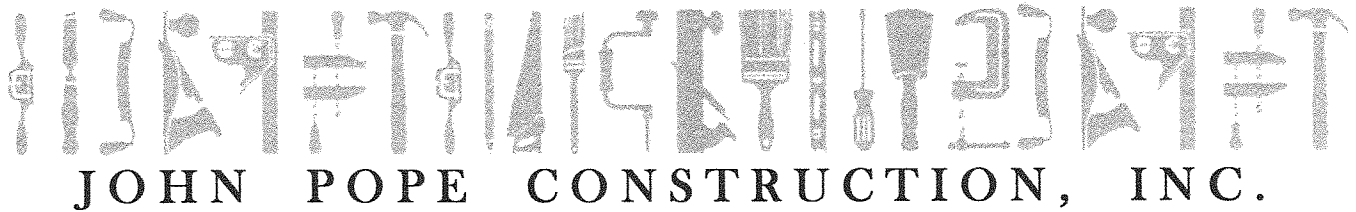


# **EXHIBIT A**

**Contractor's Documentation of Unintentional Bid Error**



September 27, 2013

Mr Richard Luthy  
Board of Directors  
Napa-Vallejo Waste Management District  
Napa County Department of Public Works  
1195 Third Street Room B-10  
Napa, CA 94559  
County of Napa

Dear Mr. Luthy,

It is with great regret that I must inform you of an unintentional bid entry error for the Devlin Road Transfer Station Floor Rehabilitation Project No. 13811 bid .

Please review my attached bid worksheet. I have circled the line items in error on Phase 1 and Phase 2. My subcontractor listed for the concrete slab patching, MDC Concrete, inadvertently deleted the Anvil 300 concrete topping for the revised extent of coverage per addenda #2. This difference was not included in my subcontractors quote , and was therefore was not included in my total. This reduced my bid in error \$381,728.00 in hard cost. This error is supported by the two quotes attached from separate Anvil Top installers and the difference between my bid and the second bidder of \$393,068.00

I am requesting Napa County to please provide bid relief per Specification and PCC 5100 et seq. I appreciate any consideration that can be given in this regard.

Sincerely,

John Pope

NAPA-VALLEJO WASTE MANAGEMENT AUTHORITY  
 Bid Opening: September 26, 2013 @ 3:30 PM  
 Engineer's Estimate - \$475,000

Contractor	Base Bid Phase 1	Add Alt #1 Phase 2	TOTAL
Atlas Peak Construction Napa, CA			
CF Contracting Fairfax, CA			
④ GD Nielson Napa, CA	\$589,006.00	\$372,500.00	\$961,506.00
Hess Construction Co Inc. American Canyon, CA			
② John Pope Construction Inc. Fairfax, CA	\$345,547.00	\$186,921.00	532,463.00*
① Murray Building Inc. Sonoma, CA	\$535,737.00	389,794.00	925,531.00
Roby Trucking Vallejo, CA			
③ Swank Construction Inc. Vacaville, CA	578,237.04	425,736.30	\$1,003,973.34 <del>1,003,973.34</del>
TPA Construction Inc. Rocklin, CA			
West Bay Builders Novato, CA			
DeVincenzi Concrete Santa Rosa			

**Devlin Road Transfer Station Rehabilitation**

**Project No. 13811**

**Phase 1**

Item No.	Item Description	Units	Qty	Unit Price
1	Initial Mobilization, safety barriers placement and temporary signage	Ea	1	17,825.00
2	Phase 1 slab-on-grade demolition	Ea	1	16,722.00
3	Phase 1 structural slab demolition and preparation (slab to be replaced over and near tunnel)	Ea	1	16,450.00
4	Phase 1 under slab vapor barrier	Ea	1	8,225.00
5	Phase 1 placement of formwork, reinforcement and concrete for slab-on-grade	Ea	1	<del>118,640.00</del> <sup>118,640.00</sup> <del>118,640.00</del> <sup>118,640.00</sup> <del>118,640.00</del> <sup>118,640.00</sup>
6	Phase 1 placement of reinforcement and concrete for structural slab (over and near tunnel), including repairs and additions to steel loading chute	Ea	1	112,500.00
7	Phase 1 placement of slab patching material	Ea	1	43,475.00
8	Placement of temporary sloped slab at existing to new transition	Ea	1	3,225.00
9	Phase 1 cleanup and de-mobilization	Ea	1	8,225.00

