

**BID**

**TO THE SAN FRANCISCO BAY AREA RAPID TRANSIT DISTRICT**

**FOR EARTHQUAKE SAFETY PROGRAM TBT INTERNAL RETROFIT, CONTRACT NO. 09AU-120.**

Name of Bidder Barnard Construction Company Incorporated

Business Address 701 Gold Avenue, Bozeman, MT 59715

Address where notification should be sent 701 Gold Avenue, Bozeman, MT 59715

Business office number (406) 586-1995 facsimile (Fax) number (406) 586-3530

Email address dan.schall@barnard-inc.com (where notification should be sent).

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

Through newspaper advertisement

Through BART web site

Through one of the plan rooms

Through advance notice to Bidders

Other ( \_\_\_\_\_ )

The Work to be done is located in the Counties Alameda and San Francisco, State of California, and is to be done in accordance with the Contract Document which include the Contract Drawings and the referenced sections of BART Facilities Standards, Standard Specifications, Release R3.02, dated January 2016, 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:

**BASE BID SCHEDULE**

ITEM	SPEC SEC	DESCRIPTION OF ITEM	UNIT	EST QTY	UNIT PRICE	ITEM TOTAL
1	01 45 24	Demonstration Test (Note: See Contract Specifications Section 01 46 24 for limitations regarding payment of the Bid Price amount for Demonstration Test)	LS	1	XXX	<del>\$8,800,000.00</del>
2	01 71 13	Mobilization (Note: See Contract Specifications Section 01 71 13 for limitations regarding payment of the Bid Price amount for Mobilization)	LS	1	XXX	<del>\$44,000,000.00</del>
3	01 71 23	Field Engineering (Note: See Contract Specifications Section 01 71 23 for limitations regarding payment of the Bid Price amount for Field Engineering)	LS	1	XXX	<del>\$13,000,000.00</del>
4	03 30 00	Concrete Invert Replacement & Other Concrete Work	LF	7,259	<del>\$14,000.00</del>	<del>\$101,626,000.00</del>
5	05 58 00	Furnish Retrofit Steel Plates (F)	Tons	6,252	<del>\$14,750.00</del>	<del>\$92,217,000.00</del>
6	05 58 00	Install Retrofit Plates in Bores	LF	7,412	<del>\$11,460.00</del>	<del>\$84,941,520.00</del>
7	02 41 19	Wall Concrete Removal Inside Bores (F)	CY	73	<del>\$42,000.00</del>	<del>\$3,066,000.00</del>
8	05 58 00	Install Retrofit Plates in Galleries	LF	2,527	<del>\$6,000.00</del>	<del>\$15,162,000.00</del>
9	22 14 29	Mechanical Work	LS	1	XXX	<del>\$29,000,000.00</del>
10	20 70 26	Electrical Work	LS	1	XXX	<del>\$42,000,000.00</del>
11	13 54 00	Plugs for Investigation Holes	LS	1	XXX	<del>\$1,750,000.00</del>
12	01 35 14	Work Shift Cancellation	DAY	20	<del>\$270,000.00</del>	<del>\$5,400,000.00</del>
13	01 20 00	Allowance for Partnering	ALLOW	1	XXX	\$35,000
<b>TOTAL BASE BID PRICE (ITEMS 1 THROUGH 13 INCLUSIVE)</b>						<del>\$440,977,520.00</del>

**ADDITIVE BID ITEM 1 BID SCHEDULE**

ITEM	SPEC SEC	DESCRIPTION OF ITEM	UNIT	EST QTY	UNIT PRICE	ITEM TOTAL
14	VARIABLES	Gallery Retrofit of Tubes 21 through 23	LS	1	XXX	<del>\$16,500,000.00</del>
<b>TOTAL ADDITIVE BID ITEM 1 BID PRICE (ITEM 14)</b>						<del>\$16,500,000.00</del>

**ADDITIVE BID ITEM 2 BID SCHEDULE**

ITEM	SPEC SEC	DESCRIPTION OF ITEM	UNIT	EST QTY	UNIT PRICE	ITEM TOTAL
15	VARIABLES	Type I Retrofit of Tube 28	LS	1	XXX	\$21,400,000.00
<b>TOTAL ADDITIVE BID ITEM 2 BID PRICE (ITEM 15)</b>						<b>\$21,400,000.00</b>

**ADDITIVE BID ITEM 3 BID SCHEDULE**

ITEM	SPEC SEC	DESCRIPTION OF ITEM	UNIT	EST QTY	UNIT PRICE	ITEM TOTAL
16	VARIABLES	Type I Retrofit of Tube 29	LS	1	XXX	\$22,000,000.00
<b>TOTAL ADDITIVE BID ITEM 3 BID PRICE (ITEM 16)</b>						<b>\$22,000,000.00</b>

**ADDITIVE BID ITEM 4 BID SCHEDULE**

ITEM	SPEC SEC	DESCRIPTION OF ITEM	UNIT	EST QTY	UNIT PRICE	ITEM TOTAL
17	VARIABLES	Type I Retrofit of Tube 27 & Gallery Retrofit of Tube 5	LS	1	XXX	\$26,140,000.00
<b>TOTAL ADDITIVE BID ITEM 4 BID PRICE (ITEM 17)</b>						<b>\$26,140,000.00</b>

**ADDITIVE BID ITEM 5 BID SCHEDULE**

ITEM	SPEC SEC	DESCRIPTION OF ITEM	UNIT	EST QTY	UNIT PRICE	ITEM TOTAL
18	VARIABLES	Type II Retrofit of Tube 30	LS	1	XXX	\$17,185,000.00
<b>TOTAL ADDITIVE BID ITEM 5 BID PRICE (ITEM 18)</b>						<b>\$17,185,000.00</b>

**BID SUMMARY**

<b>TOTAL BASE BID PRICE (ITEMS 1 THROUGH 13 INCLUSIVE)</b>	<b>\$440,977,520.00</b>
<b>TOTAL BASE BID PRICE PLUS ADDITIVE BID ITEM 1</b>	<b>\$457,477,520.00</b>
<b>TOTAL BASE BID PRICE PLUS ADDITIVE BID ITEMS 1 AND 2</b>	<b>\$478,877,520.00</b>
<b>TOTAL BASE BID PRICE PLUS ADDITIVE BID ITEMS 1, 2 AND 3</b>	<b>\$500,877,520.00</b>

TOTAL BASE BID PRICE PLUS ADDITIVE BID ITEMS 1, 2, 3 AND 4	\$527,017,520. <sup>00</sup>
TOTAL BASE BID PRICE PLUS ADDITIVE BID ITEMS 1, 2, 3, 4 AND 5	\$544,142,570. <sup>92</sup>

The above item totals for all Bid Items for **BASE BID, ADDITIVE BID ITEMS: 1, 2, 3, 4, AND 5**, are submitted by the Bidder for the convenience of the District. In the event of discrepancy between the Bid unit price and the amount entered in the item total column, the Bid unit price shall 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 calculation and the item totals for all Bid Items as submitted by the Bidder, the District's calculations shall govern.

