

**SUBMITTAL TO THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

309  
A



**FROM:** TLMA - Transportation Department

**SUBMITTAL DATE:**  
June 14, 2012

**SUBJECT:** Paving of access road at Hidden Valley Wildlife Reserve area, Riverside/Norco area.

**RECOMMENDED MOTION:** That the Board of Supervisors:

1. Accept the low bid of FM & Sons, Inc. of Santa Ana, CA in the amount of \$753,579;
2. Award the contract to that firm and authorize the Chairman of the Board to execute the contract documents.

Juan C. Perez  
Director of Transportation and Land Management

JCP:jrj:rr  
(Continued On Attached Page)

<b>FINANCIAL DATA</b>	Current F.Y. Total Cost:	\$ 753,579	In Current Year Budget:	Yes
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	No
	Annual Net County Cost:	\$ 0	For Fiscal Year:	2011/2012

<b>SOURCE OF FUNDS:</b> County Parks District (100%)  There are no General Funds used in this project.	<b>Positions To Be Deleted Per A-30</b>	<input type="checkbox"/>
	<b>Requires 4/5 Vote</b>	<input type="checkbox"/>

**C.E.O. RECOMMENDATION:**

APPROVE

BY:

Tina Grande

**County Executive Office Signature**

**MINUTES OF THE BOARD OF SUPERVISORS**

On motion of Supervisor Buster, seconded by Supervisor Stone and duly carried, IT WAS ORDERED that the above matter is approved as recommended.

**Ayes:** Buster, Stone and Ashley  
**Nays:** None  
**Absent:** Tavaglione and Benoit  
**Date:** June 26, 2012  
**xc:** Transp.

Kecia Harper-Ihem  
Clerk of the Board

By:   
Deputy

**Prev. Agn. Ref.** 04/17/12, Item 3.22 | **District:** 1/2 | **Agenda Number:**

**3.32**

ATTACHMENTS FILED  
WITH THE CLERK OF THE BOARD

FORM APPROVED COUNTY COUNSEL  
DATE: 6/18/12  
BY: MARSHAL L. VICTOR  
Departmental Concurrence

Dept's Recomm.:  Consent  Policy  
Per Exec. Ofc.:  Consent  Policy

The Honorable Board of Supervisors

RE: Paving of access road at Hidden Valley Wildlife Reserve area, Riverside/Norco area.

June 14, 2012

Page 2 of 2

**BACKGROUND:** By Minute Order dated April 17, 2012 (agenda item 3.22) the Board authorized the Clerk of the Board to advertise for the access road and bike lane paving at Hidden Valley Wildlife Reserve in the Riverside/Norco area. Bids for the project were opened in the office of the Director of Transportation and Land Management at 2:00 PM, Wednesday, May 9, 2012. Eight responsive bids were received. The lowest responsive bid was submitted by FM & Sons, Inc. in the amount of \$753,579. The bid is \$346,450 (31.5%) less than the Engineer's Estimate. The project is expected to be completed within the existing budget as shown on Attachment A.

On October 5, 2010, item 13.1, the Board of Supervisors approved the agreement between the Riverside County Regional Park and Open-Space District and the Riverside County Transportation Department, for the design, bidding, administration, and construction of improvements by the Transportation Department. The Board of Supervisors authorized the agreement on March 22, 2011, item 3.31. The Parks District will provide 100% of the project funding and will be responsible for the maintenance of the facility.

The Contractor has executed the contract and has provided performance and payment bonds.

The contractor is qualified.

Project Number: C1-0643.

**AGREEMENT**

THIS AGREEMENT is entered into at Riverside, California as of the date set forth below is between County of Riverside hereafter called "County" and **FM & SONS, INC.** hereafter called "Contractor".

WITNESSETH

RECITALS:

1. Contractor has submitted to County his Contractor's Proposal for the construction of County Project, **Hidden Valley Wildlife Reserve, Access Road and Bike Lane Paving, Project No. C1-0643**, in strict accordance with the Contract Documents identified below and County has accepted said Proposal.
2. Contractor states that he has reexamined his Contractor's Proposal and found it to be correct, has ascertained that his subcontractors are properly licensed and possess the requisite skill and forces, has reexamined the site and Contract Documents and is of the opinion that he can presently do the work in accordance with the Contract Documents for the money set forth in his Proposal to be paid as provided in the Contract Documents.

AGREEMENT:

IT IS AGREED BY THE PARTIES AS FOLLOWS:

1. Contract Documents. The entire contract consists of the following: (a) The Agreement. (b) The Notice Inviting Bids. (c) The Instruction to Bidders. (d) The Contractor's Proposal. (e) The Bid Bond. (f) The Payment Bond. (g) The Performance Bond. (h) The General Conditions. (i) The Special Provisions. (j) The Standard Specifications of the State of California Department of Transportation edition of May 2006 as modified in other portions of the Contract Documents. (k) The Standard Plans of the Department of Transportation identified on the plans or in the Special Provisions. (l) The Plans. (m) Addenda No. **(None)**. (n) The Determination of Prevailing Wage Rates for Public Work. (o) Any Change Orders issued. (p) Any additional or supplemental specifications, notice, instructions and drawings issued in accordance with the provisions of the Contract Documents. All of said Documents presently in existence are by this reference incorporated herein with like effect as if here set forth in full and upon the proper issuance of other documents they shall likewise be deemed incorporated. The Bid Bond is exonerated upon execution of this Agreement and the Payment Bond and Faithful Performance Bond.
2. The Work. Contractor shall do all things necessary to construct the work generally described in Recital No. 1 in accordance with the Contract Documents.

3. Liquidated Damages and Time of Completion. Attention is directed to the provisions in Section 8-1.06, "Time of Completion", and in Section 8-1.07, "Liquidated Damages", of the Standard Specifications and these Special Provisions.

The Contractor shall begin work within 15 days of the date stated within the written "Notice to Proceed".

The Contractor shall notify the Engineer, in writing, of his intent to begin work at least 72 hours before work is begun. The notice shall be delivered to the Transportation Department's Construction Engineer and shall specify the date the Contractor intends to start. If the project has more than one location of work, a separate notice shall be given for each location.

Should the Contractor begin work in advance of receiving a written "Notice to Proceed", any work performed by him in advance of the date stated in the "Notice to Proceed" shall be considered as having been done by him at his own risk and as a volunteer and subject to the following:

- (1) The Contractor shall, on commencing operations, take all precautions required for public safety and shall observe all the provisions in the Specifications and the Special Provisions.
  - (2) All work done according to the contract prior to the issuance of the "Notice to Proceed", will be considered authorized work and will be paid for as provided in the contract.
  - (3) The Contractor shall not be entitled to any additional compensation or an extension of time for any delay, hindrance or interference caused by or attributable to commencement of work prior to the issuance of the "Notice to Proceed".
4. Compensation. Contractor shall be paid in the manner set forth in the Contract Documents the amount of his Proposal as accepted by County, the above rates, subject to additions and deductions as provided in the Contract Documents. Said Proposal is on file in the Office of the Clerk of the Board of Supervisors of County.

**HIDDEN VALLEY WILDLIFE RESERVE  
ACCESS ROAD AND BIKE LANE PAVING**

**PROJECT No. C1-0643**

**AGREEMENT**

ITEM No.	ITEM CODE	ITEM	UNIT	ESTIMATED QUANTITY	ITEM PRICE (IN FIGURES)	TOTAL (IN FIGURES)
<b>BASE BID:</b>						
1	066102	DUST ABATEMENT	LS	1	4,000.00	4,000.00
2	074020	WATER POLLUTION CONTROL	LS	1	11,000.00	11,000.00
3	071325	TEMPORARY FENCE (TYPE ESA)	LF	1,750	4.00	7,000.00
4	120100	TRAFFIC CONTROL SYSTEM	LS	1	6,500.00	6,500.00
5	160101	CLEARING AND GRUBBING [INCLUDING MINOR TREE TRIMMING, REMOVING ROADSIDE SIGNS, REMOVING CATTLE CROSSINGS, REMOVING AND RESETTING CONCRETE PARKING STOPS]	LS	1	4,000.00	4,000.00
6	170101	DEVELOP WATER SUPPLY	LS	1	2,000.00	2,000.00
7	190101	ROADWAY EXCAVATION AND EARTHWORK [INCLUDING SLOPE REPAIR]	CY	7,800	10.25	79,950.00
8	203021	FIBER ROLLS	LF	3,350	2.70	9,045.00
9	203019	EROSION CONTROL (TYPE BONDED FIBER MATRIX (BFM))	ACRE	2.25	4,200.00	9,450.00
10	220101	FINISHING ROADWAY AND TRAIL	LS	1	4,400.00	4,400.00
11	260201	CLASS 2 AGGREGATE BASE	CY	3,800	20.82	79,116.00
12	390132	HOT MIX ASPHALT (TYPE A)	TON	4,600	69.40	319,240.00
13	394076	PLACE HOT MIX ASPHALT DIKE (TYPE E)	LF	1,212	4.00	4,848.00
14	394002	PLACE HOT MIX ASPHALT (OVERSIDE DRAIN/ MISCELLANEOUS AREAS/ DIKE)	EA	7	960.00	6,720.00
15	017314	MINOR CONCRETE (DIP SECTION) (CRS 307) [MODIFIED] [HIGH EARLY STRENGTH CONCRETE]	CY	310	270.00	83,700.00
16	510502	MINOR CONCRETE (MINOR STRUCTURE)	EA	1	4,900.00	4,900.00
17	566012	ROADSIDE SIGNS [INCLUDING ONE AND TWO POST SIGNS]	LS	1	18,500.00	18,500.00

**AGREEMENT (Continued)**

ITEM No.	ITEM CODE	ITEM	UNIT	ESTIMATED QUANTITY	ITEM PRICE (IN FIGURES)	TOTAL (IN FIGURES)
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**BASE BID:**

18	690217	18" BITUMINOUS CORRUGATED STEEL PIPE DOWNDRAIN (0.079" THICK)	LF	87	130.00	11,310.00
19	691001	CORRUGATED STEEL FLUME DOWNDRAIN	LF	116	93.00	10,788.00
20	692101	TAPERED INLET	EA	7	260.00	1,820.00
21	705011	18" STEEL FLARED END SECTION	EA	2	270.00	540.00
22	721009	ROCK SLOPE PROTECTION (FACING, METHOD B)	CY	11	400.00	4,400.00
23	800701	CONSTRUCT WOOD POST FENCE [INCLUDING REMOVING AND SALVAGING EXISTING POST FENCE]	LF	1,232	11.00	13,552.00
24	840515	SPRAYABLE THERMOPLASTIC TRAFFIC STRIPES, THERMOPLASTIC PAVEMENT MARKINGS AND CROSSWALKS, AND PAVEMENT MARKERS	LS	1	21,800.00	21,800.00
25	999990	MOBILIZATION	LS	1	35,000.00	35,000.00

PROJECT

TOTAL: Seven hundred fifty three thousand, five hundred seventy nine dollars and zero cents **\$753,579.00**

ITEMS 1-25

"WORDS"

IN WITNESS WHEREOF the parties hereto have executed this agreement as of the date set forth below.

COUNTY OF RIVERSIDE

FM & SONS, INC.

BY [Signature]  
Chairman, Board of Supervisors  
JOHN TAVAGLIONE

BY [Signature]

Dated JUN 26 2012

TITLE: Vice President  
(If Corporation, Affix Seal)

ATTEST:

ATTEST:

Kecia Harper-Ihem, Clerk of the Board

Diana Gomez

BY [Signature]  
Deputy

TITLE: Diana Gomez  
Project Coordinator

Licensed in accordance with an act providing for the registration of Contractors,

License No. 793243 Class A

Federal Employer Identification Number:

91-2093697

BY \_\_\_\_\_  
"County"  
(Seal)

\_\_\_\_\_  
"Corporation"  
(Seal)

**MINUTES OF ORGANIZATIONAL MEETING OF DIRECTORS OF  
FM & SONS INCORPORATED**

Initial Directors of the Corporation appointed in the Articles of Incorporation filed with the Secretary of State or appointed by the Incorporator pursuant to an action taken by unanimous consent held the organizational meeting of the initial Directors of the Corporation at the following date, time and place:

Date: January 5, 2000

Time: 10:00 AM

Place: 2098 S. Grand Ave., Suite 1, Santa Ana, Calif. 92705

The following persons were present and accepted their appointment as Directors:

Fidel G. Melgoza, Fidel C. Melgoza, Esther C. Melgoza

The following persons officiated at the meeting:

Chair of meeting: Fidel G. Melgoza

Secretary of meeting: Esther C. Melgoza

The chair called the meeting to order and announced that the meeting was held pursuant to written waivers of notice and consents to the holding of the meeting. The waivers and consents were presented to the meeting and, on a motion duly made, seconded, and carried, were made a part of the records and ordered inserted in the Record Book of Corporation immediately preceding the minutes of this meeting.

*1. ARTICLES OF INCORPORATION*

The chair informed the Directors present that the original Articles of Incorporation had been filed in the Office of the Secretary of State on . A copy of the Articles of Incorporation has been provided to the secretary, and the secretary is hereby directed to insert the copy in the Record Book of the Corporation. A copy is attached as Exhibit "A." The following resolution was moved, seconded and adopted:

RESOLVED, that the Secretary is instructed to insert a copy of the Articles of Incorporation of the Corporation, certified by the Secretary of State, in the Record Book of the Corporation.



**PERFORMANCE BOND**

**Recitals:**

1. **FM & SONS, INC.** (Contractor) has entered into an Agreement with COUNTY OF RIVERSIDE (County) for construction of public work known as **Hidden Valley Wildlife Reserve, Access Road and Bike Lane Paving, Project No. C1-0643.**
2. \_\_\_\_\_, a \_\_\_\_\_ corporation (Surety), is the Surety under this Bond.

