

# BID PROPOSAL

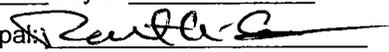
## BID BOND

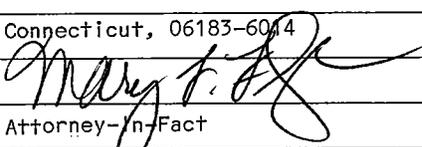
**KNOW ALL MEN BY THESE PRESENTS**, that I/We Layne Christensen Company  
11001 Etiwanda Avenue, Fontana, CA 92337  
as Principal, hereinafter called Contractor, and Travelers Casualty and Surety Company of America  
a corporation duly organized under the laws of the State of Nevada, as Surety, hereinafter called the Surety, are held and  
firmly bound unto Carson City, Nevada a consolidated municipality of the State of Nevada, hereinafter called City, for the  
sum of \$ 5% of Amount Bid Dollars

(state sum in words) Five Percent of Amount Bid  
for the payment whereof Contractor and Surety bind themselves, their heirs, executors, administrators, successors and  
assigns, jointly and severally, firmly by these presents.

**WHEREAS**, the Principal has submitted a bid, identified as **BID # 0910-143** and titled "Production Well 41 Drilling,  
Construction and Testing Project".

**NOW, THEREFORE** if the City shall accept the bid of the Principal and the Principal shall enter into a contract with the  
City in Accordance with the terms of such bid, and give such bond or bonds as may be specified in the bidding or Bid  
Documents with good and sufficient surety for the faithful performance of such Contract and for the prompt payment of labor  
and material furnished in the prosecution thereof, or in the event of the failure of the Principal to enter such Contract and  
give such bond or bonds, if the Principal shall pay to the City the difference not to exceed the penalty hereof between the  
amount specified in said bid and such larger amount for which the City may in good faith contract with another party to  
perform work covered by said bid or an appropriate liquidated amount as specified in the Invitation for Bids then this  
obligation shall be null and void, otherwise to remain in full force and effect.

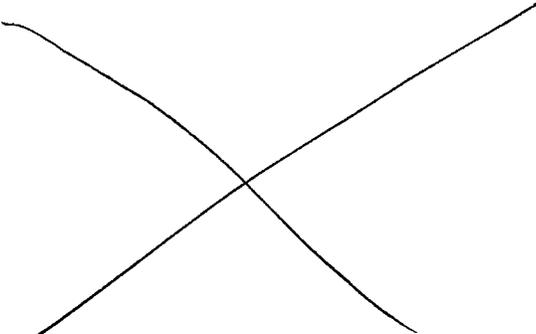
(Seal) Executed on this 2nd day of February 2010  
Signature of Principal:   
Title: General Manager  
Firm: Layne Christensen Company  
Address: 11001 Etiwanda Ave  
City/State/Zip Code: Fontana CA 92337  
Written Name of Principal: Robert A. Ereth  
ATTEST NAME see Attached  
Signature of Notary: \_\_\_\_\_  
Subscribed and sworn before me this \_\_\_\_\_ day of \_\_\_\_\_ 2010  
(printed name of notary) \_\_\_\_\_ Notary Public for the State of \_\_\_\_\_

Claims Under this Bond May be Addressed to:	
Name of Surety	Travelers Casualty and Surety Company of America
Address	One Tower Square
City	Hartford
State/Zip Code	Connecticut, 06183-6014
Name	Mary T. Flanigan NV License No. 611246 <u></u>
Title	Attorney-in-Fact
Phone	(860) 277-0111
Surety's Acknowledgement	See Attached

**NOTICE:** No substitution or revision to this bond form will be accepted. Sureties must be authorized to do  
business in and have an agent for services of process in the State of Nevada. Certified copy of Power of Attorney  
must be attached.

# CALIFORNIA JURAT WITH AFFIANT STATEMENT

- See Attached Document (Notary to cross out lines 1-6 below)  
 See Statement Below (Lines 1-5 to be completed only by document signer[s], *not* Notary)



\_\_\_\_\_  
Signature of Document Signer No. 1

\_\_\_\_\_  
Signature of Document Signer No. 2 (if any)

State of California

County of San Bernardino

Subscribed and sworn to (or affirmed) before me on this

3<sup>rd</sup> day of February, 20 10, by  
Date Month Year  
(1) Robert A. Eretz,  
Name of Signer

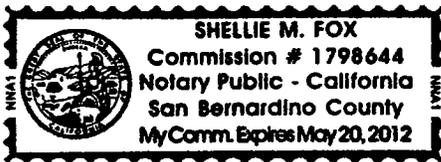
proved to me on the basis of satisfactory evidence to be the person who appeared before me (.) ~~X~~

~~(and~~

(2) \_\_\_\_\_,  
Name of Signer

proved to ~~me~~ on the basis of satisfactory evidence to be the ~~person who appeared before me.~~

Signature Shelie M. Fox  
Signature of Notary Public



Place Notary Seal Above

## OPTIONAL

*Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.*

### Further Description of Any Attached Document

Title or Type of Document: Bid Bond

Document Date: Feb. 2, 2010 Number of Pages: \_\_\_\_\_

Signer(s) Other Than Named Above: \_\_\_\_\_

RIGHT THUMBPRINT OF SIGNER #1
Top of thumb here

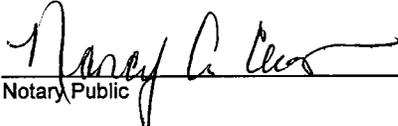
RIGHT THUMBPRINT OF SIGNER #2
Top of thumb here

Acknowledgement

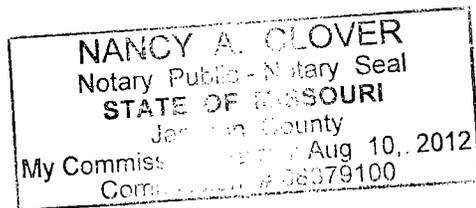
County of Jackson  
State of Missouri

On this 2nd day of February, 2010 before me, Nancy A. Clover, a Notary Public in and for the above county, personally appeared Mary T. Flanigan, to me personally known, who, being duly sworn did state that she is Attorney-In-Fact of Travelers Casualty and Surety Company of America, that the instrument was signed and executed on behalf of said corporation by authority of its Board of Directors, and further acknowledged the said instrument and the execution thereof to be the voluntary act and deed of said corporation by her voluntarily executed.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal the day and year first above written.