**FOR A BID TO BE CONSIDERED, ALL ITEMS IN THE BASE BID, ADDITIVE BID ITEMS: 1, 2, 3, 4, AND 5 MUST BE BID. FAILURE TO SUPPLY BID PRICES FOR ALL ITEMS WILL RESULT IN A BID BEING DEEMED NON RESPONSIVE.**

The District reserves the right, in its sole discretion, to make no Award, or to make an Award of the Contract to the lowest responsible Bidder as determined by adjusting the Bid Price for Bidders that are eligible for the Small Business Program preference as described in the Instructions to Bidders Paragraph 14.B and in the order of preference below:

1. Total Bid Price for the Base Bid plus Additive Bid Items 1, 2, 3, 4 and 5.
2. Total Bid Price for the Base Bid plus Additive Bid Items 1, 2, 3 and 4.
3. Total Bid Price for the Base Bid plus Additive Bid Items 1, 2 and 3.
4. Total Bid Price for the Base Bid plus Additive Bid Items 1 and 2.
5. Total Bid Price for the Base Bid plus Additive Bid Item 1.
6. Total Bid Price for the Base Bid.

**DETERMINATION OF THE SELECTION TO BE AWARDED AS SET FORTH ABOVE WILL BE BASED ON THE AMOUNT OF AVAILABLE FUNDING REVEALED AT THE TIME OF THE BID OPENING.**

**IF NONE OF THE BIDS ARE WITHIN THE AMOUNT OF AVAILABLE FUNDING REVEALED AT THE TIME OF BID OPENING, THE DISTRICT RESERVES THE RIGHT TO AWARD THE CONTRACT ON THE BASIS OF THE LOWEST PRICE FOR THE BASE BID ONLY.**

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

If the 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 property of the District.

Accompanying this Bid is <sup>(1)</sup> Bidder's Bond \_\_\_\_\_ in an amount equal to at least ten percent (10%) of the Total Bid Price for the Base Bid and the Price for all Additive Bid Items.

Receipt of the following attached Addenda is hereby acknowledged:

Addenda numbers One (1), Two (2), Three (3), Four (4), Five (5), Six (6), Seven (7), Eight (8), Nine (9), Ten (10)

The Bidder, Barnard Construction Company Incorporated  
(name),

hereby certifies that:



**DESIGNATION OF SUBCONTRACTORS, M/WBE, AND SB PARTICIPATION FORM**

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 of 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 an MBE or WBE or both or whether the Subcontractor is an SB, 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's license 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 Article GC5.7.1 of the General Conditions.

In addition, in Part II of this form list all MBEs, WBEs, and SBs not subject to the requirements of General Conditions Article GC5.7.1.

Pursuant to Sections 1725.5 and 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. 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.

If a firm is owned and controlled by a Minority Woman or Minority Women, then the firm may be counted towards meeting both the MBE and WBE Availability Percentages. Accordingly, both MBE and WBE boxes should be checked.

Attach additional copies of this form if more space is needed and paginate the forms (i.e., Page 1 of 9)

Name and Address	MBE (Check if MBE)	WBE (Check if WBE)	SB (check if 1 <sup>st</sup> or 2 <sup>nd</sup> Tier SB)	Description of Portion of Work or Services Subcontracted	Total Dollar Amount of Subcontracted Work or Services
1. All Subcontractors (MBEs, WBEs, Non-MBEs, Non-WBEs, and first-tier SBs subject to the requirements of General Conditions Article GC5.7.1					
Name: <u>Always Protective Services</u> Address: <u>15068 Rosecrans Ave Ste 164</u> <u>La Mirada, Ca 90638</u> California Contractor License No. <u>PPO 17538</u> DIR Contractor Registration No. <u>Pending</u> Phone Number: <u>(949) 337-6620</u> Age of Firm: <u>3 years 11 months</u> Annual Gross Receipts as of last Tax Year: <u>\$1,188,760.00</u>		✓		Security Services	Base Bid <u>\$994,640.00</u> Additive 1 <u>\$20,000.00</u> Additive 2 <u>\$20,000.00</u> Additive 3 <u>\$20,000.00</u> Additive 4 <u>\$20,000.00</u> Additive 5 <u>\$20,000.00</u>

**DESIGNATION OF SUBCONTRACTORS, MWBE, AND SB PARTICIPATION FORM**

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 of this form the name and address of each Subcontractor to whom Bidder proposes to subcontract more than 1/4 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 an MBE or WBE or both or whether the Subcontractor is an SB, 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's license 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 Article GC5.7.1 of the General Conditions.

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Name and Address	MBE (Check if MBE)	WBE (Check if WBE)	SB (check if 1 <sup>st</sup> or 2 <sup>nd</sup> Tier SB)	Description of Portion of Work or Services Subcontracted	Total Dollar Amount of Subcontracted Work or Services
I. All Subcontractors (MBEs, WBEs, Non-MBEs, Non-WBEs, and first-tier SBs subject to the requirements of General Conditions Article GC5.7.1					
Name: <u>Tunnel Electric</u> Address: <u>PO Box 1659</u> <u>Shingle Springs, CA 95682</u> California Contractor License No. <u>818274</u> DIR Contractor Registration No. <u>1000025157</u> Phone Number: <u>(530) 677-1092</u> Age of Firm: <u>13</u> years Annual Gross Receipts as of last Tax Year: <u>\$2,488,262.00</u>			<input checked="" type="checkbox"/>	Electrical	Base Bid <u>\$20,075,200.00</u> Additive 1 <u>\$83,000.00</u> Additive 2 <u>\$297,200.00</u> Additive 3 <u>\$416,150.00</u> Additive 4 <u>\$376,600.00</u> Additive 5 <u>\$366,900.00</u>

