

PROPOSAL TO STATE OF HAWAII
DEPARTMENT OF TRANSPORTATION
HIGHWAYS DIVISION

PROJECT: KUHIO HIGHWAY MISCELLANEOUS DRAINAGE IMPROVEMENTS
VICINITY OF KAPAA AND ANAHOLA
DISTRICT OF KAWAIHAU
ISLAND OF KAUAI

PROJECT NO.: 56AC-01-01

COMPLETION TIME: FIFTY (50) Working Days from the date indicated in the
Notice to Proceed from the Department.

Director of Transportation
AliiAIMoku Hale
869 Punchbowl Street
Honolulu, Hawaii 96813

Dear Sir:

The undersigned, as bidder, declares that this proposal is made without collusion with any other person, firm or corporation; that the bidder has carefully examined the job site; and that the bidder has studied the proposed scope of work contemplated. The undersigned further declares that the bidder has not been assisted or represented on this matter by any individual who has, in a State capacity, been involved in the subject matter of this contract in the past two years.

The undersigned agrees that if this proposal is accepted, the bidder shall execute a contract with the State of Hawaii similar, to a copy of the same annexed hereto, provide all necessary labor, machinery, tools, equipment, apparatus and any other means of construction, to do all the work and to furnish all the materials specified in the contract in the manner and within the time therein prescribed in the contract, and that the bidder shall accept in full payment therefor the sum of the unit and/or lump sum prices as set forth in the attached proposal schedule for the actual quantities of work performed and materials furnished.

It is understood that the quantities given in the attached proposal schedule are approximate only and are intended principally to serve as a guide in determining and comparing the bids. It is further understood that the Department of Transportation does not, expressly or by implication, agree that the actual amount of work will correspond therewith, but reserves the right to increase or decrease the amount of any class or portion of the work, or to omit portions of the work, as may be deemed necessary or advisable by the Director of Transportation, and that all increased or decreased quantities of work shall be performed at the unit prices set forth in the attached proposal schedule except as provided for in the specifications.

It is further understood that in case of discrepancy between the unit prices and the totals in said Schedule, the unit prices shall prevail.

The undersigned further proposes to execute the contract agreement and to furnish satisfactory security according to Section 103D-324, Hawaii Revised Statutes, within 10 days after the award of contract or within such further time as the Director of Transportation may allow after the undersigned has received the contract documents for execution and is fully aware that noncompliance with the aforementioned terms will result in forfeiture of the full amount of the bid guarantee required under Section 103D-323, Hawaii Revised Statutes.

It is understood that the Director of Transportation reserves the right to reject any or all bids and to waive any defects when in its opinion such rejections or waiver will be for the best interest of the public.

The undersigned further agrees that if this proposal is accepted and the contract awarded, the undersigned shall, before payment of the final estimate, execute the attached non-gratuity affidavit form.

| | | | |
|-----------------|-------------------------------------|---|----------------------------------|
| <u>✓</u> | Surety Bid Bond * |) | * Use standard form |
| | |) | |
| <u> </u> | Cash |) | Check Whichever is Applicable |
| | |) | |
| <u> </u> | Cashier's Check |) | |
| | |) | |
| <u> </u> | Certified Check |) | |
| | |) | |
| <u> </u> | (Fill in other acceptable security) |) | |

_____ DOLLARS (\$ _____), according
to Section 103D-323, Hawaii Revised Statutes.

The undersigned acknowledges receipt of any addendum issued by the Department of Transportation by recording in the space below the date of receipt.

Addendum No. 1 _____

Addendum No. 3 _____

Addendum No. 2 _____

Addendum No. 4 _____

According to Section 103D-302, Hawaii Revised Statutes, the bidder shall include in its bid the name of each person or firm to be engaged by the bidder on the project as Joint Contractor or Subcontractor. The bidder shall also show the nature and scope of work to be done by said Joint Contractor or Subcontractor.

