BID PROPOSAL

BID BOND

KNOW ALL MEN BY THESE PRESENTS, that I/We A&K Earth Movers, Inc.

as Principal, hereinafter called Contractor, and Fidelity and Deposit Company of Maryland

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% 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 # 1112-196** and titled "North/South Water Transmission Main Project-Phase II Multi-Use Pathway".

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.

Executed on this 25 day of May 2012

Signature of Principal:

Title: SECRETARY

(Seal)

Firm: A&K Earth Movers, Inc.

Address: 12251 Truckee Canyon Ct.

City/State/Zip Code: Sparks, NV. 89434

Written Name of Principal: CHRISTIAN SPROSS

ATTEST NAME

Signature of Notary:

KIMBERLY A. BELL
Notary Public - State of Nevada
Appointment Recorded in Churchill County
No: 94-3192-4 - Expires February 1, 2014

Subscribed and sworn before me this 25th day of May 2012

(printed name of notary) KIMBERLY A. BELL Notary Public for the State of NEVADA

Claims Under this Bond May be Addressed to:

Name of Surety Fidelity and Deposit Company of Maryland

Address 1400 American Lane

City Schaumburg, IL 60196

State/Zip Code

Name

Title James D. Einerson, Attorney-in-Fact

Phone 415 538 7361

Surety's Acknowledgement

Nevada Resident Agent Information
Complete for out of state bonding companies

Name of Local Agent Einerson Surety Ins.

Address 11350 Huntington Village Ln.

City Gold River, CA. 95670

State/Zip Code

Agent's Name James D. Einerson

Agent's Title Attorney-in-Fact, NV 29353

Agents Phone 916 631 7987

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.

CERTIFICATE OF ACKNOWLEDGMENT

State of California)
County of Sacramento)

On 5/25/12 , before me, Gail C. Einerson , Notary Public,_____
(here insert name and title of officer)

personally appeared _____
James D. Einerson

who proved to me on the basis of satisfactory evidence to be

the person(s) whose name(s) is/are subscribed to the within instrument and

acknowledged to me that he/she/they executed the same in his/her/their authorized

capacity (ies), and that by his/her/their signature(s) on the instrument the person(s),

or the entity upon behalf of which the person(s) acted, executed the instrument.

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

GAIL C. EINERSON
COMM. #1970363
Notary Public-California
SACRAMENTO COUNTY
My Comm. Exp. MAR 21, 2016

WITNESS my hand and official seal.

Signature Gail C. Einerson
Signature of Notary Public

(seal)

EXTRACT FROM BY-LAWS OF FIDELITY AND DEPOSIT COMPANY OF MARYLAND

"Article VI, Section 2. The Chairman of the Board, or the President, or any Executive Vice-President, or any of the Senior Vice-Presidents or Vice-Presidents specially authorized so to do by the Board of Directors or by the Executive Committee, shall have power, by and with the concurrence of the Secretary or any one of the Assistant Secretaries, to appoint Resident Vice-Presidents, Assistant Vice-Presidents and Attorneys-in-Fact as the business of the Company may require, or to authorize any person or persons to execute on behalf of the Company any bonds, undertaking, recognizances, stipulations, policies, contracts, agreements, deeds, and releases and assignments of judgements, decrees, mortgages and instruments in the nature of mortgages,...and to affix the seal of the Company thereto."

CERTIFICATE

I, the undersigned, Assistant Secretary of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, do hereby certify that the foregoing Power of Attorney is still in full force and effect on the date of this certificate; and I do further certify that the Vice-President who executed the said Power of Attorney was one of the additional Vice-Presidents specially authorized by the Board of Directors to appoint any Attorney-in-Fact as provided in Article VI, Section 2, of the By-Laws of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND.

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at a meeting duly called and held on the 10th day of May, 1990.

RESOLVED: "That the facsimile or mechanically reproduced seal of the company and facsimile or mechanically reproduced signature of any Vice-President, Secretary, or Assistant Secretary of the Company, whether made heretofore or hereafter, wherever appearing upon a certified copy of any power of attorney issued by the Company, shall be valid and binding upon the Company with the same force and effect as though manually affixed."