**DESIGNATION OF SUBCONTRACTORS, M/WBE, AND SB PARTICIPATION FORM**

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Name and Address	MBE (Check if MBE)	WBE (Check if WBE)	SB (check if 1 <sup>st</sup> or 2 <sup>nd</sup> Tier SB)	Description of Portion of Work or Services Subcontracted	Total Dollar Amount of Subcontracted Work or Services
1. All Subcontractors (MBEs, WBEs, Non-MBEs, Non-WBEs, and first-tier SBs subject to the requirements of General Conditions Article GC5.7.1					
Name: <u>Deans Certified Welding</u>				Fit up & Welding of Liner Plates	Base Bid <u>\$20,071,746.34</u>
Address: <u>27645 Commerce Center Dr. Temecula, CA 92590</u>					Additive 1 <u>\$2,025,638.50</u>
California Contractor License No. <u>618842</u>					Additive 2 <u>\$4,736,380.22</u>
DIR Contractor Registration No. <u>1000024764</u>					Additive 3 <u>\$2,027,266.00</u>
Phone Number: <u>(951) 676-0242</u>					Additive 4 <u>\$2,380,168.00</u>
Age of Firm: <u>42 years</u>					Additive 5 <u>\$4,125,531.50</u>
Annual Gross Receipts as of last Tax Year: <u>\$5,200,000</u>					

**DESIGNATION OF SUBCONTRACTORS, M/WBE, AND SB PARTICIPATION FORM**

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Attach additional copies of this form if more space is needed and paginate the forms (i.e., Page 4 of 9)

Name and Address	MBE (Check if MBE)	WBE (Check if WBE)	SB (check if 1 <sup>st</sup> or 2 <sup>nd</sup> Tier SB)	Description of Portion of Work or Services Subcontracted	Total Dollar Amount of Subcontracted Work or Services
1. All Subcontractors (MBEs, WBEs, Non-MBEs, Non-WBEs, and first-tier SBs subject to the requirements of General Conditions Article GC5.7.1					
Name: <u>FD Thomas</u> Address: <u>217 Bateman Drive</u> <u>Central Point, OR 97502</u> California Contractor License No. <u>610403</u> DIR Contractor Registration No. <u>1000000093</u> Phone Number: <u>(451) 664-3010</u> Age of Firm: <u>38</u> years Annual Gross Receipts as of last Tax Year: <u>\$ 75 million</u>				Painting/ Coating	Base Bid <u>\$9,800,000.00</u> Additive 1 <u>\$1,424,000.00</u> Additive 2 <u>\$618,000.00</u> Additive 3 <u>\$813,000.00</u> Additive 4 <u>\$1,360,500.00</u> Additive 5 <u>\$411,000.00</u>

**DESIGNATION OF SUBCONTRACTORS, M/WBE, AND SB PARTICIPATION FORM**

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In addition, in Part II of this form list all MBEs, WBEs, and SBs not subject to the requirements of General Conditions Article GC6.7.1.

Pursuant to Sections 1725.5 and 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. 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.

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Name and Address	MBE (Check if MBE)	WBE (Check if WBE)	SB (check if 1 <sup>st</sup> or 2 <sup>nd</sup> Tier SB)	Description of Portion of Work or Services Subcontracted	Total Dollar Amount of Subcontracted Work or Services
<b>I. All Subcontractors (MBEs, WBEs, Non-MBEs, Non-WBEs, and first-tier SBs subject to the requirements of General Conditions Article GC6.7.1</b>					
Name: <u>Monterey Mechanical Co</u> <hr/> Address: <u>8275 San Leandro St.</u> <u>Oakland, CA 94621</u> <hr/> California Contractor License No. <u>388361</u> <hr/> DIR Contractor Registration No. <u>1000001627</u> <hr/> Phone Number: <u>(510) 632-3173</u> <hr/> Age of Firm: <u>60</u> years <hr/> Annual Gross Receipts as of last Tax Year: <u>\$ 39,258,500</u>				Mechanical	Base Bid <u>\$17,300,000.00</u> Additive 1 \$ <u>---</u> Additive 2 \$ <u>---</u> Additive 3 \$ <u>---</u> Additive 4 \$ <u>---</u> Additive 5 \$ <u>---</u>

**DESIGNATION OF SUBCONTRACTORS, M/WBE, AND SB PARTICIPATION FORM**

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If a firm is owned and controlled by a Minority Woman or Minority Women, then the firm may be counted towards meeting both the MBE and WBE Availability Percentages. Accordingly, both MBE and WBE boxes should be checked.

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Name and Address	MBE (Check if MBE)	WBE (Check if WBE)	SB (check if 1 <sup>st</sup> or 2 <sup>nd</sup> Tier SB)	Description of Portion of Work or Services Subcontracted	Total Dollar Amount of Subcontracted Work or Services
I. All Subcontractors (MBEs, WBEs, Non-MBEs, Non-WBEs, and first-tier SBs subject to the requirements of General Conditions Article GC5.7.1					
Name: <u>Montez Group, Inc.</u> Address: <u>925 Trent Ave.</u> <u>San Francisco, CA 94110</u> California Contractor License No. <u>N/A</u> DIR Contractor Registration No. <u>1000013209</u> Phone Number: <u>(415) 430-5029</u> Age of Firm: <u>5 years</u> Annual Gross Receipts as of last Tax Year: <u>\$230,000</u>	✓		✓	Quality Control and Testing and Inspection	Base Bid <u>\$3,975,008.00</u> Additive 1 <u>\$291,918.00</u> Additive 2 <u>\$249,643.00</u> Additive 3 <u>\$249,643.00</u> Additive 4 <u>\$343,313.50</u> Additive 5 <u>\$158,843.00</u>

**DESIGNATION OF SUBCONTRACTORS, M/WBE, AND SB PARTICIPATION FORM**

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 of 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 an MBE or WBE or both or whether the Subcontractor is an SB, 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's license 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 Article GC5.7.1 of the General Conditions.

In addition, in Part II of this form list all MBEs, WBEs, and SBs not subject to the requirements of General Conditions Article GC5.7.1.

Pursuant to Sections 1725.5 and 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. 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.

If a firm is owned and controlled by a Minority Woman or Minority Women, then the firm may be counted towards meeting both the MBE and WBE Availability Percentages. Accordingly, both MBE and WBE boxes should be checked.

Attach additional copies of this form if more space is needed and paginate the forms (i.e., Page 2 of 9)

Name and Address	MBE (Check if MBE)	WBE (Check if WBE)	SB (check if 1 <sup>st</sup> or 2 <sup>nd</sup> Tier SB)	Description of Portion of Work or Services Subcontracted	Total Dollar Amount of Subcontracted Work or Services
1. All Subcontractors (MBEs, WBEs, Non-MBEs, Non-WBEs, and first-tier SBs subject to the requirements of General Conditions Article GC5.7.1					
Name: <u>Proven Management, Inc.</u> Address: <u>225 3rd Street</u> <u>Oakland, CA 94607</u> California Contractor License No. <u>6749370</u> DIR Contractor Registration No. <u>1000003746</u> Phone Number: <u>(510) 671-0000</u> Age of Firm: <u>21 years</u> Annual Gross Receipts as of last Tax Year: <u>\$54.2 million</u>				Trucking/ Disposal Services	Base Bid <u>\$3,162,777.00</u> Additive 1 <u>\$ -</u> Additive 2 <u>\$3,162,777.00</u> Additive 3 <u>\$3,162,777.00</u> Additive 4 <u>\$3,162,777.00</u> Additive 5 <u>\$3,162,777.00</u>

**DESIGNATION OF SUBCONTRACTORS, M/WBE, AND SB PARTICIPATION FORM**

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 of 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 an MBE or WBE or both or whether the Subcontractor is an SB, 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's license 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 Article GC5.7.1 of the General Conditions.

