

BID

TO THE SAN FRANCISCO BAY AREA RAPID TRANSIT DISTRICT

FOR BART EARTHQUAKE SAFETY PROGRAM FRUITVALE STATION AND COLISEUM STATION,
CONTRACT NO. 15PJ-130.

Name of Bidder GORDON N. BALL, INC.

Business Address 333 CAMILLE AVENUE, ALAMO, CA 94507

Address where notification should be sent SAME AS ABOVE

Business office number 925.838.5675 facsimile (Fax) number 925.838.5915

Email address ESTIMATING@BALLCONCO.COM (where notification should be sent).

Please indicate how you found out about this Contract: (check all that apply)

- Through newspaper advertisement
- Through BART website
- Through one of the plan rooms
- Through advance notice to Bidders
- Other (DAILY CONSTRUCTION SERVICE PAPER)

The Work to be done is located in the County of Alameda, State of California, and is to be done in accordance with the Contract Documents which include the Contract Drawings and the referenced sections of BART Facilities Standards, Standard Specifications, Release R1.2, dated August 2004, and the Contract Book incorporating the General Conditions, Supplementary Conditions, Contract Specifications, and other documents as listed therein.

The undersigned, as Bidder, declares that the only person or parties interested in this Bid as principals are those named herein; that this Bid is made without collusion with any other person, firm or corporation; that the undersigned has carefully examined the location of the proposed Work, the annexed proposed form of Contract, and the Contract Documents therein referred to; and the undersigned proposes and agrees, if this Bid is accepted, that the undersigned will contract with the San Francisco Bay Area Rapid Transit District, in the form of the copy of the Contract annexed hereto, to provide all necessary labor, machinery, tools, apparatus, and other means of construction, and to do all the Work and provide all the materials specified in the Contract, in the manner and time therein prescribed, and according to the requirements of the Engineer as therein set forth, and that the undersigned will take in full payment therefor the following prices:

**EARTHQUAKE SAFETY PROGRAM
CONTRACT NO. 15PJ-130
FRUITVALE STATION AND COLISEUM STATION**

BID SCHEDULE

S.C. ITEM	SPEC. SEC.	DESCRIPTION	UNIT	EST. QTY.	UNIT PRICE	TOTAL
1	01 57 00	Temporary Controls Including Traffic Maintenance and Control	LS	1	\$ XXXXXX	\$ <u>800,000.00</u>
2	01 58 00	Project Identification Sign and Signage	LS	1	\$ XXXXXX	\$ <u>20,000.00</u>
3	01 71 13	Mobilization (Note: The amount for Mobilization shall not exceed ten percent (10%) of the total Base Bid Price See Contract Specifications Section 01 71 13)	LS	1	\$ XXXXXX	\$ <u>1,500,000.00</u> \$ <u>+50,000</u>
4	01 74 14	Cleaning and Station Detail Cleaning	LS	1	\$ XXXXXX	\$ <u>25,000.00</u>
5	02 41 00	Demolition	LS	1	\$ XXXXXX	\$ <u>300,000.00</u>
6	02 41 19	Selective Structure Demolition	LS	1	\$ XXXXXX	\$ <u>50,000.00</u>
7	02 82 13	Asbestos Abatement	LS	1	\$ XXXXXX	\$ <u>30,000.00</u>
8	02 83 19	Lead-Based Paint Abatement	LS	1	\$ XXXXXX	\$ <u>30,000.00</u>
9	03 20 00	Concrete Reinforcing - Regular Bars	LB (F)	562,000	\$ <u>1.00</u>	\$ <u>562,000.00</u>
10	03 20 00	Concrete Reinforcing - Headed Bars	LB (F)	96,000	\$ <u>1.00</u>	\$ <u>96,000.00</u>
11	03 20 00	Welded Wire Steel Fabric	SY (F)	860	\$ <u>10.00</u>	\$ <u>8,600.00</u>
12	03 30 00	Cast-in-Place Concrete (Foundation and Slab)	CY (F)	914	\$ <u>650.00</u>	\$ <u>594,100.00</u>
13	03 30 00	Cast-in-Place Concrete	CY (F)	923	\$ <u>1,600.00</u>	\$ <u>1,476,800.00</u>
14	03 30 00	High Strength Rods with Prestressing	LB (F)	23,100	\$ <u>15.00</u>	\$ <u>346,500.00</u>
15	03 30 00	High Strength Rods without Prestressing	LB (F)	14,000	\$ <u>13.00</u>	\$ <u>182,000.00</u>
16	03 30 00	Drill and Bond Dowels	LF (F)	50,400	\$ <u>30.00</u>	\$ <u>1,512,000.00</u>
17	03 30 00	Drill and Bond Dowels (Chemical Adhesive)	EA	5,730	\$ <u>60.00</u>	\$ <u>343,800.00</u>

BID ITEM	SPEC SEC	DESCRIPTION	UNIT	EST QTY	UNIT PRICE	ITEM TOTAL
18	03 30 00	Platform Girder Hold-down Assemblies (Including Galvanized HSS 3.000 X 0.250 Filled with Concrete and Bolster at Fruitvale Station)	EA	20	\$ 3,000 ⁰⁰	\$ 60,000 ⁰⁰
19	03 30 00	Platform Box Girder Shear Keys (Including 4" Diameter Steel Bar, 1/2" Steel Plate and 1/2" Bolt)	EA	40	\$ 4,000 ⁰⁰	\$ 160,000 ⁰⁰
20	03 70 00	Fiber Reinforced Polymer (FRP) Column Casings	LS	1	\$ XXXXXX	\$ 800,000 ⁰⁰
21	05 12 00	Structural Steel Framing	LB (F)	5,800	\$ 20 ⁰⁰	\$ 116,000 ⁰⁰
22	05 12 00	Escalator Truss Retrofit Assembly at Coliseum Station	LS	1	\$ XXXXXX	\$ 40,000 ⁰⁰
23	08 33 19 09 01 36 09 10 00 09 30 00 09 51 13 09 54 24 09 66 23 09 90 00 09 91 00	Architectural Work	LS	1	\$ XXXXXX	\$ 1,400,000 ⁰⁰
24	21 12 00	Fire Suppression Standpipe	LS	1	\$ XXXXXX	\$ 50,000 ⁰⁰
25	22 14 01	Plumbing Work	LS	1	\$ XXXXXX	\$ 20,000 ⁰⁰
26	20 50 13 20 70 26 26 00 00 26 05 24 26 05 26 26 50 00	Electrical Work	LS	1	\$ XXXXXX	\$ 310,000 ⁰⁰
27	20 70 23 27 30 01 27 31 17	Communications Work	LS	1	\$ XXXXXX	\$ 30,000 ⁰⁰
28	31 00 00	Structural Excavation	CY (F)	2,380	\$ 330 ⁰⁰	\$ 785,400 ⁰⁰
29	31 00 00 31 23 25	Structural Backfill	CY (F)	1,560	\$ 200 ⁰⁰	\$ 312,000 ⁰⁰
30	31 40 00	Shoring and Underpinning	LS	1	\$ XXXXXX	\$ 530,000 ⁰⁰
31	32 12 16	Asphalt Paving	SF (F)	6,400	\$ 15 ⁰⁰	\$ 96,000 ⁰⁰

