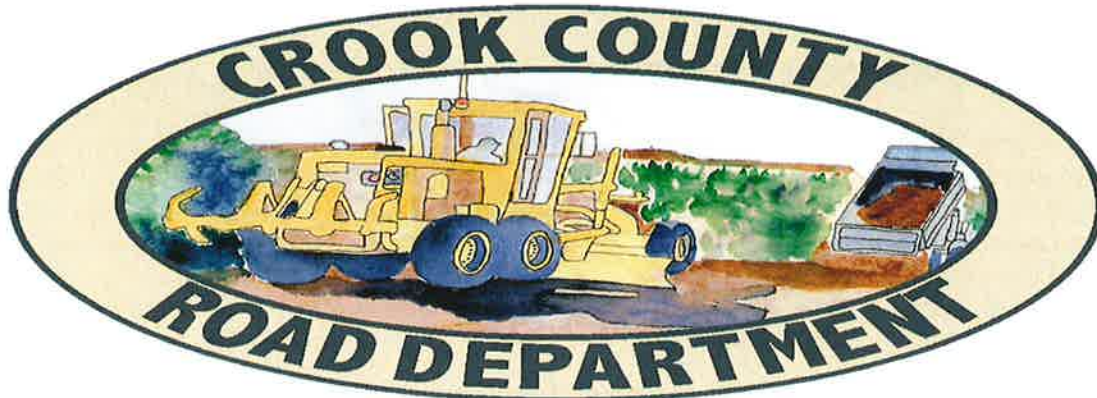


2021-03 Barnes Butte Overlay

Submittal Amount Summary

NAME/COMPANY	BID AMOUNT	VERIFIED
HIGH DESERT	\$460,000.00	REO
KNEE RIVER	\$434,000.00	REO
TEE-COUNTRY PAVING	\$405,000.00	REO

BIDDER'S PROPOSAL PACKET



CROOK COUNTY ROAD DEPARTMENT
1306 N. MAIN STREET
PRINEVILLE, OREGON 97754

PROJECT NAME: Crook County Barnes Butte Overlay

CONTRACT NO: 2021-03

MANDATORY PRE-BID MEETING: March 2, 2022 @ 10:00 a.m.

SUBMITTAL DEADLINE: March 10, 2022 @ 2:00 p.m.

OPENING OF BIDS: March 10, 2022 @ 3:00 p.m.

AWARD DATE: March 16, 2022 @ 10:00 a.m.

BIDDER'S NAME:

TRI COUNTY PAVING, LLC

BID SCHEDULE/SUMMARY OF COSTS

Crook County Barnes Butte Overlay Project
Contract No.: 2021-03

Tri County Paving, LLC

Name of Bidder

Po Box 1621

Address

Redmond, OR

97756

City

State

Zip

541-526-5800

Phone #

jeff@tricomtypaving.net

Email address

CONTRACT NO. 2021-03

PROJECT TITLE: Crook County Barnes Butte Overlay Project

2" Overlay of Barnes Butte Road from McKay Road to Beginning of Barnes Road at the Curve and marks supplied by Crook County Road Department

HMAC LEVEL 2½ inch dense, 64-28 Binder, 30% RAP.

Leveling depth varies up to 2" compacted depth.

***** Quantity is approximate, price shall include Mobilization, Tack, Material, Haul, Placement, Grinding, Traffic Control and Temporary Signs, Temporary Pavement Markings (Stick & Stops) Intersections and any other materials or services to complete project.**

TONS

4000

\$ 101.25 /TON \$ 405,000.00

TOTAL AMOUNT OF BID \$ 405,000.00

****In case of discrepancy between unit prices and totals, the unit price will prevail.**

In case of discrepancy between unit prices and totals, the unit price will prevail.

Bid Sheet, page 1 of 1

PROPOSAL STATEMENT

Crook County Barnes Butte Overlay Project Contract No.: 2021-03

To the Crook County Court, Crook County, Oregon:

The undersigned, as bidder, declares that:

- This proposal is for the work described on the "Description of Work" sheet bound in this proposal; and
- The only persons or parties interested in this proposal as principals are those named in this proposal; and
- The bidder has obtained and become acquainted with the applicable standard specifications, supplemental specifications, special provisions, plans, and other required provisions applicable to the particular work for which the proposal is submitted; and
- The bidder has personally inspected the location and the site of the work and has become acquainted with all conditions, local and otherwise, affecting it; and
- The bidder has obtained and become acquainted with the forms of contract and bonds which are to be signed by the successful bidder (**see Section III**); and
- The bidder is satisfied as to the quantities and conditions and understands that in signing this proposal the bidder waives all right to claim any misunderstanding regarding these quantities and conditions; and
- The proposal guaranty/bond submitted with this proposal is, by this reference, made a part of this proposal; and
- The bidder has reviewed, and or is familiar with and agrees to abide by the terms and provisions of Crook County Code, Chapter 3.12 as amended relating to the Crook County Purchasing Rules and Procedures.

The bidder also proposes and agrees that:

- If the Crook County Court accepts this proposal, the bidder will execute the contract form furnished by the County, will provide all necessary machinery, tools, apparatus, and other means of construction, and will do all the work and furnish all the materials specified in or called for by the contract in the manner and time prescribed in the contract and according to the requirements of the Engineer or representative from Crook County; and
- The bidder will accept as full payment for the work performed and the materials and equipment furnished, the amount earned under the contract as computed in the manner described in the specifications from the quantities of the various classes of work performed and the respective unit prices bid as these prices are given in the "Bid Schedule/Summary of Costs" bound in this proposal; and
- The bidder will comply with the prevailing wage rate provisions as required by ORS 279C.800 through 279C.870 (**see Section III**).