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seal of the said Company,

this 25 day of MAY, 2012.

George E. Murray

Assistant Secretary

Power of Attorney
FIDELITY AND DEPOSIT COMPANY OF MARYLAND

KNOW ALL MEN BY THESE PRESENTS: That the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, a corporation of the State of Maryland, by FRANK E. MARTIN JR., Vice President, and ERIC D. BARNES, Assistant Secretary, in pursuance of authority granted by Article VI, Section 2, of the By-Laws of said Company, which are set forth on the reverse side hereof and are hereby certified to be in full force and effect on the date hereof, does hereby nominate, constitute and appoint **James D. EINERSON, of Gold River, California**, its true and lawful agent and Attorney-in-Fact, to make, execute, seal and deliver, for, and on its behalf as surety, and as its act and deed: **any and all bonds and undertakings,** and the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Company, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the Company at its office in Baltimore, Md., in their own proper persons. This power of attorney revokes that issued on behalf of James D. EINERSON, dated May 1, 2007.

FOR YOUR PROTECTION LOOK FOR THE ZURICH WATERMARK

The said Assistant Secretary does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article VI, Section 2, of the By-Laws of said Company, and is now in force.

IN WITNESS WHEREOF, the said Vice-President and Assistant Secretary have hereunto subscribed their names and affixed the Corporate Seal of the said FIDELITY AND DEPOSIT COMPANY OF MARYLAND, this 1st day of May, A.D. 2007.

ATTEST: **FIDELITY AND DEPOSIT COMPANY OF MARYLAND**

By:

Eric D. Barnes *Assistant Secretary* *Frank E. Martin Jr.* *Vice President*

State of Maryland }
Baltimore County } ss:

On this 1st day of May, A.D. 2007, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, came FRANK E. MARTIN JR., Vice President, and ERIC D. BARNES, Assistant Secretary of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and they each acknowledged the execution of the same, and being by me duly sworn, severally and each for himself deposeth and saith, that they are the said officers of the Company aforesaid, and that the seal affixed to the preceding instrument is the Corporate Seal of said Company, and that the said Corporate Seal and their signatures as such officers were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal the day and year first above written.

Dennis R. Hayden *Notary Public*
My Commission Expires: February 15, 2013

BID PROPOSAL

BID # 1112-196
BID TITLE: North/South Water Transmission Main Project-Phase II Multi-Use Pathway

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.

A COPY OF CONTRACTOR'S "CERTIFICATE" of eligibility issued by the State of Nevada Contractors' Board as proof of Bidder's compliance with the provisions of N.R.S. 338.147 must be submitted with his/her bid for the preference to be considered. This Statute does not apply to projects expected to cost less than $250,000.

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

BIDDER acknowledges receipt of _____ Addendums.

SUMMARY

	Description	Scheduled Value	Unit	Unit Price	Total Price
	Base Bid Items - Schedule A				
BP.1	Mobilization, Demobilization and Clean-up	1	LS	5305.50	5,305.50
BP.2	Type 2, Class B, Aggregate Base Shouldering, Complete in Place (SP 2.2.2)	570	CY	27.00	15,390.00
BP.3	3" Plantmix Bituminous Pavement Type 2 Aggregate, PG 64-22, Complete in Place (SP 2.2.3)	62,030	SF	1.75	108,552.50
BP. 4	Adjust Existing Valve Boxes and Pull Boxes to New Finish Grade (SP 2.2.4)	1	LS	3000.00	3,000.00
BP. 5	Signage & Striping	1	LS	1500.00	1,500.00
BP.6	**SUBTOTAL SCHEDULE A**				133,748.00
BP.7	**Total Base Bid Price(SCHEDULE A)**			133,748.00	

BP.8 Total Base (SCHEDULE A) Bid Price Written in Words:

One hundred Thirty-Three Thousand Seven hundred Forty-Eight Dollars.