**Agreement:**

We, Contractor, as Principal, and Surety, as Surety, jointly and severally agree, state, and are bound unto County, as obligee, as follows:

1. The amount of the obligation of this Bond is 100% of the estimated contract price for the Project of \$ **753,579.00 (Seven hundred fifty three thousand, five hundred seventy nine dollars and zero cents)**, and inures to the benefit of County.
2. This Bond is exonerated by Contractor doing all things to be kept and performed by it in strict conformance with the Contract Documents for the Project, otherwise it remains in full force and effect for the recovery of loss, damage and expense of County resulting from failure of Contractor to so act. All of said Contract Documents are incorporated herein.
3. This obligation is binding on our successors and assigns.
4. For value received, Surety stipulates and agrees that no change, time extension, prepayment to Contractor, alteration or addition to the terms and requirements of the Contract Documents or the work to be performed thereunder shall affect its obligations hereunder and waives notice as to such matters, except the total contract price cannot be increased by more than 10% without approval of Surety.

THIS BOND is executed as of \_\_\_\_\_.

By \_\_\_\_\_

By \_\_\_\_\_

By \_\_\_\_\_

Type Name \_\_\_\_\_

Its Attorney in Fact  
"Surety"

Title \_\_\_\_\_

"Contractor"

(Corporate Seal)

(Corporate Seal)

**NOTE: This Bond must be executed by both parties with corporate seal affixed. All signatures must be acknowledged. (Attach acknowledgements).**

**PAYMENT BOND**

(Public Work - Civil Code 3247 et seq.)

The makers of this Bond are **FM & SONS, INC.**, as Principal and Original Contractor and \_\_\_\_\_, a corporation, authorized to issue Surety Bonds in California, as Surety, and this Bond is issued in conjunction with that certain public works contract to be executed between Principal and **COUNTY OF RIVERSIDE** a public entity, as Owner, for \$ **753,579.00 (Seven hundred fifty three thousand, five hundred seventy nine dollars and zero cents)**, the total amount payable. **THE AMOUNT OF THIS BOND IS ONE HUNDRED PERCENT OF SAID SUM.** Said contract is for public work generally consisting of **Hidden Valley Wildlife Reserve, Access Road and Bike Lane Paving, Project No. C1-0643.**

The beneficiaries of this Bond are as is stated in 3248 of the Civil Code and requirements and conditions of this Bond are as is set forth in 3248, 3249, 3250 and 3252 of said code. Without notice, Surety consents to extension of time for performance, change in requirements, amount of compensation, or prepayment under said contract.

DATED: \_\_\_\_\_

\_\_\_\_\_  
Original Contractor - Principal

\_\_\_\_\_  
Surety

By \_\_\_\_\_

By \_\_\_\_\_  
Its Attorney In Fact

Title \_\_\_\_\_

(Corporate Seal)

(If corporation, affix seal)

(Corporate Seal)

STATE OF CALIFORNIA  
COUNTY OF \_\_\_\_\_

} ss. SURETY'S ACKNOWLEDGEMENT

On \_\_\_\_\_ before me, \_\_\_\_\_ personally appeared, \_\_\_\_\_, known to me, or proved to me on the basis of satisfactory evidence, to be the person whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her authorized capacities, and that by his/her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

\_\_\_\_\_  
Signature of Notary Public

\_\_\_\_\_  
Notary Public (Seal)

**NOTE: This Bond must be executed by both parties with corporate seal affixed. All signatures must be acknowledged. (Attach acknowledgements).**

**PERFORMANCE BOND**

**Recitals:**

1. **FM & SONS, INC.** (Contractor) has entered into an Agreement with COUNTY OF RIVERSIDE (County) for construction of public work known as **Hidden Valley Wildlife Reserve, Access Road and Bike Lane Paving, Project No. C1-0643.**
2. WESTERN SURETY COMPANY, a SOUTH DAKOTA corporation (Surety), is the Surety under this Bond.

**Agreement:**

We, Contractor, as Principal, and Surety, as Surety, jointly and severally agree, state, and are bound unto County, as obligee, as follows:

1. The amount of the obligation of this Bond is 100% of the estimated contract price for the Project of \$ **753,579.00 (Seven hundred fifty three thousand, five hundred seventy nine dollars and zero cents)**, and inures to the benefit of County.
2. This Bond is exonerated by Contractor doing all things to be kept and performed by it in strict conformance with the Contract Documents for the Project, otherwise it remains in full force and effect for the recovery of loss, damage and expense of County resulting from failure of Contractor to so act. All of said Contract Documents are incorporated herein.
3. This obligation is binding on our successors and assigns.
4. For value received, Surety stipulates and agrees that no change, time extension, prepayment to Contractor, alteration or addition to the terms and requirements of the Contract Documents or the work to be performed thereunder shall affect its obligations hereunder and waives notice as to such matters, except the total contract price cannot be increased by more than 10% without approval of Surety.

THIS BOND is executed as of MAY 23, 2012

FM & SONS, INC.  
By [Signature]

By Fidel Melgoza

Title Vice President  
"Contractor"

WESTERN SURETY COMPANY  
By [Signature]

Type Name PAUL A. BLAND  
Its Attorney in Fact  
"Surety"

(Corporate Seal)

(Corporate Seal)

**NOTE: This Bond must be executed by both parties with corporate seal affixed. All signatures must be acknowledged. (Attach acknowledgements).**

**CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT**

State of California

County of Orange

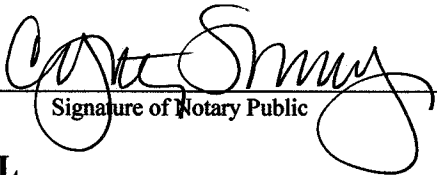
On May 23, 2012 before me, Cynthia S. Wozney, Notary Public

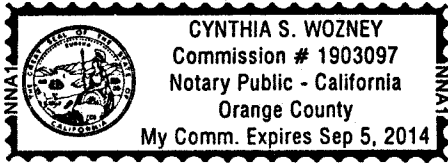
Personally appeared Paul A. Bland

Who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/~~are~~ subscribed to the within instrument and acknowledged to me that he/~~she~~/~~they~~ executed the same in his/~~her~~/~~their~~ authorized capacity(ies), and that by his/~~her~~/~~their~~ signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of The State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature   
Signature of Notary Public



**OPTIONAL**

**Capacity(ies) Claimed by Signer(s)**

- Individual
- Corporated Officer            Title(s)
- Partner             Limited  General
- Attorney-in-Fact
- Trustee
- Guardian of Conservator
- Other

Signer is Representing: **WESTERN SURETY COMPANY**

# Western Surety Company

## POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

**John M Garrett, Steven C. Mosier, Denise Bennett, Kari Goodman, Paul A Bland, Charise Eberhard, Cynthia S Wozney, Individually**

of Irvine, CA, its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

**- In Unlimited Amounts -**

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney, pursuant to the authority hereby given, are hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law printed on the reverse hereof, duly adopted, as indicated, by the shareholders of the corporation.

In Witness Whereof, WESTERN SURETY COMPANY has caused these presents to be signed by its Senior Vice President and its corporate seal to be hereto affixed on this 2nd day of September, 2011.

WESTERN SURETY COMPANY

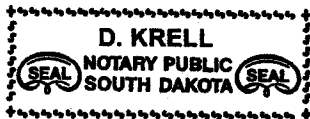


*Paul T. Bruflat*  
Paul T. Bruflat, Senior Vice President

State of South Dakota }  
County of Minnehaha } ss

On this 2nd day of September, 2011, before me personally came Paul T. Bruflat, to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is the Senior Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

My commission expires  
November 30, 2012



*D. Krell*  
D. Krell, Notary Public

### CERTIFICATE

I, L. Nelson, Assistant Secretary of WESTERN SURETY COMPANY do hereby certify that the Power of Attorney hereinabove set forth is still in force, and further certify that the By-Law of the corporation printed on the reverse hereof is still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said corporation this 23RD day of MAY, 2012.



WESTERN SURETY COMPANY

*L. Nelson*  
L. Nelson, Assistant Secretary

## ACKNOWLEDGMENT

State of California

County of Orange

On May 24<sup>th</sup>, 2012 before me, Rima Mizher, Notary Public  
(insert name and title of the officer)

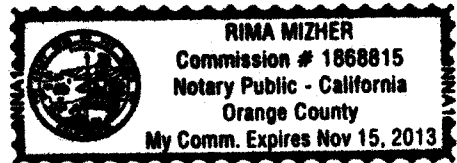
personally appeared Fidel Melgoza  
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are  
subscribed to the within instrument and acknowledged to me that he/~~she~~/they executed the same in  
his/~~her~~/their authorized capacity(ies), and that by his/~~her~~/their signature(s) on the instrument the  
person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing  
paragraph is true and correct.

WITNESS my hand and official seal.

Signature 

(Seal)



## Company Profile

### WESTERN SURETY COMPANY

P.O. BOX 5077

SIOUX FALLS, SD 57117-5077

#### Agent for Service of Process

NANCY FLORES, C/O CT CORPORATION SYSTEM 818 WEST SEVENTH STREET LOS ANGELES, CA 90017

Unable to Locate the Agent for Service of Process?

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#### Reference Information

NAIC #:	13188
NAIC Group #:	0218
California Company ID #:	0761-7
Date authorized in California:	July 29, 1930
License Status:	UNLIMITED-NORMAL
Company Type:	Property & Casualty
State of Domicile:	SOUTH DAKOTA

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#### Lines of Insurance Authorized to Transact

The company is authorized to transact business within these lines of insurance. For an explanation of any of these terms, please refer to the glossary.

LIABILITY  
SURETY

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#### Company Complaint Information

[Company Enforcement Action Documents](#)  
[Company Performance & Comparison Data](#)  
[Composite Complaint Studies](#)

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#### Want More?

[Help Me Find a Company Representative in My Area](#)

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Last Revised - May 26, 2011 01:14 PM  
Copyright © California Department of Insurance

**PAYMENT BOND**

BOND NUMBER: 58695820  
PREMIUM INCLUDED IN THE  
PERFORMANCE BOND

(Public Work - Civil Code 3247 et seq.)

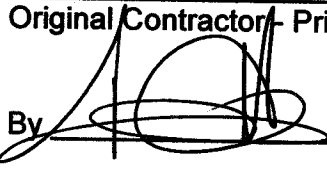
The makers of this Bond are **FM & SONS, INC.**, as Principal and Original Contractor and WESTERN SURETY COMPANY, a corporation, authorized to issue Surety Bonds in California, as Surety, and this Bond is issued in conjunction with that certain public works contract to be executed between Principal and COUNTY OF RIVERSIDE a public entity, as Owner, for \$ **753,579.00 (Seven hundred fifty three thousand, five hundred seventy nine dollars and zero cents)**, the total amount payable. THE AMOUNT OF THIS BOND IS ONE HUNDRED PERCENT OF SAID SUM. Said contract is for public work generally consisting of **Hidden Valley Wildlife Reserve, Access Road and Bike Lane Paving, Project No. C1-0643.**

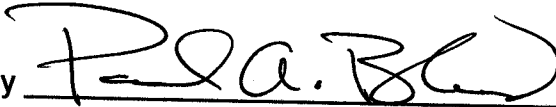
The beneficiaries of this Bond are as is stated in 3248 of the Civil Code and requirements and conditions of this Bond are as is set forth in 3248, 3249, 3250 and 3252 of said code. Without notice, Surety consents to extension of time for performance, change in requirements, amount of compensation, or prepayment under said contract.

DATED: MAY 23, 2012

FM & SONS, INC.  
Original Contractor - Principal

WESTERN SURETY COMPANY  
Surety

By 

By   
PAUL A. BLAND, Its Attorney In Fact

Title Vice President

(If corporation, affix seal)

(Corporate Seal)

(Corporate Seal)

STATE OF CALIFORNIA  
COUNTY OF \_\_\_\_\_

} ss. SURETY'S ACKNOWLEDGEMENT

*see attached  
acknowledgment*

On \_\_\_\_\_ before me, \_\_\_\_\_ personally appeared, \_\_\_\_\_, known to me, or proved to me on the basis of satisfactory evidence, to be the person whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her authorized capacities, and that by his/her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

\_\_\_\_\_  
Signature of Notary Public

Notary Public (Seal)

**NOTE: This Bond must be executed by both parties with corporate seal affixed. All signatures must be acknowledged. (Attach acknowledgements).**



**CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT**

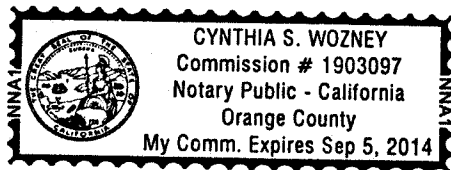
State of California

County of Orange

On May 23, 2012 before me, Cynthia S. Wozney, Notary Public

Personally appeared Paul A. Bland

Who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/~~are~~ subscribed to the within instrument and acknowledged to me that he/~~she~~/~~they~~ executed the same in his/~~her~~/~~their~~ authorized capacity(ies), and that by his/~~her~~/~~their~~ signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



I certify under PENALTY OF PERJURY under the laws of The State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature *Cynthia S. Wozney*  
Signature of Notary Public

**OPTIONAL**

**Capacity(ies) Claimed by Signer(s)**

- Individual
- Corporated Officer            Title(s)
- Partner             Limited  General
- Attorney-in-Fact
- Trustee
- Guardian of Conservator
- Other

Signer is Representing: **WESTERN SURETY COMPANY**

# Western Surety Company

## POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

**John M Garrett, Steven C. Mosier, Denise Bennett, Kari Goodman, Paul A Bland, Charise Eberhard, Cynthia S Wozney, Individually**

of Irvine, CA, its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

### - In Unlimited Amounts -

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney, pursuant to the authority hereby given, are hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law printed on the reverse hereof, duly adopted, as indicated, by the shareholders of the corporation.