The bidder also certifies to the following:

A. Non-Collusion Certification: By signing this proposal, bidder certifies that:

- The price(s) and amount of this proposal have been arrived at independently and without consultation, communication, or agreement with any other contractor, bidder, or potential bidder except as disclosed on a separately attached statement; and
- Neither the price(s) nor the amount of this proposal, and neither the approximate price(s) nor approximate amount of this proposal have been disclosed to any other firm or person who is a bidder or potential bidder, and they will not be disclosed before the opening of proposals; and
- No attempt has been made or will be made to induce any firm or person to refrain from bidding on this contract, to submit a proposal higher than this proposal, or to submit any intentionally high or noncompetitive proposal or other form of complimentary proposal; and
- This proposal is made in good faith and not pursuant to any agreement or discussion with, or inducement from, any firm or person to submit a complimentary or other noncompetitive proposal; and
- The bidder, its affiliates, subsidiaries, officers, directors, and employees are not currently under investigation by any government agency and have not in the last four years been convicted of or found liable for any act, prohibited by State or Federal law in any jurisdiction, involving conspiracy or collusion with respect to bidding on any public contract except as described on a separately attached statement.

B. Non-Discrimination Certification - By signing this proposal, bidder certifies that:

- He/she/It has not discriminated against minority, women, or small business enterprises in obtaining any subcontracts.

C. Residency Certification: Refer to ORS 279A.120(1)

Complete the following:

1. Check one: Bidder is a ☒ resident bidder ☐ nonresident bidder.

2. If a **resident bidder**, enter your Oregon business address and email address:

Tri County Parity, LLC
Po Box 1621 Redmond, OR 97756

3. If a **nonresident bidder**, enter your home state business address and email address:

D. Tax Law Compliance – By signing this proposal, bidder warrants and covenants that:

- Contractor is not in violation of any Oregon tax laws and has complied with the tax laws of Oregon. Contractor covenants to continue to comply with the tax laws of Oregon during the entire term of the public contract.

- E. **Contractor's Board License Certification** - Bidder is in compliance with requirements for construction contractors and is licensed and bonded with the Construction Contractor's Board as follows:

No. 189644 Expiration Date 2/19/2024

- F. **Contractor's Certification of Drug Testing Program ORS 279C.505(2)** - By signing this proposal bidder certifies that:

- The bidder will have a drug testing policy in place at time of contract award; and
- The bidder shall maintain the drug testing policy for the duration of the contract; and
- The bidder shall require each subcontractor providing labor to this contract to comply with the drug testing requirements.

- G. **Statement Regarding Certifications**

- The bidder understands and acknowledges that the above representations are material and important, and will be relied on by the Crook County Court in awarding the contract for which this proposal is submitted. The bidder understands that any misstatement in these certifications is and shall be treated as fraudulent concealment from the Crook County Court of the true facts relating to the submission of proposals for this project.

- H. **Public Works Bond** – By signing this proposal bidder certifies that:

- Compliance with ORS 279C.836 Statutory Public Works Bond for contractor and all subcontractors; and
- Proof of Public Works Bond is attached.

The bidder is advised that by signing this proposal the bidder is deemed to have signed and agreed to the provisions of all the documents, certifications, and statements contained in this proposal.

Tri County Paying, LLC
(Bidder's Name)
By [Signature]
Jeff Curl Member
(Printed Name) (Title of Signer)

27-1681638
(Bidder's Federal Tax ID Number)
← **SIGN HERE**
3/10, 2022
(Date)

PROPOSAL BOND

Crook County Barnes Butte Overlay Project
Contract No.: 2021-03

KNOW ALL MEN BY THESE PRESENTS, that Tri County Paving LLC
North American Specialty Insurance Company
 a surety company duly organized under the laws of the State of New Hampshire having its principal
 place of business at 450 Alaskan Way S, Suite 200 , Seattle, WA 98104
 in the State of Washington, and authorized to do business in the State of Oregon, is held and firmly
 bound unto Crook County, in the full sum of ten percent (10%) of the total amount of the proposal for the work
 hereinafter described, for the payment of which, well and truly to be made, we bind ourselves, our heirs,
 executors, administrators and assigns, and successors and assigns, firmly by these presents.

The condition of this bond is such that, whereas Tri County Paving LLC is herewith submitting
 its proposal for the following work:

Barnes Butte – From Marks at McKay Road to Start of Barnes Road, approximately 2.5 miles

- **Leveling Course - Depth varies up to 2 inch compacted HMA Level 2, ½ inch dense, 64-28 Binder, 30% RAP. Approximately 4000 Tons**
- **Price per ton shall include Material, Haul, Placement (including labor), Tack Coat, Traffic Control, Temporary Signs, Temporary and Permanent Pavement Markings, and any other materials or services necessary to complete project.**
- **Leveling with emphasis on surface preparation assuring ODOT Specification 00745.70 tolerance is achieved. Contractor may be required to supply a rolling straightedge or equivalent testing method as approved by Road Master.**
- **Grind and inlay match points 2" and taper to existing surface on each end of the project to ensure proper elevation and ride is achieved. This may vary in width on each end of project.**
- **Grind and inlay all approved intersection match points to ensure proper elevation and ride is achieved. This may vary in width on each intersection.**
- **Apply temporary traffic delineation (stick and stomps) to centerline, turning lane, and fog line.**
- **Apply permanent Striping. Mark all striping as per existing prior to start of project to ensure proper transitions.**
- **Grind 2" of existing AC from bridge and taper 100' on each end of bridge to existing surface.**

All work is to be completed by June 15, 2022

NOW THEREFORE, if said proposal submitted by said bidder is accepted by the Crook County Court, and the contract for said work is awarded to said bidder, and if the said bidder enters into and executes the said contract and furnishes bond and insurance as required by the County within the time fixed by the County, then this obligation shall be void; otherwise to remain in full force and effect. These obligations shall not be impaired or

affected by any extension of time within which the County may accept the bid or the required submittals, and Surety waives notice of any such extensions.