**TOTAL BID Phase 1 AMOUNT: \$ 345,547.00**

**TOTAL BID Phase 1 AMOUNT: (Written Number) Three hundred forty five thousand five hundred forty seven**

**Additive Alternate #1**

**Phase 2**

10	Transition to Phase 2 – moving safety barriers and revising temporary signage	Ea	1	5,875.00
11	Phase 2 slab-on-grade demolition	Ea	1	12,044
12	Phase 2 under slab vapor barrier	Ea	1	5,875
13	Phase 2 structural slab preparation	Ea	1	13,275
14	Phase 2 placement of reinforcement and concrete for slab-on-grade	Ea	1	124,428
15	Phase 2 placement of slab patching material	Ea	1	30,560
16	Final cleanup and de-mobilization	Ea	1	7,875

**TOTAL BID Additive Alternative #1 Phase 2 AMOUNT: \$ 186,921**

**TOTAL BID Additive Alternative #1 Phase 2 AMOUNT: (Written Number) One hundred Eighty Six Thousand Nine hundred twenty one**

**John Pope Inc.**  
Devlin Rd Bid Spreadsheet

Phase 1		COST	ADJ	OH	FEE	BOND	LINE TOTAL	Notes
1	mobilize	\$15,000		\$750	\$1,500	\$375	\$17,625	
2	demo	\$13,806		\$690	\$1,381	\$345	\$16,222	
3	structural slab demo	\$14,000		\$700	\$1,400	\$350	\$16,450	
4	concrete slab	\$99,268		\$4,963	\$9,927	\$2,482	\$116,640	
5	Structural slab and steel	\$100,000		\$5,000	\$10,000	\$2,500	\$117,500	
6	slab patch	\$37,000		\$1,850	\$3,700	\$925	\$43,475	
7	sloped temp slab	\$3,000		\$150	\$300	\$75	\$3,525	
8	cleanup/demob	\$5,000		\$250	\$500	\$125	\$5,875	
9	vapor	\$7,000		\$350	\$700	\$175	\$8,225	
							<b>ALT TOTAL</b>	
							<b>\$345,537</b>	

Phase 2		COST	ADJ	OH	FEE	BOND	LINE TOTAL	Notes
1	transition	\$5,000		\$250	\$500	\$125	\$5,875	
2	slab demo	\$10,250		\$513	\$1,025	\$256	\$12,044	
3	struct slab prep	\$13,000		\$650	\$1,300	\$325	\$15,275	
4	slab on grade	\$94,832		\$4,742	\$9,483	\$2,371	\$111,428	
5	Vapor	\$5,000		\$250	\$500	\$125	\$5,875	
6	slab patching	\$26,000		\$1,300	\$2,600	\$650	\$30,550	
7	cleanup/demob	\$5,000		\$250	\$500	\$125	\$5,875	
							<b>ALT TOTAL</b>	
							<b>\$186,921</b>	

**COMBINED TOTAL \$532,458**

Phase 1		COST	ADJ	OH	FEE	BOND	LINE TOTAL	Notes
1				\$0	\$0	\$0	\$0	
2				\$0	\$0	\$0	\$0	
3				\$0	\$0	\$0	\$0	
4				\$0	\$0	\$0	\$0	
5				\$0	\$0	\$0	\$0	
							<b>ALT TOTAL</b>	
							<b>\$0</b>	

Phase 2		COST	ADJ	OH	FEE	BOND	LINE TOTAL	Notes
1				\$0	\$0	\$0	\$0	
2				\$0	\$0	\$0	\$0	
3				\$0	\$0	\$0	\$0	
4				\$0	\$0	\$0	\$0	
5				\$0	\$0	\$0	\$0	
							<b>ALT TOTAL</b>	
							<b>\$0</b>	

Phase 1		COST	ADJ	OH	FEE	BOND	LINE TOTAL	Notes
1				\$0	\$0	\$0	\$0	
2				\$0	\$0	\$0	\$0	
3				\$0	\$0	\$0	\$0	
4				\$0	\$0	\$0	\$0	
5				\$0	\$0	\$0	\$0	
							<b>ALT TOTAL</b>	
							<b>\$0</b>	

# FLOOR SEAL TECHNOLOGY

## PROPOSAL

Date: September 26, 2013

Buyer: Devlin Road Transfer Station  
889 Devlin Road  
American Canyon, CA 94503

Phonos:  
Attr:

Schedule Notes: All work shall be performed during normal Floor Seal Technology, Inc. work hours and is quoted to be performed in 1 mobilization per Phase. (\$2000.00 per additional mobilization.)