  
\_\_\_\_\_  
Notary Public

My commission expires 8/10/2012





POWER OF ATTORNEY

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
St. Paul Fire and Marine Insurance Company
St. Paul Guardian Insurance Company

St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company

Attorney-In Fact No. 222015

Certificate No. 003437011

KNOW ALL MEN BY THESE PRESENTS: That St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company and St. Paul Mercury Insurance Company are corporations duly organized under the laws of the State of Minnesota, that Farmington Casualty Company, Travelers Casualty and Surety Company, and Travelers Casualty and Surety Company of America are corporations duly organized under the laws of the State of Connecticut, that United States Fidelity and Guaranty Company is a corporation duly organized under the laws of the State of Maryland, that Fidelity and Guaranty Insurance Company is a corporation duly organized under the laws of the State of Iowa, and that Fidelity and Guaranty Insurance Underwriters, Inc., is a corporation duly organized under the laws of the State of Wisconsin (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint

Melissa D. Evans, Patrick T. Pribyl, Debra J. Scarborough, Christy M. McCart, Mary T. Flanigan, Ronald J. Lockton, Claudia Mandato, Laura E. Coon, Jeffrey C. Carey, Kathy L. Fagan, Charles R. Teter III, Adam J. Cantu, Laura M. Murren, Nancy A. Clover, Mark Duggan, Charissa D. Wilson, and Evan D. Sizemore

of the City of Kansas City, State of Missouri, their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 15th day of January, 2010.

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
St. Paul Fire and Marine Insurance Company
St. Paul Guardian Insurance Company

St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company



State of Connecticut
City of Hartford ss.

By: [Signature]
George W. Thompson, Senior Vice President

On this the 15th day of January, 2010, before me personally appeared George W. Thompson, who acknowledged himself to be the Senior Vice President of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

In Witness Whereof, I hereunto set my hand and official seal.
My Commission expires the 30th day of June, 2011.



[Signature]
Marie C. Tetreault, Notary Public

# BID PROPOSAL

**BID # 0910-143**

**BID TITLE: Production Well 41 Drilling, Construction and Testing Project**

**NOTICE:** No substitution or revision to this Bid Proposal form will be accepted. Carson City will reject any Bid that is received that has changes or alterations to this document. Although the Prevailing Wages are provided in this bid document, the bidder is responsible to verify with the Labor Commissioner if any addendums have been issued. The successful bidder will be required to provide the current Prevailing Wages used in preparation of their bid within 24 hours of bid submission.

**PRICES** will be valid for sixty (60) calendar days after the bid opening which is indicated in the Notice to Contractors.

**COMPLETION** of this project is expected **PURSUANT TO THE BID DOCUMENTS.**

**BIDDER** acknowledges receipt of   1   Addendums.

## SUMMARY

	Description	Scheduled Value	Unit	Unit Price	Total Price
BP.1	Mobilization and de-mobilization	1	LS	53,354	53,354
BP.2	Drill 36-inch diameter borehole from 0 to 40-feet	40	FT	350	14,000
BP.3	Furnish and install 30-inch OD, 0.375-inch wall steel blank well casing from ground surface to 40-feet	40	FT	320	12,800
BP.4	Furnish and install cement in the annulus between 36-inch borehole and 30-inch casing from 0 to 40-feet	220	CF	25	5,500
BP.5	Drill nominal 8-inch pilot/exploration hole to estimated 700-foot depth	700	FT	75	52,500
BP.6	Geophysically log the borehole to total depth (cost +20%)	1	LS	3,500	3,500
BP.7	Drill nominal 26-inch diameter borehole from 40-feet to estimated 700-feet	660	FT	160	105,600
BP.8	Furnish and install 16-inch OD, 0.31-inch wall blank stainless steel (type 304) well casing	240	FT	445	106,800
BP.9	Furnish and install 16-inch OD, 0.31-inch wall 0.100-inch-slot stainless steel (type 304) wire wrap screen	460	FT	170	78,200
BP.10	Furnish and install casing centralizers at 40-foot intervals from total depth to 40-feet	14	FT	50	600
BP.11	Furnish and install 1/8 x 1/4-inch well rounded quality gravel pack in the annulus between 26-inch borehole and 16-inch casing from 700 to 115 ft. below ground surface	1,400	CF	20	28,000
BP.12	Furnish and install nominal 3-inch diameter gravel tube in annular space from ground surface to a depth of 115 feet	115	FT	20	2,300
BP.13	Furnish and install cement seal from 110 ft. to ground surface	200	FT	46	9,200
BP.14	Furnish and install 1.5-inch ID, souder pipe (120-foot blank and 180-foot perforated)	300	FT	20	6,000

# BID PROPOSAL

Description	Scheduled Value	Unit	Unit Price	Total Price
BP.15 Initial well development by a combination of methods including double swabbing with simultaneous airlifting, using high capacity compressor, 750 CFM and 300 psi	40	HR	450	18,000
BP.16 Dispersing chemicals, NW220 or similar non-phosphate approved dispersant. (est. 200 lbs)	200	LBS	20	4,000
BP.17 Plumbness/alignment survey Gyroscopic/Drift-Pac Survey	1	LS	3,000	3,000
BP.18 Furnish and install steel collar surface cap with holes for locking, 2-inch casing vent, and well cleaning and disinfection	1	LS	2,000	2,000
<b>BP.19 Total Bid Price</b>			<b>505,356</b>	

**BP.20** Total Bid Price Written in Words:

FIVE HUNDRED AND FIVE THOUSAND, THREE HUNDRED FIFTY-SIX DOLLARS

**PLEASE INCLUDE THE FOLLOWING WITH YOUR BID:**

**Description of the drilling rig and equipment to be used on the project (attach pages if needed)**

*SEE ATTACHED*

**Description of the bottom hole assembly with schematic.**

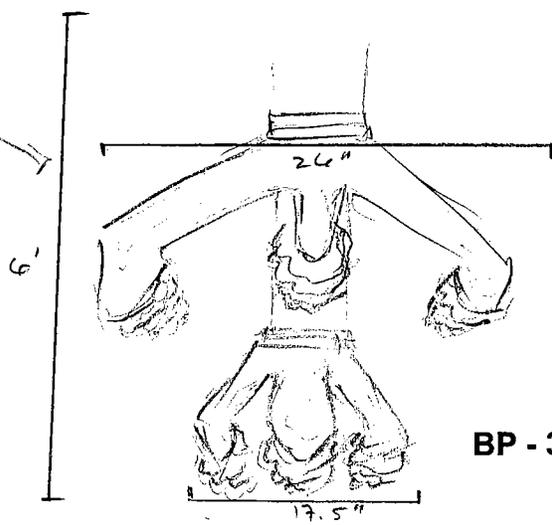
\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

**Resumes of the drillers and onsite supervisor for the project (please attach).**

In compliance with the attached technical specification and special provision and subject to all conditions thereof, the undersigned offers and agrees to furnish the labor and equipment upon which prices are quoted, at the price set opposite each item.