BID PROPOSAL

BP.9 BIDDER INFORMATION:

Company Name:	A & K Earth Movers, Inc.
Federal ID No.:	88-0097157
Mailing Address:	12251 Truckee Canyon Ct.
City, State, Zip Code:	Sparks, NV 89434
Complete Telephone Number:	(775) 825.1636
Complete Fax Number:	(775) 825.6171
Fax Number including area code:	(775) 825.6171
E-mail:	cspross@akearthmovers.com

Contact Person / Title:	Christian Spross, Secty
Mailing Address:	12251 Truckee Canyon Ct
City, State, Zip Code:	Sparks, NV 89434
Complete Telephone Number:	(775) 825.1636
Complete Fax Number:	(775) 825.6171
E-mail Address:	cspross@akearthmovers.com

BP.10 LICENSING INFORMATION:

Nevada State Contractor's License Number:	24548
License Classification(s):	A
Limitation(s) of License:	NA Limited
Date Issued:	4/1987
Date of Expiration:	4/30/2014
Name of Licensee:	A & K Earth Movers, Inc.
Carson City Business License Number:	12-00004382
Date Issued:	12/2/2011
Date of Expiration:	12/31/2012
Name of Licensee:	A & K Earth Movers, Inc.

BID PROPOSAL

BP.11 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:	NEVADA
Date Incorporated:	9/1965
Name of Corporation:	A & X EARTH MINERS, INC
Mailing Address	515 WINDMILL DRIVE
City, State, Zip Code:	FALLON, NV 89406
Telephone Number:	(775) 423-6085
President's Name:	K. BART HIATT
Vice-President's Name:	MICHAEL A. HIATT
Other 1) Name & Title:	SCOTT R. HIATT, VICE-PRES.

BID PROPOSAL

BP.12 MANAGEMENT AND SUPERVISORY PERSONNEL:

Persons and Positions	Years With Firm
Name 1) Christian Spross	8
Title 1) Sr. Project Mgr.	
Name 2) Scott Sibini	6
Title 2) Project Mgr.	
Name 3) Cody Biggs	25
Title 3) Superintendent	
Name 4)	
Title 4)	
Name 5)	
Title 5)	
Name 6)	
Title 6)	

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

BID PROPOSAL

BP.13 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)

Company Name 1):	SEE ATTACHED
Contract Person:	
Mailing Address:	
City, State, Zip Code:	
Complete Telephone Number:	
E-Mail Address:	
Project Title:	
Amount of Contract:	
Scope of Work:	
Company Name 2):	
Contract Person:	
Mailing Address:	
City, State, Zip Code:	
Complete Telephone Number:	
E-Mail Address:	
Project Title:	
Amount of Contract:	
Scope of Work:	

A & K EARTH MOVERS, INC - COMPLETED PROJECTS

	31116 **Lemmon Valley Pedestrian Path -** Installation of storm drain, cold milling exsting asphalt, aggregate base and paving. Project also consisted of new curb, gutter and sidewalk.	**$865,590.00**	**Washoe County Public Works** 1001 9th Street, Building A Reno, NV 89512
	81112 **CCHS/CCJHS Parking Lot Rehab -** earthwork and grading, site electrical, aggregate base paving and striping.	**$345,217.00**	**Churchill Co. School District** 545 Richards St. Fallon, NV 89406
	81053 **Richards Street Reconstruction -** Demo existing structures & base, wet & dry utilities,concrete curb, gutter and sidewalk, AC paving, striping and traffic control.	**$298,883.56**	**City of Fallon** 55 W. Williams Ave. Fallon, NV 89406 Michael Miller 775-423-5107
	31003 **WRIR/Walker River Clinic Parking Lot Resurfacing -** Demo, remove existing structures & base, curb & gutters, repave and stripe.	**$312,344.81**	**Centennial Contractors Ent.** 3925 E. 29th St., Ste 404 Tucson, AZ 85711 520-298-7350 William Obershaw
	11040 **CORPORATE YARD PAVING -** Asphalt repair improvements	**$97,140.00**	**Carson City Purchasing** 201 N. Carson St., Ste 3 Carson City, NV 89701 Sandy Scott 775-283-7137
2010	**21016** **NDOT/FERNLEY HIGH SCHOOL SECONDARY ACCESS -** Reconstruct existing hwy approach & construct a new secondary access at Fernley High School to meet NDOT's spec's.B26 Additional lanes for each approach, fencing, striping & signage.	**$679,573.21**	**Lyon County School District** 25 E. Goldfield Ave. Yerington, NV 89447