Project Coordinator: Lewis Callahan, 408-436-8484, Fax 408-436-8254

916-297-2198

This proposal is good for 60 days.

Job Site Summary:

Phase 1:

This bid is for 5,900 square feet of Master Top, Anvil-Top 300 at a 1-1/2" average depth and 900 square feet of Master Top, Anvil-Top 300 at a 2-1/2" average depth This bid is to furnish and install Anvil-Top 300 and excludes demo of existing concrete.

Phase 1 price: \$200,194.00

Phase 2:

This bid is for 5,870 square feet of Master Top, Anvil-Top 300 at a 1-1/2" average depth and 650 square feet of Master Top, Anvil-Top 300 at a 2-1/2" average depth This bid is to furnish and install the Anvil-Top 300 and excludes demo of existing concrete.

Phase 2 price: \$189,553.00

Prior quote had erroneous verbiage  
INCORRECT  
F&I  
- LC

Based On: This proposal is based on the plans issued on 08/20/13 and on the specifications through Addendum 0. If these are not the current issues of the documents, the proposal is not valid for any changes made to the work.

Scope of Work:

Anvil-Top 300 -

Apply Master Top, Anvil-Top at an average thickness as specified per Job Site Summary shown above. Prepare the concrete surface according to manufacturers specifications using the surface preparation method "Placement Over Recently Placed Concrete (Green Concrete)". All materials and labor are warranted against defect for a period of one year. Excluded from warranty is any failure of the Master Top product shown to be related to substrate deterioration or movement.

FST Initial \_\_\_\_\_

Buyer Initial \_\_\_\_\_

15552 Commerce Lane  
Huntington Beach, CA 92649



Lic. No. 976449  
Ph: (714) 893-9080  
Fax: (714) 891-1658

## PROPOSAL

### PROPOSAL SUBMITTED TO:

NAME: ALL BIDDERS  
POSITION:  
COMPANY:  
ADDRESS:  
CELL:  
PHONE:  
FAX:  
EMAIL:

### PROJECT INFORMATION:

PROJECT NAME Project # 13811  
JOB ADDRESS: 889 Devlin Rd  
American Canyon, CA  
PROPOSAL DATE: September 25, 2013

**Attn: ALL BIDDERS**

We hereby propose to furnish materials and labor necessary for the completion of the following:

#### LOCATIONS:

Per drawings by ZFA Structural Engineers dated 8/20/13

#### Phase 1 – \$215,775.00

1. Approximately 900 sf of a 2 ½" overlay using Deltatop 404 by Euclid Chemical Company
2. Approximately 5,950 sf of a 1 ½" overlay using Deltatop 404 by Euclid Chemical Company

#### Phase 2 – \$209,475.00

1. Approximately 700 sf of a 2 ½" overlay using Deltatop 404 by Euclid Chemical Company
2. Approximately 5950 sf of a 1 ½" overlay using Deltatop 404 by Euclid Chemical Company

#### SCOPE OF WORK:

Upon 28 day cure of new concrete slab on grade;

1. Mobilize and Set up.
2. Shot blast surface removing all surface laitance and contaminants to enhance bonding profile.
3. Prime surface with 100% solids epoxy and broadcast sand to refusal.
4. Sweep sand upon cure. Install screed system to minimum thickness.
5. Install Deltatop 404 topping by Euclid Chemical Company in lieu of Anviltop 300.
6. Saw cut joints accordingly.
7. Cure and Seal as required. Curelap to be used for curing blanket.
8. Clean Up and Demobilize



**INCLUSIONS:**

1. All OSHA required safety equipment
2. Access to work area and All necessary equipment
3. Daily site cleanup
4. Price Based on 2 phases per plan
5. Standard insurance certificates
6. Daytime work hours (7:00am-3:30pm)
7. Five (5) day work week MTWThF
8. 2 year warranty on bond only