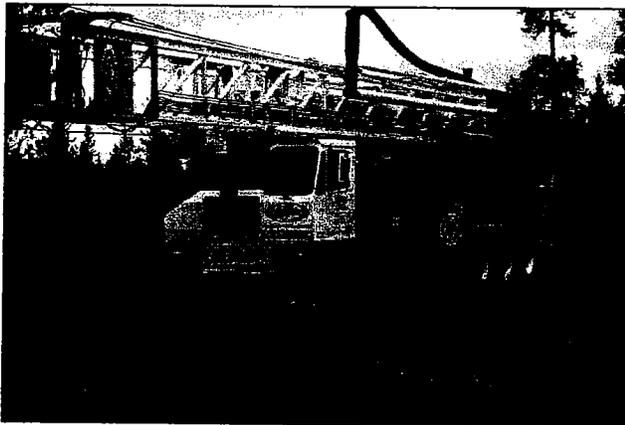
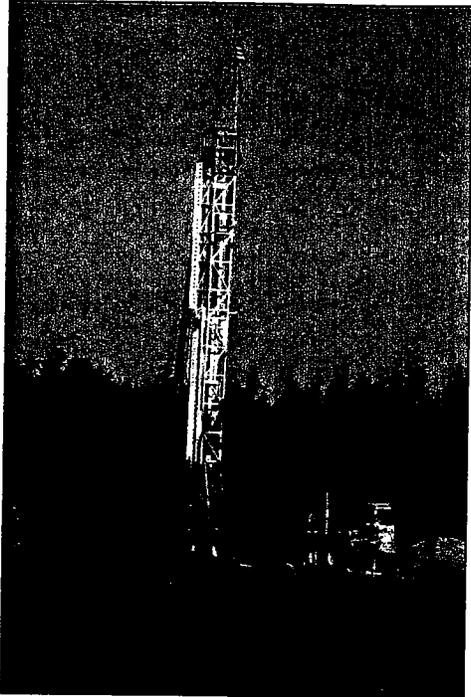
Date: 2/2/2010  
 By: [Signature]

Bidder: LAYNE CHRISTENSEN Co.  
 Title: General Manager



**BP - 3**

**Atlas Copco RD20-III Portable Top Drive Drill Rig**



connections; Single Rod Loader with a loader pod for 5-1/2" Drill Collars; 35 GPM Water Injection Pump; 60 Gallon DHD Oiler; Tattle-tale Head Indicator; Fold up Driller Platform and table mounted to rear of rig; optional Dual Tube Reverse air rotary drilling tools available

**Rig Mounting:**

2006 Heavy Duty 5-axle Crane Carrier with 281-inch wheelbase  
90,000 lb GVWR and Full Power Tridem Rear Axles

**Rig Carrier Power:**

Caterpillar C13 380 HP Diesel Engine  
Fuller RTO-14908LL Transmission  
10 Speeds Forward, 3 Speeds Reverse

**Rig Deck Power:**

Deck mounted Cummins, QSK-19C  
755 HP Diesel Engine with Silencer Muffler  
2 Fuel Tanks, 335 Gallons Total Fuel Storage

**Air Compressor:**

Ingersoll-Rand Air Compressor, 1,250 CFM x 120 PSI to 350 PSI

**Derrick:**

Dimensions 61'-11-1/2"L x 48-1/2" W x 41" D  
51'-7" feet vertical working space between spindle-table  
Pull back: 120,000 lbs. - Pull down: 30,000 lbs.

**Head Travel Speed:**

Drill Feed Rate: 29 feet per minute  
Fast Feed Up (regen. on): 106 feet per minute  
Fast Feed Up (regen. off): 72 feet per minute  
Fast Feed Down: 180 feet per minute

**Top Head Performance:**

Head rotation speed 0 to 120 RPM  
Drilling torque 8,000 ft-lb @ 120 RPM, Floating Spindle

**Main Hoist and Jib Boom:**

7,500 lb., Hydraulic powered casing hoist winch  
Operating line speed up to 225 feet per minute  
4,000 lb. Hydraulic jib hoist and boom  
Operating line speed up to 106 feet per minute

**Control Panel:**

Hydraulic control panel with aluminum protective cover

**Hydraulic Leveling Jacks:**

4-1/4" Front Stabilization Jack – One (1) 48" Stroke  
4-1/4" Front Main Leveling Jacks – Two (2) 48" Stroke  
5" Rear Main Leveling Jacks – Two (2) 48" Stroke

**Rig Travel Dimensions:**

Overall Height (derrick up position) = 62'- 6"  
Overall Height (derrick down position) = 13'- 10"  
Overall Width = 8'- 4"  
Overall Weight Dry (approx.) = 88,000 lbs.

**Miscellaneous Items:**

3" Mud Manifold with hydraulic valve; 3" Air Booster Piping  
up to 1,500 PSI with auxiliary and booster compressor  
connections; Single Rod Loader with a loader pod for 5-1/2" Drill Collars; 35 GPM Water Injection Pump; 60 Gallon DHD  
Oiler; Tattle-tale Head Indicator; Fold up Driller Platform and table mounted to rear of rig; optional Dual Tube Reverse air  
rotary drilling tools available

(Specifications will vary by specific drilling rig unit number)



# BID PROPOSAL

## BP.21 BIDDER INFORMATION:

<b>Company Name:</b>	LAYNE CHRISTENSEN Company
<b>Federal ID No.:</b>	
<b>Mailing Address:</b>	11001 ETIWANDA AVE.
<b>City, State, Zip Code:</b>	FONTANA, CA 92337
<b>Complete Telephone Number:</b>	909.390.2833
<b>Complete Fax Number:</b>	909.390.6097
<b>Fax Number including area code:</b>	
<b>E-mail:</b>	JCMUSSO@LAYNECHRISTENSEN.COM
<b>Contact Person / Title:</b>	JASON MUSSO / PROJECT MANAGER
<b>Mailing Address:</b>	11001 ETIWANDA AVE.
<b>City, State, Zip Code:</b>	FONTANA, CA 92337
<b>Complete Telephone Number:</b>	909.390.2833
<b>Complete Fax Number:</b>	909.390.6097
<b>E-mail Address:</b>	JCMUSSO@LAYNECHRISTENSEN.COM

## BP.22 LICENSING INFORMATION:

<b>Nevada State Contractor's License Number:</b>	0019101 ; 0043608
<b>License Classification(s):</b>	C23
<b>Limitation(s) of License:</b>	UNLIMITED
<b>Date Issued:</b>	9/18/1981
<b>Date of Expiration:</b>	9/30/2011
<b>Name of Licensee:</b>	LAYNE CHRISTENSEN Company
<b>Carson City Business License Number:</b>	10-00027240
<b>Date Issued:</b>	1/29/2010
<b>Date of Expiration:</b>	12/31/2010
<b>Name of Licensee:</b>	LAYNE CHRISTENSEN CO.