BID PROPOSAL

Company Name 3):
Contract Person:
Mailing Address:
City, State, Zip Code:
Complete Telephone Number:
E-Mail Address:
Project Title:
Amount of Contract
Scope of Work:
Company Name 4):
Contract Person:
Mailing Address:
City, State, Zip Code:
Complete Telephone Number:
E-Mail Address:
Project Title:
Amount of Contract:
Scope of Work:

BID PROPOSAL

BP. 14 CERTIFICATION REGARDING DEBARMENT, SUSPENSION, AND OTHER RESPONSIBILITY MATTERS PRIMARY COVERED TRANSACTIONS

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	Secty Title
Christian Ross Printed Name	6/4/2012 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[1]	OSHA Incident Rate[2]
2007	0.85	6.38
2006	0.88	7.77

[1] E-Mod (Experience Modification) Factors are issued by the Employer's Insurance Company of Nevada.

[2] 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.15 INSTRUCTIONS: for Subcontractors and **General Contractors who self-perform** in amounts **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 and **per revised NRS 338.141 (as amended by SB268), the prime contractor shall list itself on the subcontractor's list if it will be providing any of the work on the project.** (This form must be complete in all respects. If, additional space is needed, attach a separate page).

Name of Subcontractor: A & X Earth Movers, Inc	Address: Sparks, NV	
Phone: (775) 825-1636	Nevada Contractor License #: 34548	Limit of License: Unlimited
Description of work: All work associated with Project		
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.16 **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 A & R Earth Movers, Inc.	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. 17 **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

BP. 18

WORKERS EMPLOYED REPORT
INSTRUCTIONS FOR COMPLETION

Effective April 27, 2011, contractors who receive a preference in bidding on a public work must submit an affidavit to the public body certifying that at least 50 percent of all workers employed on the public work, including any employees of the contractor and of any subcontractor, will hold a valid driver's license or identification card issued by the Nevada Department of Motor Vehicles. Pursuant to NRS 338.070(4), a contractor and each subcontractor engaged on a public work shall keep an accurate record showing, for each worker employed by the contractor or subcontractor in connection with the public work who has a driver's license or identification card, the name of the worker, the driver's license number or identification card number of the worker, and the state or other jurisdiction that issued the license or card. A copy of this record must be received by the public body no later than 15 days after the end of the month. Additionally, the contractor and any subcontractor will maintain and make available for inspection within Nevada his or her records concerning payroll relating to the public work.

- EACH contractor and subcontractor must complete the Workers Employed Report.
- You may make additional copies of the report as necessary.
- A copy of this report must be submitted with the monthly certified payroll report.
- For the first report submitted, each contractor and subcontractor should list every worker employed in connection with the public work. The workers listed should be the same as those reported on the certified payroll report.
- For each subsequent month, add only those workers not previously reported to the Workers Employed Report and submit the newly-revised report. If no additional workers have been added, you may submit the previous month's report.
- If a worker has been reported on a previous month's report, but does not work during a subsequent month or is no longer employed by the contractor, his or her name should remain on the report. DO NOT DELETE ANY NAMES. This report is intended to serve as a cumulative list of all workers employed by the contractor and subcontractor over the duration of the project to verify compliance with the minimum requirements of the affidavit.