BID ITEM	SPEC SEC	DESCRIPTION	UNIT	EST QTY	UNIT PRICE	TOTAL
32	32 13 13	Concrete Paving	SF (F)	2,600	\$ 20 ⁰⁰	\$ 52,000 ⁰⁰
33	32 16 21	Concrete Curbs, Gutters, and Walks	LS	1	\$ XXXXXX	\$ 100,000 ⁰⁰
34	32 31 13	Chain Link Fences and Gates	LS	1	\$ XXXXXX	\$ 80,000 ⁰⁰
35	33 05 25	Support and Protection of Utilities	LS	1	\$ XXXXXX	\$ 20,000 ⁰⁰
36	03 20 00	Fruitvale Station Breakroom	LS	1	\$ XXXXXX	\$ 400,000 ⁰⁰
	03 30 00					
	05 40 00					
	06 41 00					
	07 42 13					
	07 54 00					
	07 84 00					
	07 90 00					
	08 11 00					
	08 71 00					
	09 22 00					
	09 29 00					
	09 65 19					
	09 91 00					
	11 31 00					
	20 10 13					
	20 20 13					
20 70 26						
21 13 13						
22 11 01						
22 13 01						
22 40 00						
23 81 00						
26 05 24						
26 05 26						
26 24 24						
26 50 00						
33 05 28						
37	03 20 00	Coliseum Station Breakroom	LS	1	\$ XXXXXX	\$ 600,000 ⁰⁰
	03 30 00					
	05 30 00					
	05 40 00					
	06 41 00					
	07 21 11					
	07 22 00					
	07 42 14					
	07 60 00					
	07 61 13					
	07 90 00					
	08 11 00					
	08 71 00					
09 22 00						
09 29 00						
09 65 19						

BID ITEM	SPEC SEC	DESCRIPTION	UNIT	EST QTY	UNIT PRICE	ITEM TOTAL
	09 91 00					
	10 28 24					
	10 40 00					
	11 31 00					
	20 40 13					
	22 40 00					
	23 05 93					
	23 09 00					
	23 23 00					
	23 31 00					
	23 34 00					
	23 81 00					
	26 05 17					
	26 50 00					
	33 31 00					
38	01 20 00	Allowance for Partnering	Allowance	1	\$30,000	\$30,000
39	01 20 00	Allowance for Operating System Access Delays	Allowance	1	\$100,000	\$100,000
40	01 20 00	Allowance for UPRR Delays	Allowance	1	\$40,000	\$40,000
41	01 20 00	Allowance for Differing Site Conditions	Allowance	1	\$1,200,000	\$1,200,000
42	01 20 00	Allowance for Electronic Safety and Security Systems including Fire Detection/Alarm and CCTV	Allowance	1	\$40,000	\$40,000
43	01 20 00	Allowance for Temporary Signs Designated by the Engineer	Allowance	1	\$20,000	\$20,000
44	01 20 00	Allowance for Planting Irrigation and Planting	Allowance	1	\$100,000	\$100,000
45	01 20 00	Allowance for Unanticipated Work on Conveying Systems	Allowance	1	\$20,000	\$20,000
TOTAL BID PRICE (ITEMS 1 THROUGH 45 INCLUSIVE) \$						15,388,200⁰⁰

The above item totals for all Bid Items 1 THROUGH 45 being evaluated for the Total Bid Price for the Award of the Contract are submitted by the Bidder for the convenience of the District. In the event of a discrepancy between the Bid unit price and the amount entered in the Item Total column, The Bid unit price will govern. The District will calculate the total Bid Price based on the unit prices or lump sum prices bid, as applicable. In the event of a discrepancy between the District's calculations and the item totals for all Bid Items as submitted by the Bidder, the District's calculations shall govern.

The District reserves the right, in its sole discretion, to make no Award, or to make an Award to the lowest responsible Bidder.

FOR A BID TO BE CONSIDERED, ALL ITEMS MUST BE BID.

THE DISTRICT RESERVES THE RIGHT TO REJECT ANY AND ALL BIDS.

If this Bid shall be accepted and the undersigned shall fail to contract as aforesaid and to give the two bonds in the sums to be determined as specified, with surety satisfactory to the District, or to comply with the District's insurance requirements within ten (10) Days after the Bidder has received notice from the District that the Contract has been awarded unless the District, in its discretion, allows additional time in writing for such submissions, the District may, at its option, determine that the Bidder has abandoned the Contract; thereupon this Bid and the acceptance thereof shall be null and void, and the forfeiture of such security accompanying this Bid shall occur and the same shall be the property of the District.

Accompanying this Bid is ⁽¹⁾ BIDDER'S BOND in an amount equal to at least 10 percent of the total Bid.

Receipt of the following attached Addenda is hereby acknowledged:

Addenda numbers ONE, TWO, THREE, FOUR, FIVE

The Bidder, GORDON N. BALL, INC.
(name),

hereby certifies that:

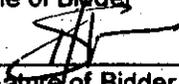
(A) Bidder is aware of the provisions of Supplementary Conditions Article SC7.1 regarding the District's Disadvantaged Business Enterprise participation policy for the Contract.

