

BID

TO THE SAN FRANCISCO BAY AREA RAPID TRANSIT DISTRICT

FOR LAKE MERRITT STATION CUSTOMER SERVICE CENTER, CONTRACT NO. 15RY-110.

Name of Bidder Southland Construction Mgmt, Inc.

Business Address 3942 Valley Ave Ste A
Pleasanton CA 94566

Address where notification should be sent same

Business office number 925 469-1101 facsimile (Fax) number 925 469-1102

Email address ahayden@southlandcm.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 (Blue Book, Dodge)

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 Document which include the Contract Drawings and the referenced sections of BART Facilities Standards, Standard Specifications, Release R3.0.2, dated January 2015, 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:

POWER OF ATTORNEY

The Undersigned (1) Kenneth D Itayden,
at the (2) President, of (3) Southland Construction
(4) S Corporation of Nevada, does hereby appoint
(5) Kenneth D Itayden, on behalf of (3) Southland Construction
as its attorney in fact to act in its place for the purposes of executing a Bid for and executing and entering
into Contract No. 15RY-110 with the San Francisco Bay Area Rapid Transit District, and
to represent and bind (3) Southland Construction (and its general partners and
joint venture members, if any) in all matters in connection with such Bid and Contract.

(3) Southland Construction further grants to its attorney
in fact full authority to act in any manner both proper and necessary to the exercise of the foregoing
powers, and ratifies every act that he or she may lawfully perform in exercising those powers.

Executed on this 9 day of February, 2016 at (6) Pleasanton CA

(3) Southland Construction

By: [Signature]
Title: President

Note: If the principal is a joint venture, all joint venturers must sign this power of attorney.

- (1) Insert name of individual granting power of attorney.
- (2) Insert title (e.g. Vice President).
- (3) Insert name of principal (e.g. Ace Builders)
- (4) Insert type of entity and state or organization (e.g. Nevada sole proprietorship).
- (5) Insert name of attorney in fact.
- (6) Insert city and state.

BID SCHEDULE

ITEM	SPEC. SE C.	UNIT	EST. QTY.	DESCRIPTION	UNIT PRICE	ITEM TOTAL
1	01 71 13	LS	1	Mobilization	\$ 47904	\$ 47904 -
2	02 41 19 Div 2	LS	1	Demolition	\$ 13670	\$ 13670 -
3	Div 9, 10 33	LS	1	Site Work	\$ 30744	\$ 30744 -
4	Div 20, 26, 27, 33	LS	1	Electrical, Communication, and Lighting Work	\$ 69249	\$ 69249 -
5	Div 5, 6, 7	LS	1	Casework	\$ 47977	\$ 47977 -
6	Div 7, 8	LS	1	Windows	\$ 33536	\$ 33536 -
7	Div 20, 26	LS	1	Signage	\$ 11072	\$ 11072 -
8	Div 9, 10	LS	1	Fare Evasion Barrier	\$ 14940	\$ 14940 -
9	09 40 00	LS	1	Terrazzo Floor Patch / Repair	\$ 33695	\$ 33695 -
10	01 20 00	LS	1	Allowance for Differing Site Conditions	\$20,000	\$ 20000 -
11	01 20 00	LS	1	Allowance for Operating System Access Delays	\$10,000	\$ 10000 -
12	01 20 00	LS	1	Allowance for Better BART Signage	\$12,000	\$ 12000 -
TOTAL BID PRICE (ITEMS 1 THROUGH 12 INCLUSIVE)						\$ 34897 -

The above item totals for all Bid Items (1 THROUGH 12) 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 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 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 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.1.

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, 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) bid bond in an amount equal to at least ten percent (10%) of the total Bid Price.

Receipt of the following attached Addenda is hereby acknowledged:

Addenda numbers NONE

The Bidder, Southland Construction Mgmt, Inc.
(name),

hereby certifies that:

(A) Bidder is aware of the provisions of Supplementary Conditions Article SC7.1 regarding the District's Non-Discrimination Program for Subcontracting for the Contract and the requirements for submission therefor; and

(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. 515066 Classification B. The license expiration date is 11/2017. Bidder's current DIR Contractor's Registration Number is 1000006076. If the Bidder is a joint venture, list the California Contractor's license numbers, classifications and expiration dates and Contractor's DIR Registration Numbers for each joint venturer as follows:

(3)	Name of Joint Venturer	Contractor's License	Classification	Expiration Date	DIR Contractor's Registration
A.	_____	_____	_____	_____	_____
B.	_____	_____	_____	_____	_____
C.	_____	_____	_____	_____	_____

Failure to provide any joint venturer's information as required above may render the Bid non-responsive.

