DOCUMENT 00 41 13 – AD2.

BID FORM AND PROPOSAL

To: Governing Board of Yosemite Community College District ("District" or "Owner")

From: Diede Construction, Inc.

(Proper Name of Bidder)

The undersigned declares that the Contract Documents including, without limitation, the Notice to Bidders and the Instructions to Bidders have been read and agrees and proposes to furnish all necessary labor, materials, and equipment to perform and furnish all work in accordance with the terms and conditions of the Contract Documents, including, without limitation, the Drawings and Specifications of Bid No. 15-1725.

PROJECT: YCCD DISTRICT OFFICE BUILDING

("Project" or "Contract") and will accept in full payment for that Work the following total lump sum amount, all taxes included:

$13,979,000.00

ALTERNATES:

Alternate #1 – Deduct Water Feature

$85,000

This alternate deletes the water feature and associated storm drain, piping, equipment and electrical.

Alternate #2 – Deduct Dias Back Wall, Room 107

$24,000

This alternate deletes the Dias Back Wall, Room 107 indicated on details shown on sheet A/A108.

Descriptions of alternates are primarily scope definitions and do not necessarily detail the full range of materials and processes needed to complete the construction.

UNIT PRICE – Vapor Alkalinity Control

$26,000

Itemize here, for possible change order later, the amount required for Specification Section – VAPOR ALKALINITY CONTROL. This amount shall also be included with the lump sum Base Bid price.

December 2013

DSA SUBMITAL

Project Manual
Division 00 - 1
1. The undersigned has reviewed the Work outlined in the Contract Documents and fully understands the scope of Work required in this Proposal, understands the construction and project management function(s) is described in the Contract Documents, and that each Bidder who is awarded a contract shall be in fact a prime contractor, not a subcontractor, to the District, and agrees that its Proposal, if accepted by the District, will be the basis for the Bidder to enter into a contract with the District in accordance with the intent of the Contract Documents.

2. The undersigned has notified the District in writing of any discrepancies or omissions or of any doubt, questions, or ambiguities about the meaning of any of the Contract Documents, and has contacted the Construction Manager before bid date to verify the issuance of any clarifying Addenda.

3. The undersigned agrees to commence work under this Contract on the date established in the Contract Documents and to complete all work within the time specified in the Contract Documents.

4. The liquidated damages clause of the General Conditions and Agreement is hereby acknowledged.

5. It is understood that the District reserves the right to reject this bid and that the bid shall remain open to acceptance and is irrevocable for a period of ninety (90) days.

6. The following documents are attached hereto:
   - Bid Bond on the District’s form or other security
   - Designated Subcontractors List
   - Non-collusion Declaration
   - Verification of Contractor and Subcontractors DIR Registration
   - Iran Contracting Act Certification if contract amount value is $1,000,00 or more

7. Receipt and acceptance of the following Addenda is hereby acknowledged:

<table>
<thead>
<tr>
<th>No.</th>
<th>Dated</th>
<th>No.</th>
<th>Dated</th>
</tr>
</thead>
<tbody>
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<td>1</td>
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<tr>
<td>4</td>
<td>2/27/15</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

8. Bidder acknowledges that the license required for performance of the Work is a B license.

9. The undersigned hereby certifies that Bidder is able to furnish labor that can work in harmony with all other elements of labor employed or to be employed on the Work.
10. Bidder specifically acknowledges and understands that if it is awarded the Contract, that it shall perform the Work of the Project while complying with all requirements of the SB 854. All contractors and subcontractors who bid or work on a public works project must register and pay an annual fee to Department of Industrial Relations.

11. The Bidder represents that it is competent, knowledgeable, and has special skills with respect to the nature, extent, and inherent conditions of the Work to be performed. Bidder further acknowledges that there are certain peculiar and inherent conditions existent in the construction of the Work that may create, during the Work, unusual or peculiar unsafe conditions hazardous to persons and property.

12. Bidder expressly acknowledges that it is aware of such peculiar risks and that it has the skill and experience to foresee and to adopt protective measures to adequately and safely perform the Work with respect to such hazards.

13. Bidder expressly acknowledges that it is aware that if a false claim is knowingly submitted (as the terms “claim” and “knowingly” are defined in the California False Claims Act, Cal. Gov. Code, §12650 et seq.), the District will be entitled to civil remedies set forth in the California False Claim Act. It may also be considered fraud and the Contractor may be subject to criminal prosecution.