(B) Bidder has read the Contract Book, understands its requirements, including those for keeping records, and has asked for explanations of anything it did not understand.

(2) Bidder holds California Contractor's license No. 710807, Classification A. The license expiration date is 8/31/2017. Bidder's current DIR Contractor's Registration Number is 100000786. If the Bidder is a joint venture, list the California Contractor's license numbers, classifications and expiration dates and DIR Contractor's Registration Numbers for each joint venturer as follows:

(3)	Name of Joint Venturer	Contractor's License	Classification	Expiration Date	DIR Contractor's Registration
A.	<u>N/A</u>				
B.					
C.					

Bidder declares under penalty of perjury that the foregoing is true and correct.

GORDON N. BALL, INC.
⁽⁴⁾ Name of Bidder

⁽⁴⁾ Signature of Bidder
^{(5) (6)} HAL STOBER, PRESIDENT
Print Name and Title of Person Signing

Dated AUGUST 14, 20 15.

NOTES:

- (1) Insert the words "cash," "cashier's check," "certified check," or "Bidder's Bond," as the case may be.
- (2) If the Bidder is joint venture the Bidder may submit its valid State Contractor's license number, classification and expiration date with the Bid, but shall submit such information no later than 2:00 p.m. on Friday of the week following the date of Bid opening to the Contract Administrator at the address indicated in the Instructions to Bidders.
- (3) If the joint venture consists of more than three joint ventures, add additional lines as needed.
- (4) If the Bidder is a joint venture, the name of the Bidder and the signature shall match the name of the joint venture and the signature as provided in the joint venture agreement and conform with the requirements in the Instructions to Bidders.
- (5) If the Bidder in its Bid furnished anything not called for by these Contract Documents (a cover letter, Bidder's own form, or a notation on the Bid Form not called for by this form, for example), the Bidder is cautioned that it runs the risk that it has submitted a Bid which does not conform to the District's Contract Documents, and therefore must be rejected.
- (6) Bids shall be presented under sealed cover as provided in the Instructions to Bidders.

DESIGNATION OF SUBCONTRACTORS AND DBEs FORM

All DBEs of any tier to be used must be listed on this form regardless of dollar value of each transaction.

To comply with the requirements of the California Subletting and Subcontracting Fair Practices Act (California Public Contract Code Section 4100 et seq.), Bidder shall list in Part I on this form the name and address of each Subcontractor to whom Bidder proposes to subcontract more than 1/2 of 1% of the Work, description of portion of work or services subcontracted, total dollar amount of the portions of the work or services subcontracted, whether the Subcontractor is a DBE, and the California contractor license number of the Subcontractor. An inadvertent error in listing a Subcontractor's California contractor license number may be corrected by Bidder within twenty four (24) hours after the Bid opening provided the corrected contractor license number corresponds to the submitted name and location for that Subcontractor. The above list of information shall be submitted with the Bid. Other information required in Part I herein may be submitted up to 24 hours after the designated time to submit the Bid. Bidder's attention is directed to General Conditions Article GC5.7.1.

In addition, in Part II of this form, list all first-tier DBEs not subject to the requirements of General Conditions Article GC5.7.1.

Pursuant to Section 1725.5 and Section 1771.1 of the State Labor Code, all Contractors and Subcontractors must be registered with the California Department of Industrial Relations (DIR) in order to be qualified to bid on this Contract or to be listed as a Subcontractor. Contractor shall include the DIR registration number for its Subcontractors listed herein, as indicated. An inadvertent error in listing a Subcontractor who is not registered pursuant to Section 1725.5 in a Bid, may be corrected by the Bidder within twenty four (24) hours after the Bid opening if the Subcontractor registers and pays the penalty registration fee described in Section 1725.5 of the State Labor Code. Alternatively, the Subcontractor may be replaced with a registered Subcontractor pursuant to Section 4107 of the Public Contract Code.

Attach additional copies of this form if more space is needed and paginate the forms (i.e., Page of)

Name and Address	(Check if DBE) and insert DBE Cert. No.	Description of Portion of Work or Services Subcontracted	Total Dollar Amount of Subcontracted Work or Services
I. All first-tier Subcontractors (DBEs and Non DBEs) subject to the requirement of General Conditions Article GC5.7.1			
Name: <u>Hoseley Corporation</u> Address: <u>1485 Bayshore Blvd. #193</u> <u>San Francisco, CA 94134</u> California Contractor License No. <u>1000494</u> DIR Contractor Registration No. <u>1000008700</u> Phone Number: <u>415-404-8997</u> Age of Firm: <u>8 months</u> Annual Gross Receipts as of Last Tax Year: \$ <u>none to report yet.</u>	DBE Certificate No: <u>NONE</u>	<u>Concrete (P)</u> <u>drilling (P)</u> <u>Earthwork (P)</u>	<u>660,000⁰⁰</u>
Name: <u>Gerdan</u> Address: <u>1060 Kaiser Rd</u> <u>Napa, CA</u> California Contractor License No. <u>771202</u> DIR Contractor Registration No. <u>10000435</u> Phone Number: <u>707-563-3933</u> Age of Firm: <u>TBD</u> Annual Gross Receipts as of Last Tax Year: \$ <u>TBD</u>	DBE Certificate No: <u>None</u>	<u>Rebar</u>	<u>595,240⁰⁰</u>
Name: <u>Valentine</u> Address: <u>111 Pelican Way</u> <u>San Rafael</u> California Contractor License No. <u>229225</u> DIR Contractor Registration No. <u>100003272</u> Phone Number: <u>415-453-2732</u> Age of Firm: <u>TBD</u> Annual Gross Receipts as of Last Tax Year: \$ <u>TBD</u>	DBE Certificate No: <u>None</u>	<u>FRP Column</u> <u>Casing</u>	<u>747,369⁰⁰</u>

Attach additional copies of this form if more space is needed and paginate the forms (i.e., Page of)