In Witness Whereof, WESTERN SURETY COMPANY has caused these presents to be signed by its Senior Vice President and its corporate seal to be hereto affixed on this 2nd day of September, 2011.



WESTERN SURETY COMPANY

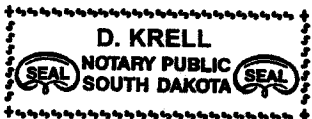
Paul T. Bruflat, Senior Vice President

State of South Dakota }  
County of Minnehaha } ss

On this 2nd day of September, 2011, before me personally came Paul T. Bruflat, to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is the Senior Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

My commission expires

November 30, 2012



D. Krell, Notary Public

### CERTIFICATE

I, L. Nelson, Assistant Secretary of WESTERN SURETY COMPANY do hereby certify that the Power of Attorney hereinabove set forth is still in force, and further certify that the By-Law of the corporation printed on the reverse hereof is still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said corporation this 23RD day of MAY, 2012.



WESTERN SURETY COMPANY

L. Nelson, Assistant Secretary

**ACKNOWLEDGMENT**

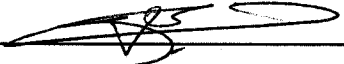
State of California  
County of Orange

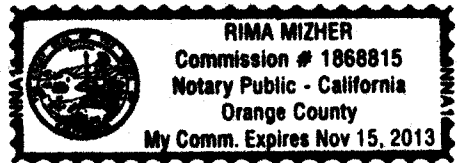
On May 24<sup>th</sup>, 2012 before me, Rima Mizher, Notary Public  
(insert name and title of the officer)

personally appeared Fidel Melgoza  
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are  
subscribed to the within instrument and acknowledged to me that he/she/they executed the same in  
his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the  
person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing  
paragraph is true and correct.

WITNESS my hand and official seal.

Signature  (Seal)



## Company Profile

### WESTERN SURETY COMPANY

P.O. BOX 5077

SIOUX FALLS, SD 57117-5077

#### Agent for Service of Process

NANCY FLORES, C/O CT CORPORATION SYSTEM 818 WEST SEVENTH STREET LOS ANGELES, CA 90017

Unable to Locate the Agent for Service of Process?

---

#### Reference Information

NAIC #:	13188
NAIC Group #:	<u>0218</u>
California Company ID #:	0761-7
Date authorized in California:	July 29, 1930
License Status:	UNLIMITED-NORMAL
Company Type:	Property & Casualty
State of Domicile:	SOUTH DAKOTA

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#### Lines of Insurance Authorized to Transact

The company is authorized to transact business within these lines of insurance. For an explanation of any of these terms, please refer to the glossary.

LIABILITY  
SURETY

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#### Company Complaint Information

[Company Enforcement Action Documents](#)  
[Company Performance & Comparison Data](#)  
[Composite Complaint Studies](#)

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#### Want More?

[Help Me Find a Company Representative in My Area](#)

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Last Revised - May 26, 2011 01:14 PM  
Copyright © California Department of Insurance



# CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)  
5/22/2012

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

**IMPORTANT:** If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

<b>PRODUCER</b> Southern California Insurance Brokerage, Inc. P.O. Box 758 License #OC91978 Glendora CA 91740-0758	<b>CONTACT NAME:</b> Justine/Cathy <b>PHONE (A/C, No. Ext):</b> (909) 592-2215 <b>E-MAIL ADDRESS:</b> justine@socalinsurance.com	<b>FAX (A/C, No.):</b> (909) 305-0391
	<b>INSURER(S) AFFORDING COVERAGE</b>	
	<b>INSURER A:</b> North American Capacity	<b>NAIC #</b>
	<b>INSURER B:</b> United Financial Casualty <b>INSURER C:</b> National Union Fire Ins Co of <b>INSURER D:</b> American Guarantee & Liability <b>INSURER E:</b> Hartford Fire Ins. Co. <b>INSURER F:</b>	11770    19682

**COVERAGES**                      **CERTIFICATE NUMBER:** 12/13 WC                      **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL SUBR INSR	WVD	POLICY NUMBER	POLICY EFF. (MM/DD/YYYY)	POLICY EXP. (MM/DD/YYYY)	LIMITS		
A	GENERAL LIABILITY			PNG0001062-08	7/13/2011	7/13/2012	EACH OCCURRENCE	\$ 1,000,000	
	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY						DAMAGE TO RENTED PREMISES (Ea occurrence)	\$ 50,000	
	<input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR						MED EXP (Any one person)	\$ 5,000	
							PERSONAL & ADV INJURY	\$ 1,000,000	
							GENERAL AGGREGATE	\$ 2,000,000	
							PRODUCTS - COMP/OP AGG	\$ 2,000,000	
GENL AGGREGATE LIMIT APPLIES PER:									
	<input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PROJECT <input type="checkbox"/> LOC						\$		
B	AUTOMOBILE LIABILITY			06469646-7	12/15/2011	6/15/2012	COMBINED SINGLE LIMIT (Ea accident)	\$ 1,000,000	
	<input checked="" type="checkbox"/> ANY AUTO						BODILY INJURY (Per person)	\$	
	<input type="checkbox"/> ALL OWNED AUTOS	<input type="checkbox"/> SCHEDULED AUTOS						BODILY INJURY (Per accident)	\$
	<input checked="" type="checkbox"/> HIRED AUTOS	<input checked="" type="checkbox"/> NON-OWNED AUTOS						PROPERTY DAMAGE (Per accident)	\$
								Uninsured motorist combined	\$ 1,000,000
C	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR			BE020764494	7/13/2011	7/13/2012	EACH OCCURRENCE	\$ 4,000,000	
	<input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE						AGGREGATE	\$ 4,000,000	
	<input type="checkbox"/> DED <input type="checkbox"/> RETENTION \$							\$	
D	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY			WC966043601	2/1/2012	2/1/2013	<input checked="" type="checkbox"/> WC STATUTORY LIMITS	OTHER	
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory In NH)	<input type="checkbox"/> Y/N	N/A				E.L. EACH ACCIDENT	\$ 1,000,000	
	If yes, describe under DESCRIPTION OF OPERATIONS below						E.L. DISEASE - EA EMPLOYEE	\$ 1,000,000	
							E.L. DISEASE - POLICY LIMIT	\$ 1,000,000	
E	RENTED/LEASED EQUIPMENT			72 MS HY9481	7/13/2011	7/13/2012	LIMIT	270,000	

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)  
 JOB REF: HIDDEN VALLEY WILDLIFE RESERVE ACCESS ROAD AND BIKE LANE PAVING - PROJECT NO. C1-0643

CERTIFICATE HOLDER IS NAMED AS ADDITIONAL INSURED, BUT ONLY IN RESPECTS TO THE INSURED'S OPERATIONS- A/I & WC WAIVER & EXCESS DECLARATION FROM POLICY ATTACHED. AUTO A/I TO FOLLOW FROM COMPANY.  
 30 DAYS NOTICE OF CANCELLATION WILL BE MAILED TO THE CERTIFICATE HOLDER(S) FROM SOUTHERN CALIFORNIA INSURANCE BROKERAGE, INC. REVISED 5-22-12

<b>CERTIFICATE HOLDER</b>  COUNTY OF RIVERSIDE TRANSPORTATION DEPARTMENT- 14TH STREET ANNEX ATT: JOEL JIMENEZ 3525 14TH ST. RIVERSIDE, CA 92501	<b>CANCELLATION</b>  SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.  AUTHORIZED REPRESENTATIVE  Diana Kubo, CISR/CMR
--	--

POLICY NUMBER: PNG0001062-08

COMMERCIAL GENERAL LIABILITY

**THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.**

**ADDITIONAL INSURED – OWNERS, LESSEES OR  
CONTRACTORS – (FORM B)**

This endorsement modifies insurance provided under the following:

COMMERCIAL GENERAL LIABILITY COVERAGE PART.

**SCHEDULE**

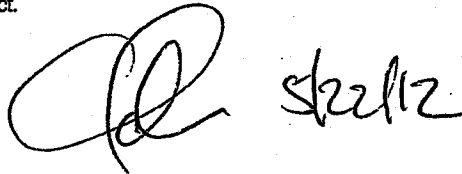
Name of Person or Organization:

Any person or organization to which you are obligated by virtue of a written contract to provide insurance such as is afforded by this policy, but only with respect to (1) occurrences taking place after such written contract has been executed and (2) occurrences resulting from work performed by you during the policy period, or occurrences resulting from the conduct of your business during the policy period.

(If no entry appears above, information required to complete this endorsement will be shown in the Declarations as applicable to this endorsement.)

WHO IS AN INSURED (Section II) is amended to include as an insured the person or organization shown in the Schedule, but only with respect to liability arising out of "your work" for that insured by or for you.

Coverage provided by this policy to the Additional Insured(s) shown in the Schedule shall be primary insurance and any other insurance maintained by the Additional Insured(s) shall be excess and non-contributory, but only if required of the Named Insured and by written contract.



**PROGRESSIVE**

**Additional Insured Endorsement**

**Name of Person or Organization**

COUNTY OF RIVERSIDE  
TRANSPORATION DEPT - 14TH ST ANNEX  
3525 14TH ST.  
RIVERSIDE, CA 92501

The person or organization named above is an insured with respect to such liability coverage as is afforded by the policy but this insurance applies to said insured only as a person liable for the conduct of another insured and then only to the extent of that liability. We also agree with you that insurance provided by this endorsement will be primary for any power unit specifically described on the Declarations Page.

<b>Limit of Liability</b>		
<b>Bodily Injury</b>	each person/	each accident
<b>Property Damage</b>	each accident	
<b>Combined Liability</b>	\$1,000,000 each accident	

All other terms, limits and provisions of this policy remain unchanged.

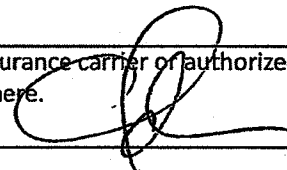
This endorsement applies to Policy Number: 06469646-7

Issued to (Name of Insured): **F M & SONS INCORPORATED**

Effective date of endorsement: 05/22/12 Policy expiration date: 06/15/12

Form 1198 (01/04)

Please provide insurance carrier or authorized broker signature here.



**WAIVER OF OUR RIGHT TO RECOVER FROM OTHERS ENDORSEMENT—  
CALIFORNIA**

We have the right to recover our payments from anyone liable for an injury covered by this policy. We will not enforce our right against the person or organization named in the Schedule. (This agreement applies only to the extent that you perform work under a written contract that requires you to obtain this agreement from us.)

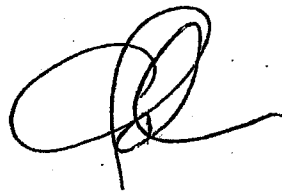
You must maintain payroll records accurately segregating the remuneration of your employees while engaged in the work described in the Schedule.

The additional premium for this endorsement shall be 0 % of the California workers' compensation premium otherwise due on such remuneration.

**Schedule**

**Person or Organization  
ANY PERSON OR  
ORGANIZATION FOR  
WHOM YOU ARE  
REQUIRED BY WRITTEN  
CONTRACT OR  
AGREEMENT TO  
OBTAIN THIS WAIVER  
OF RIGHTS FROM US.**

**Job Description  
BLANKET WAIVER OF SUBROGATION**

 5/22/12



# CHARTIS

## Prime Express<sup>SM</sup> Commercial Excess Liability Policy With CrisisResponse<sup>®</sup>

### DECLARATIONS

The company issuing this policy is indicated by an "X" in the box to the left of the company's name.

- |  |  |
|--|--|
| <input type="checkbox"/> American Home Assurance Company       | <input type="checkbox"/> Illinois National Insurance Company                                 |
| <input type="checkbox"/> Chartis Casualty Company              | <input checked="" type="checkbox"/> National Union Fire Insurance Company of Pittsburgh, Pa. |
| <input type="checkbox"/> Chartis Property Casualty Company     | <input type="checkbox"/> New Hampshire Insurance Company                                     |
| <input type="checkbox"/> Commerce & Industry Insurance Company | <input type="checkbox"/> The Insurance Company of the State of Pennsylvania                  |
| <input type="checkbox"/> Granite State Insurance Company       |  |

(each of the above being a capital stock company)

Administrative/Mailing Address: 175 Water Street, New York, NY 10038  
Telephone No. 212-458-5000

POLICY NUMBER: BE 020764494 RENEWAL OF: 047729189

ITEM 1. NAMED INSURED: F M & SONS INC

MAILING ADDRESS: 2098 S GRAND AVE STE I  
SANTA ANA, CA 92706-5229

ITEM 2. POLICY PERIOD: FROM: July 13, 2011 TO: July 13, 2012  
(At 12:01 A.M., standard time, at the address of the Named Insured stated above.)