14. The undersigned Bidder certifies that it is, at the time of bidding, and shall be throughout the period of the contract, licensed by the State of California to do the type of work required under the terms of the Contract Documents and registered as a public works contractor with the Department of Industrial Relations. Bidder further certifies that it is regularly engaged in the general class and type of work called for in the Contract Documents.

Furthermore, Bidder hereby certifies to the District that all representations, certifications, and statements made by Bidder, as set forth in this bid form, are true and correct and are made under penalty of perjury.

Dated this 2nd day of March 2015

Name of Bidder Dieder Construction, Inc.

Type of Organization Corporation

Signed by

Title of Signer Steven L. Dieder, President

Address of Bidder P.O. Box 1007, Woodbridge, CA 95258

Taxpayer's Identification No. of Bidder 68-0257126

Telephone Number 209-369-8255

Fax Number 209-368-0600

E-mail estimating@diederconstruction.com Web page www.diederconstruction.com
YOSEMITE COMMUNITY COLLEGE DISTRICT
MODESTO JUNIOR COLLEGE WEST CAMPUS
YCCD DISTRICT OFFICE

Bid No. 15-1725

Contractor's License No(s):
No.: 632667 Class: A B Expiration Date: 12/31/2015
No.: __________ Class: _______ Expiration Date: __________
No.: __________ Class: _______ Expiration Date: __________

Public Works Contractor Registration NO.: 1000002716

If Bidder is a corporation, affix corporate seal.

Name of Corporation: ________________ Diede Construction, Inc.

President: __________________________ Steven L. Diede

Secretary: __________________________ Lillian K. Diede

Treasurer: __________________________ Lillian K. Diede

Manager: __________________________

END OF DOCUMENT
BID BOND

(Note: If Bidder is providing a bid bond as its bid security, Bidder must use this form, NOT a surety company form.)

KNOW ALL PERSONS BY THESE PRESENTS:

That the undersigned, as Diede Construction, Inc. as Principal ("Principal"), and Travelers Casualty and Surety Company of America as Surety ("Surety"),

a corporation organized and existing under and by virtue of the laws of the State of California, and authorized to do business as a surety in the State of California, are held and firmly bound unto the Yosemite Community College District ("District") of Stanislaus County, State of California as Obligee, in the sum of ______ Ten Percent Of the Total Amount Bid ______ ($ ______ Of the Total Amount Bid)

lawful money of the United States of America, for the payment of which sum well and truly to be made, we, and each of us, bind ourselves, our heirs, executors, administrators, successors, and assigns, jointly and severally, firmly by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH that whereas the Principal has submitted a bid to the District for all Work specifically described in the accompanying bid;

now, therefore, if the Principal is awarded the Contract and, within the time and manner required under the Contract Documents, after the prescribed forms are presented to Principal for signature, enters into a written contract, in the prescribed form in accordance with the bid, and files two bonds, one guaranteeing faithful performance and the other guaranteeing payment for labor and materials as required by law, and meets all other conditions to the contract between the Principal and the Obligee becoming effective, or if the Principal shall fully reimburse and save harmless the Obligee from any damage sustained by the Obligee through failure of the Principal to enter into the written contract and to file the required performance and labor and material bonds, and to meet all other conditions to the Contract between the Principal and the Obligee becoming effective, then this obligation shall be null and void; otherwise, it shall be and remain in full force and effect. The full payment of the sum stated above shall be due immediately if Principal fails to execute the Contract within fourteen (14) days of the date of the District's Notice of Award to Principal.

Surety, for value received, hereby stipulates and agrees that no change, extension of time, alteration or addition to the terms of the Contract or the call for bids, or to the work to be performed there under, or the specifications accompanying the same, shall in any way affect its obligation under this bond, and it does hereby waive notice of any such change, extension of time, alteration or addition to the terms of the Contract or the call for bids, or to the work, or to the specifications.

In the event suit is brought upon this bond by the Obligee and judgment is recovered, the Surety shall pay all costs incurred by the Obligee in such suit, including a reasonable attorneys’ fee to be fixed by the Court.

If the District awards the bid, the security of unsuccessful bidder(s) shall be returned within sixty (60) days from the time the award is made. Unless otherwise required by law, no bidder may withdraw its bid for ninety (90) days after the date of the bid opening.
IN WITNESS WHEREOF, this instrument has been duty executed by the Principal and Surety above named, on the 26th day of February, 2015.