Signed and sealed this _____ day of _____, 20____.

SURETY

PRINCIPAL

(Surety Company)

(Principal (Bidder))

(Signature)

(Signature)

Workers' Compensation Insurance Certification

All subject employers working under this contract are either employers that will comply with ORS 656.017 or employers that are exempt under ORS 656.126. The **CONTRACTOR** for the purposes of this contract hereby certifies that it is currently providing workers' compensation coverage for all its employees and will maintain coverage throughout the course of the project through one of the following methods:

Employers Complying with ORS 656.017

1. ☒ "Carrier-insured employer" (State Accident Insurance Fund Corp. or other authorized insurer).

Insurance Company Name: SAIF Corporation

ID/Policy No.: 748374

2. ☐ "Self-insured employer" (certified by the Workers' Compensation Division).

ID number as assigned by the Workers' Compensation Division _____

3. ☐ I am an independent contractor and will perform all work under this contract without the assistance of others.

Employers Exempt under ORS 656.126

1. ☐ Workers' Compensation Coverage, State of Origin: _____

In the event of cancellation or change of the information above, **CONTRACTOR** certifies that it will immediately notify the Department of said cancellation or change and will obtain alternate coverage.

Contractor Business

Name: Tri County Bering, LLC

Date

3/10/2022

By: [Signature]

Signature

Jeff Curt

Print Name

Its: member

REMINDER – ADDITIONAL INFORMATION NEEDED

Has your insurance carrier filed a guaranty contract with Oregon Workers' Compensation Division as proof of coverage for your employees working in Oregon?

Insurance Coverage Required

CONTRACTOR shall not commence any work until **CONTRACTOR** obtains, at **CONTRACTOR'S** own expense, all required insurance as specified below. Approval of **CROOK COUNTY** is required as to limits, form, and amount. **CONTRACTOR** is required to obtain or maintain the following for the full period of the contract:

X **COMMERCIAL GENERAL LIABILITY** insurance covering personal injury, bodily injury, and property damage with limits as specified below. The insurance shall include:

COVERAGES

LIMITS

<u> </u> Explosion & Collapse	<u> </u> \$1 million per occurrence
<u> </u> Underground Hazard	<u>X</u> Limits of the Oregon Tort Claims Act
<u> </u> Products/Completed Operations	(ORS 30.260-30.300) presently at \$1,333,300 per
<u> </u> Contractual Liability	occurrence
<u> </u> Broad Form Property Damage	<u>X</u> Other – Tort limits adjusted per ORS 30.372(4)
<u> </u> Owners & Contractors Protective	beginning in 2015

FORM: All policies must be of the occurrence form with combined single limit for bodily injury and property damage. Any deviation from this must be reviewed by the Crook County Counsel. All claims-made forms must have the prior approval of the Crook County Counsel. Submit a complete copy of claims-made policies and endorsements with the certificate of insurance.

 AUTOMOBILE LIABILITY insurance comprehensive form with limits as specified below. The coverage shall include owned, hired, and non-owned automobiles.

LIMITS

 \$1 million per occurrence
 Other – Tort limits adjusted per ORS 30.372(4) beginning in 2015
 Not less than the limits of the Oregon Tort Claims Act
 (ORS 30.260-30.300) presently at \$1,333,300 per occurrence

 PROFESSIONAL LIABILITY insurance with limits not less than \$_____.

 ADDITIONAL INSURED CLAUSE: The liability insurance coverages required for the performance of this contract shall be endorsed to name Crook County, its commissioners, officers, agents, and employees as additional insured with respect to the activities performed under this contract.

X **WORKERS' COMPENSATION AND EMPLOYER'S LIABILITY** as statutorily required for persons performing work under this contract. Any subcontractor hired by **CONTRACTOR** shall also carry Worker's Compensation and Employers' Liability coverage.

 EMPLOYERS LIABILITY insurance with limits of \$500,000.

 BUILDER'S RISK insurance special form. Limits to be the value of the contract or \$_____.

 FIDELITY BOND covering the activities of any person, named or unnamed, responsible for collection and expenditures of funds. Limit \$_____ per employee.

In the event of cancellation or change of the information above, **CONTRACTOR** certifies that it will immediately notify the Department of said cancellation or change and will obtain alternate coverage.

Contractor Business

Name: Tri County Paving, LLC

By: [Signature]

Signature

Its: Member

Date

3/10/2022

Jeff Cori

Print Name

Contact County Counsel with questions re Insurance and indemnity (541) 416-3919.

IDENTIFICATION OF BIDDER(S) SURETIES**Crook County Barnes Butte Overlay Project
Contract No.: 2021-03**

The party who is submitting this proposal and who, if awarded the contract, will enter into the contract is

a limited liability company
(Enter "an individual", partnership, "a corporation" or "a limited liability company") PLEASE PRINT

doing business under the name Tri County Paving, LLC
PLEASE PRINT

at PO Box 1621 Redmond OR 97756 541-526-5800
(Street) (City) (State) (Zip Code) (Phone Number)

which is the address to which all communications concerning this proposal and the contract should be sent.