# BID PROPOSAL

## BP.23 DISCLOSURE OF PRINCIPALS:

### Individual and/or Partnership:

Owner 1) Name:
Address:
City, State, Zip Code:
Telephone Number:
Owner 2) Name:
Address:
City, State, Zip Code:
Telephone Number:
Other 1) Title:
Name:
Other 2) Title:
Name:

### Corporation:

State in which Company is Incorporated:	DELAWARE
Date Incorporated:	5/19/1981
Name of Corporation:	LAYNE CHRISTENSEN COMPANY
Mailing Address:	11001 ETIWANOA AVE
City, State, Zip Code:	FORTANA, CA 92337
Telephone Number:	909.390.2833
President's Name:	ANDREW B. SCHMITT
Vice-President's Name:	JEFF REYNOLDS
Other 1) Name:	DAVE SIMONSON
Title:	VICE-PRES
Other 2) Name:	DOUG WATSON
Title:	GENERAL MANAGER

# BID PROPOSAL

**BP.24 MANAGEMENT AND SUPERVISORY PERSONNEL:**

Persons and Positions	Years With Firm
Name 1) <u>MIKE HALLAM</u>	<u>20+</u>
Title 1) <u>PROJECT MANAGER</u>	
Name 2) <u>MIKE MOTTET</u>	<u>18+</u>
Title 2) <u>OPERATIONS MANAGER</u>	
Name 3) <u>STEVE GILMAN</u>	<u>20+</u>
Title 3) <u>FIELD SUPERVISOR</u>	
Name 4)	
Title 4)	
Name 5)	
Title 5)	
Name 6)	
Title 6)	

(If additional space is needed, attach a separate page)

# BID PROPOSAL

## BP.25 REFERENCES:

### Instructions:

List at least three (3) contracts of a similar nature performed by your firm in the last three (3) years. If **NONE**, use your Company's letterhead (and submit with your bid proposal) to list what your qualifications are for this contract. Carson City reserves the right to contact and verify, with any and all references listed, the quality of and the degree of satisfaction for such performance.

Clients: (if additional space is needed attach a separate page)

<b>Company Name 1):</b>
Contract Person:
Mailing Address:
City, State, Zip Code:
Complete Telephone Number:
E-Mail Address:
Project Title:
Amount of Contract:
Scope of Work:
<b>Company Name 2):</b>
Contract Person:
Mailing Address:
City, State, Zip Code:
Complete Telephone Number:
E-Mail Address:
Project Title:
Amount of Contract:
Scope of Work:
<b>Company Name 3):</b>
Contract Person:
Mailing Address:
City, State, Zip Code:
Complete Telephone Number:
E-Mail Address:

*Handwritten signature and scribbles covering the form fields.*

# BID PROPOSAL

Project Title:
Amount of Contract
Scope of Work:
<b>Company Name 4):</b>
Contract Person:
Mailing Address:
City, State, Zip Code:
Complete Telephone Number:
E-Mail Address:
Project Title:
Amount of Contract:
Scope of Work:

**La Puente Valley County Water District:**

Address of Owner: 112 N. First Street, La Puente, CA 91744

Telephone #: (626)330-2126

Name of Project: Replacement Well #5

Location of Project(s): Puente Ave. La Puente, CA

Brief Description of Project(s): Construction of 1 production well 20"x700'.

Contract Amount: \$529,000

Date of Completion of Contract: May 2008

Name, Address, and Telephone # of Architect or Engineer: Stetson Engineers 861 Village Oaks Drive, Covina Ca, (626) 967-6202

Name of Owner's Project Engineer: Sam Lo

**Midvale City Utah:**

Address of Owner: 655 West Center Street Midvale Utah 84047

Telephone #: (801)

Name of Project: Hancock Replacement Well

Location of Project(s): Midvale City Utah

Brief Description of Project(s): Drill and install a 20"x 700' well.

Contract Amount: \$749,000.00

Date of Completion of Contract: September 2008

Name, Address, and Telephone # of Architect or Engineer: Hansen, Allen & Luce 6771 South 900 East Midvale Utah 84047

Name of Owner's Project Engineer: Vern Conder

**Vidler Water:**

Address of Owner: 3480 G.S. Richards Blvd. Carson City Nevada

Telephone #: (775)671-0570

Name of Project: Well #TWA

Location of Project(s): Tule Desert Outside of Mesquite Nevada

Brief Description of Project(s): 1-16" water well drilled in hard rock to a depth of 2700'.

Contract Amount: \$2,800,000.00

Date of Completion of Contract: November 2007

Name, Address, and Telephone # of Architect or Engineer: Vidler water

Name of Owner's Project Engineer: Greg Bushner



**Vidler Water:**

Address of Owner: 3480 G.S. Richards Blvd. Carson City Nevada  
Telephone #: (775)671-0570  
Name of Project: Well #TWA  
Location of Project(s): Tule Desert Outside of Mesquite Nevada  
Brief Description of Project(s): 1-8" water well drilled in hard rock to a depth of 4000'.  
Contract Amount: \$1,700,000.00  
Date of Completion of Contract: November 2007  
Name, Address, and Telephone # of Architect or Engineer: Vidler water  
Name of Owner's Project Engineer: Greg Bushner

**Mission Springs Water District:**

Address of Owner: 66575 2<sup>nd</sup> St., Desert Hot Springs, CA 92240  
Telephone #: (760) 329-6448  
Name of Project: 900' Zone Well  
Location of Project(s): Desert Hot Springs, CA  
Brief Description of Project(s): 16"x1000' well  
Contract Amount: \$385,000  
Date of Completion of Contract: April 2005  
Name, Address, and Telephone # of Architect or Engineer: Mission Springs Water District, Gary Brockman, (760 ) 329-6448, 66575 2<sup>nd</sup> St., Desert Hot Springs, CA 92240  
Name of Owner's Project Engineer: Gary Brockman

**City of Hesperia:**

Address of Owner: 15776 Main Street, Hesperia, CA 92345  
Telephone #: (760) 947-1477  
Name of Project: Wells #19, #31, & #32  
Location of Project(s): Hesperia, CA  
Brief Description of Project(s): 3 – 1000'x18" wells  
Contract Amount: \$1,399,000  
Date of Completion of Contract: August 2005  
Name, Address, and Telephone # of Architect or Engineer: Richard Slade & Associates, 6442 Coldwater Canyon, Ste. 214, North Hollywood, CA 91606, Richard C. Slade.  
Name of Owner's Project Engineer: Kelly Aiken



**I.M. Flash Technologies:**

Address of Owner: 1550 E 3400 N Lehi Utah 84043  
Telephone #: (801)767-5040  
Name of Project: New Well  
Location of Project(s): Lehi Utah  
Brief Description of Project(s): 1-16" water well drilled to a depth of 2300'.  
Contract Amount: \$1,400,000.00  
Date of Completion of Contract: October 2008  
Name, Address, and Telephone # of Architect or Engineer: Stantec Consulting 3995 S 700 E  
Salt Lake City, Utah 84107 (801)261-0090  
Name of Owner's Project Engineer: Jack Berry

**Hansen Farms:**

Address of Owner: P.O. Box 331 Firebaugh Ca. 93622  
Telephone #: (559)659-3943  
Name of Project: New Well  
Location of Project(s): Firebaugh Ca.  
Brief Description of Project(s): 1-18" x 16" water well drilled to a depth of 1260'.  
Contract Amount: \$320,000.00  
Date of Completion of Contract: Feb. 2009  
Name of Owner's Project Engineer: Designed in house by Layne Christensen

**Baker Farming Company:**

Address of Owner: 45499 W. Panoche Road Firebaugh Ca. 93622  
Telephone #: (559)659-3942  
Name of Project: New Well  
Location of Project(s): Firebaugh Ca.  
Brief Description of Project(s): 1-18" x 16" water well drilled to a depth of 1280'.  
Contract Amount: \$335,000.00  
Date of Completion of Contract: Jan. 2009  
Name of Owner's Project Engineer: Designed in house by Layne Christensen



**Paul Pafford Farming:**

Address of Owner: 41390 W Nees Ave. Firebaugh Ca. 93622

Telephone #: (559)659-0112

Name of Project: New Well

Location of Project(s): Firebaugh Ca.