**EXCLUSIONS/TO BE PROVIDED BY OTHERS:**

1. 110V standard power supply within 100 ft. of work area
2. Potable water source within 100 ft. of work area
3. Daily debris removal
4. Removal of obstructions to work area
5. Protection of existing fixtures
6. We exclude all plans, permits, fees, testing, inspections, surveys, bonds and engineering.
7. Dry and protected area onsite for storage of materials and equipment
8. Traffic control
9. Pedestrian and Heavy equipment traffic diversion
10. Unseen damage to substructure
11. Resloping of existing surface
12. Area free from all moveable equipment and trades
13. Surface to be provided in sound, dry and clean condition
14. Parking of service vehicles within 100 ft. of work site
15. Restroom facilities
16. Testing to verify moisture of substrate is within manufacturers specifications
17. Monitoring of jobsite to be free of tampering and foot traffic during off hours and for 24 hours following installation





**GENERAL NOTES:**

1. Existing slope of subsurface to prevail
2. Price based on prevailing wage / signatory pay rates
3. American Restore, Inc. is an open shop employer
4. California Civil Code Sections 3097 and 9098 require a Contractor providing over \$1,000.00 work on a structure to file a Preliminary Notice. Accordingly, American Restore, Inc. will need preliminary notice information upon acceptance of this proposal, before work
5. American Restore, Inc. is not responsible for damage to installed systems due to abnormal wear, natural disasters, vandalism or excessive use
6. No assumptions are made to the condition of underlying structures any existing damage is the sole responsibility of the owner
7. American Restore, Inc. is not responsible for damage to any unidentified embedded utilities
8. Any additional work items will be billed on a Time and Material basis at \$65.00/MH and 20% markup on all 3rd party costs. Hourly rate includes truck, fuel and all standard hand tools.
9. Work is to be completed over 2 phases (6) days onsite, not including weather delays, delays due to owner requests. Prep and prime day 1, Install day 2, Cure day 3, reopen Day4
10. Accessibility to work area by others
11. This proposal becomes a part of any future contract documents
12. No assumptions are made to the condition of underlying structures any existing damage is the sole responsibility of the owner
13. Material is ordered and manpower is scheduled only when we have a signed proposal, contract or purchase order
14. There shall be provided to us at no expense the use of an elevator, water, heat, lights, warm and dry protected storage and suitable electric power, required for the proper execution of our work
15. Any unforeseen complications not resolved in this contract will be negotiated at the time of discovery



**PAYMENT TERMS:**

- 1. 25% Deposit prior to mobilization
- 2. Balance Due Upon Completion

**PRICING:**

We Propose hereby to furnish all material and labor in order to complete the above scope of work, for the sum of:

Four Hundred Twenty Five Thousand Two Hundred Fifty

**TOTAL: \$425,250.00**

All material is guaranteed to be as specified. All work to be completed in a workmanlike manner according to standard practices. Any alteration or deviation from above specifications involving extra costs will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire, tornado and other necessary insurance. Our workers are fully covered by Workmen's Compensation Insurance.

**CALIFORNIA ONLY:**

NOTICE TO OWNER: Contractors are required by law to be licensed and regulated by the contractors' state license board. Any Questions concerning a contractor may be referred to the registrar of the board whose address is: Contractors' State License Board, 3132 Bradshaw Rd., Sacramento, CA 95827.

**ACCEPTANCE OF THIS PROPOSAL** constitutes a contract. The above prices, specifications and conditions are satisfactory and hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above. We agree to pay the amount of the contract based on the terms above. We further agree to pay reasonable attorney or collection agency fees together with all court costs should it be necessary for the company to retain the services of an attorney or collection agency.