The name of the surety, who will furnish the performance bond and payment bond covering the contract, if awarded, and the name, address, and telephone number of the surety's local agent is:

Name of Surety: NAS Insurance Company

Name of Agent: Chris Reburn Agent's Ph: 503-708-7140

Address: 500 Century Tower 1201 SW 12th Ave. Portland, OR 97205
(Street) (City) (State) (Zip Code)

Accompanying this proposal as proposal guaranty is a Proposal Bond in the amount of at least ten percent (10%) of the total amount of the proposal. (Enter "Proposal Bond", cashier's check", or certified check").

If the Crook County Court accepts this proposal and awards a contract to the undersigned and if the undersigned then fails to promptly and properly execute the contract or bonds or deliver insurance certificates according to the terms and conditions stated in the specifications, the undersigned shall forfeit the proposal guaranty as liquidated damages to Crook County, by and through its County Court.

The undersigned agrees that damages in the event the undersigned fails in one or more of the respects set forth above are difficult to determine and that the amount of the proposed guaranty is a reasonable estimate of such damages and is an appropriate amount to be assessed as liquidated damages. The undersigned agrees to be held jointly and severally liable with the surety of the undersigned for payment of liquidated damages if the proposal guaranty is a proposal bond.

Tri County Paving, LLC
(Bidder's Name)

By [Signature]
Jeff Curl Member
(Typed or Printed Name and Title of Signer)

← **SIGN HERE**

3/10, 20 22
(Date)

FIRST-TIER SUBCONTRACTOR DISCLOSURE

PROJECT NAME: Crook County Barnes Butte Overlay
 BID #: 2021-03

BID CLOSING: Date: 3/10/2022 Time: 2:00 PM



This form must be submitted at the location specified in the invitation to bid on the advertised bid closing date and within two working hours after the advertised bid closing time.

List below the name of each subcontractor that will be furnishing labor or will be furnishing labor and materials and that is required to be disclosed, the category of work that the subcontractor will be performing and the dollar value of the subcontract. Enter "NONE" if there are no subcontractors that need to be disclosed.

[ATTACH ADDITIONAL SHEETS IF NEEDED.]

NAME	DOLLAR VALUE	CATEGORY OF WORK
(1) <u>Pavement Protectors</u>	<u>\$ 28,900.00</u>	<u>Striping</u>
(2)		
(3)		
(4)		
(5)		
(6)		
(7)		
(8)		
(9)		

Failure to submit this form by the disclosure deadline will result in a non-responsive bid. A non-responsive bid will not be considered for award.

Form submitted by (bidder name): Tri County Paving, LLC

Contact name: Jeff Curl Phone no: SA 526-5800

- ORS 279C.370 First-tier subcontractor disclosure. (1)(a) Within two working hours after the date and time of the deadline when bids are due to a contracting agency for a public improvement contract, a bidder shall submit to the contracting agency a disclosure of the first-tier subcontractors that:
- (A) Will be furnishing labor or will be furnishing labor and materials in connection with the public improvement contract; and
 - (B) Will have a contract value that is equal to or greater than five percent of the total project bid or \$15,000, whichever is greater, or \$350,000 regardless of the percentage of the total project bid.
- (b) For each contract to which this subsection applies, the contracting agency shall designate a deadline for submission of bids that has a date on a Tuesday, Wednesday or Thursday and a time between 2 p.m. and 5 p.m., except that this paragraph does not apply to public contracts for maintenance or construction of highways, bridges or other transportation facilities.
- (c) This subsection applies only to public improvement contracts ("projects") with a value, as stated by the contracting agency, of more than \$100,000.
- (d) This subsection does not apply to public improvement contracts that have been exempted from competitive bidding requirements under ORS 279C.335 (2).
- (e) The disclosure of first-tier subcontractors under subsection (1) of this section must include the name of each subcontractor, the category of work that each subcontractor will perform and the dollar value of each subcontract. The information shall be disclosed in substantially the following (below) form:
- (f) A contracting agency shall accept the subcontractor disclosure. The contracting agency shall consider the bid of any contractor that does not submit a subcontractor disclosure to the contracting agency to be a non-responsive bid and may not award the contract to the contractor. A contracting agency is not required to determine the accuracy or the completeness of the subcontractor disclosure.
- (g) After the bids are opened, the subcontractor disclosures must be made available for public inspection.
- (h) A contractor may substitute a first-tier subcontractor under the provisions of ORS 279C.345.
- (i) A subcontractor may file a complaint under ORS 279C.680 based on the disclosure requirements of subsection (1) of this section.

WH-578 (08-10-10)

BID SCHEDULE/SUMMARY OF COSTS

**Crook County Barnes Butte Overlay Project
Contract No.: 2021-03**

High Desert Aggregate & Paving Inc.
Name of Bidder

PO Box 1929
Address

Redmond OR 97756
City State Zip

541.504.8566 mikem@highdesertaggregate.com
Phone # Email address

CONTRACT NO. 2021-03

PROJECT TITLE: Crook County Barnes Butte Overlay Project

2" Overlay of Barnes Butte Road from McKay Road to Beginning of Barnes Road at the Curve and marks supplied by Crook County Road Department

HMAC LEVEL 2½ inch dense, 64-28 Binder, 30% RAP.

Leveling depth varies up to 2" compacted depth.

***** Quantity is approximate, price shall include Mobilization, Tack, Material, Haul, Placement, Grinding, Traffic Control and Temporary Signs, Temporary Pavement Markings (Stick & Stops) Intersections and any other materials or services to complete project.**

TONS 4000 \$ 115- /TON \$ 460,000

TOTAL AMOUNT OF BID \$ 460,000

****In case of discrepancy between unit prices and totals, the unit price will prevail.**

In case of discrepancy between unit prices and totals, the unit price will prevail.