BID PROPOSAL

WORKERS EMPLOYED REPORT

Project Name: _____ Contract Number : _____
General Contractor:_____ PWP #_____
Subcontractor: _____ Date:_____
Address at which payroll records are maintained:
_____

Contact Person and Phone Number: _____

Employee Name	Driver License Number or ID Card Number	Issuing State or Jurisdiction

BID PROPOSAL

BP. 19

MATERIAL SUPPLIER REPORT
INSTRUCTIONS FOR COMPLETION

Effective April 27, 2011, contractors who receive a preference in bidding on a public work must submit an affidavit to the public body certifying that at least 25 percent of the suppliers of the materials used for the public work will be located in Nevada. In order to ensure compliance the prime contractor shall submit with its monthly application for progress payment a Material Supplier Report completed by each contractor engaged on the public work.

- EACH contractor and subcontractor must complete the Material Supplier Report.
- You may make additional copies of the report as necessary.
- A copy of this report must be submitted with the monthly application for progress payment.
- For the first report submitted, each contractor and subcontractor should list every supplier of materials used in connection with the public work. Include a brief list or description of the materials supplied in the space provided on the report.
- For each subsequent month, add only those suppliers not previously reported to the Material Supplier Report and submit the newly-revised report. If no additional suppliers have been added, you may submit the previous month's report.
- DO NOT DELETE ANY NAMES. This report is intended to serve as a cumulative list of all suppliers of materials over the duration of the project to verify compliance with the minimum requirements of the affidavit.

BID PROPOSAL

MATERIAL SUPPLIER REPORT

Project Name: _____ Contract Number : _____
General Contractor:_____ PWP #_____
Subcontractor: _____ Date:_____

Material Supplier Name	Address	Material Supplied

BID PROPOSAL

Local Preference Affidavit

(This form is required to receive a preference in bidding)

I, Christian Spross, on behalf of the Contractor, A & K Earth Movers, Inc. swear and affirm that in order to be in compliance with NRS 338.XXX* and be eligible to receive a preference in bidding on Project No. 1112-196, Project Name No/So. WTL Transmission certify that the following requirement will be adhered to, documented and attained on completion of the contract. Upon submission of this affidavit on behalf of A & K Earth Movers Inc. recognize and accept that failure to comply with any requirements is a material breach of the contract and entitles the City to damages. In addition, the Contractor may lose their preference designation and/or lose their ability to bid on public works for one year, pursuant to NRS 338. XXX*:

1. The Contractor shall ensure at least 50 percent of the workers possess a Nevada driver's license or identification card;

2. The Contractor shall ensure all vehicles used primarily for the public work will be registered and (where applicable) partially apportioned to Nevada;

3. The Contractor shall ensure at least 50 percent of the design professionals who work on the project (including sub-contractors) have a Nevada driver's license or identification card.

4. The Contractor shall ensure at least 25 percent of the material suppliers used for the public work are located in Nevada and;

5. The Contractor shall ensure payroll records related to this project are maintained and available within the State of Nevada.

***Note that specific sections of NRS 338 detailing the continued procedures associated with the use of the "bidder's preference" have been amended by the passage of Assembly Bill 144 on April 27, 2011, requiring this affidavit and subsequent record keeping and reporting by the General Contractor using the preference program and awarded this project. These requirements are not applicable to Contractors who do not use the "Bidder's Preference" eligibility certificate in their bid.**

By: Christian Spross Title: Secty.

Signature: Date: 6/4/2012

Signed and sworn to (or affirmed) before me on this 4th day of June, 2012, by Christian Spross (name of person making statement).

State of Nevada)
)ss.
County of Churchill)

Kimberly A. Bell
Notary Signature

KIMBERLY A. BELL
Notary Public - State of Nevada
Appointment Recorded in Churchill County
No: 94-3192-4 - Expires February 1, 2014

SIGNATURE AND SEAL

:eby certify that this report is a true and

:ontract by the undersigned contractor for the

Altered to include State of NV Regulations

_____
(Title)

)ersons employed by

_____ on the
:ontractor)

____; that during the payroll period commencing on the

ending the _____ day of _____, _____,

ıid the full weekly wages earned, that no rebates have
on behalf of said

_____ from the full
)contractor)

eductions have been made either directly or indirectly
ı permissible deductions as defined in Regulations, Part
.abor under the Copeland Act, as amended (48 Stat. 948,
; 3145), and described below:

ract required to be submitted for the above period are
rs or mechanics contained therein are not less than the
etermination incorporated into the contract; that the
echanic conform with the work he performed.

above period are duly registered in a bona fide
apprenticeship agency recognized by the Bureau of
ent of Labor, or if no such recognized agency exists in a
ıip and Training, United States Department of Labor.

