Superintendent of Insurance of the State of New York,  
has, pursuant to Section 1111 of the Insurance Law of the State of New York, issued to  
Travelers Casualty and Surety Company of America (Surety)

his/her certificate of qualification evidencing the qualification of said Company and its sufficiency under  
any law of the State of New York as surety and guarantor, and the propriety of accepting and approving  
it as such; and that such Certificate has not been revoked.

  
Notary Public



## TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA

HARTFORD, CONNECTICUT 06183

FINANCIAL STATEMENT AS OF DECEMBER 31, 2021

CAPITAL STOCK \$ 6,480,000

ASSETS		LIABILITIES & SURPLUS	
BONDS	\$ 4,427,068,873	LOSSES	\$ 1,224,258,147
STOCKS	90,892,083	LOSS ADJUSTMENT EXPENSES	157,266,812
CASH AND INVESTED CASH	3,978,380	COMMISSIONS	48,977,644
OTHER INVESTED ASSETS	4,809,133	OTHER EXPENSES	48,607,590
SECURITIES LENDING REINVESTED COLLATERAL ASSETS	7,433,086	TAXES, LICENSES AND FEES	18,856,025
INVESTMENT INCOME DUE AND ACCRUED	37,877,324	CURRENT FEDERAL AND FOREIGN INCOME TAXES	1,972,277
PREMIUM BALANCES	294,081,729	UNEARNED PREMIUMS	1,212,347,629
REINSURANCE RECOVERABLE	70,677,846	ADVANCE PREMIUM	1,824,313
NET DEFERRED TAX ASSET	60,166,960	POLICYHOLDER DIVIDENDS	14,258,052
OTHER ASSETS	3,286,703	CEDED REINSURANCE NET PREMIUMS PAYABLE	47,473,819
		AMOUNTS WITHHELD / RETAINED BY COMPANY FOR OTHERS	42,087,038
		REMITTANCES AND ITEMS NOT ALLOCATED	10,679,448
		PROVISION FOR REINSURANCE	6,873,132
		PAYABLE TO PARENT, SUBSIDIARIES AND AFFILIATES	40,373,235
		PAYABLE FOR SECURITIES LENDING	7,433,086
		ESCHEAT LIABILITY	537,132
		RETROACTIVE REINSURANCE RESERVE ASSUMED	816,092
		OTHER ACCRUED EXPENSES AND LIABILITIES	250,005
		TOTAL LIABILITIES	\$ 2,881,588,277
		CAPITAL STOCK	\$ 6,480,000
		PAID IN SURPLUS	433,803,780
		OTHER SURPLUS	1,878,177,878
		TOTAL SURPLUS TO POLICYHOLDERS	\$ 2,118,461,838
TOTAL ASSETS	\$ 5,000,059,915	TOTAL LIABILITIES & SURPLUS	\$ 5,000,059,915

STATE OF CONNECTICUT )  
COUNTY OF HARTFORD ) SS.  
CITY OF HARTFORD )

MICHAEL J. DOODY, BEING DULY SWORN, SAYS THAT HE IS VICE PRESIDENT - FINANCE, OF TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA,  
AND THAT TO THE BEST OF HIS KNOWLEDGE AND BELIEF, THE FOREGOING IS A TRUE AND CORRECT STATEMENT OF THE FINANCIAL CONDITION OF SAID  
COMPANY AS OF THE 31ST DAY OF DECEMBER, 2021.

*Michael J. Doody*  
VICE PRESIDENT - FINANCE

SUBSCRIBED AND SWORN TO BEFORE ME THIS  
17TH DAY OF MARCH, 2022

*Susan M. Weissleder*  
NOTARY PUBLIC

SUSAN M. WEISSLEDER  
Notary Public  
My Commission Expires November 30, 2022