Name and Address	(Check if DBE) and insert DBE Cert. No.	Description of Portion of Work or Services Subcontracted	Total Dollar Amount of Subcontracted Work or Services
<p>I. All first-tier Subcontractors (DBEs and Non DBEs) subject to the requirement of General Conditions Article GC5.7.1</p>			
<p>Name: <u>Hillside Drilling</u> Address: <u>P.O. 70130</u> <u>Point Richmond, CA</u> California Contractor License No. <u>470991</u> DIR Contractor Registration No. <u>1000002567</u> Phone Number: <u>510-234-6532</u> Age of Firm: <u>TBD</u> Annual Gross Receipts as of Last Tax Year: \$ <u>TBD</u></p>	<p>DBE Certificate No: <u>42048</u></p>	<p>Temp Shoring (P)</p>	<p><u>152,869⁰⁰</u></p>
<p>Name: <u>Quality Erectors Construction</u> Address: <u>3130 Bayshore Rd</u> <u>Benicia, CA 94510</u> California Contractor License No. <u>502736</u> DIR Contractor Registration No. <u>1000000887</u> Phone Number: <u>707-746-1233</u> Age of Firm: <u>TBD</u> Annual Gross Receipts as of Last Tax Year: \$ <u>TBD</u></p>	<p>DBE Certificate No: <u>NONE</u> MBE cert <u>4257</u></p>	<p>Break Rooms (P)</p>	<p><u>274,470⁰⁰</u></p>
<p>Name: <u>Blocka</u> Address: <u>4455 Enterprise</u> <u>Frc</u> California Contractor License No. <u>679326</u> DIR Contractor Registration No. <u>1000000447</u> Phone Number: <u>510-657-3687</u> Age of Firm: <u>TBD</u> Annual Gross Receipts as of Last Tax Year: \$ <u>TBD</u></p>	<p>DBE Certificate No: <u>None</u></p>	<p>HVAC Electrical; Communications</p>	<p><u>415</u> <u>47,000⁰⁰</u> <u>573,000⁰⁰</u></p>

Attach additional copies of this form if more space is needed and paginate the forms (i.e., Page of)

Name and Address	(Check if DBE) and insert DBE Cert. No.	Description of Portion of Work or Services Subcontracted	Total Dollar Amount of Subcontracted Work or Services
<p>I. All first-tier Subcontractors (DBEs and Non DBEs) subject to the requirement of General Conditions Article GC5.7.1</p>			
<p>Name: <u>Olivera fence</u> Address: <u>Santa Clara</u> California Contractor License No. <u>404243</u> DIR Contractor Registration No. <u>10003214</u> Phone Number: <u>TBD</u> Age of Firm: <u>TBD</u> Annual Gross Receipts as of Last Tax Year: \$ <u>TBD</u></p>	<p>DBE Certificate No: <u>001583</u></p>	<p>Fence & Gates</p>	<p>74,210.00</p>
<p>Name: _____ Address: _____ California Contractor License No. _____ DIR Contractor Registration No. _____ Phone Number: _____ Age of Firm: _____ Annual Gross Receipts as of Last Tax Year: \$ _____</p>	<p>DBE Certificate No: _____</p>		
<p>Name: _____ Address: _____ California Contractor License No. _____ DIR Contractor Registration No. _____ Phone Number: _____ Age of Firm: _____ Annual Gross Receipts as of Last Tax Year: \$ _____</p>	<p>DBE Certificate No: _____</p>		

Name and Address	(Check If DBE) and insert DBE Cert. No.	Description of Portion of Work or Services Subcontracted	Total Dollar Amount of Subcontracted Work or Services
II. All first-tier Subcontractors (other than those identified in III, IV, and V below), not subject to the requirement of General Conditions Article GC5.7.1			
Name: _____ Address: _____ _____ DIR Contractor Registration No. _____ Phone Number: _____ Age of Firm: _____ Annual Gross Receipts as of Last Tax Year: \$ _____	DBE Certificate No: _____		
Name: _____ Address: _____ _____ DIR Contractor Registration No. _____ Phone Number: _____ Age of Firm: _____ Annual Gross Receipts as of Last Tax Year: \$ _____	DBE Certificate No: _____		
Name: _____ Address: _____ _____ DIR Contractor Registration No. _____ Phone Number: _____ Age of Firm: _____ Annual Gross Receipts as of Last Tax Year: \$ _____	DBE Certificate No: _____		

Name and Address	(Check if DBE) and insert DBE Cert. No.	Description of Portion of Work or Services Subcontracted	Total Dollar Amount of Subcontracted Work or Services
<p>III. All DBE Manufacturers of any tier (100% credit)</p>			
<p>Name: _____ _____ Address: _____ _____ Phone Number: _____ Age of Firm: _____ Annual Gross Receipts as of Last Tax Year: \$ _____</p>	<p>DBE Certificate No: _____</p>		
<p>Name: _____ _____ Address: _____ _____ Phone Number: _____ Age of Firm: _____ Annual Gross Receipts as of Last Tax Year: \$ _____</p>	<p>DBE Certificate No: _____</p>		
<p>Name: _____ _____ Address: _____ _____ Phone Number: _____ Age of Firm: _____ Annual Gross Receipts as of Last Tax Year: \$ _____</p>	<p>DBE Certificate No: _____</p>		

Name and Address	(Check if DBE) and insert DBE Cert. No.	Description of Portion of Work or Services Subcontracted	Total Dollar Amount of Subcontracted Work or Services
<p>IV. All DBE SUPPLIERS of any tier: Regular Dealers (60% credit) See Supplementary Conditions Article SC7.1.3D.4. for definition of Regular Dealer.</p>			
<p>Name: _____ _____ Address: _____ _____ _____ Phone Number: _____ Age of Firm: _____ Annual Gross Receipts as of Last Tax Year: \$ _____</p>	<p>DBE Certificate No: _____</p>		
<p>Name: _____ _____ Address: _____ _____ _____ Phone Number: _____ Age of Firm: _____ Annual Gross Receipts as of Last Tax Year: \$ _____</p>	<p>DBE Certificate No: _____</p>		
<p>Name: _____ Address: _____ _____ Phone Number: _____ Age of Firm: _____ Annual Gross Receipts as of Last Tax Year: \$ _____</p>	<p>DBE Certificate No: _____</p>		