Brief Description of Project(s): 1-16" water well drilled to a depth of 1330'.

Contract Amount: \$356,000.00

Date of Completion of Contract: Mar. 2009

Name of Owner's Project Engineer: Designed in house by Layne Christensen

\*\*Other references available upon request



*Professional Services for Water Systems*

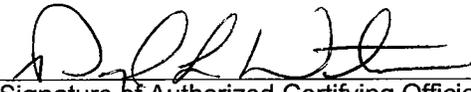
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# BID PROPOSAL

## CERTIFICATION REGARDING DEBARMENT, SUSPENSION, AND OTHER RESPONSIBILITY MATTERS PRIMARY COVERED TRANSACTIONS

BP. 26

1. The prospective primary participant certifies to the best of its knowledge and belief, that it and its principals:
  - a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded by any Federal, State or Local department or agency.
  - b) Have not within a three-year period preceding this bid been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or Local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property.
  - c) Are not presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State or Local) with commission of any of the offenses enumerated in paragraph (1)(b) of this certification; and
  - d) Have not within a three-year period preceding this bid had one or more public transactions (Federal, State or Local) terminated for cause or default.
2. Where the prospective primary participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this bid.

  
 Signature of Authorized Certifying Official  
 Douglas L. Watson  
 Printed Name

General Manager  
 Title  
 2/2/10  
 Date

I am unable to certify to the above statement. My explanation is attached.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

### BIDDER'S SAFETY INFORMATION

#### Bidder's Safety Factors:

Year	"E-Mod" Factor <sup>1</sup>	OSHA Incident Rate <sup>2</sup>
2008	.71	4.98
2007	.65	4.94

<sup>1</sup> E-Mod (Experience Modification) Factors are issued by the Employer's Insurance Company of Nevada.

<sup>2</sup> OSHA Incident Rate is the number of OSHA Recordable Accidents per 100 employees and is calculated as the number of accidents divided by 208,000.

# BID PROPOSAL

## SUBCONTRACTORS

**BP.27 INSTRUCTIONS:** for Subcontractors exceeding five (5) percent of bid amount. This information must be submitted with your bid proposal. The bidder shall enter "NONE" under "Name of Subcontractor" if not utilizing subcontractors exceeding this amount. (This form must be complete in all respects. If, additional space is needed, attach a separate page).

Name of Subcontractor	Address	
Phone	Nevada Contractor License #	Limit of License
Description of work		
Name of Subcontractor	Address	
Phone	Nevada Contractor License #	Limit of License
Description of work		
Name of Subcontractor	Address	
Phone	Nevada Contractor License #	Limit of License
Description of work		
Name of Subcontractor	Address	
Phone	Nevada Contractor License #	Limit of License
Description of work		
Name of Subcontractor	Address	
Phone	Nevada Contractor License #	Limit of License
Description of work		
Name of Subcontractor	Address	
Phone	Nevada Contractor License #	Limit of License
Description of work		

# BID PROPOSAL

## SUBCONTRACTORS

**BP.28 INSTRUCTIONS:** for Subcontractors exceeding one (1) percent of bid amount or \$50,000 whichever is greater. This information must be submitted by the three lowest bidders within two (2) hours after the completion of the opening of the bids. The bidder may elect to submit this information with the bid proposal and, in that case, the bidder will be considered as having submitted this information within the above two hours.

Name of Subcontractor	Address	
Phone	Nevada Contractor License #	Limit of License
Description of work		
Name of Subcontractor	Address	
Phone	Nevada Contractor License #	Limit of License
Description of work		
Name of Subcontractor	Address	
Phone	Nevada Contractor License #	Limit of License
Description of work		
Name of Subcontractor	Address	
Phone	Nevada Contractor License #	Limit of License
Description of work		
Name of Subcontractor	Address	
Phone	Nevada Contractor License #	Limit of License
Description of work		

# BID PROPOSAL

## SUBCONTRACTORS

**BP.29 INSTRUCTIONS:** for all Subcontractors not previously listed on the 5% and 1% pages. This information must be submitted by the three lowest bidders within twenty four (24) hours after the completion of the opening of the bids. The bidder may elect to submit this information with the bid proposal and, in that case, the bidder will be considered as having submitted this information within the above twenty four hours.

Name of Subcontractor	Address	
Phone	Nevada Contractor License #	Limit of License
Description of work		
Name of Subcontractor	Address	
Phone	Nevada Contractor License #	Limit of License
Description of work		
Name of Subcontractor	Address	
Phone	Nevada Contractor License #	Limit of License
Description of work		
Name of Subcontractor	Address	
Phone	Nevada Contractor License #	Limit of License
Description of work		
Name of Subcontractor	Address	
Phone	Nevada Contractor License #	Limit of License
Description of work		

# BID PROPOSAL

## FEDERAL AID PROJECT CARSON CITY BIDDER SUBCONTRACTOR INFORMATION

(For subcontractors exceeding one (1) percent of bid amount or \$50,000, which ever is greater)

CONTRACT NO. \_\_\_\_\_ CONTRACTOR \_\_\_\_\_  
PROJECT NO. (S). \_\_\_\_\_ ADDRESS \_\_\_\_\_

BID AMOUNT \$ \_\_\_\_\_

This information must be submitted by the three lowest bidders within two (2) hours after completion of the opening of the bids. The bidder may elect to submit this information with the bid proposal and, in that case, the bidder will be considered as having submitted this information within the above two (2) hours.

NAME OF SUBCONTRACTOR	CONTACT ITEM NO(S).	DESCRIPTION OF WORK OR SERVICES TO BE SUBCONTRACTED	NEVADA LICENSE	
			NO	YES

NOTE: Subscription 108.01 of the Standard Specification and these Special Provision apply to Subletting of any portion of the contract.

CONTRACTOR'S SIGNATURE \_\_\_\_\_ DATE \_\_\_\_\_

TELEPHONE NO. ( ) \_\_\_\_\_

FEDERAL AID PROJECT

# BID PROPOSAL

## CARSON CITY BIDDER SUBCONTRACTOR INFORMATION

(For subcontractors exceeding one (5) percent of bid amount)

CONTRACT NO. \_\_\_\_\_ CONTRACTOR \_\_\_\_\_  
 PROJECT NO. (S). \_\_\_\_\_ ADDRESS \_\_\_\_\_

BID AMOUNT \$ \_\_\_\_\_

This information must be submitted with your bid proposal. The bidder shall enter "NONE" under "NAME OF SUBCONTRACTOR" if not utilizing subcontractors exceeding this amount.