In addition, in Part II of this form list all MBEs, WBEs, and SBs not subject to the requirements of General Conditions Article GC5.7.1.

Pursuant to Sections 1725.5 and 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. 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.

If a firm is owned and controlled by a Minority Woman or Minority Women, then the firm may be counted towards meeting both the MBE and WBE Availability Percentages. Accordingly, both MBE and WBE boxes should be checked.

Attach additional copies of this form if more space is needed and paginate the forms (i.e., Page 8 of 9)

Name and Address	MBE (Check if MBE)	WBE (Check if WBE)	SB (check if 1 <sup>st</sup> or 2 <sup>nd</sup> Tier SB)	Description of Portion of Work or Services Subcontracted	Total Dollar Amount of Subcontracted Work or Services
1. All Subcontractors (MBEs, WBEs, Non-MBEs, Non-WBEs, and first-tier SBs subject to the requirements of General Conditions Article GC5.7.1					
Name: <u>RMA Group</u> Address: <u>130 Archer Street</u> <u>San Jose, CA 95112</u> California Contractor License No <u>N/A</u> DIR Contractor Registration No. <u>1000006493</u> Phone Number: <u>(408) 362-4920</u> Age of Firm: <u>54 years</u> Annual Gross Receipts as of last Tax Year: <u>\$34 million</u>				GPR, Quality Control Testing and Inspection	Base Bid <u>\$5,325,008.00</u> Additive 1 <u>\$341,918.00</u> Additive 2 <u>\$429,643.00</u> Additive 3 <u>\$429,643.00</u> Additive 4 <u>\$523,313.50</u> Additive 5 <u>\$258,843.00</u>

## DESIGNATION OF SUBCONTRACTORS, M/WBE, AND SB PARTICIPATION FORM

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 of 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 an MBE or WBE or both or whether the Subcontractor is an SB, 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's license 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 Article GC5.7.1 of the General Conditions.

In addition, in Part II of this form list all MBEs, WBEs, and SBs not subject to the requirements of General Conditions Article GC5.7.1.

Pursuant to Sections 1725.5 and 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. 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.

If a firm is owned and controlled by a Minority Woman or Minority Women, then the firm may be counted towards meeting both the MBE and WBE Availability Percentages. Accordingly, both MBE and WBE boxes should be checked.

Attach additional copies of this form if more space is needed and paginate the forms (i.e., Page 9 of 9)

Name and Address	MBE (Check if MBE)	WBE (Check if WBE)	SB (check if 1 <sup>st</sup> or 2 <sup>nd</sup> Tier SB)	Description of Portion of Work or Services Subcontracted	Total Dollar Amount of Subcontracted Work or Services
i. All Subcontractors (MBEs, WBEs, Non-MBEs, Non-WBEs, and first-tier SBs subject to the requirements of General Conditions Article GC5.7.1)					
Name: <u>Walker River Construction</u> Address: <u>PO Box 156</u> <u>Schurz, NV 89427</u> California Contractor License No. <u>927418</u> DIR Contractor Registration No. <u>1000000962</u> Phone Number: <u>(775) 224-1883</u> Age of Firm: <u>12 years</u> Annual Gross Receipts as of last Tax Year: <u>\$ 7,260,806.00</u>	✓	✓	✓	<u>MVC service</u>	Base Bid <u>\$32,000,000.00</u> Additive 1 <u>\$1,250,000.00</u> Additive 2 <u>\$1,000,000.00</u> Additive 3 <u>\$1,000,000.00</u> Additive 4 <u>\$1,000,000.00</u> Additive 5 <u>\$1,000,000.00</u>

Name and Address	MBE (Check if MBE)	WBE (Check if WBE)	SB (check if 1 <sup>st</sup> or 2 <sup>nd</sup> Tier SB)	Description of Portion of Work or Services Subcontracted	Total Dollar Amount of Subcontracted work or Services
ii. All WBEs, WBEs and first and second-tier SBs not subject to the requirements of General Conditions Article GC5.7.1					
Name: <u>Always Protective Services</u> Address: <u>15068 Rosecrans Ave Ste 164</u> <u>La Mirada, CA 90638</u> DIR Contractor Registration No. <u>Pending</u> Phone Number: <u>(949) 337-6620</u> Age of Firm: <u>3 years 11 months</u> Annual Gross Receipts as of last Tax Year: <u>\$ 1,188,760.00</u>		✓	1 <sup>st</sup>          2 <sup>nd</sup>	Security Services	Base Bid <u>\$994,440.00</u> Additive 1 <u>\$20,000.00</u> Additive 2 <u>\$20,000.00</u> Additive 3 <u>\$20,000.00</u> Additive 4 <u>\$20,000.00</u> Additive 5 <u>\$20,000.00</u>
Name: _____ Address: _____ DIR Contractor Registration No. _____ Phone Number: _____ Age of Firm: _____ Annual Gross Receipts as of last Tax Year: \$ _____			1 <sup>st</sup>          2 <sup>nd</sup>		Base Bid \$ _____ Additive 1 \$ _____ Additive 2 \$ _____ Additive 3 \$ _____ Additive 4 \$ _____ Additive 5 \$ _____
Name: _____ Address: _____ DIR Contractor Registration No. _____ Phone Number: _____ Age of Firm: _____ Annual Gross Receipts as of last Tax Year: \$ _____			1 <sup>st</sup>          2 <sup>nd</sup>		Base Bid \$ _____ Additive 1 \$ _____ Additive 2 \$ _____ Additive 3 \$ _____ Additive 4 \$ _____ Additive 5 \$ _____

NONCOLLUSION DECLARATION

CONTRACT NO. 09AU-120

**EARTHQUAKE SAFETY PROGRAM TBT INTERNAL RETROFIT**

(To be executed by Bidder and submitted with Bid)

Daniel S. Schall declares that he or she is Vice President of Barnard Construction  
(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: 09/20/2016

Daniel S. Schall  
Name of Bidder  
  
Signature of Bidder

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

**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.

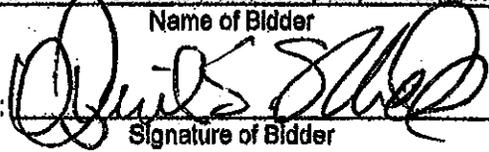
CONTRACT NO. 09AU-120

**EARTHQUAKE SAFETY PROGRAM TBT INTERNAL RETROFIT**

Barnard Construction Company Incorporated

Name of Bidder

By:



Signature of Bidder

Daniel S. Schall, Vice President

Print Name and Title of Person Signing

701 Gold Avenue, Bozeman, MT 59715

Business Address

701 Gold Avenue, Bozeman, MT 59715

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 the Award of the Contract.
2. It understands that the term "contribution" shall have the same meaning as defined in California Government Code Section 82016 and implementing regulations adopted by the Fair Political Practices Commission.
3. If Bidder is awarded the Contract, the undersigned shall continue to comply with this prohibition for three (3) months following Award of the Contract.