Name and Address	(Check if DBE) and insert DBE Cert. No.	Description of Portion of Work or Services Subcontracted	Total Dollar Amount of Subcontracted Work or Services
<p>V. All other DBE's of any tier: See Supplementary Conditions Article SC7.1.3D.5 for Available Credit</p>			
<p>Name: _____ _____ Address: _____ _____ Phone Number: _____ Age of Firm: _____ Annual Gross Receipts as of Last Tax Year: \$ _____</p>	<p>DBE Certificate No: _____</p>		
<p>Name: _____ _____ Address: _____ _____ Phone Number: _____ Age of Firm: _____ Annual Gross Receipts as of Last Tax Year: \$ _____</p>	<p>DBE Certificate No: _____</p>		
<p>Name: _____ _____ Address: _____ _____ Phone Number: _____ Age of Firm: _____ Annual Gross Receipts as of Last Tax Year: \$ _____</p>	<p>DBE Certificate No: _____</p>		

EXHIBIT 12-B
BIDDER'S LIST OF SUBCONTRACTORS
(DBE AND NON-DBE)

Exhibit 12-B Bidder's List of Subcontractors (DBE and Non-DBE)

Part I

The Bidder shall list all Subcontractors of any tier (both 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	Phone/ Fax	Annual Receipts	Gross	Description of Portion of Work to be Performed
Name: <i>Hoseley Corp.</i> Address: <i>1485 Bushmore Blvd #143</i> City State ZIP: <i>SECA 94134</i>	Phone: <i>415-404-8493</i> Fax: <i>415-233-9410</i>	<input checked="" type="checkbox"/> < \$1 million <input type="checkbox"/> < \$5 million <input type="checkbox"/> < \$10 million <input type="checkbox"/> < \$15 million <input type="checkbox"/> > \$15 million		<i>Concrete? Drilling (P) Excavation (P)</i>
Name: <i>Gardner</i> Address: <i>1066 Weiser Rd</i> City State ZIP: <i>NOPO, CA</i>	Phone: <i>707-663-3433</i> Fax: <i>TBD</i>	<input type="checkbox"/> < \$1 million <input type="checkbox"/> < \$5 million <input type="checkbox"/> < \$10 million <input checked="" type="checkbox"/> < \$15 million <input type="checkbox"/> > \$15 million		<i>Rebar</i>
Name: <i>Valentine</i> Address: <i>111 Pelican Way</i> City State ZIP: <i>San Rafael, CA</i>	Phone: <i>415-453-5752</i> Fax: <i>TBD</i>	<input type="checkbox"/> < \$1 million <input type="checkbox"/> < \$5 million <input type="checkbox"/> < \$10 million <input checked="" type="checkbox"/> < \$15 million <input type="checkbox"/> > \$15 million		<i>FDP Column casing</i>
Name: <i>Hillside Drilling</i> Address: <i>P.O. 7130</i> City State ZIP: <i>West Richmond, CA</i>	Phone: <i>910-234-6532</i> Fax: <i>TBD</i>	<input type="checkbox"/> < \$1 million <input type="checkbox"/> < \$5 million <input checked="" type="checkbox"/> < \$10 million <input type="checkbox"/> < \$15 million <input type="checkbox"/> > \$15 million		<i>Temp Shoring (P)</i>

Distribution: 1) Original - Local Agency File

Exhibit 12-B Bidder's List of Subcontractors (DBE and Non-DBE)

Part I

The Bidder shall list all Subcontractors of any tier (both 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	Phone/ Fax	Annual Receipts	Gross	Description of Portion of Work to be Performed
Name: Quality Erectors & Cons Address: 3130 Kingshore Rd City State ZIP: Benicia CA 94510	Phone: 707-746-1233 Fax: TBD	<input type="checkbox"/> < \$1 million <input type="checkbox"/> < \$5 million <input checked="" type="checkbox"/> < \$10 million <input type="checkbox"/> < \$15 million <input type="checkbox"/> > \$15 million		Break Rooms (P)
Name: Blocka Address: 4455 Enterprise City State ZIP: Fremont	Phone: 510-45 Fax: TBD 3688	<input type="checkbox"/> < \$1 million <input type="checkbox"/> < \$5 million <input checked="" type="checkbox"/> < \$10 million <input type="checkbox"/> < \$15 million <input type="checkbox"/> > \$15 million		HVAC Electrical & Communications
Name: Olivera Fence Address: Sautellara City State ZIP: TBD	Phone: TBD Fax: TBD	<input type="checkbox"/> < \$1 million <input checked="" type="checkbox"/> < \$5 million <input type="checkbox"/> < \$10 million <input type="checkbox"/> < \$15 million <input type="checkbox"/> > \$15 million		Fence & Gate
Name: Address: City State ZIP:	Phone: Fax:	<input type="checkbox"/> < \$1 million <input type="checkbox"/> < \$5 million <input type="checkbox"/> < \$10 million <input type="checkbox"/> < \$15 million <input type="checkbox"/> > \$15 million		

Distribution: 1) Original - Local Agency File

Exhibit 12-B Bidder's List of Subcontractors (DBE and Non-DBE)

Part II

The Bidder shall list all first tier Subcontractors who provided a quote or bid but were not selected to participate as a Subcontractor on this Contract. This is required for compliance with Title 49, Section 26 of the Code of Federal Regulations. Photocopy this form for additional firms.