Failure to comply with the aforementioned requirements may be cause for rejection of the bid submitted.

| NAME OF SUBCONTRACTOR | NATURE AND SCOPE OF WORK |
|---------------------------------------|--------------------------|
| 1. ^{KN} Sun Industries, Inc. | Signage |
| 2. | |
| 3. | |
| 4. | |
| 5. | |
| 6. | |
| 7. | |

| NAME OF JOINT CONTRACTOR | NATURE AND SCOPE OF WORK |
|--------------------------|--------------------------|
| 1. | |
| 2. | |
| 3. | |

("None" or if left blank indicates no Subcontractor or Joint Contractor; if more space is needed, attach additional sheets.)

The undersigned hereby certifies that the bid prices contained in the attached proposal schedule have been carefully checked and are submitted as correct and final.

SITE ENGINEERING, INC.
Bidder

By Kenneth Nakamura
Authorized Signature

EXEC. VICE PRESIDENT, KENNETH NAKAMURA
Title

Business Address 545 KAAHI ST., HONOLULU, HI 96817

Business Telephone 841-8883

Dated MARCH 7, 2002

NOTE:

If bidder is a CORPORATION, the legal name of the corporation shall be set forth above, the corporate seal affixed, together with the signature(s) of the officer(s) authorized to sign contracts for the corporation. Please attach to this page current (not more than six months old) evidence of the authority of the officer(s) to sign for the corporation.

If bidder is a PARTNERSHIP, the true name of the partnership shall be set forth above, with the signature(s) of the general partner(s). Please attach to this page current (not more than six months old) evidence of the authority of the persons authorized to sign for the partnership.

If bidder is an INDIVIDUAL, the bidder's signature shall be placed above.

If signature is by an agent, other than an officer of a corporation or a partner of a partnership, a POWER OF ATTORNEY must be on file with the Department before opening bids or submitted with the bid. Otherwise, the Department may reject the bid as irregular and unauthorized.

PREFERENCES

1. The bidder agrees that preferences shall be taken into consideration to determine the low bidder in accordance with said Sections and the rules promulgated, however, the award of contract will be in the amount of the bid offered exclusive of any preferences.

2. When a bidder selects and qualifies for the In-State Contractor Preference, no other preference, such as the Hawaii Product Preference, Recycle Product Preference, etc. may be used. Therefore, when a Contractor selects the In-State Contractor Preference with its bid, no other preference will be allowed and all other preference selections made by the Contractor will be ignored.

However, if the bidder selects, but does not qualify for the In-State Contractor Preference, the bidder will be given the Hawaii Products Preference for bid evaluation purposes provided that the bidder has completed the required information in the Schedule of Acceptable Hawaii Products and Designation of Hawaii Products to be used. If a bidder has designated use of a Hawaii Product and fails to provide the product, the contract will become void and no payments will be made, even though the bidder is claiming the In-State Contractor Preference.

3. It is further understood by the bidder that if the bidder elects to furnish qualified Hawaii Products, and is awarded the contract, then fails to use such products or meet the requirements of such preference, the bidder shall be subject to the statutory penalties, provided in Section 103D-1002, HRS, and such other remedies as may be available to the State.

IN-STATE CONTRACTORS PREFERENCE.

IMPORTANT! To be eligible for consideration, the bidder must meet and comply with all of the requirements set forth in Subsection 102.18(A) - In-State Contractors Preference. Also, the bidder shall indicate below if the bidder wishes to be considered for this preference or not:

☒ Yes, I wish to be considered for the In-State Contractor Preference. (Attach original or certified copy of a Tax Clearance Certificate to this proposal. Only original or certified copy of a tax clearance certificate is acceptable.)

☐ No, I do not wish to be considered for In-State Contractor Preference.

If neither of the above is checked, it will be assumed that the In-State Contractor Preference is not requested.

Failure to attach the appropriate tax clearance certificate automatically voids the bidder's claim for this preference.

HAWAII PRODUCTS PREFERENCE

It is understood that certain Hawaii products as described in the schedule below are acceptable for use in this project and that, pursuant to Sections 103D-1002, HRS, which provides preference for Hawaii Products, the bidder proposing to use such Hawaii products must fill in the schedule below.

However, where there are a number of qualifying classes of Hawaii products of a given description, the bidder must indicate on the schedule which class will be furnished by circling the class of the particular Hawaii product that will be used. Otherwise, preference will be given based on the class with the lower percentage.