NAME OF SUBCONTRACTOR	CONTACT ITEM NO(S).	DESCRIPTION OF WORK OR SERVICES TO BE SUBCONTRACTED	NEVADA LICENSE	
			NO	YES

NOTE: Subscription 108.01 of the Standard Specification and these Special Provision apply to Subletting of any portion of the contract.

CONTRACTOR'S SIGNATURE \_\_\_\_\_ DATE \_\_\_\_\_  
 TELEPHONE NO. ( ) \_\_\_\_\_





# BID PROPOSAL

## BP. 31 COMPLIANCE GUIDELINES FOR MBE/WBE

Compliance with the requirements of this document and attachments satisfies the MBE/WBE requirements for this construction contract. This document supersedes any conflicting requirements.

Failure to take the six (6) affirmative steps listed under Good Faith Effort Requirements, prior to bid opening and to submit the Minority Business Enterprise/Women Business Enterprise Information (Form 4) form with the bid shall be cause for the bid to be rejected as a non-responsive bid.

Carson City advises potential bidders that the project is funded in whole or part with federal loan or grant funds through the Nevada Safe Drinking Water State Revolving Fund, and, as such, Executive Orders 11625, 12138, and 12432 are applicable to this contract. The United States Environmental Agency (EPA) requires that recipients of financial assistance, including assistance under the SDWSRF, comply with the requirements of these orders. In compliance with such requirements, Nevada SDWSRF has negotiated "Fair Share Objectives" with EPA for participation of small, minority and women owned businesses in procurement activity undertaken with funds made available through the SDWSRF.

Bidder agrees that it will cooperate with and assist Carson City in achieving "fair share objectives" and will exercise Good Faith Efforts to achieve such minimum participation of small, minority and women owned businesses. In particular, in submitting a bid, the bidder shall, in the selection of any and all contractors, subcontractors, and vendors for the procurement of equipment, supplies, construction, and services related to the project, at a minimum, undertake the following affirmative "Good Faith Effort" steps:

### **Good Faith Effort Requirements**

1. Include small, minority and women owned businesses on solicitation lists;
2. Assure that small, minority and women owned businesses are solicited whenever they are potential sources;
3. Divide total requirements, when economically feasible, into small tasks or quantities to permit maximum participation by small, minority and women owned businesses;
4. Establish delivery schedules, when the requirements of the work permit, which will encourage participation by small, minority and women owned businesses;
5. Use the services of the Small Business Administration and the Office of Minority Business Enterprise of the U.S. Department of Commerce, as appropriate; and
6. If any contractor awards subagreements, require the contractor to take the affirmative steps in paragraphs (1) through (5) of this section.

### **Other Requirements:**

1. The apparent successful low bidder must submit documentation showing that, prior to bid opening, all required positive efforts were made. The documentation must be received by Carson City within 5 working days following bid opening.
2. If the apparent successful low bidder has rejected or considered as non-responsive and or non-responsive any low MBE or WBE sub-bidder, a complete explanation must be provided to Carson City.
3. Each MBE/WBE firm to be utilized must complete Form 3 (MBE/WBE Self Certification), or equivalent certification by a federal, state, or local government entity. Such certification documentation shall be submitted to the Carson City by the apparent successful low bidder.
4. If additional procurement becomes necessary after the award of the prime contract, good faith efforts shall be applied, and, if MBE/WBE subcontracts are awarded, Form 3 (MBE/WBE Self Certification) or equivalent certification shall be provided to Carson

# BID PROPOSAL

City by the prime contractor within 10 working days following the award of each new subcontract.

5. Any deviation from the information contained in Form 4 (Contractor Information Form) shall not result in a reduction of MBE/WBE participation without prior approval of Carson City.
6. Failure of the apparent low bidder to perform the six affirmative (Good Faith Effort) steps prior to bid opening and/or to submit Form 4 (Contractor Information Form) will lead to its bid being declared non-responsive by Carson City. The Carson City may then award the contract to the next lowest responsive, responsible bidder meeting the requirements of these contract provisions.

## **Fair Share Objectives:**

The following good faith effort objectives have been established for this construction contract:

<u>Procurement Category</u>	<u>MBE</u>	<u>WBE</u>
Construction	12%	10%
Supplies	13%	28%
Equipment	11%	23%
Services	7%	25%

## **Documentation Requirements MBE/WBE Good Faith Effort - Positive Effort Documentation\***

The bidder must take affirmative steps prior to bid opening to assure that MBEs and WBEs are used whenever possible as sources of supplies, construction and services. Failure to take such steps prior to bid opening and to submit Form 4 with the bid shall cause the bid to be rejected as non-responsive.

Affirmative steps shall be as follows:

1. Include qualified MBEs and WBEs on solicitation lists  

The bidder must document that it requested assistance from the Small Business Administration and the Minority Business Development Agency and that this request for referrals was made at least five (5) working days prior to the need for referrals (see affirmative step 5 below).
2. Assure that MBEs and WBEs are solicited whenever they are potential sources.  

The bidder must document that it has provided invitations to MBE/WBE bidders at least five (5) working days prior to the need of a bid response.

The bidder must document that invitations were sent to at least three (or all if less than three) MBE/WBE contractors/suppliers for each item of work referred by the MBE/WBE assistance center(s). The invitations must adequately specify the item(s) for which sub-bids were requested.

The bidder must submit to the Carson City documentation consisting of a list of all sub-bidders for each item of work that MBEs or WBEs were solicited including dollar amounts for both MBE/WBE and non-MBE/WBE sub-bidders
3. Divide total requirements, when economically feasible, into smaller tasks or quantities to permit participation by MBEs and WBEs.  

A bidder must document that it gave consideration to dividing the contract into small proprietary portions (paving, electrical, landscaping, etc). If this was not done, documentation must be submitted explaining why it could not be done.
4. Establish delivery schedules where the requirements of the work permit, which will encourage participation by MBEs and WBEs.  

The bidder must document that it gave consideration to establishing a project schedule which would allow MBEs and WBEs to bid the work as subcontractors or

# BID PROPOSAL

suppliers. If this is not done, document reasons why the project schedule, or portions thereof, cannot be modified so as to accommodate interested MBEs and WBEs.

5. Use the services and assistance of the Small business Administration, the Minority Business Development Agency, and other agencies listed below, as appropriate.
6. If contractor awards subagreements, require subcontractors to take the affirmative steps listed in 1 through 5 above.

The bidder should make contact with the offices listed below, as appropriate. Their services are provided at no cost to bidder. If contact was made with neither, documentation must be presented to explain why contact was not made and describe what MBE/WBE solicitation lists were used.

a. Small Business Administration

<http://www.sba.gov>

The federal database for contractor/subcontractor procurement (formerly the SBA "Pro-Net") is now maintained as the Central Contractor Registration.

