

RESOLUTION NO. 1694

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILSONVILLE ACTING AS THE LOCAL CONTRACT REVIEW BOARD MAKING FINDINGS, DETERMINATIONS AND CONCLUSIONS ALLOWING THE APPEAL OF EXCELL EXCAVATION, INC. AND DENYING THE APPEAL OF DISQUALIFICATION OF STATEMENTS OF QUALIFICATIONS BY WAYNE JESKEY CONSTRUCTION CO. (JESKEY), AND CANBY EXCAVATING, INC. (CANBY), FOR THE PUBLIC IMPROVEMENT CONTRACTS FOR WILSONVILLE ROAD - PHASE 4 AND COFFEE CREEK CORRECTIONAL FACILITY INFRASTRUCTURE; AND DISQUALIFYING JESKEY AND CANBY FROM BIDDING ON THESE PROJECTS; AND REAFFIRMING THAT JESKEY AND CANBY APPLICATIONS FOR STATEMENTS OF QUALIFICATIONS ARE ACCEPTED FOR BIDDING IN REGARDS TO WILSONVILLE ROAD - PHASE 2A. THE APPEAL OF EXCEL EXCAVATION INC. IS ALLOWED.

WHEREAS, the City Council, acting as the Local Contract Review Board, has received three protests of disqualification from contract bidding on two of three City projects as set forth below. The Engineering Department ("staff") has filed its Staff Report and Recommendations dated February 20, 2001, together with exhibits regarding these three protests, which report and exhibits are hereby marked as record Exhibit A and Exhibits A-1 through A-13, respectively, attached hereto and incorporated by reference as if fully set forth herein; and

WHEREAS, the City Council, acting as the Local Contract Review Board, has received a memorandum from its Assistant City Attorney dated February 20, 2001, regarding the current legal standards for disqualification and responsibility, which is marked record Exhibit B, attached hereto and incorporated by reference as if fully set forth herein; and

WHEREAS, the City Council, acting as the Local Contract Review Board, finds and recites:

1. In January 2001 the City of Wilsonville issued a Request for Statement of Qualifications ("SOQ") from firms to construct roadway improvements associated with three

projects known as Wilsonville Road-Phase 2A, Wilsonville Road - Phase 4, and the Coffee Creek Correctional Facility Infrastructure.

2. As authorized by ORS 279.039, the City Council acting as Local Contract Review Board has authorized the City Engineer to adopt rules and procedures for submitting proposals for qualifications.

3. The City Engineer has adopted the Statement of Qualifications application form attached as Exhibit A-1.

4. The Request for Qualifications ("RFQ"), attached as Exhibit A-2, provided that protest of any procedural or substantive terms and conditions shall be in writing and delivered to John Michael at the City of Wilsonville no later than January 30, 2001.

5. No protests of the Request for Qualifications were received.

6. Wayne Jeskey Construction Co., Excel Excavation, Inc., and Canby Excavating, Inc.(collectively "appellants") have petitioned the Local Contract Review Board to review their disqualification for bid on Wilsonville Road - Phase 4 and Coffee Creek Correctional Facility Infrastructure ("two major projects"), as set forth in Exhibits A-3, A-4, and A-5, attached.

7. Each appellant's Statement of Qualifications application is attached as Exhibit A- 6, A-7, and A-8, respectively.

8. The City Engineer selection team disqualified the respective proposers for the reasons as set forth in the City Engineer's report attached as Exhibit A.

9. The City of Wilsonville sent a Notice of Disqualification to bid on the two major projects to each appellant as set forth in Exhibits A-10, A-11, and A-12, attached.

10. In accordance with ORS 279.043, each appellant is procedurally required to file in writing an appeal of disqualification within three days of the Notice of Disqualification sent by the City of Wilsonville. Exhibit A-2, p. 9.

11. Each appellant has filed a written appeal within the required three days and otherwise has met the procedural appeal requirements.

12. The RFQ specifies that the statement of qualification shall provide "recent examples of the management of similar projects with management skills and expertise equal to that required for this project." Exhibit A-2, p. 11.

13. The RFQ specifies that the statement of qualification shall include "recent examples of similar construction experience including type, contract value, schedule, and any peculiarities that may be germane to this [the two major projects] project. Exhibit A-2, p. 12.

14. The RFQ states that: "The City intends to select firms to complete the construction along a tight timeline to allow the improvements to be in place and fully operational in time for the opening of the new Wilsonville primary school and the Coffee Creek Correctional Facility both of which are under construction.

"The City's purpose in using this process will be to determine the 'lowest responsible' bidder for each referenced project through an evaluation of the demonstrated ability to successfully complete projects of a similar nature and the lowest competitive construction price proposal." Exhibit A-2, p 3.