If the bidder proposes to use Hawaii Products, the bidder must so designate in said schedule by entering the cost of such product in the appropriate space provided. Failure on the part of the bidder to designate the use of Hawaii products will automatically void any preference for that product.

| ACCEPTABLE HAWAII PRODUCTS | | | HAWAII PRODUCTS TO BE USED | | |
|--|-------|--|---|----------|---------------------|
| DESCRIPTION | CLASS | MANUFACTURER VENDOR | Cost FOB Jobsite, Unloaded Including Applicable General Excise & Use Taxes (a) | % (b) | Credit (a) x (b) |
| Cementitious Waterproofing Coating | II | Bromat, Ltd. dba Bonded Materials Company | \$ _____ | 5% | \$ _____ |
| Concrete Admixtures, Curing Compounds, Hardeners, Fortifiers, Bonding Adhesives and Form Release Agents | II | Bromat, Ltd. dba Bonded Materials Company | \$ _____ | 5% | \$ _____ |
| Concrete Pipe | III | Hawaii Concrete Products, Inc. | \$ _____ | 10% | \$ _____ |
| Concrete Median Traffic Barriers for Traffic Control | III | Hawaii Precast, Inc. | \$ _____ | 10% | \$ _____ |

| | | | | | |
|---|-----|---|----------|-----|----------|
| Drain Inlet | II | Hawaii Precast, Inc. | \$ _____ | 5% | \$ _____ |
| Drain Manhole | III | Hawaii Precast, Inc. | \$ _____ | 10% | \$ _____ |
| Hot Dip Galvanizing | II | Ferro Union Hawaii, Inc. | \$ _____ | 5% | \$ _____ |
| Masonry Cement (Supermortar) | I | Hawaiian Cement | \$ _____ | 3% | \$ _____ |
| Portland Cement - Type I/II | I | Hawaiian Cement | \$ _____ | 3% | \$ _____ |
| Portland Cement Concrete Mixes | II | Bromat, Ltd. dba Bonded Materials Company (Prepackaged Units) | \$ _____ | 5% | \$ _____ |
| | III | West Hawaii Concrete | \$ _____ | 10% | \$ _____ |
| Precast Concrete | III | Aloha Precast, Inc. | \$ _____ | 10% | \$ _____ |
| Precast Concrete | III | Kauai Precast, LLC | \$ _____ | 10% | \$ _____ |
| Precast Drop Inlets | III | RJA General Contracting | \$ _____ | 10% | \$ _____ |
| Precast and Prestressed Concrete Products | III | Charles Pankow Builders, Ltd. | \$ _____ | 10% | \$ _____ |
| | III | Rocky Mountain Prestress | \$ _____ | 10% | \$ _____ |
| | III | Hawaiian Bitumuls & Precast Company | \$ _____ | 10% | \$ _____ |
| Ready Mix Concrete | II | Bromat, Ltd. dba Bonded Materials Company | \$ _____ | 5% | \$ _____ |
| | III | West Hawaii Concrete | \$ _____ | 10% | \$ _____ |
| Ready Mix Concrete | III | Hale Kauai Ltd. | \$ _____ | 10% | \$ _____ |
| Reinforced Concrete Pipe (Non-Cylinder) | III | Ameron International Corp. dba Ameron Hawaii | \$ _____ | 10% | \$ _____ |
| Regulatory, Warning, Traffic, Destination, Street Name, or Construction Signs | II | Safety Systems Hawaii, Inc. | \$ _____ | 5% | \$ _____ |
| | II | SUN Industries Inc. | \$ _____ | 5% | \$ _____ |
| T O T A L | | | | | \$ _____ |

The bidder agrees that preference for Hawaii products shall be taken into consideration to determine the low bidder according to said Sections and the rules promulgated, however, the award of contract will be in the amount of the bid offered exclusive of any preferences.

It is further understood by the bidder that if the bidder elects to furnish qualified Hawaii Products, and is awarded the contract, then fails to use such products or meet the requirements of such preference, the bidder shall be subject to the statutory penalties, provided in Section 103D-1002, Hawaii Revised Statute, and such other remedies as may be available to the State.

RECYCLED PRODUCT PREFERENCE.

Recycled product preference shall not apply to this proposal.