

**PROPOSAL TO THE
STATE OF HAWAII
DEPARTMENT OF TRANSPORTATION**

**PROJECT: NIMITZ HIGHWAY IMPROVEMENTS
KEEHI INTERCHANGE TO PACIFIC STREET
DISTRICT OF HONOLULU
ISLAND OF OAHU**

PROJECT NO.: 92A-01-03

**COMPLETION TIME: NINETY Calendar days from the date indicated in
the Notice to Proceed from the Department.**

DESIGN PROJECT MANAGER:

**NAME: SEAN HIRAOKA
ADDRESS: 601 KAMOKILA BLVD. ROOM 609
KAPOLEI, HI 96707
PHONE NO.: 692-7582 (OFFICE)
FAX NO.: 692-7590 (FAX)**

Director of Transportation
869 Punchbowl Street
Honolulu, Hawaii 96813

Dear Sir:

The undersigned bidder declares the following:

1. It has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with this proposal.
2. It 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 within the past two years.
3. It has not and will not, either directly or indirectly offered or given a gratuity (i.e., an entertainment or gift) to any State or County employee to obtain a contract or favorable treatment under a contract.

The undersigned bidder further agrees to the following:

1. If this proposal is accepted, it shall execute a contract with the Department to 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 it shall accept in full payment therefore 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 and furnish satisfactory security in accordance with Section 103D-324, Hawaii Revised Statutes, within 10 days after the award of the contract or within such time as the Director of Transportation may allow after the undersigned has received the contract documents for execution, and is fully aware that non-compliance with the aforementioned terms will result in the forfeiture of the full amount of the bid guarantee required under Section 1032D-323, Hawaii Revised Statutes.
2. 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.
3. That the Department does not either 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.

4. In case of a discrepancy between unit prices and the totals in said Proposal Schedule, the unit prices shall prevail.
5. Agrees to begin work within 10 working days after the date of notification to commence with the work, which date is in the notice to proceed, and shall finish the entire project within the time prescribed.
6. The Director of Transportation reserves the right to reject any or all bids and to waive any defects when in the Director's opinion such rejections or waiver will be for the best interest of the public.

The bidder acknowledges receipt of and certifies that it has completely examined the following listed items: the Hawaii Department of Transportation, Air and Water Transportation Facilities Divisions, "General Provisions for Construction Projects, 1977", the Notice to Bidders, the Instruction to Bidders, the Special Provisions, the Technical Provisions, the Proposal, the Contract and Bond Forms, and the Project Plans.

In accordance with Section 103D-323, Hawaii Revised Statutes, this proposal is accompanied with a bid security in the amount of 5% of the total amount bid, in the form checked below. (Check applicable bid security submitted with bid.)

☒ Surety Bid Bond (Use standard form),

☐ Cash,

☐ Cashier's Check,

☐ Certified Check, or

☐ _____
(Fill in other acceptable security.)

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

Addendum No. 1 4/8/03

Addendum No. 3 _____

Addendum No. 2 _____

Addendum No. 4 _____

In accordance with Section 103D-302, Hawaii Revised Statutes, the undersigned as bidder has listed the name of each person or firm, who will be engaged by the bidder on the project as Joint Contractor or Subcontractor and the nature of work to be done by each. It is understood that failure to comply with the aforementioned requirements may be cause for rejection of the bid submitted.

<u>Name of Subcontractor</u>	<u>Nature and Scope of Work</u>
1. <u>APPLY-A-LINE, INC.</u>	<u>PAVEMENT MARKINGS</u>
2. <u>ROAD BUILDERS</u>	<u>PAVING</u>
3. <u>ALOHA STEEL</u>	<u>REINFORCING STEEL</u>
4. <u>SUN INDUSTRIES INC</u>	<u>GUARDRAIL SYSTEM</u>
5. _____	_____
6. _____	_____
7. _____	_____
8. _____	_____
9. _____	_____

<u>Name of Joint Contractor</u>	<u>Nature and Scope of Work</u>
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.

This declaration is made with the understanding that the undersigned is subject to the penalty of perjury under the laws of the United States and is in violation of the Hawaii Penal Code, Section 710-1063, unsworn falsification to authorities, of the Hawaii Revised Statutes, for knowingly rendering a false declaration.

KD Construction, Inc.

Bidder

By 
Authorized Signature

President, Daniel G. Ching

Title

1015 Pa'apu Street

Business Address

Honolulu, HI 96819-4344

851-7300

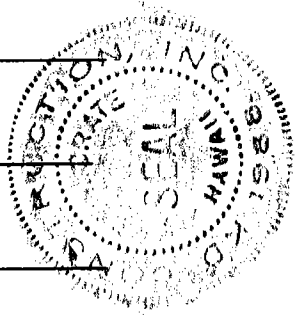
Business Telephone

4/24/03

Date

Dan Ching

Contact Person and Phone Number
(If different from above.)



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 partner 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.