Barnard Construction Company Incorporated

Name of Firm

  
Signature

09/20/2016  
Date

Daniel S. Schall, Vice President

Print Name and Title





**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.

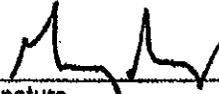
Bidder is advised that all Certifications must be submitted on the Bid date unless there is reasonable cause for delay; however, Bidder is cautioned that unless all Certifications are submitted within five (5) Days after the date Bids are due, the Bid may be considered non-responsive. See Instructions 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 the 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.
3. If Bidder is awarded the Contract, the undersigned shall continue to comply with this prohibition for three (3) months following Award of the Contract.

DEANS CERTIFIED WELDING

Name of Firm



Signature

9-8-2016

Date

Greg Berry      Estimator

Print Name and Title

**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 the 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.
3. If Bidder is awarded the Contract, the undersigned shall continue to comply with this prohibition for three (3) months following Award of the Contract.

F.D. Thomas, Inc.

Name of Firm



Signature

9/15/2016

Date

Mike Kostenko, Vice President

Print Name and Title

**SAN FRANCISCO BAY AREA RAPID TRANSIT DISTRICT  
CERTIFICATION REGARDING FINANCIAL CONTRIBUTIONS**

(Submit with Bid)

On line to be executed by Bidder and each of its direct Subcontractors or sub-supplier 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 of its direct Subcontractors or sub-supplier whose Subcontract exceeds \$100,000 and to submit such Certifications along with its Bid to the District on the Bid date.

Bidder is advised that all Certifications must be submitted on the Bid date unless there is a 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. I will not make any monetary or in-kind contribution (including loans) to any RTD Director or any candidate for Director in excess of \$1,000 from the date Bids are opened by the District until the Award of the Contract.
2. I understand that the term "contribution" shall have the same meaning as defined in California Government Code Section 82031 and implementing regulations adopted by the Fair Political Practices Commission.
3. If Bidder is awarded the Contract, the Undersigned shall continue to comply with the prohibition for three (3) months following Award of the Contract.

Monterey Mechanical Co.

Name of Firm



Signature

Date

James D. D'Amico, President

Print Name and Title

**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 the 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.
3. If Bidder is awarded the Contract, the undersigned shall continue to comply with this prohibition for three (3) months following Award of the Contract.

Montez Group, Inc.  
Name of Firm

[Signature] 09/15/16  
Signature Date

OSCAR ZAVALETA - Principal  
Print Name and Title

**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.

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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 the 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.
3. If Bidder is awarded the Contract, the undersigned shall continue to comply with this prohibition for three (3) months following Award of the Contract.

Proven Management, Inc.

Name of Firm

Signature

09/12/2016

Date

William Gilmartin III, Vice President

Print Name and Title



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.

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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 the Award of the Contract.
2. It understands that the term "contribution" shall have the same meaning as defined in California Government Code Section 82016 and implementing regulations adopted by the Fair Political Practices Commission.
3. If Bidder is awarded the Contract, the undersigned shall continue to comply with this prohibition for three (3) months following Award of the Contract.

Walker River Construction, Inc.

Name of Firm

Gypsy Holman

Signature

9/8/16

Date

Gypsy Holman, President

Print Name and Title

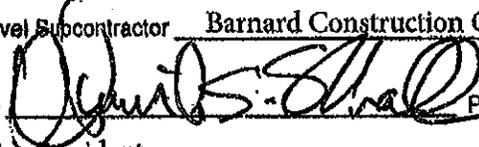
ADDENDUM A

**SAN FRANCISCO BAY AREA RAPID TRANSIT DISTRICT MAJOR PROJECTS  
PROJECT STABILIZATION AGREEMENT  
AGREEMENT TO BE BOUND**

The undersigned, as a Contractor or Subcontractor ("Contractor") on a Project covered by the San Francisco Bay Area Rapid Transit District Major Projects Project Stabilization Agreement ("Project"), for and in consideration of the award to it of a contract to perform work on said Major Project, and in further consideration of the mutual promises made in the Major Project Project Stabilization Agreement ("Agreement"), a copy of which was received and is acknowledged, hereby:

1. Accepts and agrees to be bound by the terms and conditions of the Agreement, together with any and all amendments and supplements now existing or which are later made to said Agreement.
2. Certifies that it has no commitments or agreements which would preclude its full and complete compliance with the terms and conditions of said Agreement;
3. Agrees to secure from any Contractor (as defined in said Agreement) which is or becomes a subcontractor (of any tier) to it, and from any successors, a duly executed Agreement to be bound in form identical to this document.
4. By executing this Agreement to Be Bound, the undersigned party subscribes to, adopts and agrees to be bound by the written terms of the legally established trust agreements and plans for the provision of fringe benefits that accrue to the undersigned's employees, as set forth in Article 15 of the Agreement; pursuant to the applicable Master Labor Agreement, as they may from time to time be amended, specifying the detailed basis upon which contributions are to be made into, and benefits made out of, such trust funds and ratifies and accepts the trustees appointed by the parties to such trust funds. Contractor agrees to execute a separate Subscription Agreement(s) for each trust fund that requires such a document.

This document shall constitute a subscription agreement, to the extent of the terms of the letter.