#### ITEM 3. LIMITS OF INSURANCE

The Limits of Insurance, subject to the terms of this policy, are:

- |                |  |
|----------------|--|
| A. \$4,000,000 | Each Occurrence  |
| B. \$4,000,000 | General Aggregate (in accordance with Section IV. Limits of Insurance)                       |
| C. \$4,000,000 | Products-Completed Operations Aggregate (in accordance with Section IV. Limits of Insurance) |
| D. \$250,000   | CrisisResponse Sublimit of Insurance   |
| E. \$50,000    | Excess Casualty CrisisFund Limit of Insurance  |

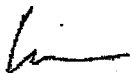
ITEM 4. SCHEDULED UNDERLYING INSURANCE - See Schedule of Underlying Insurance

#### ITEM 5. PREMIUM AND PREMIUM COMPUTATION

ESTIMATED TOTAL ANNUAL EXPOSURE	
RATES PER	FLAT
MINIMUM PREMIUM	\$6,400.00
ADVANCE PREMIUM	\$6,400.00

ITEM 6. THIS POLICY INCLUDES THESE ENDORSEMENTS AT INCEPTION DATE: SEE ATTACHED SCHEDULE

PRODUCER NAME: CRC INSURANCE SERVICES, INC. DBA CRC OF CA INS SVC  
ADDRESS: 500 NORTH BRAND BLVD.  
STE 2100  
GLENDALE, CA 91203

  
\_\_\_\_\_  
Christopher G. Kopser  
Authorized Representative or  
Countersignature (Where Applicable)

\_\_\_\_\_  
Date

Issue Date: 07/20/11

90268 (11/09)  
AH2706

**FORMS SCHEDULE**

**Named Insured:** F M & SONS INC

**Policy Number:** BE 020764494

**Effective 12:01 AM:** July 13, 2011

<u>End't. No.</u>	<u>Form Name</u>	<u>Form Number/ Edition Date</u>	
	PRIME EXPRESS DEC	90268	(11/09)
	PRIME EXPRESS POLICY	90269	(11/09)
	SCHEDULE OF UNDERLYING	UNDSCH	(05/99)
	POLICYHOLDER DISC - NOTICE OF TERRORISM INS COVG	96556	(01/08)
1	ACT OF TERRORISM SIR ENDORSEMENT	90270	(01/06)
2	AUTOMOBILE LIABILITY EXCLUSION	91528	(08/06)
3	CALIFORNIA AMENDATORY ENDT	52133	(03/94)
4	COVERAGE TERRITORY ENDT.	89644	(07/05)
5	CRISISRESPONSE COVERAGE ENHANCEMENT ENDORSEMENT	95418	(08/07)
6	DUTIES IN THE EVENT OF AN OCCURRENCE, CLAIM OR SUI	90293	(11/09)
7	ECONOMIC OR TRADE SANCTIONS CONDITION AMEND. ENDT.	99496	(06/08)
8	EMPLOYERS LIABILITY EXCLUSION ENDORSEMENT	90299	(01/06)
9	FOREIGN LIABILITY EXCLUSION ENDORSEMENT	90310	(01/06)
10	LIQUOR LIABILITY EXCLUSION ENDORSEMENT	90318	(01/06)
11	MARINE LIABILITY EXCLUSION ENDORSEMENT	90320	(01/06)
12	RESIDENTIAL CONSTRUCTION OPERATIONS EXCLUSION ENDT	90331	(01/06)
13	TOTAL POLLUTION EXCLUSION ENDORSEMENT	90349	(01/06)

**Prime Express<sup>SM</sup>**  
**Commercial Excess Liability Policy With CrisisResponse<sup>®</sup>**

Various provisions in this policy restrict coverage. Read the entire policy carefully to determine rights, duties and what is and is not covered.

Throughout this policy the words "you" and "your" refer to the Named Insured shown in the Declarations and any other person or organization qualifying as a Named Insured under this policy. The words "we," "us" and "our" refer to the company providing this insurance.

The word **Insured** means any person or organization qualifying as such under Section VII. Definitions.

Except for headings, words that appear in bold print have special meaning. See Section VII. Definitions.

In consideration of the payment of the premium and in reliance upon the statements in the Declarations, we agree to provide coverage as follows:

**I. INSURING AGREEMENT - COMMERCIAL EXCESS LIABILITY**

A. We will pay on behalf of the Insured those sums in excess of the **Retained Limit** that the Insured becomes legally obligated to pay as damages by reason of liability imposed by law because of **Bodily Injury, Property Damage or Personal Injury and Advertising Injury** to which this insurance applies or because of **Bodily Injury or Property Damage** to which this insurance applies assumed by the Insured under an **Insured Contract**. Coverage under this policy will follow the terms, definitions, conditions and exclusions of **Scheduled Underlying Insurance**, subject to the **Policy Period, Limits of Insurance, premium and all other terms, definitions, conditions and exclusions** of this policy. Provided, however, that coverage provided by this policy will not be broader than the coverage provided by the policy listed in **Scheduled Underlying Insurance**.

The amount we will pay for damages is limited as described in Section IV. Limits of Insurance.

B. This policy applies, only if:

1. the **Bodily Injury or Property Damage** is caused by an **Occurrence** that takes place anywhere, and the **Bodily Injury or Property Damage** occurs during the **Policy Period**; and
2. the **Personal Injury and Advertising Injury** is caused by an **Occurrence** that takes place anywhere arising out of your business, but only if the **Occurrence** was committed during the **Policy Period**.

- C. 1. This policy applies to **Bodily Injury or Property Damage**, only if prior to the **Policy Period**, no Insured listed under subparagraphs 2a., 2b., 2c. or 2e. of Paragraph N. of Section VII, no executive officer or director listed under subparagraph 2d. of Paragraph N. of Section VII. and no employee authorized by you to give or receive notice of an **Occurrence, claim or Suit**, knew that the **Bodily Injury or Property Damage** had occurred, in whole or in part. If such an Insured, or authorized employee knew, prior to the **Policy Period**, that the **Bodily Injury or Property Damage** had occurred, then any continuation, change or resumption of such **Bodily Injury or Property Damage** during or after the **Policy Period** will be deemed to have been known prior to the **Policy Period**.
2. **Bodily Injury or Property Damage** which occurs during the **Policy Period** and was not, prior to the **Policy Period**, known to have occurred by any Insured listed under subparagraphs 2a., 2b., 2c. or 2e. of Paragraph N. of Section VII., any executive officer or director listed under subparagraph 2d. of Paragraph N. of Section VII. or any employee authorized by you to give or receive notice of an **Occurrence** or claim, includes any continuation, change or resumption of that **Bodily Injury or Property Damage** after the end of the **Policy Period**.

**SCHEDULE OF UNDERLYING INSURANCE**

Issued to: F M & SONS INC

Policy Number: BE 020764494

By: NATIONAL UNION FIRE INSURANCE COMPANY OF PITTSBURGH, PA.

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TYPE OF POLICY  
OR COVERAGE

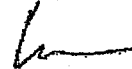
INSURER, POLICY NO.  
AND POLICY PERIOD

LIMITS

GENERAL LIABILITY

North American  
Capacity Insurance  
Co  
07/13/11  
07/13/12

\$1,000,000  
PER OCCURRENCE  
\$2,000,000  
GENERAL AGGREGATE  
\$2,000,000  
PRODUCTS & COMPLETED OPS.  
AGGREGATE  
\$2,000,000  
PER PROJECT GENERAL AGGREGATE  
UNCAPPED  
Defense Expenses are  
in addition to the limit



Christopher G. Kopser  
AUTHORIZED REPRESENTATIVE

# List of Approved Surplus Line Insurers (LASLI)

CALIFORNIA  
DEPARTMENT OF INSURANCE

Simple Claims | Home | Check License Status | Complaints | REQUEST FOR ASSISTANCE

CONSUMERS | SENIORS | AGENTS & BROKERS | INSURERS | FRAUD | NEWS | ABOUT US | VIDEO

Website Service Disruption Planned

powered by Google™ SEARCH GO

Consumers Overview / Licensee Information / Surplus Line Insurers /  
List of Approved Surplus Line Insurers (LASLI)

**Consumers Overview**

- [Buying Insurance](#)
- [Health Related Insurance Information](#)
- [Licensee Information](#)
  - [Search Insurance Company Profiles](#)
  - [Check to See if Your Agent/Broker is Licensed](#)
  - [Surplus Line Insurers](#)
  - [Life Settlements](#)
- [Studies and Reports](#)
- [Legal Information](#)
- [Information Guides](#)
- [Dealing With Catastrophes](#)
- [Health Issues](#)
- [Market Conduct Exam Reports](#)
- [Public Programs](#)
- [Talk to Us](#)

**Quick Links**

-For Consumers-

**CONSUMERS: LIST OF APPROVED SURPLUS LINE INSURERS (LASLI)**

Please use the "Find" option in the "Edit" menu of your browser to search for a particular company.

As of: April 23, 2012

A | B - D | E - G | H - L | M - P | Q - Z

**A**

Insurer	Date Approved
Acceptance Casualty Insurance Company (Nebraska)	10/23/2007
ACE European Group Limited (U.K.)	06/20/2007
Admiral Insurance Company (Delaware)	06/30/1995
Adriatic Insurance Company (North Dakota)	06/30/1995
AIX Specialty Insurance Company (Delaware)	06/05/2009
Allianz Global Corporate & Specialty AG (Germany) (Name Changed from Allianz Marine & Aviation Versicherungs-AG effective 07/28/2006)	06/16/2004
Allied World National Assurance Company (New Hampshire) (Name changed from Newmarket Underwriters Insurance Company effective 10/03/2007)	12/18/1997
Alterra Excess & Surplus Insurance Company (Delaware) (Name changed from Alterra Specialty Insurance Company effective 09/27/2010. Name changed from Max Specialty Insurance Company effective 05/13/2010)	06/19/2008
American Empire Surplus Lines Insurance Company (Delaware)	09/01/1995
American Safety Indemnity Company (Oklahoma) (Name changed from Trafalgar Insurance Company effective 04/10/2000)	11/20/1996
American Western Home Insurance Company (Oklahoma)	09/01/1995
Arch Insurance Company (Europe) Limited (U.K.)	10/19/2009
Arch Specialty Insurance Company (Nebraska) (Name changed from Rock River Insurance Company effective 08/01/2002) (Domicile changed from Wisconsin to Nebraska effective 12/28/2006)	09/01/1995
Aspen Insurance UK Limited (U.K.)	12/29/2004
Aspen Specialty Insurance Company (North Dakota) (Name changed from Dakota Specialty Insurance Company, effective 10/22/2003)	03/03/1998
Associated Electric & Gas Insurance Services Limited (Bermuda)	11/03/1995
Associated Industries Insurance Company, Inc. (Florida)	01/11/2012
Atain Specialty Insurance Company (Michigan) (Name changed from USF Insurance Company effective 08/25/2011) (Domicile changed from Pennsylvania to Michigan effective 12/31/2007)	09/01/1995
Atlantic Casualty Insurance Company (North Carolina)	07/16/2009
AXA Corporate Solutions Assurance (France)	08/14/2003
AXIS Specialty Europe Limited (Ireland)	06/20/2007
AXIS Surplus Insurance Company (Illinois) (Name changed from Sheffield Insurance Corporation effective 06/09/2003)	12/15/1995

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**B - D**

Insurer	Date Approved
Berkley Assurance Company (Iowa)	07/20/2011
Berkley Regional Specialty Insurance Company, Inc. (Delaware)	04/12/2012
Berkshire Hathaway International Insurance Limited (UK)	04/01/2008
Burlington Insurance Company (North Carolina)	11/17/1995
Capitol Specialty Insurance Corporation (Wisconsin)	05/15/2008

# List of Approved Surplus Line Insurers (LASLI)

Illinois Union Insurance Company (Illinois)	12/22/1995
Indian Harbor Insurance Company (North Dakota)	12/08/1995
Infrassure Ltd. (Switzerland)	11/19/2009
International Insurance Company of Hannover Limited (UK)	09/29/1998
Interstate Fire & Casualty Company (Illinois)	10/20/1995
Ironshore Insurance Ltd. (Bermuda)	07/20/2011
Ironshore Specialty Insurance Company (Arizona)	10/02/2008
James River Insurance Company (Ohio) (Name changed from Fidelity Excess and Surplus Insurance Company effective 07/07/03)	08/04/1995
Lancashire Insurance Company (UK) Limited (U.K.)	11/17/2010
Lancashire Insurance Company Limited (Bermuda)	11/19/2009
Landmark American Insurance Company (Oklahoma)	09/30/2003
Lantana Insurance Ltd. (Bermuda)	09/08/2004
Lexington Insurance Company (Delaware)	07/28/1995
Liberty Mutual Insurance Europe Limited (U.K.) (Name changed from Liberty Mutual Insurance Company (U.K.) Limited effective 10/21/03)	10/27/1995
Liberty Surplus Insurance Corporation (New Hampshire)	12/18/1997

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## M - P

Insurer	Date Approved
Maiden Specialty Insurance Company (North Carolina) (Name changed from Integon Specialty Insurance Company effective 09/01/2009)	11/13/2006
The Marine Insurance Company Limited (UK)	11/03/1995
Markel International Insurance Company Limited (U.K.) (Name changed from Terra Nova Insurance Company Limited, effective 11/04/2002)	10/27/1995
Maxum Indemnity Company (Delaware) (Name changed from Caliber One Indemnity Company, effective 01/02/2003)	09/29/1998
Mercer Insurance Company (Pennsylvania)	07/01/2011
MESA Underwriters Specialty Insurance Company (New Jersey) (Name changed from Montpelier U.S. Insurance Company, effective 01/01/2012.) (Domicile changed from Oklahoma to New Jersey, effective 01/01/2012)	02/05/2012
Mitsui Sumitomo Insurance Company (Europe) Limited (U.K.)	06/10/2011
Mitsui Sumitomo Insurance Company, Limited (Japan) (Name changed from Mitsui Marine and Fire Insurance Company, Limited, effective 10/1/2001)	12/27/1995
Mount Vernon Fire Insurance Company (Pennsylvania)	04/02/1997
Mt. Hawley Insurance Company (Illinois) (Domicile changed from Delaware to Kansas, effective 12/20/95. Domicile changed from Kansas to Illinois effective 4/21/1999)	10/27/1995
National Fire & Marine Insurance Company (Nebraska)	06/30/1995
Nautilus Insurance Company (Arizona)	08/04/1995
Navigators Specialty Insurance Company (New York) (Name changed from NIC Insurance Company effective 01/04/2007)	12/08/1995
Noetic Specialty Insurance Company (Vermont) (Domicile changed from Illinois to Vermont effective 01/18/2011) (Name changed from Coregis Indemnity Company effective 11/07/2001)	09/01/1995
North American Capacity Insurance Company (New Hampshire)	08/11/1995
North-East Insurance Company (Maine)	06/08/2009
Northbridge Indemnity Insurance Corporation (Canada) (Name changed from Commonwealth Insurance Company (Canada) effective 03/01/2012)	10/27/1995
Northfield Insurance Company (Iowa) (Domicile changed from Missouri to Iowa, effective 1/01/2002)	06/30/1995
Nutmeg Insurance Company (Connecticut)	06/30/1995
Omega US Insurance, Inc. (Delaware)	07/20/2011
Pacific Insurance Company, Ltd. (Connecticut)	09/01/1995
Penn-Star Insurance Company (Pennsylvania)	11/13/2002
Philadelphia Insurance Company (Pennsylvania)	02/14/1997
Princeton Excess and Surplus Lines Insurance Company (Delaware)	02/09/2006
ProAssurance Casualty Company (Michigan) (Name changed from ProNational Insurance Company effective 01/27/2009)	10/18/2005
Protective Specialty Insurance Company (Indiana)	06/01/2010