SCHEDULE OF ACCEPTABLE HAWAII PRODUCT AND DESIGNATION OF HAWAII PRODUCTS TO BE USED					
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)
Aggregates (All Islands)	III	West Hawaii Concrete	\$	10%	\$
Agricultural Gypsum (All Islands)	III	Kauai Nursery and Landscaping, INC.	\$	10%	\$
Aluminum and Galvanized Pipes (All Islands)	I	Hawaii Concrete Products, Ltd	\$	3%	\$
Architectural Precast Concrete and Cast Stone Products (All Islands)	III	Valdastri & Zehner, Inc.	\$	10%	\$
Asphalt Concrete Mixes (Oahu)	II	Grace Pacific Corporation	\$	5%	\$
	III	Jas. W. Glover, Ltd.	\$	10%	\$
Basalt Aggregates – Oahu	III	Grace Pacific Corporation	\$	10%	\$

Basalt Aggregates and Basalt Sand (Oahu)	III	Hawaiian Cement	\$	10%	\$
Basalt Sand (Oahu and Maui)	III	Ameron International Corp. dba Ameron Hawaii	\$	10%	\$
Basalt Sand (All Islands)	III	Jas. W. Glover, Ltd.	\$		\$
Book Binding (All Islands)	III	Hawaii Library Binding Services, Inc.	\$	10%	\$
Burnt Bagasse (All Islands)	III	Kauai Nursery and Landscaping, Inc.	\$	10%	\$
Catch Basin(s) (All Islands)	III	RJA General Contracting	\$	10%	\$
Catch Basin for Site Drainage (All Islands)	III	Hawaii Precast, Inc.	\$	10%	\$
Concrete Blocks (All Islands)	III	West Hawaii Concrete	\$	10%	\$
Concrete Blocks, Cinder Blocks, Bricks, And Pavers (All Islands)	III	Grace Pacific Concrete Products, Inc.	\$	10%	\$
Concrete Masonry Units (Limestone, Cinder, & Basalt) (All Islands)	III	Tileco, Inc.	\$	10%	\$
Concrete Masonry Units (All Islands)	III	Jas. W. Glover, Ltd.	\$	10%	\$
Consolidated Hawaii Manufactured Products (All Islands)	II	Bromat, LTD	\$	5%	\$
Cover Mulch (All Islands)	III	Hawaiian Earth Products, Ltd.	\$		\$
Custom Blends (All Islands)	III	Hawaiian Earth Products Ltd.	\$	10%	\$
Electrical Pullboxes (All Islands)	III	RJA General Contracting	\$	10%	\$
Electrical Utilities Concrete Median Traffic Barriers for Traffic Control (All Islands)	III	Hawaii Precast, Inc.	\$	10%	\$
Grade "A" Basalt Aggregate (Oahu and Maui)	III	Ameron International Corp. dba Ameron Hawaii	\$	10%	\$
Grade "A" Basalt Aggregate (All Islands)	III	Jas. W. Glover, Ltd	\$	10%	\$

Grade "B" Basalt Aggregate (Oahu and Maui)	III	Ameron International Corp. dba Ameron Hawaii	\$	10%	\$
Hot Dip Galvanizing (Oahu, Hawaii, Kauai, Maui, Molokai)	II	Ferro Union Hawaii, Inc.	\$	5%	\$
Hot Dip Galvanizing (All Islands)	II	Earle M. Jorgensen Co.	\$	5%	\$
Hydromulch (All Islands)	III	Intech Inc.	\$	10%	\$
Limestone Masonry Sand (All Islands)	III	Tileco, Inc.	\$	10%	\$
Masonry Cement (Super mortar) (All Islands)	I	Hawaiian Cement	\$	3%	\$
Organic Soil Conditioner, Burnt Bagasse Mix	III	Halawa Garden Products	\$	10%	\$
Organic Soil Conditioner (All Islands)	III	Hawaiian Earth Products Ltd.	\$	10%	\$
Permeable Base (Hawaii)	III	Sanford's Service Center, Inc.	\$	10%	\$
Pole Anchor Slugs for Overhead or Telephone Utilities (For all Islands)	III	Hawaii Precast, Inc.	\$	10%	\$
Portland Cement – Type I/II (All Islands)	I	Hawaiian Cement	\$	3%	\$
Portland Cement and Concrete Mixes (Oahu)	III	Hawaiian Cement	\$		\$
Portland Cement Concrete Ready Mix (Oahu and Maui)	III	Ameron International Corp. dba Ameron Hawaii	\$	10%	\$
Precast Concrete (All Islands)	III	Precast Industries, Ltd	\$	10%	\$
Precast Concrete Building Units (All Islands)	III	Charles Pankow Builders, Ltd.	\$	10%	\$
Precast Concrete Drywell Rings and Covers (All Islands)	III	RJA General Contracting	\$	10%	\$
Precast Concrete Structures (All Islands)	III	Aloha Precast, INC.	\$	10%	\$
Precast Hand Holes (All Islands)	III	RJA General Contracting	\$	10%	\$

Prestressed Concrete Units (All Islands)	III	Charles Pankow Builders, LTD.	\$ _____	10%	\$ _____
Ready Mix Concrete: Portland Cement Concrete Mixes (All Islands)	III	West Hawaii Concrete	\$ _____	10%	\$ _____
Reinforced Concrete Pipe (Non Cylinder) (All Islands)	III	Ameron International Corp.	\$ _____	10%	\$ _____
Signs	II	Sun Industries, Inc.	\$ _____	5%	\$ _____
Sized Basalt Rock (Oahu)	III	Ameron International Corp. dba Ameron Hawaii	\$ _____	10%	\$ _____
Sized Basalt Rock (All Islands)	III	Jas. W. Glover, Ltd	\$ _____	10%	\$ _____
Traffic and Construction Signs	II	Safety Systems Hawaii, 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.