Bid Sheet, page 1 of 1

PROPOSAL STATEMENT

Crook County Barnes Butte Overlay Project Contract No.: 2021-03

To the Crook County Court, Crook County, Oregon:

The undersigned, as bidder, declares that:

- This proposal is for the work described on the "Description of Work" sheet bound in this proposal; and
- The only persons or parties interested in this proposal as principals are those named in this proposal; and
- The bidder has obtained and become acquainted with the applicable standard specifications, supplemental specifications, special provisions, plans, and other required provisions applicable to the particular work for which the proposal is submitted; and
- The bidder has personally inspected the location and the site of the work and has become acquainted with all conditions, local and otherwise, affecting it; and
- The bidder has obtained and become acquainted with the forms of contract and bonds which are to be signed by the successful bidder (**see Section III**); and
- The bidder is satisfied as to the quantities and conditions and understands that in signing this proposal the bidder waives all right to claim any misunderstanding regarding these quantities and conditions; and
- The proposal guaranty/bond submitted with this proposal is, by this reference, made a part of this proposal; and
- The bidder has reviewed, and or is familiar with and agrees to abide by the terms and provisions of Crook County Code, Chapter 3.12 as amended relating to the Crook County Purchasing Rules and Procedures.

The bidder also proposes and agrees that:

- If the Crook County Court accepts this proposal, the bidder will execute the contract form furnished by the County, will provide all necessary machinery, tools, apparatus, and other means of construction, and will do all the work and furnish all the materials specified in or called for by the contract in the manner and time prescribed in the contract and according to the requirements of the Engineer or representative from Crook County; and
- The bidder will accept as full payment for the work performed and the materials and equipment furnished, the amount earned under the contract as computed in the manner described in the specifications from the quantities of the various classes of work performed and the respective unit prices bid as these prices are given in the "Bid Schedule/Summary of Costs" bound in this proposal; and
- The bidder will comply with the prevailing wage rate provisions as required by ORS 279C.800 through 279C.870 (**see Section III**).

The bidder also certifies to the following:

A. Non-Collusion Certification: By signing this proposal, bidder certifies that:

- The price(s) and amount of this proposal have been arrived at independently and without consultation, communication, or agreement with any other contractor, bidder, or potential bidder except as disclosed on a separately attached statement; and
- Neither the price(s) nor the amount of this proposal, and neither the approximate price(s) nor approximate amount of this proposal have been disclosed to any other firm or person who is a bidder or potential bidder, and they will not be disclosed before the opening of proposals; and
- No attempt has been made or will be made to induce any firm or person to refrain from bidding on this contract, to submit a proposal higher than this proposal, or to submit any intentionally high or noncompetitive proposal or other form of complimentary proposal; and
- This proposal is made in good faith and not pursuant to any agreement or discussion with, or inducement from, any firm or person to submit a complimentary or other noncompetitive proposal; and
- The bidder, its affiliates, subsidiaries, officers, directors, and employees are not currently under investigation by any government agency and have not in the last four years been convicted of or found liable for any act, prohibited by State or Federal law in any jurisdiction, involving conspiracy or collusion with respect to bidding on any public contract except as described on a separately attached statement.

B. Non-Discrimination Certification - By signing this proposal, bidder certifies that:

- He/she/It has not discriminated against minority, women, or small business enterprises in obtaining any subcontracts.

C. Residency Certification: Refer to ORS 279A.120(1)

Complete the following:

1. Check one: Bidder is a X resident bidder nonresident bidder.
2. If a **resident bidder**, enter your Oregon business address and email address:
PO Box 1929 Redmond, OR 97756
nikema@highdesertaggregate.com
3. If a **nonresident bidder**, enter your home state business address and email address:

D. Tax Law Compliance – By signing this proposal, bidder warrants and covenants that:

- Contractor is not in violation of any Oregon tax laws and has complied with the tax laws of Oregon. Contractor covenants to continue to comply with the tax laws of Oregon during the entire term of the public contract.

- E. **Contractor's Board License Certification** - Bidder is in compliance with requirements for construction contractors and is licensed and bonded with the Construction Contractor's Board as follows:

No. 158479 Expiration Date 1/28/2024

- F. **Contractor's Certification of Drug Testing Program ORS 279C.505(2)** - By signing this proposal bidder certifies that:

- The bidder will have a drug testing policy in place at time of contract award; and
- The bidder shall maintain the drug testing policy for the duration of the contract; and
- The bidder shall require each subcontractor providing labor to this contract to comply with the drug testing requirements.

- G. **Statement Regarding Certifications**

- The bidder understands and acknowledges that the above representations are material and important, and will be relied on by the Crook County Court in awarding the contract for which this proposal is submitted. The bidder understands that any misstatement in these certifications is and shall be treated as fraudulent concealment from the Crook County Court of the true facts relating to the submission of proposals for this project.

- H. **Public Works Bond** – By signing this proposal bidder certifies that:

- Compliance with ORS 279C.836 Statutory Public Works Bond for contractor and all subcontractors; and
- Proof of Public Works Bond is attached.

The bidder is advised that by signing this proposal the bidder is deemed to have signed and agreed to the provisions of all the documents, certifications, and statements contained in this proposal.