Date 09/20/2016 Company Name Barnard Construction Company Incorporated  
Name of Prime Contractor or  
Higher Level Subcontractor Barnard Construction Company Incorporated  
Signature  Print Name Daniel S. Schall  
Title Vice President Contractor's License # 555983  
Motor Carrier Permit (CA) #: 0391010 CA Public Works Contractor Registration #: 1000000935

ADDENDUM A

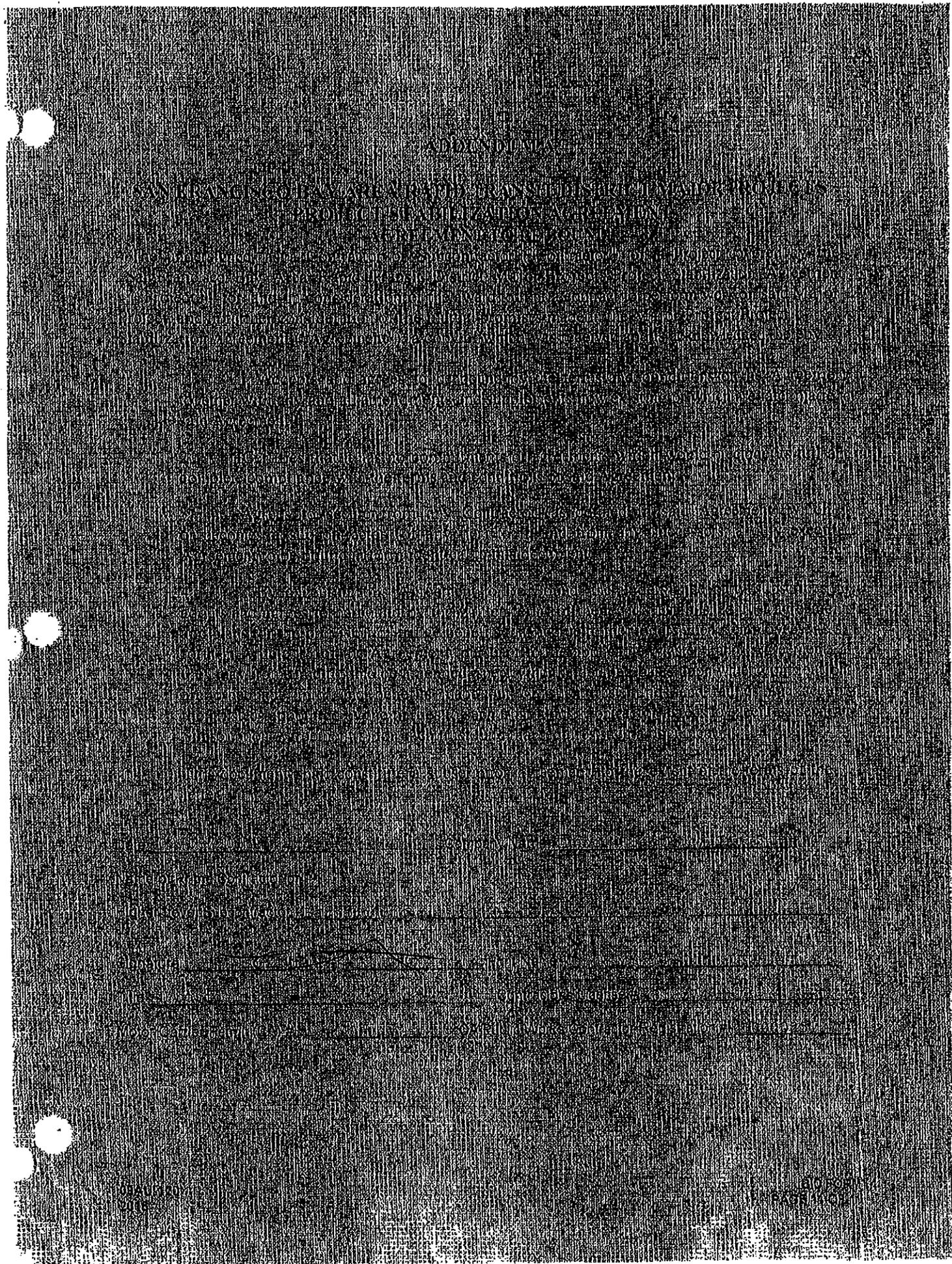
**SAN FRANCISCO BAY AREA RAPID TRANSIT DISTRICT MAJOR PROJECTS  
PROJECT STABILIZATION AGREEMENT  
AGREEMENT TO BE BOUND**

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1. Accepts and agrees to be bound by the terms and conditions of the Agreement, together with any and all amendments and supplements now existing or which are later made to said Agreement.
2. Certifies that it has no commitments or agreements which would preclude its full and complete compliance with the terms and conditions of said Agreement;
3. Agrees to secure from any Contractor (as defined in said Agreement) which is or becomes a subcontractor (of any tier) to it, and from any successors, a duly executed Agreement to be bound in form identical to this document.
4. By executing this Agreement to Be Bound, the undersigned party subscribes to, adopts and agrees to be bound by the written terms of the legally established trust agreements and plans for the provision of fringe benefits that accrue to the undersigned's employees, as set forth in Article 15 of the Agreement, pursuant to the applicable Master Labor Agreement, as they may from time to time be amended, specifying the detailed basis upon which contributions are to be made into, and benefits made out of, such trust funds and ratifies and accepts the trustees appointed by the parties to such trust funds. Contractor agrees to execute a separate Subscription Agreement(s) for each trust fund that requires such a document.

This document shall constitute a subscription agreement, to the extent of the terms of the letter.

Date 09/08/2016 Company Name ALWAYS PROTECTIVE SERVICES  
Name of Prime Contractor or  
Higher Level Subcontractor \_\_\_\_\_  
Signature [Handwritten Signature] Print Name MATTHEW FLAMENCO  
Title PRESIDENT Contractor's License # 17538  
Motor Carrier Permit (CA) #: \_\_\_\_\_ CA Public Works Contractor Registration #: PENDING



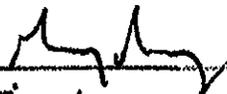
ADDENDUM A

**SAN FRANCISCO BAY AREA RAPID TRANSIT DISTRICT MAJOR PROJECTS  
PROJECT STABILIZATION AGREEMENT  
AGREEMENT TO BE BOUND**

The undersigned, as a Contractor or Subcontractor ("Contractor") on a Project covered by the San Francisco Bay Area Rapid Transit District Major Projects Project Stabilization Agreement ("Project"), for and in consideration of the award to it of a contract to perform work on said Major Project, and in further consideration of the mutual promises made in the Major Project Project Stabilization Agreement ("Agreement"), a copy of which was received and is acknowledged, hereby:

1. Accepts and agrees to be bound by the terms and conditions of the Agreement, together with any and all amendments and supplements now existing or which are later made to said Agreement.
2. Certifies that it has no commitments or agreements which would preclude its full and complete compliance with the terms and conditions of said Agreement;
3. Agrees to secure from any Contractor (as defined in said Agreement) which is or becomes a subcontractor (of any tier) to it, and from any successors, a duly executed Agreement to be bound in form identical to this document.
4. By executing this Agreement to Be Bound, the undersigned party subscribes to, adopts and agrees to be bound by the written terms of the legally established trust agreements and plans for the provision of fringe benefits that accrue to the undersigned's employees, as set forth in Article 15 of the Agreement, pursuant to the applicable Master Labor Agreement, as they may from time to time be amended, specifying the detailed basis upon which contributions are to be made into, and benefits made out of, such trust funds and ratifies and accepts the trustees appointed by the parties to such trust funds. Contractor agrees to execute a separate Subscription Agreement(s) for each trust fund that requires such a document.