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## Q - Z

Insurer	Date Approved
QBE Insurance (Europe) Limited (U.K.) (Name changed from QBE International Insurance Limited, effective 09/30/2005)	01/06/1999

## Company Profile

**UNITED FINANCIAL CASUALTY COMPANY**  
6300 WILSON MILLS ROAD  
MAYFIELD VILLAGE, OH 44143-2182  
800-688-2820

**Former Names for Company**

**Old Name:** UNITED FINANCIAL CASUALTY CO

**Effective Date:** 09-13-1993

**Agent for Service of Process**

NANCY FLORES, C/O CT CORPORATION SYSTEM 818 WEST SEVENTH STREET LOS ANGELES, CA 90017

Unable to Locate the Agent for Service of Process?

---

### Reference Information

NAIC #:	11770
NAIC Group #:	0155
California Company ID #:	3620-2
Date authorized in California:	March 04, 1994
License Status:	UNLIMITED-NORMAL
Company Type:	Property & Casualty
State of Domicile:	OHIO

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### Lines of Insurance Authorized to Transact

The company is authorized to transact business within these lines of insurance. For an explanation of any of these terms, please refer to the [glossary](#).

AUTOMOBILE  
BURGLARY  
COMMON CARRIER LIABILITY  
FIRE  
LIABILITY  
MARINE  
MISCELLANEOUS  
PLATE GLASS

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### Company Complaint Information

[Company Enforcement Action Documents](#)  
[Company Performance & Comparison Data](#)  
[Composite Complaint Studies](#)

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### Want More?

[Help Me Find a Company Representative in My Area](#)

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## Company Profile

NATIONAL UNION FIRE INSURANCE COMPANY OF PITTSBURGH,  
PA  
180 MAIDEN LANE  
NEW YORK, NY 10038  
800-551-0824

Agent for Service of Process  
KAREN HARRIS, C/O CORPORATION SERVICE COMPANY 2710 GATEWAY OAKS DRIVE, SUITE 150N SACRAMENTO, CA 95833-3505  
Unable to Locate the Agent for Service of Process?

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### Reference Information

NAIC #:	19445
NAIC Group #:	<u>0012</u>
California Company ID #:	0131-3
Date authorized in California:	November 28, 1902
License Status:	UNLIMITED-NORMAL
Company Type:	Property & Casualty
State of Domicile:	PENNSYLVANIA

---

### Lines of Insurance Authorized to Transact

The company is authorized to transact business within these lines of insurance. For an explanation of any of these terms, please refer to the [glossary](#).

AIRCRAFT  
AUTOMOBILE  
BOILER AND MACHINERY  
BURGLARY  
COMMON CARRIER LIABILITY  
DISABILITY  
FIRE  
LIABILITY  
MARINE  
MISCELLANEOUS  
PLATE GLASS  
SPRINKLER  
SURETY  
TEAM AND VEHICLE  
WORKERS' COMPENSATION

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### Company Complaint Information

[Company Enforcement Action Documents](#)  
[Company Performance & Comparison Data](#)  
[Composite Complaint Studies](#)

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### Want More?

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## Company Profile

### Company Profile

**AMERICAN GUARANTEE AND LIABILITY INSURANCE COMPANY**  
1400 AMERICAN LANE  
SCHAUMBURG, IL 60196  
800-382-2150

Agent for Service of Process  
KAREN HARRIS, C/O CORPORATION SERVICE COMPANY 2710 GATEWAY OAKS DRIVE, SUITE 150N SACRAMENTO, CA 95833-3505  
Unable to Locate the Agent for Service of Process?

---

#### Reference Information

NAIC #:	26247
NAIC Group #:	<u>0212</u>
California Company ID #:	1237-7
Date authorized in California:	December 20, 1939
License Status:	UNLIMITED-NORMAL
Company Type:	Property & Casualty
State of Domicile:	NEW YORK

---

#### Lines of Insurance Authorized to Transact

The company is authorized to transact business within these lines of insurance. For an explanation of any of these terms, please refer to the glossary.

AIRCRAFT  
AUTOMOBILE  
BOILER AND MACHINERY  
BURGLARY  
COMMON CARRIER LIABILITY  
DISABILITY  
FIRE  
LIABILITY  
MARINE  
MISCELLANEOUS  
PLATE GLASS  
SPRINKLER  
SURETY  
TEAM AND VEHICLE  
WORKERS' COMPENSATION

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#### Company Complaint Information

[Company Enforcement Action Documents](#)  
[Company Performance & Comparison Data](#)  
[Composite Complaint Studies](#)

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#### Want More?

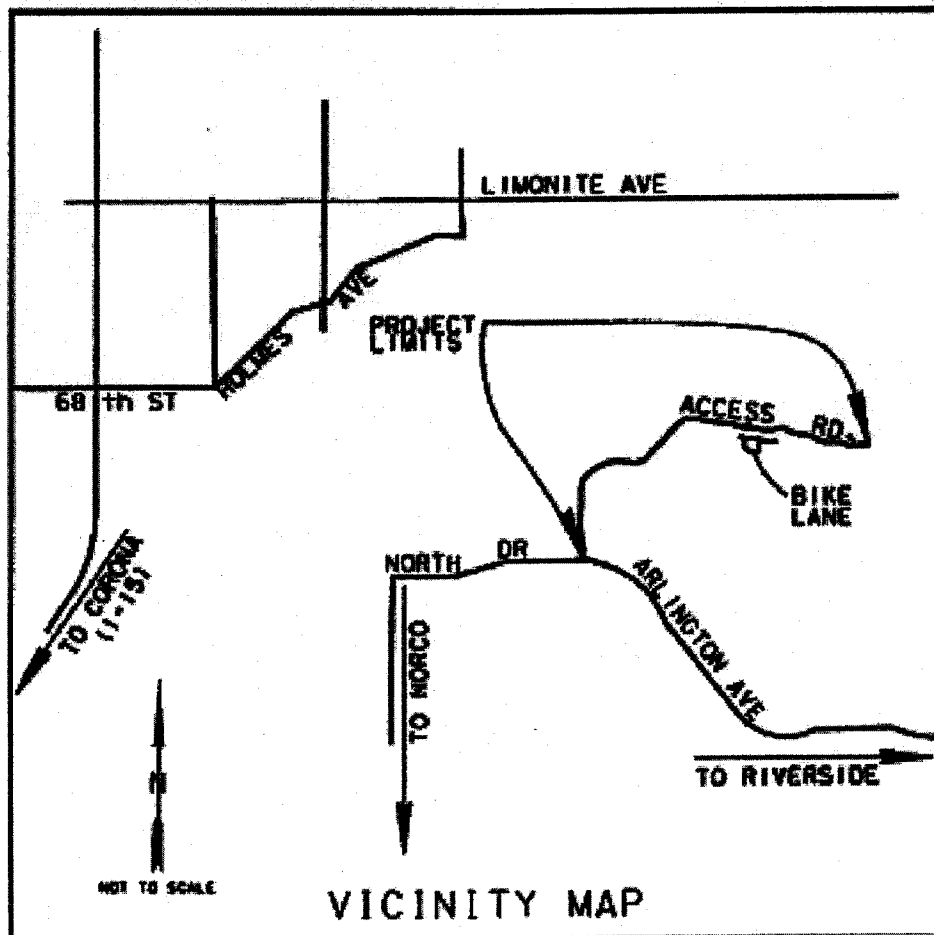
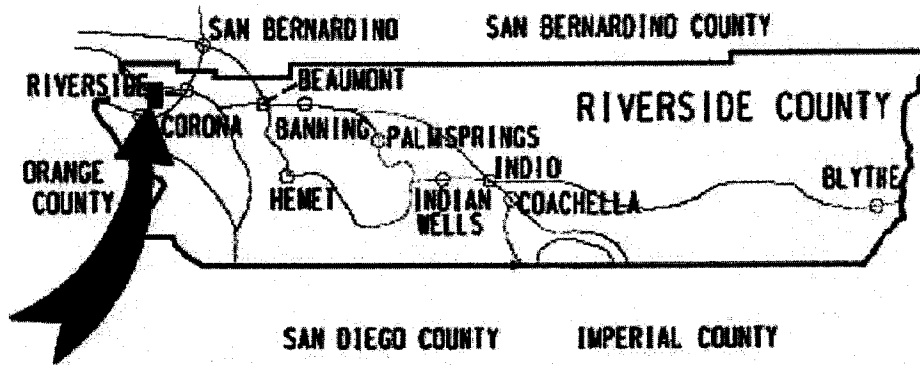
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COUNTY OF RIVERSIDE  
DEPARTMENT OF TRANSPORTATION

HIDDEN VALLEY WILDLIFE RESERVE  
ACCESS ROAD  
BIKE LANE, AND MULTIPURPOSE  
TRAIL



# Attachment "A"

Riverside County Transportation Department

Project: **Hidden Valley Wildlife Reserve - Access Road**

Project No.(s): **C1-0643**

Expenses as of: 5/9/12

### Project Costs and Budget

Activity	Incurred Costs	Projected Costs	Total Costs	Existing Budget
Preliminary Survey	19,680		19,680	20,000
Environmental	51,535		51,535	70,000
Design	161,717		161,717	133,000
Right-of-way				
Utilities				
Construction		753,579		
Construction Contingency 10.0%		75,358	828,937	1,347,000
Construction Engineering & Inspection		150,000	150,000	95,000
Construction Survey		30,000	30,000	30,000
<b>Totals:</b>	<b>232,932</b>	<b>1,008,937</b>	<b>1,241,869</b>	<b>1,695,000</b>

### Project Funding

Code	Name	Existing Budget
815	County Parks District	1,695,000
<b>Totals</b>		<b>1,695,000</b>

### Comments

**Form 11 Attachment**

**Contract/Lease/Purchase Summary Data**

**Contract (for Services)**

- Approval/Renewal
- Sole Source
- Personal Services
- Independent Contractor
- Other than Low Bid
- Change Order
- Public Works

**Lease**

- Approval/Renewal
- Multi-Year Lease
- Equipment
- Real Property
- Change Order

**Purchase (for Materials)**

- Sole Source
- Other than Low Bid
- Change Order

**Selection Committee Member Names (RFP's Only)**

<b>User Department:</b>	Transportation Department
-------------------------	---------------------------

N/A

<b>Vendor/Lessor Name:</b>	FM & Sons, Inc.
----------------------------	-----------------

**Minority Status:**

M    W    DV    None

<b>Vendor/Lessor Location:</b>	Santa Ana, CA
--------------------------------	---------------

**Local Preference Applied:**  Yes    No    N/A

**Local Preference Award Cost \$**  
(5% maximum preference)

**Local Preference FYTD: Cost \$**

**# of Orders**

**Applicable Board Policy #**

**Comments:**

**RFQ/RFP Process:**

Date Mailed:  
Response Date:  
# of Responses:  
# of Qualified Responses:

**Bidding Process:**

Bid Range: \$ 753,579.00 to \$1,099,136.00  
Local Bid Range: N/A  
Responsive and Responsible Bid Range: \$ 753,579.00 to \$1,099,136.00

**Contract/Lease Renewals Only**

Existing Agreement Items

Proposed Agreement Items

1. Rates
2. Terms
3. Conditions
4. Legal Issues
5. Accountability
6. Utilities

(continue on blank sheet if necessary)

**NOTE: COMPETITIVELY BID PUBLIC WORKS CONTRACT**

Department of Consumer Affairs  
**Contractors State License Board**



**Contractor's License Detail - License # 793243**

**DISCLAIMER:** A license status check provides information taken from the CSLB license database. Before relying on this information, you should be aware of the following limitations.

CSLB complaint disclosure is restricted by law (B&P 7124.6) If this entity is subject to public complaint disclosure, a link for complaint disclosure will appear below. Click on the link or button to obtain complaint and/or legal action information.

Per B&P 7071.17, only construction related civil judgments reported to the CSLB are disclosed.

Arbitrations are not listed unless the contractor fails to comply with the terms of the arbitration.

Due to workload, there may be relevant information that has not yet been entered onto the Board's license database.