D TO APPROVED PLANS, FUNDS, OR PROGRAMS

' wage rates paid to each laborer or mechanic listed in
, payments of fringe benefits as listed in the contract
e to appropriate programs for the benefit of such
ı section 4(c) below.

(b) WHERE FRINGE BENEFITS ARE PAID IN CASH

☐ – Each laborer or mechanic listed in the above referenced payroll has been paid, as indicated on the payroll, an amount not less than the sum of the applicable basic hourly wage rate plus the amount of the required fringe benefits as listed in the contract, except as noted in section 4(c) below.

(c) EXCEPTIONS

EXCEPTION (CRAFT)	EXPLANATION

REMARKS:

NAME AND TITLE	SIGNATURE

THE WILLFUL FALSIFICATION OF ANY OF THE ABOVE STATEMENTS MAY SUBJECT THE CONTRACTOR OR SUBCONTRACTOR TO CIVIL OR CRIMINAL PROSECUTION. SEE SECTION 1001 OF TITLE 18 AND SECTION 231 OF TITLE 31 OF THE UNITED STATES CODE.

or cause to be kept an accurate record showing the name and the actual per diem, wages and benefits paid to each workman employed by him in connection with the

o the inspection of the public body awarding the contract, and its officers and agents. The contractor or subcontractor shall ensure that a copy of the record f
warding the contract no later than 15 days after the end of the month. The copy must be open to public inspection as provided in NRS 239.010. The record in the
may be discarded by the public body 2 years after final payment is made by the public body for the public work.
esentative thereof, performing work for a public work who neglects to comply with the provisions of this section is guilty of a misdemeanor.

BID PROPOSAL

BP.21 ACKNOWLEDGMENT AND EXECUTION:

STATE OF Nevada)
) **SS**
COUNTY OF Churchill)

I Christian Spross (Name of party signing this Bid Proposal), do depose and say: That I am the Bidder or authorized agent of the Bidder; and that I have read and agree to abide by this Bid which includes, but is not limited to the following documents: Notice to Contractors, Table of Contents, Project Coordination, Instructions to Bidders, Bid Bond, Proposal Summary, Contract Award Instructions and Information, Sample Contract, Sample Performance Bond, Sample Labor and Material Payment Bond, General Conditions, Special Conditions, Standard Specifications, Prevailing Wage Rates, Technical Specifications, Geotechnical Report (if any), Contract Drawings, Permits (if any), and any addenda issued and understands the terms, conditions, and requirements thereof; that if his/her bid is accepted that he/she agrees to furnish and deliver all materials except those specified to be furnished by the City (Owner) and to do and perform all work for the "North/South Water Transmission Main Project-Phase II Multi-Use Pathway", contract number **1112-196**, together with incidental items necessary to complete the work to be constructed in accordance with the Contract Documents, Contract Drawings, and Specifications annexed hereto.

BIDDER:

PRINTED NAME OF BIDDER: Christian Spross

TITLE: Secty

FIRM: A & K Earth Movers, Inc.

Address: 12251 Truckee Canyon Cr.

City, State, Zip: Sparks, NV 89436

Telephone: (775) 826-1634

Fax: (775) 826-6171

E-mail Address: cspross@akearthmovers.com

(Signature of Bidder)

DATED: 6/4/2012

Signed and sworn (or affirmed) before me on this 4th day of June, 2012, by Christian Spross.