High Desert Aggregate & Paving Inc.
(Bidder's Name)

20-0591425
(Bidder's Federal Tax ID Number)

By [Signature]
Michael T. Moore President
(Printed Name) (Title of Signer)

← **SIGN HERE**

3/10, 2022
(Date)

PROPOSAL BOND

**Crook County Barnes Butte Overlay Project
Contract No.: 2021-03**

KNOW ALL MEN BY THESE PRESENTS, that _____

a surety company duly organized under the laws of the State of _____ having its principal place of business at _____ in the State of _____, and authorized to do business in the State of Oregon, is held and firmly bound unto Crook County, in the full sum of ten percent (10%) of the total amount of the proposal for the work hereinafter described, for the payment of which, well and truly to be made, we bind ourselves, our heirs, executors, administrators and assigns, and successors and assigns, firmly by these presents.

The condition of this bond is such that, whereas _____ is herewith submitting its proposal for the following work:

Barnes Butte – From Marks at McKay Road to Start of Barnes Road, approximately 2.5 miles

- **Leveling Course - Depth varies up to 2 inch compacted HMAC Level 2, ½ inch dense, 64-28 Binder, 30% RAP. Approximately 4000 Tons**
- **Price per ton shall include Material, Haul, Placement (including labor), Tack Coat, Traffic Control, Temporary Signs, Temporary and Permanent Pavement Markings, and any other materials or services necessary to complete project.**
- **Leveling with emphasis on surface preparation assuring ODOT Specification 00745.70 tolerance is achieved. Contractor may be required to supply a rolling straightedge or equivalent testing method as approved by Road Master.**
- **Grind and inlay match points 2" and taper to existing surface on each end of the project to ensure proper elevation and ride is achieved. This may vary in width on each end of project.**
- **Grind and inlay all approved intersection match points to ensure proper elevation and ride is achieved. This may vary in width on each intersection.**
- **Apply temporary traffic delineation (stick and stomps) to centerline, turning lane, and fog line.**
- **Apply permanent Striping. Mark all striping as per existing prior to start of project to ensure proper transitions.**
- **Grind 2" of existing AC from bridge and taper 100' on each end of bridge to existing surface.**

All work is to be completed by **June 15, 2022**

NOW THEREFORE, if said proposal submitted by said bidder is accepted by the Crook County Court, and the contract for said work is awarded to said bidder, and if the said bidder enters into and executes the said contract and furnishes bond and insurance as required by the County within the time fixed by the County, then this obligation shall be void; otherwise to remain in full force and effect. These obligations shall not be impaired or

Insurance Coverage Required

CONTRACTOR shall not commence any work until **CONTRACTOR** obtains, at **CONTRACTOR'S** own expense, all required insurance as specified below. Approval of **CROOK COUNTY** is required as to limits, form, and amount. **CONTRACTOR** is required to obtain or maintain the following for the full period of the contract:

X **COMMERCIAL GENERAL LIABILITY** insurance covering personal injury, bodily injury, and property damage with limits as specified below. The insurance shall include:

COVERAGES

LIMITS

<u> </u> Explosion & Collapse	<u> </u> \$1 million per occurrence
<u> </u> Underground Hazard	<u>X</u> Limits of the Oregon Tort Claims Act
<u> </u> Products/Completed Operations	(ORS 30.260-30.300) presently at \$1,333,300 per
<u> </u> Contractual Liability	occurrence
<u> </u> Broad Form Property Damage	<u>X</u> Other – Tort limits adjusted per ORS 30.372(4)
<u> </u> Owners & Contractors Protective	beginning in 2015

FORM: All policies must be of the occurrence form with combined single limit for bodily injury and property damage. Any deviation from this must be reviewed by the Crook County Counsel. All claims-made forms must have the prior approval of the Crook County Counsel. Submit a complete copy of claims-made policies and endorsements with the certificate of insurance.

 AUTOMOBILE LIABILITY insurance comprehensive form with limits as specified below. The coverage shall include owned, hired, and non-owned automobiles.

LIMITS

 \$1 million per occurrence
 Other – Tort limits adjusted per ORS 30.372(4) beginning in 2015
 Not less than the limits of the Oregon Tort Claims Act
 (ORS 30.260-30.300) presently at \$1,333,300 per occurrence

 PROFESSIONAL LIABILITY insurance with limits not less than \$_____.

 ADDITIONAL INSURED CLAUSE: The liability insurance coverages required for the performance of this contract shall be endorsed to name Crook County, its commissioners, officers, agents, and employees as additional insured with respect to the activities performed under this contract.

X **WORKERS' COMPENSATION AND EMPLOYER'S LIABILITY** as statutorily required for persons performing work under this contract. Any subcontractor hired by **CONTRACTOR** shall also carry Worker's Compensation and Employers' Liability coverage.

 EMPLOYERS LIABILITY insurance with limits of \$500,000.

 BUILDER'S RISK insurance special form. Limits to be the value of the contract or \$_____.

 FIDELITY BOND covering the activities of any person, named or unnamed, responsible for collection and expenditures of funds. Limit \$_____ per employee.

In the event of cancellation or change of the information above, **CONTRACTOR** certifies that it will immediately notify the Department of said cancellation or change and will obtain alternate coverage.

Contractor Business
 Name: High Desert Aggregators' Paving, Inc
 By: 
 Signature
 Its: President

Date 3/10/2022
Michael T. Moore
 Print Name

Contact County Counsel with questions re Insurance and indemnity (541) 416-3919.

IDENTIFICATION OF BIDDER(S) SURETIES

Crook County Barnes Butte Overlay Project
Contract No.: 2021-03

The party who is submitting this proposal and who, if awarded the contract, will enter into the contract is

A Corporation
 (Enter "an individual", partnership, "a corporation" or "a limited liability company") PLEASE PRINT

doing business under the name High Desert Aggregate & Paving Inc.
 PLEASE PRINT

at Po Box 1929 Redmond OR 97756 541.504.8566
 (Street) (City) (State) (Zip Code) (Phone Number)

which is the address to which all communications concerning this proposal and the contract should be sent.