<b>License Number</b>	<b>793243</b>	<b>Extract Date</b> 5/14/2012
<b>Business Information</b>	F M & SONS INCORPORATED Business Phone Number: (714) 966-5278 2098 SOUTH GRAND AVE SUITE I SANTA ANA, CA 92705	
<b>Entity</b>	Corporation	
<b>Issue Date</b>	04/02/2001	
<b>Expire Date</b>	04/30/2013	
<b>License Status</b>	<b>ACTIVE</b> This license is current and active. <b>All information below should be reviewed.</b>	
<b>Classifications</b>	CLASS      DESCRIPTION A <u>GENERAL ENGINEERING CONTRACTOR</u>	
<b>Bonding</b>	<b>CONTRACTOR'S BOND</b> This license filed a Contractor's Bond with <u>SURETEC INSURANCE COMPANY.</u> <b>Bond Number:</b> 5103024 <b>Bond Amount:</b> \$12,500 <b>Effective Date:</b> 03/01/2011 <a href="#">Contractor's Bond History</a> <b>BOND OF QUALIFYING INDIVIDUAL</b> 1. The Responsible Managing Officer (RMO) MELGOZA FIDEL GONZALEZ certified that he/she owns 10 percent or more of the voting stock/equity of the corporation. A bond of qualifying individual is <b>not</b> required. <b>Effective Date:</b> 04/02/2001	
<b>Workers' Compensation</b>	<b>WORKERS' COMPENSATION</b> This license has workers compensation insurance with <u>AMERICAN GUARANTEE AND LIABILITY INSURANCE COMPANY</u> <b>Policy Number:</b> WC966043601 <b>Effective Date:</b> 02/01/2012 <b>Expire Date:</b> 02/01/2013 <a href="#">Workers' Compensation History</a>	

Personnel List

**Riverside County Transportation Department  
Summary of Bids**

**PROJECT: Hidden Valley Wildlife Reserve  
Access Road and Bike Lane Paving**

Advertised: April 17, 2012 (Agenda Item: 3.22)

Addenda: None

Bids Open: 2 pm Date: Wednesday, May 9, 2012

PROJECT NO. C1-0643

BASE BID ITEM NO.	ITEM CODE	CONTRACT ITEM	UNITS	COUNTY'S ESTIMATE			BID UNIT PRICE	BID ESTIMATE
				QUANTITY	UNIT PRICE	ENG ESTIMATE		
1	066102	DUST ABATEMENT	LS	1	4,000.00	4,000.00	4,000.00	4,000.00
2	074020	WATER POLLUTION CONTROL	LS	1	10,000.00	10,000.00	11,000.00	11,000.00
3	071325	TEMPORARY FENCE (TYPE ESA)	LF	1,750	6.00	10,500.00	4.00	7,000.00
4	120100	TRAFFIC CONTROL SYSTEM	LS	1	15,000.00	15,000.00	6,500.00	6,500.00
5	160101	CLEARING AND GRUBBING [INCLUDING MINOR TREE TRIMMING, REMOVING ROADSIDE SIGNS, REMOVING CATTLE CROSSINGS, REMOVING AND RESETING CONCRETE PARKING STOPS]	LS	1	8,000.00	8,000.00	4,000.00	4,000.00
6	170101	DEVELOP WATER SUPPLY	LS	1	2,000.00	2,000.00	2,000.00	2,000.00
7	190101	ROADWAY EXCAVATION [INCLUDING SLOPE REPAIR]	CY	7,800	22.00	171,600.00	10.25	79,950.00
8	203021	FIBER ROLLS	LF	3,350	2.00	6,700.00	2.70	9,045.00
9	203019	EROSION CONTROL (TYPE BONDED FIBER MATRIX (BFM))	ACRE	2	10,000.00	22,500.00	4,200.00	9,450.00
10	220101	FINISHING ROADWAY AND TRAIL	LS	1	2,000.00	2,000.00	4,400.00	4,400.00
11	260201	CLASS 2 AGGREGATE BASE	CY	3,800	45.00	171,000.00	20.82	79,116.00
12	390132	HOT MIX ASPHALT (TYPE A)	TON	4,600	92.00	423,200.00	69.40	319,240.00
13	394076	PLACE HOT MIX ASPHALT DIKE (TYPE E)	LF	1,212	2.00	2,424.00	4.00	4,848.00
14	394002	PLACE ASPHALT CONCRETE (OVERSIDE DRAIN/ MISCELLANEOUS AREA/ DIKE)	EA	7	1,500.00	10,500.00	960.00	6,720.00
15	017314	MINOR CONCRETE (DIP SECTION) (CRS 307) [MODIFIED] [HIGH EARLY STRENGTH CONCRETE]	CY	310	350.00	108,500.00	270.00	83,700.00
16	510502	MINOR CONCRETE (MINOR STRUCTURE)	EA	1	5,000.00	5,000.00	4,900.00	4,900.00
17	566012	ROADSIDE SIGN [INCLUDING ONE AND TWO POST SIGNS]	LS	1	6,000.00	6,000.00	18,500.00	18,500.00
18	690217	18" BITUMINOUS COATED CORRUGATED STEEL PIPE DOWNDRAIN (.079" THICK)	LF	87	120.00	10,440.00	130.00	11,310.00
19	691001	CORRUGATED STEEL FLUME DOWNDRAIN	LF	116	75.00	8,700.00	93.00	10,788.00
20	692101	TAPERED INLET	EA	7	250.00	1,750.00	260.00	1,820.00
21	705011	18" STEEL FLARED END SECTION	EA	2	1,000.00	2,000.00	270.00	540.00
22	721009	ROCK SLOPE PROTECTION (FACING, METHOD B)	CY	11	325.00	3,575.00	400.00	4,400.00
23	800701	CONSTRUCT WOOD POST FENCE [INCLUDING REMOVING AND SALVAGING EXISTING POST FENCE]	LF	1,232	20.00	24,640.00	11.00	13,552.00
24	840515	SPRAYABLE THERMOPLASTIC TRAFFIC STRIPES, THERMOPLASTIC PAVEMENT MARKING AND CROSSWALKS, AND PAVEMENT MARKERS	LS	1	20,000.00	20,000.00	21,800.00	21,800.00
25	999990	MOBILIZATION	LS	1	50,000.00	50,000.00	35,000.00	35,000.00
<b>Project Total</b>							<b>1,100,029.00</b>	<b>753,579.00</b>

**Riverside County Transportation Department  
Summary of Bids**

**PROJECT: Hidden Valley Wildlife Reserve  
Access Road and Bike Lane Paving**

Advertised: April 17, 2012 (Agenda Item: 3.22)

Addenda: None

Bids Open: 2 pm Date: Wednesday, May 9, 2012

**PROJECT NO. C1-0643**

BASE BID ITEM NO.	ITEM CODE	CONTRACT ITEM	UNITS	2		3	
				Wheeler Paving, Inc. Riverside, CA 92509	ENG ESTIMATE	All American Asphalt Corona, CA 92878	BID ESTIMATE
1	066102	DUST ABATEMENT	LS	1	5,000.00	4,000.00	4,000.00
2	074020	WATER POLLUTION CONTROL	LS	1	7,000.00	5,000.00	5,000.00
3	071325	TEMPORARY FENCE (TYPE ESA)	LF	1,750	5.50	7.00	12,250.00
4	120100	TRAFFIC CONTROL SYSTEM	LS	1	5,000.00	16,687.00	16,687.00
5	160101	CLEARING AND GRUBBING [INCLUDING MINOR TREE TRIMMING, REMOVING ROADSIDE SIGNS, REMOVING CATTLE CROSSINGS, REMOVING AND RESETTING CONCRETE PARKING STOPS]	LS	1	20,000.00	4,000.00	4,000.00
6	170101	DEVELOP WATER SUPPLY	LS	1	20,000.00	2,000.00	2,000.00
7	190101	ROADWAY EXCAVATION [INCLUDING SLOPE REPAIR]	CY	7,800	22.00	21.00	163,800.00
8	203021	FIBER ROLLS	LF	3,350	3.60	3.00	10,050.00
9	203019	EROSION CONTROL (TYPE BONDED FIBER MATRIX (BFM))	ACRE	2	5,500.00	2,600.00	5,850.00
10	220101	FINISHING ROADWAY AND TRAIL	LS	1	35,000.00	5,000.00	5,000.00
11	260201	CLASS 2 AGGREGATE BASE	CY	3,800	20.25	23.00	87,400.00
12	390132	HOT MIX ASPHALT (TYPE A)	TON	4,600	66.00	60.00	276,000.00
13	394076	PLACE HOT MIX ASPHALT DIKE (TYPE E)	LF	1,212	7.00	4.00	4,848.00
14	394002	PLACE ASPHALT CONCRETE (OVERSIDE DRAIN/ MISCELLANEOUS AREA/ DIKE)	EA	7	1,200.00	750.00	5,250.00
15	017314	MINOR CONCRETE (DIP SECTION) (CRS 307) [MODIFIED] [HIGH EARLY STRENGTH CONCRETE]	CY	310	295.00	575.00	178,250.00
16	510502	MINOR CONCRETE (MINOR STRUCTURE)	EA	1	6,500.00	5,200.00	5,200.00
17	566012	ROADSIDE SIGN [INCLUDING ONE AND TWO POST SIGNS]	LS	1	12,000.00	5,000.00	5,000.00
18	690217	18" BITUMINOUS COATED CORRUGATED STEEL PIPE DOWNDRAIN (.079" THICK)	LF	87	170.00	200.00	17,400.00
19	691001	CORRUGATED STEEL FLUME DOWNDRAIN	LF	116	50.00	75.00	8,700.00
20	692101	TAPERED INLET	EA	7	500.00	500.00	3,500.00
21	705011	18" STEEL FLARED END SECTION	EA	2	500.00	500.00	1,000.00
22	721009	ROCK SLOPE PROTECTION (FACING, METHOD B)	CY	11	100.00	925.00	10,175.00
23	800701	CONSTRUCT WOOD POST FENCE [INCLUDING REMOVING AND SALVAGING EXISTING POST FENCE]	LF	1,232	9.00	20.00	24,640.00
24	840515	SPRAYABLE THERMOPLASTIC TRAFFIC STRIPES, THERMOPLASTIC PAVEMENT MARKING AND CROSSWALKS, AND PAVEMENT MARKERS	LS	1	16,500.00	14,000.00	14,000.00
25	999990	MOBILIZATION	LS	1	20,000.00	50,000.00	50,000.00
<b>Project Total</b>						<b>878,822.00</b>	<b>920,000.00</b>
<b>Items 1-25</b>							

**Riverside County Transportation Department  
Summary of Bids**

**PROJECT: Hidden Valley Wildlife Reserve  
Access Road and Bike Lane Paving**

Advertised: April 17, 2012 (Agenda Item: 3.22)

Addenda: None

Bids Open: 2 pm Date: Wednesday, May 9, 2012

PROJECT NO. C1-0643

BASE BID ITEM NO.	ITEM CODE	CONTRACT ITEM	UNITS	4		5	
				BID UNIT PRICE	ENG ESTIMATE	BID UNIT PRICE	BID ESTIMATE
1	066102	DUST ABATEMENT	LS	4,000.00	4,000.00	4,000.00	4,000.00
2	074020	WATER POLLUTION CONTROL	LS	42,000.00	42,000.00	29,000.00	29,000.00
3	071325	TEMPORARY FENCE (TYPE ESA)	LF	6.70	11,725.00	3.10	5,425.00
4	120100	TRAFFIC CONTROL SYSTEM	LS	9,300.00	9,300.00	28,000.00	28,000.00
5	160101	CLEARING AND GRUBBING [INCLUDING MINOR TREE TRIMMING, REMOVING ROADSIDE SIGNS, REMOVING CATTLE CROSSINGS, REMOVING AND RESETING CONCRETE PARKING STOPS]	LS	4,000.00	4,000.00	4,000.00	4,000.00
6	170101	DEVELOP WATER SUPPLY	LS	2,000.00	2,000.00	2,000.00	2,000.00
7	190101	ROADWAY EXCAVATION [INCLUDING SLOPE REPAIR]	CY	15.00	117,000.00	12.40	96,720.00
8	203021	FIBER ROLLS	LF	3.00	10,050.00	1.57	5,259.50
9	203019	EROSION CONTROL (TYPE BONDED FIBER MATRIX (BFM))	ACRE	5,200.00	11,700.00	6,700.00	15,075.00
10	220101	FINISHING ROADWAY AND TRAIL	LS	15,400.00	15,400.00	22,000.00	22,000.00
11	260201	CLASS 2 AGGREGATE BASE	CY	25.00	95,000.00	38.50	146,300.00
12	390132	HOT MIX ASPHALT (TYPE A)	TON	67.00	308,200.00	73.00	335,800.00
13	394076	PLACE HOT MIX ASPHALT DIKE (TYPE E)	LF	5.00	6,060.00	7.20	8,726.40
14	394002	PLACE ASPHALT CONCRETE (OVERSIDE DRAIN/ MISCELLANEOUS AREA/ DIKE)	EA	1,250.00	8,750.00	690.00	4,830.00
15	017314	MINOR CONCRETE (DIP SECTION) (CRS 307) [MODIFIED] [HIGH EARLY STRENGTH CONCRETE]	CY	437.00	135,470.00	515.00	159,650.00
16	510502	MINOR CONCRETE (MINOR STRUCTURE)	EA	5,200.00	5,200.00	6,400.00	6,400.00
17	566012	ROADSIDE SIGN [INCLUDING ONE AND TWO POST SIGNS]	LS	10,800.00	10,800.00	11,200.00	11,200.00
18	690217	18" BITUMINOUS COATED CORRUGATED STEEL PIPE DOWNDRAIN (.079" THICK)	LF	400.00	34,800.00	85.00	7,395.00
19	691001	CORRUGATED STEEL FLUME DOWNDRAIN	LF	360.00	41,760.00	64.00	7,424.00
20	692101	TAPERED INLET	EA	750.00	5,250.00	345.00	2,415.00
21	705011	18" STEEL FLARED END SECTION	EA	1,600.00	3,200.00	320.00	640.00
22	721009	ROCK SLOPE PROTECTION (FACING, METHOD B)	CY	2,000.00	22,000.00	530.00	5,830.00
23	800701	CONSTRUCT WOOD POST FENCE [INCLUDING REMOVING AND SALVAGING EXISTING POST FENCE]	LF	21.00	25,872.00	10.50	12,936.00
24	840515	SPRAYABLE THERMOPLASTIC TRAFFIC STRIPES, THERMOPLASTIC PAVEMENT MARKING AND CROSSWALKS, AND PAVEMENT MARKERS	LS	14,800.00	14,800.00	15,300.00	15,300.00
25	999990	MOBILIZATION	LS	40,000.00	40,000.00	53,500.00	53,500.00
<b>Project Total Items 1-25</b>					<b>984,337.00</b>		<b>989,825.90</b>