Kimberly A. Bell
(Signature of Notary)

KIMBERLY A. BELL
Notary Public - State of Nevada
Appointment Recorded in Churchill County
No: 94-3192-4 - Expires February 1, 2014
(Notary Stamp)

END OF BID PROPOSAL

NEVADA STATE CONTRACTORS BOARD

9670 GATEWAY DRIVE, SUITE 100, RENO, NEVADA, 89521 (775) 688-1141 FAX (775) 688-1271, INVESTIGATIONS (775) 688-1150
2310 CORPORATE CIRCLE, SUITE 200, HENDERSON, NEVADA, 89074, (702) 486-1100 FAX (702) 486-1190, INVESTIGATIONS (702) 486-1110

CERTIFICATE OF ELIGIBILITY
PER NRS 338.147 and NRS 338.1389

CERTIFICATE NUMBER: *BPC-00-01-18-0004*

A & K EARTH MOVERS INC. **(HEREIN THE "GENERAL CONTRACTOR") NEVADA STATE CONTRACTORS' LICENSE NUMBER *24548* ORIGINAL ISSUE DATE: *04/08/1987* BUSINESS TYPE: *CORPORATION* CLASSIFICATION: *A – GENERAL ENGINEERING* MONETARY LICENSE LIMIT: *UNLIMITED* STATUS: *ACTIVE*, IS HEREBY ISSUED THIS CERTIFICATE BY THE NEVADA STATE CONTRACTORS' BOARD, BASED UPON THE INFORMATION CONTAINED IN THE STATEMENT OF COMPLIANCE WITH NEVADA REVISED STATUTES (NRS) 338.147 AND NRS 338.1389 AND THE AFFIDAVIT OF CERTIFIED PUBLIC ACCOUNTANT SUBMITTED TO THE NEVADA STATE CONTRACTORS BOARD AS PROOF OF CONTRACTOR'S COMPLIANCE WITH THE PROVISIONS OF NRS 338.147 AND NRS 338.1389, ATTACHED HERETO. IN ACCORDANCE WITH THE PROVISIONS OF NRS 338.147(3), THE ABOVE-NAMED GENERAL CONTRACTOR AND A CERTIFIED PUBLIC ACCOUNTANT HAVE SUBMITTED FULLY EXECUTED AND NOTARIZED SWORN AFFIDAVITS AS PROOF OF PREFERENTIAL BIDDER STATUS, UNDER PENALTY OF PERJURY, CERTIFYING THAT THE GENERAL CONTRACTOR IS QUALIFIED TO RECEIVE A PREFERENCE IN BIDDING AS SET FORTH IN NRS 338.147 AND NRS 338.1389 AND OTHER MATTERS RELATING THERETO.**

THIS CERTIFICATE OF ELIGIBILITY IS ISSUED ON *MAY 1, 2012* AND EXPIRES ON *APRIL 30, 2013*, UNLESS SOONER REVOKED OR SUSPENDED BY THE NEVADA STATE CONTRACTORS BOARD.

4-10-2012

NANCY MATHIAS, LICENSING ADMINISTRATOR FOR MARGI GREIN, EXECUTIVE OFFICER **DATE**

The Nevada State Contractors Board assumes no liability or responsibility for the accuracy or validity of the information contained in the Contractors Statement of Compliance with NRS 338.147 or the Affidavit of Certified Public Accountant as Proof of Contractors Compliance with the Provisions of NRS 338.147. The above-named General Contractor shall bear the responsibility to ascertain the accuracy and validity of the affidavits provided to support the issuance of this certificate.

CITY OF CARSON CITY
BUSINESS LICENSE DIVISION
108 E. Proctor St.
Carson City, NV 89701
(775) 887-2105

This license is not transferable.

POST IN A CONSPICUOUS PLACE

A & K EARTHMOVERS
PO BOX 1059

FALLON NV 89406

License Number: 12-00004382
License Expiration Date: December 31, 2012
Date Issued: December 02, 2011

Business Location: O OF T, FALLON
Nature of Business: GENERAL ENGINEERING

License renewal is the responsibility of the license holder and must be renewed prior to the expiration date to avoid penalties.