(Affix Corporate Seal)

Diede Construction, Inc.
Principal

By Steven L. Diede, President

(Affix Corporate Seal)

Travelers Casualty and Surety Company of America
Surety

By Renee Ramsey, Attorney-In-Fact

Interwest Insurance Services, LLC.
Name of California Agent of Surety

3636 American River Drive, 2nd Floor, Sacramento, CA 95864
Address of California Agent of Surety

916-488-3100
Telephone Number of California Agent of Surety

Bidder must attach Power of Attorney and Certificate of Authority for Surety and a Notarial Acknowledgment for all Surety's signatures. The California Department of Insurance must authorize the Surety to be an admitted Surety insurer.
ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California
County of Sacramento

On February 26, 2015 before me, Melissa D. Diaz, Notary Public
(insert name and title of the officer)

personally appeared Renee Ramsey
who proved to me on the basis of satisfactory evidence to be the person(e) 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(e), or the entity upon behalf of which the person(e) acted, executed the instrument.

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

WITNESS my hand and official seal.

Signature _________________________ (Seal)
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. 226822
Certificate No. 005944464

KNOW ALL MEN BY THESE PRESENTS: That Farmington Casualty Company, 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 are corporations duly organized under the laws of the State of Connecticut, 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


of the City of Sacramento, State of California, 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 6th day of June, 2014.

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: ____________________________

Robert L. Raney, Senior Vice President

On this the 6th day of June, 2014, before me personally appeared Robert L. Raney, 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, 2016.

Marie C. Tetreault, Notary Public

58440-8-12 Printed in U.S.A.
STATE OF CALIFORNIA
DEPARTMENT OF INSURANCE
SAN FRANCISCO

Amended
Certificate of Authority

THIS IS TO CERTIFY, That, pursuant to the Insurance Code of the State of California.

Travelers Casualty and Surety Company of America

of Hartford, Connecticut, organized under the laws of Connecticut, subject to its Articles of Incorporation or
other fundamental organizational documents, is hereby authorized to transact within this State, subject to all
provisions of this Certificate, the following classes of insurance:

Fire, Marine, Surety, Disability, Plate Glass, Liability, Workers' Compensation,
Common Carrier Liability, Boiler and Machinery, Burglary, Credit, Sprinkler,
Team and Vehicle, Automobile, Aircraft, and Miscellaneous

as such classes are now or may hereafter be defined in the Insurance Laws of the State of California.

THIS CERTIFICATE is expressly conditioned upon the holder hereof now and hereafter being in full
compliance with all, and not in violation of any, of the applicable laws and lawful requirements made under
authority of the laws of the State of California as long as such laws or requirements are in effect and applicable,
and as such laws and requirements now are, or may hereafter be changed or amended.

IN WITNESS WHEREOF, effective as of the 1st day of July, 1997, I have
hereunto set my hand and caused my official seal to be affixed this 16th
day of June, 1997.

Fee $92.00

Chuck Quackenbush
Insurance Commissioner

Rec. No.

Filed 5/28/97

By

Victoria S. Sidlury
Deputy

Certification

I, the undersigned Insurance Commissioner of the State of California, do hereby certify that I have
compared the above copy of Certificate of Authority with the duplicate of original now on file in my office, and
that the same is a full, true, and correct transcript thereof, and of the whole of said duplicate, and said
Certificate of Authority is now in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and caused my official
seal to be affixed this 31st day of December, 2007.

Steve Poizner
Insurance Commissioner

By Pauline D'Amoda
Pauline D'Amoda
DOCUMENT 00 43 36

DESIGNATED SUBCONTRACTORS LIST - AD#3

PROJECT: YCCD DISTRICT OFFICE

Bidder must list hereinafter the name and location of each subcontractor who will be employed, and the kind of Work that each will perform if the Contract is awarded to the Bidder. Effective July 1, 2014, the General Contractor now must also list the subcontractor's "California contractor license number." This can be found in Public Contract Code §4104. Bidder acknowledges and agrees that under Public Contract Code section 4100, et seq., it must clearly set forth below the name and location of each subcontractor who will perform work or labor or render service to the Bidder in or about the construction of the Work in an amount in excess of one-half of one percent (1/2 of 1%) of Bidder's total Bid, and that as to any Work that Bidder fails to list, Bidder agrees to perform that portion itself or be subjected to penalty under applicable law.