The name of the surety, who will furnish the performance bond and payment bond covering the contract, if awarded, and the name, address, and telephone number of the surety's local agent is:

Name of Surety: Liberty Mutual Insurance Company

Name of Agent: A. G. Sadowski Co. Agent's Ph: 503.362.2711

Address: 1605 Liberty St. SE Salem OR 97302
 (Street) (City) (State) (Zip Code)

Accompanying this proposal as proposal guaranty is a Proposal Bond in the amount of at least ten percent (10%) of the total amount of the proposal. (Enter "Proposal Bond", cashier's check", or certified check").

If the Crook County Court accepts this proposal and awards a contract to the undersigned and if the undersigned then fails to promptly and properly execute the contract or bonds or deliver insurance certificates according to the terms and conditions stated in the specifications, the undersigned shall forfeit the proposal guaranty as liquidated damages to Crook County, by and through its County Court.

The undersigned agrees that damages in the event the undersigned fails in one or more of the respects set forth above are difficult to determine and that the amount of the proposed guaranty is a reasonable estimate of such damages and is an appropriate amount to be assessed as liquidated damages. The undersigned agrees to be held jointly and severally liable with the surety of the undersigned for payment of liquidated damages if the proposal guaranty is a proposal bond.

High Desert Aggregate & Paving Inc.
 (Bidder's Name)

By [Signature]
Michael T. Moore President
 (Typed or Printed Name and Title of Signer)

← **SIGN HERE**

3/10, 2022
 (Date)

FIRST-TIER SUBCONTRACTOR DISCLOSURE



PROJECT NAME: Burns Butte Overlay Project

BID #: 2021-03

BID CLOSING: Date: 3/10/22 Time: 2:00

This form must be submitted at the location specified in the Invitation to Bid on the advertised bid closing date and within two working hours after the advertised bid closing time.

List below the name of each subcontractor that will be furnishing labor or will be furnishing labor and materials and that is required to be disclosed, the category of work that the subcontractor will be performing and the dollar value of the subcontract. Enter "NONE" if there are no subcontractors that need to be disclosed.
(ATTACH ADDITIONAL SHEETS IF NEEDED.)

NAME	DOLLAR VALUE	CATEGORY OF WORK
(1)	\$	
(2) <u>Pavement Protectors</u>	<u>\$ 26,000.00</u>	<u>Pavement Markings</u>
(3)	\$	
(4)	\$	
(5)	\$	
(6)	\$	
(7)	\$	
(8)	\$	
(9)	\$	

Failure to submit this form by the disclosure deadline will result in a non-responsive bid. A non-responsive bid will not be considered for award.

Form submitted by (bidder name):

High Desert Aggregate & Paving Inc.

Contact name:

Mike Moore

Phone no.: (541) 504-8566

- ORS 279C.370 First-tier subcontractor disclosure. (1) (a) Within two working hours after the date and time of the deadline when bids are due to a contracting agency for a public improvement contract, a bidder shall submit to the contracting agency a disclosure of the first-tier subcontractors that:
- Will be furnishing labor or will be furnishing labor and materials in connection with the public improvement contract; and
 - Will have a contract value that is equal to or greater than five percent of the total project bid or \$15,000, whichever is greater, or \$350,000 regardless of the percentage of the total project bid.
- (b) For each contract to which this subsection applies, the contracting agency shall designate a deadline for submission of bids that has a date on a Tuesday, Wednesday or Thursday and a time between 2 p.m. and 5 p.m., except that this paragraph does not apply to public contracts for maintenance or construction of highways, bridges or other transportation facilities.
- (c) This subsection applies only to public improvement contracts ("projects") with a value, as defined by the contracting agency, of more than \$100,000.
- (d) This subsection does not apply to public improvement contracts that have been exempted from competitive bidding requirements under ORS 279C.335 (2).
- (2) The disclosure of first-tier subcontractors under subsection (1) of this section must include the name of each subcontractor, the category of work that each subcontractor will perform and the dollar value of each subcontract. The information shall be disclosed in substantially the following (below) form:
- (3) A contracting agency shall accept the subcontractor disclosure. The contracting agency shall consider the bid of any contractor that does not submit a subcontractor disclosure to the contracting agency to be a non-responsive bid and may not award the contract to the contractor. A contracting agency is not required to determine the accuracy or the completeness of the subcontractor disclosure.
- (4) After the bids are opened, the subcontractor disclosures must be made available for public inspection.
- (5) A contractor may substitute a first-tier subcontractor under the provisions of ORS 279C.385.
- (6) A subcontractor may file a complaint under ORS 279C.560 based on the disclosure requirements of subsection (1) of this section.

WH-179 (08-10-10)

BID SCHEDULE/SUMMARY OF COSTS

Crook County Barnes Butte Overlay Project
Contract No.: 2021-03

Knife River Corporation - Northwest

Name of Bidder

64500 O.B. Riley Rd.

Address

Bend

OR

97703

City

State

Zip

541-693-5900

Phone #

Kevin.McCaul@kniferiver.com

Email address

CONTRACT NO. 2021-03

PROJECT TITLE: Crook County Barnes Butte Overlay Project

2" Overlay of Barnes Butte Road from McKay Road to Beginning of Barnes Road at the Curve and marks supplied by Crook County Road Department

HMAC LEVEL 2½ inch dense, 64-28 Binder, 30% RAP.

Leveling depth varies up to 2" compacted depth.

*** Quantity is approximate, price shall include Mobilization, Tack, Material, Haul, Placement, Grinding, Traffic Control and Temporary Signs, Temporary Pavement Markings (Stick & Stops) Intersections and any other materials or services to complete project.