<http://www.ccr.gov>

INSTRUCTION FOR ACCESSING [HTTP://www.ccr.gov](http://www.ccr.gov) DATA BASE OF MBE/WBE SUBCONTRACTORS

1. Go to <http://www.ccr.gov>
2. Click on the quick link to **Dynamic Small Business Search**
3. Under **States**, scroll down to and click on **Nevada**
4. Scroll down to **Other Ownership Data**
5. Click on **Minority or Woman/Women**, do separate run for each classification
6. Scroll down to **Nature of Business**, across from **Keywords**, type in classification of work to be performed by the subcontractor (electrician, piping, rebar, trucking, landscape, etc.)
7. Scroll to **General Nature of Business** and click on **Construction**
8. Scroll to the bottom of the screen and click on **Search Using These Criteria**.
9. For additional contractors, scroll to **No more matches**, click on **Refine Search** and repeat the process by changing the type of contractor you are searching for in no. 6, **Keyword**

b. Minority Business Development Agency (U.S. Department of Commerce)

<http://www.mbda.gov>

c. Nevada Department of Transportation: Disadvantaged Business Enterprise Program

<http://www.nevadadbe.com/>

California Public Utilities Commission has a supplier diversity program which collects and disseminates information from women, minority and disabled veteran-owned business enterprises.

<http://www.cpuc.ca.gov/static/supplierdiversity/index.htm>

In addition, the bidder is encouraged to procure supplies and services from small- and disabled-veteran-owned- and labor surplus area firms. Carson City recommends that bidder organize and maintain information on its MBE/WBE good faith effort in a binder, arranged according to the Good Faith Effort steps. Bidder is advised to keep printouts of searches for minority and women-owned firms, logs of telephone calls, logs and copies of correspondence, particularly contact letters. Carson City recommends that bidder include response of potential subcontractors and suppliers in the documentation log. Carson City will contact apparent selected firm to obtain for review the firm's s MBE/WBE good faith effort

# **BID PROPOSAL**

supporting documentation prior to award of the contract.

# BID PROPOSAL

## Definitions

### Minority Business Enterprise/Women's Business Enterprise (MBE/WBE)

A MBE is a business that is, (1) at least 51 percent owned and controlled by one or more minority individuals, or, in the case of a publicly owned business, at least 51 percent of the stock is owned by one or more minority individuals; and (2) whose daily business operations are managed and directed by one or more of the minority owners.

A WBE is a business that is, (1) at least 51 percent owned by one or more women, or, in the case of a publicly owned business, at least 51 percent of the stock is owned by one or more women; and, (2) whose daily business operations are managed and directed by one or more of the women owners.

### Minority Individuals Include:

- (a) American Indians  
Persons having origins in any of the original peoples of North America. To qualify in this group, a person must be a citizen of the United States and meet one or more qualifying criteria including:
  - (1) Be at least one-fourth Indian descent (as evidenced by registration with the Bureau of Indian Affairs);
  - (2) Characteristic Indian name;
  - (3) Recognition in the community as an Indian;
  - (4) Membership in a tribe, band or group of American Indians (recognized by the Federal Government), as evidenced by a tribal enrollment number or similar indication; and
  - (5) Characteristic Indian appearance and features.
- (b) Black Americans  
U.S. citizens, other than Hispanic, having origins in any of the black racial groups of Africa.
- (c) Asian Americans  
U.S. citizens having origins in any of the original peoples of the Far East, Southern Asia, the Indian subcontinent or the Pacific Islands. This area includes, for example, China, Japan, Korea, the Philippine Islands and Samoa. The Indian subcontinent takes in the countries of India, Pakistan, Bangladesh, Sri Lanka, Nepal, Sikkim, and Bhutan.
- (d) Hispanic Americans  
U.S. citizens of Mexican, Puerto Rican, Cuban, or other Spanish culture or origin, regardless of race. Only those persons from Central and South American countries who are of Spanish origin, descent, or culture should be included in this category. Persons from Brazil, Guyana, Surinam or Trinidad, for example, would be classified according to their race and would not necessarily be included in the Hispanic category. In addition, the category does not include persons from Portugal, who should be classified according to race.
- (e) American Eskimos and American Aleuts

### SDWSRF-Procurement Categories-Model Category Definitions

Background: SDWSRF, MBE/WBE requirements apply to procurement of Construction, Services, Equipment, and Supplies. Based upon a review of federal agency references (regulations and guidance), the following definitions may be utilized in the process of documentation of the "good faith effort."

"Construction" means a process of construction, improvement/alteration, or repair, remodeling, of any public structure, or public improvement of any kind to any real property. As used in this definition, the terms "buildings, structure, or other real property" typically include but are not limited to improvements of all types, such as bridges, dams, plants, highways, parkways, streets, subways, tunnels, sewers, mains, power lines, cemeteries, pumping stations, railways, airport facilities, terminals, docks, piers, wharfs, ways, lighthouses, buoys, jetties, breakwaters, levees, canals, and channels. Construction does not include the routine operation, routine repair or routine maintenance of existing facilities. Construction does not include the manufacture, production, furnishing, construction, alteration, repair, processing, or assembling of personal property.

"Services" means (1) the furnishing of labor, time or effort by a contractor which does not involve the delivery of a specific end product other than required reports and performance; (2) a contract that directly engages the time and effort of a contractor whose primary purpose is to perform an identifiable task rather than to furnish an end item of supply. [Note: Typically construction related services (electrical, plumbing, etc., integral to the construction of a specific end product which is attached to, or part of, real property is considered part of "construction" rather than "services."

"Equipment" means tangible, nonexpendable, personal property having a useful life of more than one year and an acquisition cost of \$5,000 or more per unit. Rental or lease of equipment may be included in this category.

# BID PROPOSAL

“Supplies” means all tangible personal property other than equipment as defined above. (i.e. personal property having a useful life of less than one year and an acquisition cost of less than \$5,000 per unit.)

## **MBE/WBE Forms**

The following forms are provided to report project MBE/WBE information.

**All Forms, where applicable, must have original signature and date.**

The following table provides information on who completes each form and where the forms are to be sent:

Form#	Description	Completed By	Submit To	Forward To
1	Solicitation	Prime Contractor	Carson City	BSDW
2	Bids Received List	Prime Contractor	Carson City	BSDW
3	Self-Certification	MBE/WBE Subs	Prime Contractor	BSDW
4	Selected Subcontractors	Prime (with bid)	Carson City	BSDW

# BID PROPOSAL FORM 1

PRIME CONTRACTOR BIDDER  
**MBE/WBE GOOD FAITH EFFORT**  
**LOG OF MBE/WBE CONTRACTORS/SUPPLIERS SOLICITED**  
for \_\_\_\_\_