**Riverside County Transportation Department  
Summary of Bids**

**PROJECT: Hidden Valley Wildlife Reserve  
Access Road and Bike Lane Paving**

Advertised: April 17, 2012 (Agenda Item: 3.22)

Addenda: None

Bids Open: 2 pm Date: Wednesday, May 9, 2012

**PROJECT NO. C1-0643**

BASE BID ITEM NO.	ITEM CODE	CONTRACT ITEM	UNITS	QUANTITY	6		7	
					Hillcrest Contracting Corona, CA 92879 BID UNIT PRICE	ENG ESTIMATE	MG Enterprises Tarzana, CA 91356 BID UNIT PRICE	BID ESTIMATE
1	066102	DUST ABATEMENT	LS	1	3,500.00	3,500.00	4,000.00	4,000.00
2	074020	WATER POLLUTION CONTROL	LS	1	7,300.00	7,300.00	20,000.00	20,000.00
3	071325	TEMPORARY FENCE (TYPE ESA)	LF	1,750	2.05	3,587.50	4.00	7,000.00
4	120100	TRAFFIC CONTROL SYSTEM	LS	1	6,000.00	6,000.00	20,000.00	20,000.00
5	160101	CLEARING AND GRUBBING [INCLUDING MINOR TREE TRIMMING, REMOVING ROADSIDE SIGNS, REMOVING CATTLE CROSSINGS, REMOVING AND RESETTING CONCRETE PARKING STOPS]	LS	1	18,000.00	18,000.00	4,000.00	4,000.00
6	170101	DEVELOP WATER SUPPLY	LS	1	2,000.00	2,000.00	2,000.00	2,000.00
7	190101	ROADWAY EXCAVATION [INCLUDING SLOPE REPAIR]	CY	7,800	27.00	210,600.00	35.00	273,000.00
8	203021	FIBER ROLLS	LF	3,350	3.00	10,050.00	2.00	6,700.00
9	203019	EROSION CONTROL (TYPE BONDED FIBER MATRIX (BFM))	ACRE	2	5,600.00	12,600.00	6,000.00	13,500.00
10	220101	FINISHING ROADWAY AND TRAIL	LS	1	25,000.00	25,000.00	20,000.00	20,000.00
11	260201	CLASS 2 AGGREGATE BASE	CY	3,800	28.00	106,400.00	30.00	114,000.00
12	390132	HOT MIX ASPHALT (TYPE A)	TON	4,600	67.00	308,200.00	85.00	391,000.00
13	394076	PLACE HOT MIX ASPHALT DIKE (TYPE E)	LF	1,212	3.15	3,817.80	10.00	12,120.00
14	394002	PLACE ASPHALT CONCRETE (OVERSIDE DRAIN/ MISCELLANEOUS AREA/ DIKE)	EA	7	680.00	4,760.00	1,500.00	10,500.00
15	017314	MINOR CONCRETE (DIP SECTION) (CRS 307) [MODIFIED] [HIGH EARLY STRENGTH CONCRETE]	CY	310	600.00	186,000.00	200.00	62,000.00
16	510502	MINOR CONCRETE (MINOR STRUCTURE)	EA	1	3,600.00	3,600.00	1,000.00	1,000.00
17	566012	ROADSIDE SIGN [INCLUDING ONE AND TWO POST SIGNS]	LS	1	11,000.00	11,000.00	12,000.00	12,000.00
18	690217	18" BITUMINOUS COATED CORRUGATED STEEL PIPE DOWNDRAIN (.079" THICK)	LF	87	173.00	15,051.00	50.00	4,350.00
19	691001	CORRUGATED STEEL FLUME DOWNDRAIN	LF	116	50.00	5,800.00	50.00	5,800.00
20	692101	TAPERED INLET	EA	7	520.00	3,640.00	500.00	3,500.00
21	705011	18" STEEL FLARED END SECTION	EA	2	520.00	1,040.00	500.00	1,000.00
22	721009	ROCK SLOPE PROTECTION (FACING, METHOD B)	CY	11	82.00	902.00	500.00	5,500.00
23	800701	CONSTRUCT WOOD POST FENCE [INCLUDING REMOVING AND SALVAGING EXISTING POST FENCE]	LF	1,232	9.30	11,457.60	15.00	18,480.00
24	840515	SPRAYABLE THERMOPLASTIC TRAFFIC STRIPES, THERMOPLASTIC PAVEMENT MARKING AND CROSSWALKS, AND PAVEMENT MARKERS	LS	1	15,000.00	15,000.00	20,000.00	20,000.00
25	999990	MOBILIZATION	LS	1	18,000.00	18,000.00	50,000.00	50,000.00
<b>Project Total</b>						<b>993,305.90</b>		<b>1,081,450.00</b>
<b>Items 1-25</b>								

**Riverside County Transportation Department  
Summary of Bids**

**PROJECT: Hidden Valley Wildlife Reserve  
Access Road and Bike Lane Paving**

Advertised: April 17, 2012 (Agenda Item: 3.22)

Addenda: None

Bids Open: 2 pm Date: Wednesday, May 9, 2012

**PROJECT NO. C1-0643**

BASE BID		CONTRACT ITEM		UNITS	QUANTITY	BID UNIT PRICE	ENG ESTIMATE	BID UNIT PRICE	BID ESTIMATE
1	066102	DUST ABATEMENT		LS	1	7,200.00	7,200.00		
2	074020	WATER POLLUTION CONTROL		LS	1	18,900.00	18,900.00		
3	071325	TEMPORARY FENCE (TYPE ESA)		LF	1,750	7.00	12,250.00		
4	120100	TRAFFIC CONTROL SYSTEM		LS	1	30,000.00	30,000.00		
5	160101	CLEARING AND GRUBBING [INCLUDING MINOR TREE TRIMMING, REMOVING ROADSIDE SIGNS, REMOVING CATTLE CROSSINGS, REMOVING AND RESETING CONCRETE PARKING STOPS]		LS	1	11,000.00	11,000.00		
6	170101	DEVELOP WATER SUPPLY		LS	1	25,000.00	25,000.00		
7	190101	ROADWAY EXCAVATION [INCLUDING SLOPE REPAIR]		CY	7,800	14.50	113,100.00		
8	203021	FIBER ROLLS		LF	3,350	3.00	10,050.00		
9	203019	EROSION CONTROL (TYPE BONDED FIBER MATRIX (BFM))		ACRE	2	6,000.00	13,500.00		
10	220101	FINISHING ROADWAY AND TRAIL		LS	1	3,000.00	3,000.00		
11	260201	CLASS 2 AGGREGATE BASE		CY	3,800	27.00	102,600.00		
12	390132	HOT MIX ASPHALT (TYPE A)		TON	4,600	83.81	385,526.00		
13	394076	PLACE HOT MIX ASPHALT DIKE (TYPE E)		LF	1,212	5.00	6,060.00		
14	394002	PLACE ASPHALT CONCRETE (OVERSIDE DRAIN/ MISCELLANEOUS AREA/ DIKE)		EA	7	1,500.00	10,500.00		
15	017314	MINOR CONCRETE (DIP SECTION) (CRS 307) [MODIFIED] [HIGH EARLY STRENGTH CONCRETE]		CY	310	507.00	157,170.00		
16	510502	MINOR CONCRETE (MINOR STRUCTURE)		EA	1	5,100.00	5,100.00		
17	566012	ROADSIDE SIGN [INCLUDING ONE AND TWO POST SIGNS]		LS	1	14,000.00	14,000.00		
18	690217	18" BITUMINOUS COATED CORRUGATED STEEL PIPE DOWNDRAIN (.079" THICK)		LF	87	128.00	11,136.00		
19	691001	CORRUGATED STEEL FLUME DOWNDRAIN		LF	116	165.00	19,140.00		
20	692101	TAPERED INLET		EA	7	1,300.00	9,100.00		
21	705011	18" STEEL FLARED END SECTION		EA	2	1,300.00	2,600.00		
22	721009	ROCK SLOPE PROTECTION (FACING, METHOD B)		CY	11	1,100.00	12,100.00		
23	800701	CONSTRUCT WOOD POST FENCE [INCLUDING REMOVING AND SALVAGING EXISTING POST FENCE]		LF	1,232	22.00	27,104.00		
24	840515	SPRAYABLE THERMOPLASTIC TRAFFIC STRIPES, THERMOPLASTIC PAVEMENT MARKING AND CROSSWALKS, AND PAVEMENT MARKERS		LS	1	18,000.00	18,000.00		
25	999980	MOBILIZATION		LS	1	75,000.00	75,000.00		
<b>Project Total</b>								<b>1,099,136.00</b>	
<b>Items 1-25</b>									

## CONTRACTOR'S PROPOSAL

TO: COUNTY OF RIVERSIDE

DATE: 5/9/2012

hereafter called "County":

BIDDER: FM & SONG, Inc.  
(hereafter called "Contractor")

THE UNDERSIGNED, Contractor, having carefully examined the site and the Contract Documents for the construction of HIDDEN VALLEY WILDLIFE RESERVE, ACCESS ROAD AND BIKE LANE PAVING, PROJECT No. C1-0643 hereby proposes to construct the work in accordance with the Contract Documents, including Addenda Nos. 0 for the amount stated in this Proposal.

By submitting this Proposal, Contractor agrees with County:

1. That unless withdrawn in person by Contractor or some person authorized in writing by Contractor not by telephone or telegram before the time specified in the Notice Inviting Bids for the public opening of bids, this Proposal constitutes an irrevocable offer for 90 calendar days after that date.
2. County has the right to reject any or all Proposals and to waive any irregularities or informalities contained in a Proposal.
3. To execute the Agreement and deliver the Faithful Performance Bond, Payment Bond and Insurance Certificate with endorsements, which comply with the requirements set forth in the Instructions to Bidders and General Conditions, within ten (10) working days of the date of the Notice of Acceptance of Proposal and Intent to Award as issued by the County of Riverside.
4. That the contract shall be awarded upon a resolution or minute order to that effect duly adopted by the governing body of County; and that execution of the Contract Documents shall constitute a written memorial thereof.
5. To submit to County such information as County may require to determine whether a particular Proposal is the lowest responsible bid submitted.

6. That the accompanying certified or cashier's check or Bid Bond is in an amount not less than 10% of the total bid submitted and constitutes a guarantee that if awarded the contract, Contractor will execute the Agreement and deliver the required bonds within ten (10) days after notice of award. If Contractor fails to execute and deliver said documents, the check or bond is to be charged with the costs of the resultant damages to County, including but not limited to publication costs, the difference in money between the amount bid and the amount in excess of the bid which it costs County to do or cause to be done the work involved, lease and rental costs, additional salaries and overhead, increased interest and costs of funding the project, attorney expense, additional engineering and architectural expense and cost of maintaining or constructing alternate facilities occasioned by the failure to execute and deliver said documents.
7. By signing this proposal the Contractor certifies that the representations made therein are made under penalty of perjury.