In case more than one subcontractor is named for the same kind of Work, state the portion that each will perform. Vendors or suppliers of materials only do not need to be listed.

If further space is required for the list of proposed subcontractors, additional sheets showing the required information, as indicated below, shall be attached hereto and made a part of this document.

Subcontractor Name: Aunts Paving
California Contractors License Number: 3607919
Location: Modesto
Portion of Work: Grading, Paving

Subcontractor Name: 
California Contractors License Number: 
Location: 
Portion of Work:

Subcontractor Name: 
California Contractors License Number: 
Location: 
Portion of Work:

Subcontractor Name: 
California Contractors License Number: 
Location: 
Portion of Work: Underground Utilities

Subcontractor Name: 
California Contractors License Number: 
Location: 
Portion of Work:

Date: March 2, 2015
Proper Name of Bidder: Diede Construction, Inc.
Signature:
Print Name: Steven L. Diede
Title: President

August 2014
DSA SUBMITTAL

Project Manual
Division 00 - 22
DOCUMENT 00 43 36

DESIGNATED SUBCONTRACTORS LIST - AD#3

PROJECT: YCCD DISTRICT OFFICE

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If further space is required for the list of proposed subcontractors, additional sheets showing the required information, as indicated below, shall be attached hereto and made a part of this document.

Subcontractor Name: Arrowine Systems, Inc. Location: Oakdale
California Contractors License Number: 493203 DRE # 1000005767
Portion of Work: Landscaping

Subcontractor Name: __________________________ Location: __________________________
California Contractors License Number: __________________________
Portion of Work: __________________________

Subcontractor Name: C.M.C. Recycling Location: Tracy
California Contractors License Number: J78078 DRE # 1000005298
Portion of Work: Rebar

Subcontractor Name: Metal Works Location: Orangevale
California Contractors License Number: 655476 DRE # 1000002228
Portion of Work: Structural Steel

Date: March 2, 2016
Proper Name of Bidder: Diede Construction, Inc.
Signature: __________________________
Print Name: Steven L. Diede
Title: President

August 2014
DSA SUBMITTAL
DOCUMENT 00 43 36

DESIGNATED SUBCONTRACTORS LIST - AD#3

PROJECT: YCCD DISTRICT OFFICE

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<table>
<thead>
<tr>
<th>Subcontractor Name</th>
<th>California Contractors</th>
<th>License Number</th>
<th>Portion of Work</th>
</tr>
</thead>
<tbody>
<tr>
<td>Linda Steel Const, Inc.</td>
<td>444681</td>
<td>MANTOG, OR</td>
<td>15</td>
</tr>
<tr>
<td>Westmark Products, Inc.</td>
<td>579139</td>
<td>TACOMA, WA</td>
<td>14</td>
</tr>
<tr>
<td>AC Cal Contracting, Inc.</td>
<td>515236</td>
<td>STANFORD</td>
<td>22</td>
</tr>
</tbody>
</table>

Date: March 2, 2015

Proper Name of Bidder: Diede Construction, Inc.

Signature: _______________________

Print Name: Steven L. Diede

Title: President

August 2014

DSA SUBMITTAL
Yosemite Community College District  
Modesto Junior College West Campus  
YCCD District Office  

Document 00 43 36  
Designated Subcontractors List - AD3  

Project: YCCD District Office  

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If further space is required for the list of proposed subcontractors, additional sheets showing the required information, as indicated below, shall be attached hereto and made a part of this document.

Subcontractor Name: Tecta America Sacramento  
California Contractors License Number: 684800  
Portion of Work: Metal wall panels

Subcontractor Name:  
California Contractors License Number: 
Portion of Work:

Subcontractor Name: Absolute Architectural Unitals  
California Contractors License Number: 971759  
Portion of Work: Roofing

Subcontractor Name:  
California Contractors License Number: 
Portion of Work:

Subcontractor Name: Nor Glass  
California Contractors License Number: 668026  
Portion of Work: Glass & Glazing

Date: March 2, 2015  
Proper Name of Bidder: Diede Construction, Inc.  
Signature: 