TONS 4000 \$ 108.50 /TON \$ 434,000.⁰⁰

TOTAL AMOUNT OF BID \$ 434,000.⁰⁰

**In case of discrepancy between unit prices and totals, the unit price will prevail.

In case of discrepancy between unit prices and totals, the unit price will prevail.

Bid Sheet, page 1 of 1

PROPOSAL STATEMENT

Crook County Barnes Butte Overlay Project Contract No.: 2021-03

To the Crook County Court, Crook County, Oregon:

The undersigned, as bidder, declares that:

- This proposal is for the work described on the "Description of Work" sheet bound in this proposal; and
- The only persons or parties interested in this proposal as principals are those named in this proposal; and
- The bidder has obtained and become acquainted with the applicable standard specifications, supplemental specifications, special provisions, plans, and other required provisions applicable to the particular work for which the proposal is submitted; and
- The bidder has personally inspected the location and the site of the work and has become acquainted with all conditions, local and otherwise, affecting it; and
- The bidder has obtained and become acquainted with the forms of contract and bonds which are to be signed by the successful bidder (**see Section III**); and
- The bidder is satisfied as to the quantities and conditions and understands that in signing this proposal the bidder waives all right to claim any misunderstanding regarding these quantities and conditions; and
- The proposal guaranty/bond submitted with this proposal is, by this reference, made a part of this proposal; and
- The bidder has reviewed, and or is familiar with and agrees to abide by the terms and provisions of Crook County Code, Chapter 3.12 as amended relating to the Crook County Purchasing Rules and Procedures.

The bidder also proposes and agrees that:

- If the Crook County Court accepts this proposal, the bidder will execute the contract form furnished by the County, will provide all necessary machinery, tools, apparatus, and other means of construction, and will do all the work and furnish all the materials specified in or called for by the contract in the manner and time prescribed in the contract and according to the requirements of the Engineer or representative from Crook County; and
- The bidder will accept as full payment for the work performed and the materials and equipment furnished, the amount earned under the contract as computed in the manner described in the specifications from the quantities of the various classes of work performed and the respective unit prices bid as these prices are given in the "Bid Schedule/Summary of Costs" bound in this proposal; and
- The bidder will comply with the prevailing wage rate provisions as required by ORS 279C.800 through 279C.870 (**see Section III**).

- E. **Contractor's Board License Certification** - Bidder is in compliance with requirements for construction contractors and is licensed and bonded with the Construction Contractor's Board as follows:

No. 2101 Expiration Date 8/10/22

- F. **Contractor's Certification of Drug Testing Program ORS 279C.505(2)** - By signing this proposal bidder certifies that:

- The bidder will have a drug testing policy in place at time of contract award; and
- The bidder shall maintain the drug testing policy for the duration of the contract; and
- The bidder shall require each subcontractor providing labor to this contract to comply with the drug testing requirements.

G. **Statement Regarding Certifications**

- The bidder understands and acknowledges that the above representations are material and important, and will be relied on by the Crook County Court in awarding the contract for which this proposal is submitted. The bidder understands that any misstatement in these certifications is and shall be treated as fraudulent concealment from the Crook County Court of the true facts relating to the submission of proposals for this project.

- H. **Public Works Bond** – By signing this proposal bidder certifies that:

- Compliance with ORS 279C.836 Statutory Public Works Bond for contractor and all subcontractors; and
- Proof of Public Works Bond is attached.

The bidder is advised that by signing this proposal the bidder is deemed to have signed and agreed to the provisions of all the documents, certifications, and statements contained in this proposal.

Knife River Corporation - Northwest
(Bidder's Name)

93-0504596
(Bidder's Federal Tax ID Number)

By X *Ethan H*
Ethan Hasenstein
Assistant Secretary
(Printed Name) (Title of Signer)

← **SIGN HERE**

March 10, 2022
(Date)

IDENTIFICATION OF BIDDER(S) SURETIES

Crook County Barnes Butte Overlay Project
Contract No.: 2021-03

The party who is submitting this proposal and who, if awarded the contract, will enter into the contract is

a corporation

(Enter "an individual", partnership, "a corporation" or "a limited liability company") PLEASE PRINT

doing business under the name Knife River Corporation - Northwest
 PLEASE PRINT

at 64500 O.B. Riley Rd., Bend, OR 97703 541-693-5900
 (Street) (City) (State) (Zip Code) (Phone Number)

which is the address to which all communications concerning this proposal and the contract should be sent.

The name of the surety, who will furnish the performance bond and payment bond covering the contract, if awarded, and the name, address, and telephone number of the surety's local agent is:

Name of Surety: Liberty Mutual Insurance Company

Name of Agent: Willis Towers Watson Midwest, Inc. Agent's Ph: 763-302-7159

Address: 8400 Normandale Lake Blvd., Suite 1700
 (Street) (City) (State) (Zip Code)
Bloomington, MN 55437

Accompanying this proposal as proposal guaranty is a Proposal Bond in the amount of at least ten percent (10%) of the total amount of the proposal. (Enter "Proposal Bond", cashier's check", or certified check").

If the Crook County Court accepts this proposal and awards a contract to the undersigned and if the undersigned then fails to promptly and properly execute the contract or bonds or deliver insurance certificates according to the terms and conditions stated in the specifications, the undersigned shall forfeit the proposal guaranty as liquidated damages to Crook County, by and through its County Court.

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Knife River Corporation - Northwest

(Bidder's Name)

By X

Ethan Hasenstein

Assistant Secretary

(Typed or Printed Name and Title of Signer)

← **SIGN HERE**

March 10, 2022

(Date)