**HIDDEN VALLEY WILDLIFE RESERVE  
ACCESS ROAD AND BIKE LANE PAVING**

**PROJECT NO. C1-0643**

**PROPOSAL**

ITEM No.	ITEM CODE	ITEM	UNIT	ESTIMATED QUANTITY	ITEM PRICE (IN FIGURES)	TOTAL (IN FIGURES)
<b>BASE BID</b>						
1	066102	DUST ABATEMENT	LS	1	\$4,000	\$4,000
2	074020	WATER POLLUTION CONTROL	LS	1	\$11,000	\$11,000
3	071325	TEMPORARY FENCE (TYPE ESA)	LF	1,750	\$4.00	\$7,000
4	120100	TRAFFIC CONTROL SYSTEM	LS	1	\$6,500	\$6,500
5	160101	CLEARING AND GRUBBING [INCLUDING MINOR TREE TRIMMING, REMOVING ROADSIDE SIGNS, REMOVING CATTLE CROSSINGS, REMOVING AND RESETTING CONCRETE PARKING STOPS]	LS	1	\$4,000	\$4,000
6	170101	DEVELOP WATER SUPPLY	LS	1	\$2,000	\$2,000
7	190101	ROADWAY EXCAVATION AND EARTHWORK [INCLUDING SLOPE REPAIR]	CY	7,800	\$10.25	\$79,950
8	203021	FIBER ROLLS	LF	3,350	\$2.70	\$9,045
9	203019	EROSION CONTROL (TYPE BONDED FIBER MATRIX (BFM))	ACRE	2.25	\$4,200	\$9,450
10	220101	FINISHING ROADWAY AND TRAIL	LS	1	\$4,400	\$4,400
11	260201	CLASS 2 AGGREGATE BASE	CY	3,800	\$20.82	\$79,116
12	390132	HOT MIX ASPHALT (TYPE A)	TON	4,600	\$69.40	\$319,240
13	394076	PLACE HOT MIX ASPHALT DIKE (TYPE E)	LF	1,212	\$4.00	\$4,848
14	394002	PLACE HOT MIX ASPHALT (OVERSIDE DRAIN/ MISCELLANEOUS AREAS/ DIKE)	EA	7	\$960	\$6,720
15	017314	MINOR CONCRETE (DIP SECTION) (CRS 307) [MODIFIED] [HIGH EARLY STRENGTH CONCRETE]	CY	310	\$270	\$83,700
16	510502	MINOR CONCRETE (MINOR STRUCTURE)	EA	1	\$4,900	\$4,900
17	566012	ROADSIDE SIGNS [INCLUDING ONE AND TWO POST SIGNS]	LS	1	\$18,500	\$18,500
18	690217	18" BITUMINOUS CORRUGATED STEEL PIPE DOWNDRAIN (0.079" THICK)	LF	87	\$130	\$11,310
19	691001	CORRUGATED STEEL FLUME DOWNDRAIN	LF	116	\$93	\$10,788
20	692101	TAPERED INLET	EA	7	\$260	\$1,820
21	705011	18" STEEL FLARED END SECTION	EA	2	\$270	\$540
22	721009	ROCK SLOPE PROTECTION (FACING, METHOD B)	CY	11	\$400	\$4,400
23	800701	CONSTRUCT WOOD POST FENCE [INCLUDING REMOVING AND SALVAGING EXISTING POST FENCE]	LF	1,232	\$11	\$13,552
24	840515	SPRAYABLE THERMOPLASTIC TRAFFIC STRIPES, THERMOPLASTIC PAVEMENT MARKINGS AND CROSSWALKS, AND PAVEMENT MARKERS	LS	1	\$21,800	\$21,800
25	999990	MOBILIZATION	LS	1	\$35,000	\$35,000

PROJECT  
SUB-TOTAL:  
ITEMS 1-25

*Seven hundred fifty-three, five hundred seventy-nine* \$ 753,579  
"WORDS"

**BIDDER DATA:**

Name of Bidder FM & Sons, Inc.  
Type of Organization Corporation  
Person(s) Authorized to Sign for Bidder Fidel G Melgoza - Pres.,  
Fidel C. Melgoza - V.P., Esther Melgoza - Sect.  
Address 2098 S. Grand Ave., Ste I.  
Santa Ana, CA 92705 Phone 714-966-5278  
Contractor's License 793243 - Class A  
Type & Number  
Expiration Date 4/30/2013

8. **DESIGNATION OF SUBCONTRACTORS:** Contractor submits the following complete list of each subcontractor who will perform work or labor or render service in or about the construction in an amount in excess of 1/2 of 1% of the total bid.

<u>ITEM</u>	<u>SUBCONTRACTOR</u>	<u>ADDRESS</u>	<u>LICENSE NO.</u>
17 & 24	Tp stripping	Beaumont CA	746266
9	Clearwater Env.	Orange CA	929611
23	Henot fence	Hemelnd CA	915456

Percent of work to be performed by sub-contractors: 8.35%  
(Note: 50% of the work required to be performed by general contractor)

IN WITNESS WHEREOF Contractor executed this Proposal as of the date set forth on Page 1 of this proposal.



Fidel Melgoza / FM & Sons, Inc.  
TITLE V.P.  
"Contractor"

## Non-Collusion Declaration

To be executed by bidder and submitted with bid. (Public Contract Code Section 7106)

The undersigned declares:

I am the V.P. (Title) of FM & Sons, Inc. (Company),  
the party making the foregoing bid.

The bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation. The bid is genuine and not collusive or sham. The bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid. The bidder has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or that anyone shall refrain from bidding. The bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or of that of any other bidder.


All statements contained in the bid are true. The bidder has not, directly or indirectly, submitted his or her bid price of any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, to any corporation, partnership, company, association, organization, bid depository, or to any member or agent thereof to effectuate a collusive or sham bid, and has not paid, and will not pay, any person or entity for such purpose.

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

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration is executed on

May (Month) 9 (Day) of 2012 (Year),

at Santa Ana (City), California.

Signature of Declarant: 

Printed name of Declarant: Fidel Melgoza

Name of Bidder (Company): FM & Sons, Inc.

Title or Office: V.P.

Note: Notarization of signature required.

Check box if attachment is included.

**ACKNOWLEDGMENT**

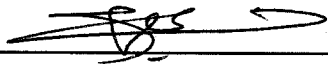
State of California  
County of Orange

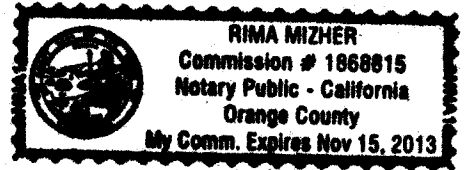
On May 9<sup>th</sup>, 2012 before me, Rima Mizher, Notary Public  
(insert name and title of the officer)

personally appeared Fidel Melgoza  
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/hers/their authorized capacity(ies), and that by his/hers/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature  (Seal)





**Iran Contracting Act  
(Public Contract Code sections 2200-2208)**

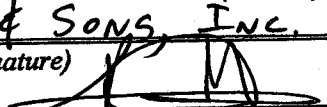
Prior to bidding on, submitting a proposal or executing a contract or renewal for a County of Riverside contract for goods or services of \$1,000,000 or more, a Contractor must either:

- a) Certify it is not on the current list of persons engaged in investment activities in Iran created by the California Department of General Services ("DGS") pursuant to Public Contract Code section 2203(b) and is not a financial institution extending twenty million dollars (\$20,000,000) or more in credit to another person, for 45 days or more, if that other person will use the credit to provide goods or services in the energy sector in Iran and is identified on the current list of persons engaged in investment activities in Iran created by DGS; or
- b) Demonstrate it has been exempted from the certification requirement for that solicitation or contract pursuant to Public Contract Code section 2203(c) or (d).

To comply with this requirement, please insert your Contractor or financial institution name and Federal ID Number (if available) and complete one of the options below. Please note: California law establishes penalties for providing false certifications, including civil penalties equal to the greater of \$250,000 or twice the amount of the contract for which the false certification was made; contract termination; and three-year ineligibility to bid on contracts. (Public Contract Code section 2205.)

**Option #1 – Certification**

I, the official named below, certify I am duly authorized to execute this certification on behalf of the vendor/financial institution identified below, and the vendor/financial institution identified below is not on the current list of persons engaged in investment activities in Iran created by DGS and is not a financial institution extending twenty million dollars (\$20,000,000) or more in credit to another person/vendor, for 45 days or more, if that other person/vendor will use the credit to provide goods or services in the energy sector in Iran and is identified on the current list of persons engaged in investment activities in Iran created by DGS.

Contractor Name/Financial Institution (Printed) <b>FM &amp; SONS, INC.</b>		Federal ID Number (or n/a) <b>91-2093697</b>
By (Authorized Signature) 		
Printed Name and Title of Person Signing <b>Fidel C. Melgoza / V.P.</b>		
Date Executed <b>5/9/2012</b>	Executed in <b>Orange County, CA</b>	

**Option #2 – Exemption**

Pursuant to Public Contract Code sections 2203(c) and (d), a public entity may permit a Contractor/financial institution engaged in investment activities in Iran, on a case-by-case basis, to be eligible for, or to bid on, submit a proposal for, or enters into or renews, a contract for goods and services.

If you have obtained an exemption from the certification requirement under the Iran Contracting Act, please fill out the information below, and attach documentation demonstrating the exemption approval.

Contractor Name/Financial Institution (Printed) <b>N/A</b>		Federal ID Number (or n/a)
By (Authorized Signature)		
Printed Name and Title of Person Signing		
Date Executed	Executed in	

BID BOND

Recitals:

- 1. FM & SONS, INC. "Contractor", has submitted his Contractor's Proposal to County of Riverside, "County", for the construction of public work for Hidden Valley Wildlife Reserve Access Road And Bike Lane Paving, Project No. C1-0643 in accordance with a Notice Inviting Bids of County dated APRIL 17, 2012.
- 2. WESTERN SURETY COMPANY a SOUTH DAKOTA corporation, hereafter called "Surety", is the surety of this Bond.

Agreement:

We, Contractor as principal and Surety as surety, jointly and severally agree and state as follows:

- 1. The amount of the obligation of this bond is 10% of the amount of the Contractor's Proposal, including bid alternates, and inures to the benefit of County.
- 2. This Bond is exonerated by (1) County rejecting said Proposal or, in the alternate, (2) if said Proposal is accepted, Contractor executes the Agreement and furnishes the Bonds as agreed to in its Proposal, otherwise it remains in full force and effect for the recovery of loss, damage and expense of County resulting from failure of Contractor to act as agreed to in its Proposal. Some types of possible loss, damage and expense are specified in the Contractor's Proposal.
- 3. Surety, for value received, stipulates and agrees that its obligations hereunder shall in no way be impaired or affected by any extension of time within which County may accept the Proposal and waives notice of any such extension.
- 4. This Bond is binding on our heirs, executors, administrators, successors and assigns.

Dated: MAY 4, 2012

WESTERN SURETY COMPANY

By [Signature]  
 Title: Attorney in Fact  
PAUL A. BLAND "Surety"

FM & SONS, INC.

By [Signature]  
 Title: V.P.  
Fidel Melgoza "Contractor"

STATE OF CALIFORNIA  
COUNTY OF \_\_\_\_\_

} ss. SURETY'S ACKNOWLEDGEMENT  
*see attached acknowledgment*

On \_\_\_\_\_ before me, \_\_\_\_\_ personally appeared, \_\_\_\_\_, known to me, or proved to me on the basis of satisfactory evidence, to be the person whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her authorized capacities, and that by his/her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

\_\_\_\_\_  
Signature of Notary Public

Notary Public (Seal)

Note: All signatures must be notarized

**CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT**

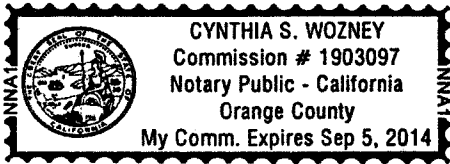
State of California

County of Orange

On May 4, 2012 before me, Cynthia S. Wozney, Notary Public

Personally appeared Paul A. Bland

Who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/~~are~~ subscribed to the within instrument and acknowledged to me that he/~~she~~/~~they~~ executed the same in his/~~her~~/~~their~~ authorized capacity(ies), and that by his/~~her~~/~~their~~ signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



I certify under PENALTY OF PERJURY under the laws of The State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature   
Signature of Notary Public

**OPTIONAL**

**Capacity(ies) Claimed by Signer(s)**

- Individual
- Corporated Officer Title(s) \_\_\_\_\_
- Partner  Limited  General
- Attorney-in-Fact
- Trustee
- Guardian of Conservator
- Other \_\_\_\_\_

Signer is Representing: **WESTERN SURETY COMPANY**

# Western Surety Company

## POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

**John M Garrett, Steven C. Mosier, Denise Bennett, Kari Goodman, Paul A Bland, Charise Eberhard, Cynthia S Wozney, Individually**

of Irvine, CA, its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

**- In Unlimited Amounts -**

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney, pursuant to the authority hereby given, are hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law printed on the reverse hereof, duly adopted, as indicated, by the shareholders of the corporation.

In Witness Whereof, WESTERN SURETY COMPANY has caused these presents to be signed by its Senior Vice President and its corporate seal to be hereto affixed on this 2nd day of September, 2011.



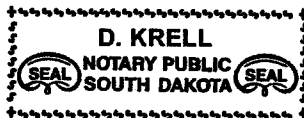
WESTERN SURETY COMPANY

Paul T. Bruflat, Senior Vice President

State of South Dakota }  
County of Minnehaha } ss

On this 2nd day of September, 2011, before me personally came Paul T. Bruflat, to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is the Senior Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

My commission expires  
November 30, 2012



D. Krell, Notary Public

### CERTIFICATE

I, L. Nelson, Assistant Secretary of WESTERN SURETY COMPANY do hereby certify that the Power of Attorney hereinabove set forth is still in force, and further certify that the By-Law of the corporation printed on the reverse hereof is still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said corporation this 4TH day of MAY, 2012.



WESTERN SURETY COMPANY

L. Nelson, Assistant Secretary

**ACKNOWLEDGMENT**

State of California  
County of Orange

On May 9, 2012 before me, Rima Mizher, Notary Public  
(insert name and title of the officer)

personally appeared Fidel Melgoza  
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are  
subscribed to the within instrument and acknowledged to me that he/she/they executed the same in  
his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the  
person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing  
paragraph is true and correct.

WITNESS my hand and official seal.

Signature [Handwritten Signature] (Seal)



## Company Profile

### WESTERN SURETY COMPANY

P.O. BOX 5077

SIOUX FALLS, SD 57117-5077

#### Agent for Service of Process

NANCY FLORES, C/O CT CORPORATION SYSTEM 818 WEST SEVENTH STREET LOS ANGELES, CA 90017

Unable to Locate the Agent for Service of Process?

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#### Reference Information

NAIC #:	13188
NAIC Group #:	<u>0218</u>
California Company ID #:	0761-7
Date authorized in California:	July 29, 1930
License Status:	UNLIMITED-NORMAL
Company Type:	Property & Casualty
State of Domicile:	SOUTH DAKOTA

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#### Lines of Insurance Authorized to Transact

The company is authorized to transact business within these lines of insurance. For an explanation of any of these terms, please refer to the glossary.

LIABILITY  
SURETY

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#### Company Complaint Information

[Company Enforcement Action Documents](#)  
[Company Performance & Comparison Data](#)  
[Composite Complaint Studies](#)

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#### Want More?

[Help Me Find a Company Representative in My Area](#)

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Last Revised - May 26, 2011 01:14 PM  
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