Firm Name/ Address/ City, State, ZIP	Phone/ Fax	Annual Receipts	Gross	Description of Portion of Work to be Performed
Name: Composite Const. Address: 8140 S. 4th Ave. City State ZIP: TUCSON, AZ 85713	Phone: 520-332-2270 Fax: 520-332-2450	<input type="checkbox"/> < \$1 million <input type="checkbox"/> < \$5 million <input type="checkbox"/> < \$10 million <input type="checkbox"/> < \$15 million <input checked="" type="checkbox"/> > \$15 million		Quoted FRP Revamp
Name: Lawson Corp. Address: PO Box 2549 City State ZIP: KYRland, WA 98083	Phone: 425-827-7007 Fax: 425-827-8358	<input type="checkbox"/> < \$1 million <input type="checkbox"/> < \$5 million <input type="checkbox"/> < \$10 million <input type="checkbox"/> < \$15 million <input checked="" type="checkbox"/> > \$15 million		Quoted FRP Column (Learning)
Name: Fiber Rep Address: 545 Jefferson Blvd City State ZIP: West Sac, CA	Phone: 916-379-8953 Fax: 916-579-8955	<input type="checkbox"/> < \$1 million <input type="checkbox"/> < \$5 million <input type="checkbox"/> < \$10 million <input checked="" type="checkbox"/> < \$15 million <input type="checkbox"/> > \$15 million		Quoted FRP
Name: FDT Address: 5301 Adeline St City State ZIP: Oakland, CA	Phone: 510-781-8399 Fax: TBD	<input type="checkbox"/> < \$1 million <input type="checkbox"/> < \$5 million <input checked="" type="checkbox"/> < \$10 million <input type="checkbox"/> < \$15 million <input type="checkbox"/> > \$15 million		Quoted FRP

Distribution: 1) Original -- Local Agency File

Exhibit 12-B Bidder's List of Subcontractors (DBE and Non-DBE)

Part II

The Bidder shall list all first tier Subcontractors who provided a quote or bid but were not selected to participate as a Subcontractor on this Contract. This is required for compliance with Title 49, Section 26 of the Code of Federal Regulations. Photocopy this form for additional firms.

Firm Name/ Address/ City, State, ZIP	Phone/ Fax	Annual Receipts	Gross	Description of Portion of Work to be Performed
Name: Green Growth Address: 6610 Sunrise Vista Dr. City, State, ZIP: Citrus Heights, CA 95010	Phone: 916-722-8830 Fax: TBD	<input checked="" type="checkbox"/> < \$1 million <input type="checkbox"/> < \$5 million <input type="checkbox"/> < \$10 million <input type="checkbox"/> < \$15 million <input type="checkbox"/> > \$15 million		Quoted WPC Manager Supplier Analysis.
Name: Rebar International Address: 2880 International Ste. City, State, ZIP: San Jose, CA 95134	Phone: 408-678-0202 Fax: TBD	<input type="checkbox"/> < \$1 million <input type="checkbox"/> < \$5 million <input type="checkbox"/> < \$10 million <input checked="" type="checkbox"/> < \$15 million <input type="checkbox"/> > \$15 million		Quoted Items 9410
Name: Harris Rebar Address: 355 S. Vawcald City, State, ZIP: Livermore, CA 94550	Phone: 925-373-0433 Fax: 925-373-6130	<input type="checkbox"/> < \$1 million <input type="checkbox"/> < \$5 million <input type="checkbox"/> < \$10 million <input type="checkbox"/> < \$15 million <input checked="" type="checkbox"/> > \$15 million		Quoted Items 9410
Name: CMC Cema Metals Address: 120 W. Larch Rd City, State, ZIP: Tracy, CA 95304	Phone: 209-834-9300 Fax: 209-834-1457	<input type="checkbox"/> < \$1 million <input type="checkbox"/> < \$5 million <input type="checkbox"/> < \$10 million <input checked="" type="checkbox"/> < \$15 million <input type="checkbox"/> > \$15 million		Quoted Items 9410

Distribution: (1) Original - Local Agency File

EXHIBIT 15-G LOCAL AGENCY BIDDER DBE COMMITMENT (CONSTRUCTION CONTRACTS)

NOTE: PLEASE REFER TO INSTRUCTIONS ON THE REVERSE SIDE OF THIS FORM

LOCAL AGENCY: SF BAY AREA RAPID TRANSIT DIST LOCATION: OAKLAND, CA
 PROJECT DESCRIPTION: BART EARTHQUAKE SAFETY PROGRAM FRUITVALE /COLISEUM 15PJ-130
 TOTAL CONTRACT AMOUNT: \$ _____
 BID DATE: AUGUST 25, 2015
 BIDDER'S NAME: GORDON N. BALL, INC.
 CONTRACT DBE GOAL: 12.0%

CONTRACT ITEM NO.	ITEM OF WORK AND DESCRIPTION OR SERVICES TO BE SUBCONTRACTED OR MATERIALS TO BE PROVIDED (or contracted if the bidder is a DBE)	DBE CERT NO. AND EXPIRATION DATE	NAME OF EACH DBE (Must be certified on the date bids are opened - include DBE address and phone number)	DOLLAR AMOUNT DBE
30(P)	Temp Shoring (P)	42048 No Exp	Hillside Drilling Point Richmond, CA 510-234-6532	152,869 ⁰⁰
36(P)/37(P)	Breakroom (P)	4257 2/11/19	QEC Benicia, CA	274,970 ⁰⁰

For Local Agency to Complete:

Local Agency Contract Number: _____

Federal-aid Project Number: _____

Federal Share: _____

Contract Award Date: _____

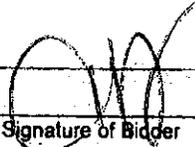
Local Agency certifies that all DBE certifications have been verified and information is complete and accurate.

Print Name _____ Signature _____ Date _____

Local Agency Representative _____

(Area Code) Telephone Number: _____

Total Claimed DBE Participation \$ _____ %

Signature of Bidder 

8/25/2015 925.838.5675
Date (Area Code) Tel. No.

TRISTEN DAVIS
Person to Contact (Please Type or Print)

Local Agency Bidder DBE Commitment (Construction Contracts)
(Rev 6/26/09)

- Distribution:**
- (1) Copy - Fax or scan a copy to the Caltrans District Local Assistance Engineer (DLAE) within 30 days of Contract execution. Failure to send a copy to the DLAE within 30 days of Contract execution may result in de-obligation of funds for this project.
 - (2) Copy - include in award package to Caltrans District Local Assistance
 - (3) Original - Local agency files

EXHIBIT 15-G LOCAL AGENCY BIDDER DBE COMMITMENT (CONSTRUCTION CONTRACTS)