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

Southland Construction
(4) Name of Bidder

[Signature]
(4) Signature of Bidder

(5) Kenneth D Henderson President
(6) Print Name and Title of Person Signing

Dated 02-09, 2016.

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.



WARNING!!! ALL SMALL BUSINESS BIDDERS THAT SEEK TO BE ELIGIBLE FOR THE SMALL BUSINESS PREFERENCE AS DESCRIBED IN PARAGRAPH 7.1 OF THE INSTRUCTIONS TO BIDDERS SHALL COMPLETE THE FOLLOWING DECLARATION:

DECLARATION OF ELIGIBILITY FOR SMALL BUSINESS PREFERENCE

IN ORDER FOR BIDDER TO BE ELIGIBLE FOR THE SMALL BUSINESS PREFERENCE, BIDDER,
Southland Construction, HEREBY CERTIFIES THAT IT IS
 [Enter Name of Proposer]

CURRENTLY CERTIFIED AS A SMALL BUSINESS BY THE CALIFORNIA DEPARTMENT OF GENERAL SERVICES (DGS), CERTIFICATION NO. 1018300.

BY SUBMISSION OF ITS BID, THE ABOVE-REFERENCED SMALL BUSINESS BIDDER HEREBY CONFIRMS THAT IT MEETS ALL OF THE DGS ELIGIBILITY REQUIREMENTS TO QUALIFY AS A SMALL BUSINESS.

DESIGNATION OF SUBCONTRACTORS AND M/WBE 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, 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'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 and WBEs 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 ___ of ___)

Name and Address	MBE (Check if MBE)	WBE (Check if WBE)	Description of Portion of Work or Services Subcontracted	Total Dollar Amount of Subcontracted Work or Services
I. All Subcontractors (MBEs, WBEs and Non-MBEs and Non-WBEs) subject to the requirements of General Conditions Article GC5.7.1				
Name: <u>AMP Electric</u> Address: <u>Redwood City CA</u> California Contractor License No. <u>915178</u> DIR Contractor Registration No. <u>100002330</u> Phone Number: <u>650 716-4881</u> Age of Firm: _____ Annual Gross Receipts as of last Tax Year: \$ _____			<u>Electrical</u>	<u>56292</u>

Name and Address	MBE (Check if MBE)	WBE (Check if WBE)	Description of Portion of Work or Services Subcontracted	Total Dollar Amount of Subcontracted Work or Services
II. All MBEs and WBEs not subject to the requirements of General Conditions Article GC5.7.1				
Name: <u>Magnum Drywall</u> Address: <u>Fremont CA</u> DIR Contractor Registration No. <u>1000006290</u> Phone Number: <u>510 919-61420</u> Age of Firm: _____ Annual Gross Receipts as of last Tax Year: \$ _____			<u>Drywall</u> ^(M) <u>Ultra Wall</u>	<u>9738-</u>
Name: <u>Glass & Such</u> Address: <u>San Rafael CA</u> DIR Contractor Registration No. <u>10000018727</u> Phone Number: <u>415 456 17307</u> Age of Firm: _____ Annual Gross Receipts as of last Tax Year: \$ _____			<u>Ballistic Glass</u>	<u>30861-</u>
Name: <u>FDR Drywall</u> Address: <u>Penn Valley CA</u> DIR Contractor Registration No. <u>100017622</u> Phone Number: <u>925 1000250</u> Age of Firm: _____ Annual Gross Receipts as of last Tax Year: \$ _____			<u>Sheetrock</u>	<u>3429-</u>

NONCOLLUSION DECLARATION

(To be executed by Bidder and submitted with Bid)

Kenneth D. Hayden declares that he or she is President of Southland 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: 2/9/16

Kenneth D. Hayden
Name of Bidder

[Handwritten Signature]
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. 15RY-110

LAKE MERRITT STATION CUSTOMER SERVICE CENTER

Southland Construction
Name of Bidder

By: [Signature]
Signature of Bidder

Kenneth D. Auden President
Print Name and Title of Person Signing

3942 Valley Ave Ste A, Pleasanton CA 94566
Business Address

Danville CA
Place of Residence