Print Name: Steven L. Diede  
Title: President  

August 2014  
DSA Submittal  

Project Manual  
Division 00 - 22
Designated Subcontractors List - AD#3

Project: YCCD District Office

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<th>Subcontractor Name</th>
<th>California Contractors License Number</th>
<th>Portion of Work</th>
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<tbody>
<tr>
<td>Karaka Construction Inc</td>
<td>710488</td>
<td>GUT &amp; PLASTER</td>
</tr>
</tbody>
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<tr>
<th>Subcontractor Name</th>
<th>California Contractors License Number</th>
<th>Portion of Work</th>
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<tr>
<td>Concoro Drywell Inc</td>
<td>729000</td>
<td>GYPSUM BOARD</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Subcontractor Name</th>
<th>California Contractors License Number</th>
<th>Portion of Work</th>
</tr>
</thead>
<tbody>
<tr>
<td>J. Dean Tile Company</td>
<td>297029</td>
<td>TILE</td>
</tr>
</tbody>
</table>

Date: March 2, 2015
Proper Name of Bidder: Diede Construction, Inc.
Signature: ____________________________
Print Name: Steven L. Diede
Title: President

August 2014
DSA Submittal
Yosemite Community College District
Modesto Junior College West Campus
YCCD District Office

Document 00 43 36

Designated Subcontractors List - AD#3

Project: YCCD District Office

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Subcontractor Name: Pat Boyd Acoustic
California Contractors License Number: 7811213
Location: Rocklin
Portion of Work: Acoustical

Subcontractor Name: Harold W Thomson
California Contractors License Number: 253611
Location: Stockton
Portion of Work: Flooring

Subcontractor Name: T A Painting Co
California Contractors License Number: 883268
Location: Monterey
Portion of Work: Painting

Date: March 2, 2015
Proper Name of Bidder: Dide Construction, Inc.
Signature: ____________________________
Print Name: Steven L. Dide
Title: President

August 2014
DSA Submittal

Project Manual
Division 00 - 22
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**Subcontractor Name:** Persidentum Fire  
California Contractors: 847133  
Portion of Work: Fire Sprinkler  
Location: Sac  

---

**Subcontractor Name:** Humphrey Plumbing  
California Contractors: 6711507  
Portion of Work: Plumbing  
Location: Turlock  

---

**Subcontractor Name:** AMS Heating  
California Contractors: 707587  
Portion of Work: A/C  
Location: Stockton  

---

Date: March 2, 2015  
Proper Name of Bidder: Dieder Construction, Inc.  
Signature:  
Print Name: Steven L. Dieder  
Title: President
DOCUMENT 00 43 36

DESIGNATED SUBCONTRACTORS LIST  - AD#3

PROJECT:  YCCD DISTRICT OFFICE

Bidder must list hereinafter the name and location of each subcontractor who will be employed, and the kind of Work that each will perform if the Contract is awarded to the Bidder. Effective July 1, 2014, the General Contractor now must also list the subcontractor's "California contractor license number." This can be found in Public Contract Code §4104. Bidder acknowledges and agrees that under Public Contract Code section 4100, et seq., it must clearly set forth below the name and location of each subcontractor who will perform work or labor or render service to the Bidder in or about the construction of the Work in an amount in excess of one-half of one percent (1/2 of 1%) of Bidder's total Bid, and that as to any Work that Bidder fails to list, Bidder agrees to perform that portion itself or be subjected to penalty under applicable law.

In case more than one subcontractor is named for the same kind of Work, state the portion that each will perform. Vendors or suppliers of materials only do not need to be listed.

If further space is required for the list of proposed subcontractors, additional sheets showing the required information, as indicated below, shall be attached hereto and made a part of this document.

Subcontractor Name:  Davis Painting  Location: Turlock
California Contractors License Number:  398403  Portion of Work: Electrical

Subcontractor Name:  Cullin Electric, Inc.  Location: Stockton
California Contractors License Number:  115427  Portion of Work: Electrical

Subcontractor Name:  
California Contractors License Number:  
Portion of Work:  

Subcontractor Name:  
California Contractors License Number:  
Portion of Work:  

Subcontractor Name:  
California Contractors License Number:  
Portion of Work:  

Date:  March 2, 2015

Proper Name of Bidder:  Diede Construction, Inc.

Signature:  

Print Name:  Steven L. Diede

Title:  President

August 2014

DSA SUBMITTAL