NOTE: PLEASE REFER TO INSTRUCTIONS ON THE REVERSE SIDE OF THIS FORM

LOCAL AGENCY: SF BAY AREA RAPID TRANSIT DIST. LOCATION: OAKLAND, CA
 PROJECT DESCRIPTION: BART EARTHQUAKE SAFETY PROGRAM FRUITVALE / COLISEUM 15PJ-130
 TOTAL CONTRACT AMOUNT: \$ _____
 BID DATE: AUGUST 25, 2015
 BIDDER'S NAME: GORDON N. BALL, INC.
 CONTRACT DBE GOAL: 12.0%

CONTRACT ITEM NO.	ITEM OF WORK AND DESCRIPTION OR SERVICES TO BE SUBCONTRACTED OR MATERIALS TO BE PROVIDED (or contracted if the bidder is a DBE)	DBE CERT NO. AND EXPIRATION DATE	NAME OF EACH DBE (Must be certified on the date bids are opened - include DBE address and phone number)	DOLLAR AMOUNT DBE
34	Fence & Gates	CT-001553	Olivera Fence Santa Clara, CA 408-727-3511	74,210 =

For Local Agency to Complete:

Local Agency Contract Number: _____

Federal-aid Project Number: _____

Federal Share: _____

Contract Award Date: _____

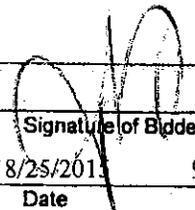
Local Agency certifies that all DBE certifications have been verified and information is complete and accurate.

Print Name _____ Signature _____ Date _____

Local Agency Representative _____

(Area Code) Telephone Number: _____

Total Claimed DBE Participation \$501,579
3.3 %

Signature of Bidder 

8/25/2015 925.838.5675
Date (Area Code) Tel. No.

TRISTEN DAVIS
Person to Contact (Please Type or Print)

Local Agency Bidder DBE Commitment (Construction Contracts)
(Rev 6/26/09)

- Distribution:**
- (1) Copy – Fax or scan a copy to the Caltrans District Local Assistance Engineer (DLAE) within 30 days of Contract execution. Failure to send a copy to the DLAE within 30 days of Contract execution may result in de-obligation of funds for this project.
 - (2) Copy – Include in award package to Caltrans District Local Assistance.
 - (3) Original – Local agency files

EXHIBIT 15-G LOCAL AGENCY BIDDER DBE COMMITMENT (CONSTRUCTION CONTRACTS)

NOTE: PLEASE REFER TO INSTRUCTIONS ON THE REVERSE SIDE OF THIS FORM

LOCAL AGENCY: SF BAY AREA RAPID TRANSIT DIST LOCATION: OAKLAND, CA
 PROJECT DESCRIPTION: BART EARTHQUAKE SAFETY PROGRAM FRUITVALE /COLISEUM 15PJ-130
 TOTAL CONTRACT AMOUNT: \$ _____
 BID DATE: AUGUST 25, 2015
 BIDDER'S NAME: GORDON N. BALL, INC.
 CONTRACT DBE GOAL: 12.0%

CONTRACT ITEM NO.	ITEM OF WORK AND DESCRIPTION OR SERVICES TO BE SUBCONTRACTED OR MATERIALS TO BE PROVIDED (or contracted if the bidder is a DBE)	DBE CERT NO. AND EXPIRATION DATE	NAME OF EACH DBE (Must be certified on the date bids are opened - include DBE address and phone number)	DOLLAR AMOUNT DBE

For Local Agency to Complete:
 Local Agency Contract Number: _____
 Federal-aid Project Number: _____
 Federal Share: _____
 Contract Award Date: _____

Local Agency certifies that all DBE certifications have been verified and information is complete and accurate.

Print Name _____ Signature _____ Date _____
 Local Agency Representative

(Area Code) Telephone Number: _____

Total Claimed DBE Participation \$ _____ %

Signature of Bidder _____
 Date 8/25/2015 (Area Code) Tel. No. 925.838.5675
 TRISTEN DAVIS
 Person to Contact (Please Type or Print)

Local Agency Bidder DBE Commitment (Construction Contracts)
 (Rev 6/28/09)

- Distribution:**
- (1) Copy - Fax or scan a copy to the Caltrans District Local Assistance Engineer (DLAE) within 30 days of Contract execution. Failure to send a copy to the DLAE within 30 days of Contract execution may result in de-obligation of funds for this project.
 - (2) Copy - Include in award package to Caltrans District Local Assistance
 - (3) Original - Local agency files

EXHIBIT 15-H DBE INFORMATION —GOOD FAITH EFFORTS
DBE INFORMATION - GOOD FAITH EFFORTS

Federal-aid Project No. _____ Bid Opening Date _____

The _____ (City/County of) _____ established a Disadvantaged Business Enterprise (DBE) goal of _____% for this Contract. The information provided herein shows that a good faith effort was made.

Lowest, second lowest and third lowest Bidders shall submit the following information to document adequate good faith efforts. Bidders should submit the following information even if the "Local Agency Bidder DBE Commitment" form indicates that the Bidder has met the DBE goal. This will protect the Bidder's eligibility for award of the Contract if the administering agency determines that the Bidder failed to meet the goal for various reasons, e.g., a DBE firm was not certified at bid opening, or the Bidder made a mathematical error.

Submittal of only the "Local Agency Bidder DBE Commitment" form may not provide sufficient documentation to demonstrate that adequate good faith efforts were made.

The following items are listed in the Section entitled "Submission of DBE Commitment" of the³ Special Provisions:

- A. The names and dates of each publication in which a request for DBE participation for this Contract was placed by the Bidder (please attach copies of advertisements or proofs of publication):

Publications	Dates of Advertisement

- B. The names and dates of written notices sent to certified DBEs soliciting Bids for this Contract and the dates and methods used for following up initial solicitations to determine with certainty whether the DBEs were interested (please attach copies of solicitations, telephone records, fax confirmations, etc.):

Names of DBEs Solicited	Date of Initial Solicitation	Follow Up Methods and Dates

Will be submitted post-bid.

³ In place of Special Provisions, see Supplementary Conditions Article SC7.1.