AUTHORIZED  
SIGNATURE

Jim Andrews  
President

NOTE: This proposal may be withdrawn by us if not accepted within: **30 days**

Legal Owner information (if different from contract holder)

\_\_\_\_\_  
SIGNATURE

\_\_\_\_\_  
NAME

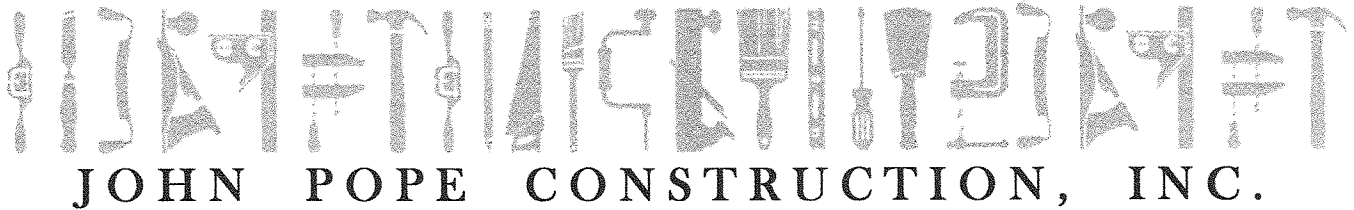
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TITLE

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NAME

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ADDRESS

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PHONE

\_\_\_\_\_  
DATE



September 30, 2013

Mr Richard Luthy  
Board of Directors  
Napa-Vallejo Waste Management District  
Napa County Department of Public Works  
1195 Third Street Room B-10  
Napa, CA 94559  
County of Napa

RE: Devlin Road Transfer Station Floor Rehabilitation Project No. 13811 bid error. MDC worksheets.

Dear Mr. Luthy,

Attached are the worksheets provided by MDC Concrete. Per MDC the cost for the sheet totaling \$338,045.50 were provided to me in error rather than the correct sheet totaling \$719,773.50. Please include these with the letter provided to you on September 27<sup>th</sup> requesting bid error relief.

Thank you for your consideration.

Sincerely,

John Pope

DEVLIN RD. TRANSFER STATION

9/24/13.

PHASE 1.

SLAB ON GRADE DEMOLITION	$6002 \text{ } \cancel{\$} \times 2.30 =$	$\$13,806^{00}$
STRUCTURAL SLAB. DEMOLITION AND PREPARATION		$= 14,000^{00}$
SLAB ON GRADE CONCRETE.		$= 99,288^{00}$
STRUCTURAL SLAB CONCRETE.		$= 17,869^{50}$
SLAB PATCHING MATERIAL	$740 \text{ } \cancel{\$} \times 50^{00} =$	$37,000^{00}$
VAPOR BARRIER		$7,600^{00}$
		<hr/>
		$188,963^{50}$

PHASE 2.

SLAB ON GRADE DEMOLITION		$= 10,250^{00}$
STRUCTURAL SLAB. PREPARATION		$= 13,000^{00}$
SLAB ON GRADE CONCRETE		$= 94,832^{00}$
SLAB PATCHING MATERIALS	$520 \text{ } \cancel{\$} \times 50 =$	$26,000^{00}$
VAPOR BARRIER		$= 5,000^{00}$
		<hr/>
		$149,082^{00}$

TOTAL  $\cancel{\$}$  338,045<sup>50</sup>

# DEVLIN RD. TRANSFER STATION

9/25/13.

## PHASE 1

SLAB ON GRADE DEMOLITION	_____	\$ 13,806 <sup>00</sup>
STRUCTURAL SLAB DEMOLITION AND PREP	_____	\$ 14,000 <sup>00</sup>
SLAB ON GRADE CONCRETE	_____	\$ 99,288 <sup>00</sup>
STRUCTURAL CONCRETE	_____	\$ 17,869 <sup>50</sup>
SLAB PATCHING AND ADD. ANCH TOP 300	_____	\$ 229,064 <sup>00</sup>
VAPOR BARRIER	_____	\$ 7,000 <sup>00</sup>
		<hr/>
		\$ 381,027 <sup>50</sup>

## PHASE 2

SLAB ON GRADE DEMOLITION	_____	\$ 10,250 <sup>00</sup>
STRUCTURAL SLAB DEMOLITION AND PREP	_____	\$ 13,000 <sup>00</sup>
SLAB ON GRADE CONCRETE	_____	\$ 94,832 <sup>00</sup>
SLAB PATCHING AND ADD. ANCH TOP 300	_____	\$ 215,664 <sup>00</sup>
VAPOR BARRIER	_____	\$ 5,000 <sup>00</sup>
		<hr/>
		338,746 <sup>00</sup>