WATER SYSTEM/PROJECT NAME

Contractor Name	Contractor Address	Category (MBE or WBE)	How Located	Date of Contact	Contact Method	Task Description	Delivery Schedule	Response (Yes/No)
INTEA WASTE SERVICES	877-277-5725	N/A	WEB	1/21	PHONE	PORTABLE TOILET		
A COMPANY	702-647-4000	N/A	WEB	1/21	PHONE	" "		
UNITED SITE SERVICES	800-864-5387	N/A	WEB	1/22	PHONE	" "		
NEU-CAL	530-541-6848	N/A	WEB	1/22	PHONE	" "		
JOURNAY ON THE SPUR	775-826-5044	MBE	WEB	1/22	EMAIL	" "		YES/NOT
NU CEMENT CO	775-575-4387	N/A	WEB	1/22	PHONE	CEMENTER		
NBC CONCRETE SERVICE		MBE	WEB	1/22	EMAIL	CEMENTER		



# BID PROPOSAL

## FORM 3

### MINORITY BUSINESS ENTERPRISE/WOMEN'S BUSINESS ENTERPRISE (MBE/WBE)<sup>1</sup> SELF CERTIFICATION

Firm Name: \_\_\_\_\_ Phone: \_\_\_\_\_

Address: \_\_\_\_\_

Principal Service or Product: \_\_\_\_\_

- MBE

- WBE

- Prime Contractor

- Supplier of Material/Service

- Subcontractor

- Broker

- Sole Ownership

- Corporation

- Partnership

- Joint Venture

Names of Owners	Percent Ownership	MBE- Ethnic Identity <sup>1</sup>	WBE
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

# BID PROPOSAL

Additional proofs may be required upon written challenge of this certification by any person or agency. Falsification of this certification by a firm selected to perform Federally funded work may result in a determination that the firm is nonresponsive and ineligible for future contracts.

Certified  
by:

Douglas L. Watson  
(Signature)

Title:

General Manager

Name:

Douglas L. Watson

Date:

2/2/10

<sup>1</sup> Refer to definitions above.

# BID PROPOSAL FORM 4

MINORITY BUSINESS ENTERPRISE/WOMEN BUSINESS ENTERPRISE INFORMATION	
WATER SYSTEM NAME:	WATER SYSTEM NUMBER-PROJECT NUMBER:.
PROJECT DESCRIPTION:	PROJECT LOCATION:
PRIME CONTRACTOR INFORMATION	
NAME AND ADDRESS (Include ZIP code):	TYPE OF CONTRACT <input type="checkbox"/> ARCHITECT/ENGINEER (A/E) <input type="checkbox"/> CONSTRUCTION <input type="checkbox"/> SUPPLIER/SERVICE (S/S)
	AMOUNT OF CONTRACT/BID: \$
MBE/WBE INFORMATION	
<input type="checkbox"/> SUBCONTRACTOR <input type="checkbox"/> SUPPLIER/SERVICES <input type="checkbox"/> JOINT VENTURE <input type="checkbox"/> BROKER <input type="checkbox"/>	NAME AND ADDRESS (Include ZIP code):  PHONE:
CONTRACT AMOUNT \$	TYPE OF CONTRACT:
<input type="checkbox"/> MBE <input type="checkbox"/> WBE  <input type="checkbox"/> SUBCONTRACTOR <input type="checkbox"/> SUPPLIER/SERVICES <input type="checkbox"/> JOINT VENTURE <input type="checkbox"/> BROKER <input type="checkbox"/>	NAME AND ADDRESS (Include ZIP code):  PHONE:
CONTRACT AMOUNT \$	TYPE OF CONTRACT:



# BID PROPOSAL

BP. 32

## CONTRACTOR'S ARRA COMPLIANCE CERTIFICATION

This project, the Production Well 41 Drilling, Construction and Testing Project, is funded in part or whole by the American Reinvestment and Recovery Act of 2009 (ARRA), also known as Federal Stimulus Money. The Contractor and all named Subcontractors shall certify in writing their understanding of and compliance with the ARRA requirements. The General Contractor shall submit a signed copy of this compliance statement with the Bid, per Specification Sections 00200. The General Contractor shall submit all named Subcontractors' signed compliance forms to the Owner within 10 business days after bid opening.

**Failure to provide the General Contractor's signed certification with the Bid and the Subcontractors' signed certifications within ten (10) business days following Bid Opening shall render the Bid non-responsive and shall be the basis for rejection of the Bid.**

By signing this document, the Contractor certifies they are fully compliant with ARRA Requirements, as summarized below:

- B. **Buy American:** Section 1605 of the ARRA requires that all Iron, Steel, and Manufactured Goods used in the project shall be produced in the United States.
  - 1. Steel is further defined as:
    - a. An alloy that includes at least 50 percent iron, between .02 and 2 percent carbon, and may include other elements.
    - b. Production in the United States of the iron or steel used in the project requires that all manufacturing processes must take place in the United States, except metallurgical processes involving refinement of steel additives.
    - c. These requirements do not apply to iron or steel used as components or subcomponents of manufactured goods used in the project.
  - 2. Manufactured goods are further defined as goods brought to the construction site for incorporation into the building or work that have been:
    - a. Processed into a specific form and shape; or
    - b. Combined with other raw material to create a material that has different properties than the properties of the individual raw materials.
    - c. There is no requirement with regard to the origin of components or subcomponents in manufactured goods, as long as the manufacture of the goods occurs in the United States.
- C. Contractor acknowledges that all submittals shall include material manufacturers' certification of ARRA compliance forms. Note that un-certified manufacturers shall be a basis for rejection of product, unless a waiver has been granted. Contractor shall replace all rejected items (due to noncompliance with ARRA guidelines) with ARRA compliant manufacturers, at no cost to the owner.
- D. **Waste, Fraud, and Abuse:** Waste, Fraud or Abuse of public funds will not be tolerated. Contractor understands that Project accounting must be strict, accurate, and timely.

# BID PROPOSAL

- E. Whistleblower Rights Notice: The Contractor understands that Federal whistleblower protections and rights must be posted at the job site. This posting shall be public, conspicuous, and readily available to all personnel working at or visiting the job site.
- F. Reporting: The Contractor understands that in addition to standard Project reporting requirements that certain additional reports are required, on a weekly and quarterly basis, including the tracking of goals per Section 1512 of the ARRA. Specific report items are expected to include jobs created, jobs saved, and other information related to the administration of the Project, and will be updated on the following website:  
<http://www.federalreporting.gov/>
- G. Prevailing Wages: The Contractor understands that the payment of Nevada State and Federal Davis Bacon prevailing wages and timely submission of prevailing wage documentation is mandatory.
- H. For further clarification on how to implement ARRA guidelines, see the following website:

<http://ndep.nv.gov/recovery/index.html>

## Certification:

I (undersigned) have read, understand, and will comply with the ARRA requirements for the Production Well 41 Drilling, Construction and Testing Project due to financing from the American Reinvestment and Recovery Act of 2009.

<u>Douglas L Watson</u>	<u>General Manager</u>
(Name - Print)	(Title of person authorized to sign)
<u>[Signature]</u>	<u>12/2/10</u>
(Signature)	(Date)
	<u>Layne Christensen Company</u>
	(Company)

END OF SECTION

END OF BID PROPOSAL