E. Efforts made to assist interested DBEs in obtaining bonding, lines of credit or insurance, and any technical assistance or information related to the plans, specifications and requirements for the work which was provided to DBEs:

F. Efforts made to assist interested DBEs in obtaining necessary equipment, supplies, materials or related assistance or services, excluding supplies and equipment the DBE Subcontractor purchases or leases from the prime Contractor or its affiliate:

G. The names of agencies, organizations or groups contacted to provide assistance in contacting, recruiting and using DBE firms (please attach copies of requests to agencies and any responses received, i.e., lists, Internet page download, etc.):

Name of Agency/Organization	Method/Date of Contact	Results

H. Any additional data to support a demonstration of good faith efforts (use additional sheets if necessary):

NOTE: USE ADDITIONAL SHEETS OF PAPER IF NECESSARY.

Will be submitted post-bid.

BIDDERS DBE QUESTIONNAIRE

Is Bidder a DBE? YES NO
(See Supplementary Conditions Article SC7.1.1 for definition of DBE)

CUCP Certified? YES NO

If YES, enter Certification Date: n/a

Is Bidder a joint venture with DBE partners? ⁴ YES NO

If YES, are Joint Venture Forms attached YES NO

Percent (%) of DBE Participation in Joint Venture n/a%

Age of Firm: n/a

Annual Gross Receipts as of last Tax Year: \$ n/a

⁴ If the Bidder is a joint venture, only the portion of the total dollar value of the Contract equal to the distinct, clearly defined portion of the work that is performed solely by the DBE's own forces can be counted towards the DBE goal. If the work is not clearly delineated between the DBE and the joint venture partner, only the portion of the work equal to the DBE's percentage ownership interest in the joint venture will be counted. See Supplementary Conditions Article SC7.1.3D.1

NONCOLLUSION DECLARATION

(To be executed by Bidder and submitted with Bid)

HAL STOBER declares that he ~~is~~ is PRESIDENT of GORDON N. BALL, INC.
(Bidder's Name) (Title) (Company's Name)

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 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 to 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 its Bid Price or any breakdown thereof, 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.

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

Date: AUGUST 14, 2015

HAL STOBER, PRESIDENT - GORDON N. BALL, INC.

Name of Bidder



Signature of Bidder

(Attention is directed to General Conditions Article GC7.1.2, Fair Employment Practices.)

FAIR EMPLOYMENT PRACTICES CERTIFICATION

TO THE SAN FRANCISCO BAY AREA RAPID TRANSIT DISTRICT

The undersigned in submitting a Bid for performing the following work by Contract, hereby certifies that it has or will meet the standards of affirmative compliance with the Fair Employment Practices Requirements of the Contract.

CONTRACT NO. 15PJ-130

BART EARTHQUAKE SAFETY PROGRAM FRUITVALE STATION AND COLISEUM STATION

GORDON N. BALL, INC.

Name of Bidder

By: 

Signature of Bidder

HAL STOBER, PRESIDENT

Print Name and Title of Person Signing

333 CAMILLE AVENUE, ALAMO, CA 94507

Business Address

SONOMA, CA

Place of Residence

SAN FRANCISCO BAY AREA RAPID TRANSIT DISTRICT
CERTIFICATION REGARDING FINANCIAL CONTRIBUTIONS

(Submit with Bid)

Certification to be executed by Bidder and each proposed first-tier Subcontractor or subsupplier whose Subcontract exceeds \$100,000. Make additional copies of the Certification as necessary.

Bidder must use its best efforts to collect the Certification from each first-tier Subcontractor or subsupplier whose Subcontract exceeds \$100,000 and to submit such Certifications along with its own to the District on the Bid date.

Bidder is advised that all Certifications must be submitted on the Bid date unless there is reasonable cause for delay; however, Bidder is cautioned that unless all Certifications are submitted within five (5) Days after the date Bids are due, the Bid may be considered non-responsive. See Instructions to Bidders for submitting Certifications after the Bid due date.

The undersigned certifies that:

1. It will not make any monetary or in-kind contribution (including loans) to any BART Director, or any candidate for Director, in excess of \$1,000 from the date Bids are opened by the District until Award of the Contract.
2. It understands that the term "contribution" shall have the same meaning as defined in California Government Code Section 82015 and implementing regulations adopted by the Fair Political Practices Commission.

GORDON N. BALL, INC.

Name of Firm

Signature

8/14/2015

Date

HAL STOBER, PRESIDENT

Print Name and Title of Person Signing

(Applicable to Contractors and Subcontractors of any tier seeking a Subcontract exceeding \$25,000.
Bidder's attention is directed to Article XI of FHWA Form 1273)

DEBARMENT AND SUSPENSION CERTIFICATION

Title 49, Code of Federal Regulations, Part 19

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, and manager:

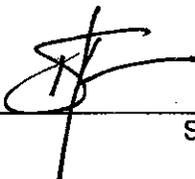
- Is not currently under suspension, debarment, voluntary exclusion, or determination of ineligibility by any Federal agency;
- Has not been suspended, debarred, voluntarily excluded or determined ineligible by any Federal agency within the past 3 years;
- Does not have a proposed debarment pending; 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 who it applies, initiating agency, and dates of action.

Date: 8/14/2015

GORDON N. BALL, INC.
Name of Firm

By: 
Signature

HAL STOBER, PRESIDENT
Print Name and Title of Person Signing

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

(Bidder's attention is directed to Paragraph 8.1 of the Instructions to Bidders and Article XII of FHWA Form 1273. The Certification shall be executed by the Bidder and by applicable Subcontractors or sub-suppliers of any tier receiving an amount in excess of \$100,000 and submitted by the Bidder either with the Bid or within the time frame specified in the Instructions to Bidders or before commencement of Subcontract work, as specified in the Instructions to Bidders.)

NONLOBBYING CERTIFICATION
FOR FEDERAL-AID CONTRACTS

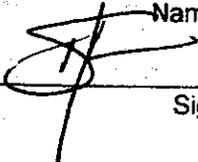
The undersigned certifies, to the best of his or her knowledge and belief, that:

- (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 a 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 grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form - LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.
- (3) The undersigned shall require that the language of this certification be included in the Award documents for all sub-awards at all tiers (including Subcontracts, subgrants, and contracts under grants, loans and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance is 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.

GORDON N. BALL, INC.

Name of Firm

By:  _____
Signature

HAL STOBER, PRESIDENT

Print Name and Title of Person Signing