This document shall constitute a subscription agreement, to the extent of the terms of the letter.

Date 9-8-2016 Company Name DEANS CERTIFIED WELDING.  
Name of Prime Contractor or  
Higher Level Subcontractor BARNARD CONSTRUCTION Company  
Signature  Print Name Greg Berry  
Title ESTimator Contractor's License # 618842  
Motor Carrier Permit (CA) #: C4992084 CA Public Works Contractor Registration #: 1000024764

ADDENDUM A

**SAN FRANCISCO BAY AREA RAPID TRANSIT DISTRICT MAJOR PROJECTS  
PROJECT STABILIZATION AGREEMENT  
AGREEMENT TO BE BOUND**

The undersigned, as a Contractor or Subcontractor ("Contractor") on a Project covered by the San Francisco Bay Area Rapid Transit District Major Projects Project Stabilization Agreement ("Project"), for and in consideration of the award to it of a contract to perform work on said Major Project, and in further consideration of the mutual promises made in the Major Project Project Stabilization Agreement ("Agreement"), a copy of which was received and is acknowledged, hereby:

1. Accepts and agrees to be bound by the terms and conditions of the Agreement, together with any and all amendments and supplements now existing or which are later made to said Agreement.
2. Certifies that it has no commitments or agreements which would preclude its full and complete compliance with the terms and conditions of said Agreement;
3. Agrees to secure from any Contractor (as defined in said Agreement) which is or becomes a subcontractor (of any tier) to it, and from any successors, a duly executed Agreement to be bound in form identical to this document.
4. By executing this Agreement to Be Bound, the undersigned party subscribes to, adopts and agrees to be bound by the written terms of the legally established trust agreements and plans for the provision of fringe benefits that accrue to the undersigned's employees, as set forth in Article 15 of the Agreement, pursuant to the applicable Master Labor Agreement, as they may from time to time be amended, specifying the detailed basis upon which contributions are to be made into, and benefits made out of, such trust funds and ratifies and accepts the trustees appointed by the parties to such trust funds. Contractor agrees to execute a separate Subscription Agreement(s) for each trust fund that requires such a document.

This document shall constitute a subscription agreement, to the extent of the terms of the letter.

Date 9/15/2016 Company Name F.D. Thomas, Inc.  
Name of Prima Contractor or  
Higher Level Subcontractor Barnard, Inc.  
Signature  Print Name Mike Kostenko  
Title Vice President Contractor's License # 610403  
Motor Carrier Permit (CA) # 0402599 CA Public Works Contractor Registration # 1000000093

ADDENDUM A

SAN FRANCISCO BAY AREA RAPID TRANSIT DISTRICT MAJOR PROJECTS  
PROJECT STABILIZATION AGREEMENT  
AGREEMENT TO BE BOUND

is entered into as a Contractor or Subcontractor (Contractor) on a Project covered by the San Francisco Bay Area Rapid Transit District Major Projects Project Stabilization Agreement (Project) and in consideration of the award of a contract to perform work on said Major Project and in consideration of the mutual promises made in the Major Projects Project Stabilization Agreement (Agreement), a copy of which was received and is acknowledged hereby:

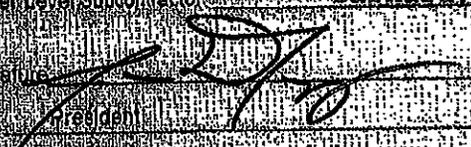
1. Accepts and agrees to be bound by the terms and conditions of the Agreement together with any and all amendments and supplements now existing or which are later made to said Agreement.

2. Certifies that it has no commitments or agreements which would preclude its full and complete compliance with the terms and conditions of said Agreement.

3. Agrees not to secure from any Contractor (as defined in said Agreement) which is or becomes a subcontractor (or any tier below) and from any successors, a duly executed Agreement to be bound in conformity with its obligations.

4. By executing this Agreement to be Bound, the undersigned party, who has to do with and agrees to be bound by the written terms of the hereby established firm agreement, consents to the provision of fringe benefits that apply to the undersigned's employees. The terms of the Agreement shall apply to the applicable Master Labor Agreement, as amended, and the terms of the amended Specialty Agreement, upon which contributions to the trust and benefits made out of such trust funds and other funds of the trusts appointed by the parties to such Master Labor Agreement and Specialty Agreement (or each trust fund) requires such a document.

5. This document shall constitute a subcontract agreement to the extent of the terms of the Project.

Date: 08/08 Company Name: Monterey Mechanical Co.  
Name of Prime Contractor or  
Other Level Subcontractor: Barnard, Inc.  
Signature:  Print Name: James D. Troup  
Title: President Contractor's License #: 368861  
Motor Carrier Perm (CA) #: \_\_\_\_\_ CA Public Works Contractor Registration #: 100001627

ADDENDUM A

**SAN FRANCISCO BAY AREA RAPID TRANSIT DISTRICT MAJOR PROJECTS  
PROJECT STABILIZATION AGREEMENT  
AGREEMENT TO BE BOUND**

The undersigned, as a Contractor or Subcontractor ("Contractor") on a Project covered by the San Francisco Bay Area Rapid Transit District Major Projects Project Stabilization Agreement ("Project"), for and in consideration of the award to it of a contract to perform work on said Major Project, and in further consideration of the mutual promises made in the Major Project Project Stabilization Agreement ("Agreement"), a copy of which was received and is acknowledged, hereby:

1. Accepts and agrees to be bound by the terms and conditions of the Agreement, together with any and all amendments and supplements now existing or which are later made to said Agreement.
2. Certifies that it has no commitments or agreements which would preclude its full and complete compliance with the terms and conditions of said Agreement;
3. Agrees to secure from any Contractor (as defined in said Agreement) which is or becomes a subcontractor (of any tier) to it, and from any successors, a duly executed Agreement to be bound in form identical to this document.

This document shall constitute a subscription agreement, to the extent of the terms of the letter.

Date: 09/15/2016 Company Name: Montez Group Inc.  
Name of Prime Contractor or Higher Level Subcontractor: Barnard  
Signature: [Signature] Print Name: Oscar Zavaleta  
Title: Principal Contractor's License #: NA  
Motor Carrier Permit (CA) #: NA CA Public Works Contractor Registration #: 1000013289

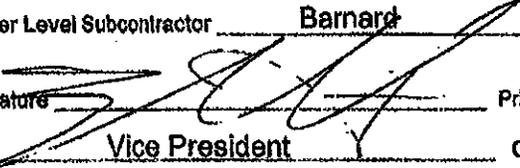
ADDENDUM A

**SAN FRANCISCO BAY AREA RAPID TRANSIT DISTRICT MAJOR PROJECTS  
PROJECT STABILIZATION AGREEMENT  
AGREEMENT TO BE BOUND**

The undersigned, as a Contractor or Subcontractor ("Contractor") on a Project covered by the San Francisco Bay Area Rapid Transit District Major Projects Project Stabilization Agreement ("Project"), for and in consideration of the award to it of a contract to perform work on said Major Project, and in further consideration of the mutual promises made in the Major Project Project Stabilization Agreement ("Agreement"), a copy of which was received and is acknowledged, hereby:

1. Accepts and agrees to be bound by the terms and conditions of the Agreement, together with any and all amendments and supplements now existing or which are later made to said Agreement.
2. Certifies that it has no commitments or agreements which would preclude its full and complete compliance with the terms and conditions of said Agreement;
3. Agrees to secure from any Contractor (as defined in said Agreement) which is or becomes a subcontractor (of any tier) to it, and from any successors, a duly executed Agreement to be bound in form identical to this document.
4. By executing this Agreement to Be Bound, the undersigned party subscribes to, adopts and agrees to be bound by the written terms of the legally established trust agreements and plans for the provision of fringe benefits that accrue to the undersigned's employees, as set forth in Article 15 of the Agreement, pursuant to the applicable Master Labor Agreement, as they may from time to time be amended, specifying the detailed basis upon which contributions are to be made into, and benefits made out of, such trust funds and ratifies and accepts the trustees appointed by the parties to such trust funds. Contractor agrees to execute a separate Subscription Agreement(s) for each trust fund that requires such a document.

This document shall constitute a subscription agreement, to the extent of the terms of the letter.

Date 09/12/2016 Company Name Proven Management, Inc.  
Name of Prime Contractor or  
Higher Level Subcontractor Barnard  
Signature  Print Name William Gilmartin III  
Title Vice President Contractor's License # 749370  
Motor Carrier Permit (CA) #: \_\_\_\_\_ CA Public Works Contractor Registration #: 1000003746

ADDENDUM A

**SAN FRANCISCO BAY AREA RAPID TRANSIT DISTRICT MAJOR PROJECTS  
PROJECT STABILIZATION AGREEMENT  
AGREEMENT TO BE BOUND**

The undersigned, as a Contractor or Subcontractor ("Contractor") on a Project covered by the San Francisco Bay Area Rapid Transit District Major Projects Project Stabilization Agreement ("Project"), for and in consideration of the award to it of a contract to perform work on said Major Project, and in further consideration of the mutual promises made in the Major Project Project Stabilization Agreement ("Agreement"), a copy of which was received and is acknowledged, hereby:

1. Accepts and agrees to be bound by the terms and conditions of the Agreement, together with any and all amendments and supplements now existing or which are later made to said Agreement.
2. Certifies that it has no commitments or agreements which would preclude its full and complete compliance with the terms and conditions of said Agreement;
3. Agrees to secure from any Contractor (as defined in said Agreement) which is or becomes a subcontractor (of any tier) to it, and from any successors, a duly executed Agreement to be bound in form identical to this document.
4. By executing this Agreement to Be Bound, the undersigned party subscribes to, adopts and agrees to be bound by the written terms of the legally established trust agreements and plans for the provision of fringe benefits that accrue to the undersigned's employees, as set forth in Article 15 of the Agreement, pursuant to the applicable Master Labor Agreement, as they may from time to time be amended; specifying the detailed basis upon which contributions are to be made into, and benefits made out of, such trust funds and ratifies and accepts the trustees appointed by the parties to such trust funds. Contractor agrees to execute a separate Subscription Agreement(s) for each trust fund that requires such a document.

This document shall constitute a subscription agreement, to the extent of the terms of the letter.

Date 9/16/2016 Company Name RMA Group  
Name of Prime Contractor or  
Higher Level Subcontractor Barnard Construction  
Signature [Signature] Print Name Bruni Hasen  
Title Area Manager - RMA Group Contractor's License # N/A  
Motor Carrier Permit (CA) #: N/A CA Public Works Contractor Registration #: 1000006493

ADDENDUM A

**SAN FRANCISCO BAY AREA RAPID TRANSIT DISTRICT MAJOR PROJECTS  
PROJECT STABILIZATION AGREEMENT  
AGREEMENT TO BE BOUND**

The undersigned, as a Contractor or Subcontractor ("Contractor") on a Project covered by the San Francisco Bay Area Rapid Transit District Major Projects Project Stabilization Agreement ("Project"), for and in consideration of the award to it of a contract to perform work on said Major Project, and in further consideration of the mutual promises made in the Major Project Project Stabilization Agreement ("Agreement"), a copy of which was received and is acknowledged, hereby:

1. Accepts and agrees to be bound by the terms and conditions of the Agreement, together with any and all amendments and supplements now existing or which are later made to said Agreement.
2. Certifies that it has no commitments or agreements which would preclude its full and complete compliance with the terms and conditions of said Agreement;
3. Agrees to secure from any Contractor (as defined in said Agreement) which is or becomes a subcontractor (of any tier) to it, and from any successors, a duly executed Agreement to be bound in form identical to this document.
4. By executing this Agreement to Be Bound, the undersigned party subscribes to, accepts and agrees to be bound by the written terms of the legally established trust agreements and plans for the provision of fringe benefits that accrue to the undersigned's employees, as set forth in Article 15 of the Agreement, pursuant to the applicable Master Labor Agreement, as they may from time to time be amended, specifying the detailed basis upon which contributions are to be made into, and benefits made out of, such trust funds and ratifies and accepts the trustees appointed by the parties to such trust funds. Contractor agrees to execute a separate Subscription Agreement(s) for each trust fund that requires such a document.

This document shall constitute a subscription agreement, to the extent of the terms of the letter.

Date 9/8/16 Company Name Walker River Construction, Inc.  
Name of Prime Contractor or  
Higher Level Subcontractor Barnard Construction, Inc.  
Signature Gypsy Holman Print Name Gypsy Holman  
Title President Contractor's License # 927418  
Motor Carrier Permit (CA) #: \_\_\_\_\_ CA Public Works Contractor Registration #: 100000962