15. The RFQ states: "The City Council has directed Staff to proceed with the roadway construction with all possible speed to complete the improvements prior to the school and Coffee Creek Correctional Facility opening in the fall of 2001." Exhibit A-2, p. 4.

16. The RFQ states that statements submitted "will only be considered for related projects" within the Respondent's demonstrated abilities to determine status as responsible bidder. Exhibit A-2, p. 7.

17. The RFQ requests eight (8) categories of information and included rating criteria. Exhibit A-2, p. 7.

18. The RFQ states that if an SOQ is incomplete, it will be returned to the respondent for correction. No additional time or extension will be granted for resubmittal. Exhibit A-2, p. 8.

19. After carefully reviewing the information submitted by **Wayne Jeskey Construction Co.**, in its Statement of Qualifications (Exhibit A-6), Staff noted the following:

A. Out of ten (10) projects listed, only two were public works projects.

B. As described, the two public works projects did not approach the "complexities, shortened time frame and coordination" involved in the City's two major projects. Exhibit A-10.

C. Of the two public works projects constructed by Wayne Jeskey Construction Co., one was minor as it was less than \$500,000 and only one approached major project status or greater than \$1,000,000. Exhibit A-10.

D. The applicant failed to provide information as requested in Section 2.1 of the RFQ, management and construction experience. Exhibit A-10.

E. Based on these findings, staff determined that Wayne Jeskey Construction Co. did not demonstrate the level of management construction experience and major roadway experience needed for the City's two major projects. Exhibit A-10.

20. After carefully reviewing the information submitted by **Excel Excavation, Inc.**, in its Statement of Qualifications (Exhibit A-7), Staff noted the following:

- A. Out of ten (10) projects listed, only four were public works projects.

Exhibit A-11.

- B. As described, of the four public works projects, only one approached the "complexities, shortened time frame and coordination" involved in the City's two major projects.

Exhibit A-11.

- C. The one described major public works project involved road closure, which will not occur on the City's major projects. Exhibit A-11.

- D. Of the four public works projects constructed by Excel Excavation, Inc., three would be deemed minor since they were less than \$500,000 while only one approached major project status or greater than \$1,000,000.

- E. Based on these findings, staff determined that Excel Excavation, Inc. did not demonstrate the level of management construction experience and major roadway experience needed for the City's two major projects. Exhibit A-11.

21. After carefully reviewing the information submitted by **Canby Excavating, Inc.** in its Statement of Qualifications (Exhibit A-8), Staff noted the following:

- A. Out of ten (10) projects listed, only one involved public works road construction. Exhibit A-12.

- B. As described, the one project involved sewer and water main installation, of which there is none on the Roadway Improvements projects. Exhibit A-12.

- C. Based on the information provided, the project list does not demonstrate the level of public works roadway experience needed. Exhibit A-12.

- D. The one public works projects constructed by Canby Excavating, Inc. would be deemed minor since it was less than \$1,000,000. Exhibit A-12.

E. Based on these findings, staff determined that Canby Excavating, Inc. did not demonstrate the level of management construction experience and major roadway experience needed for the City's two major projects. Exhibit A-12.

22. The supplemental information submitted by Excel Excavation Inc., (Exhibit A-13), provides some weight of evidence of management experience from a former construction firm, albeit it was not timely filed. But more importantly, it is persuasive that the requested job performance experience of the new company has been met.

NOW, THEREFORE, THE CITY OF WILSONVILLE RESOLVES AS FOLLOWS:

The City Council, acting as the Local Contract Review Board, makes the following findings, determinations, and conclusions:

1. The findings recited above are incorporated herein as if fully set forth.
2. By letter dated February 13, 2001, the City of Wilsonville gave Appellants notice and opportunity to appeal their disqualification of Statement of Qualifications application for the two major public improvement projects.
3. By letter dated February 14, 2001, February 16, 2001, and February 16, 2001, Appellants Wayne Jeskey Construction Co., Excel Excavation, Inc., and Canby Excavating, Inc. exercised their rights to appeal and have timely filed a protest of disqualification and have had an opportunity to be heard de novo in this matter.
4. Based on the information submitted by Appellants in their Statement of Qualifications and supplemental information supplied, the City finds that Wayne Jeskey Construction Co., and Canby Excavating, Inc. did not demonstrate the necessary level of public works roadway experience in major projects needed for the two major projects.

5. The construction of the major public works projects known as Wilsonville Road - Phase 4 and Coffee Creek Correctional Facility requires experience in major construction and major construction coordination in a shortened time frame, and as such require extensive, proven public works roadway experience.

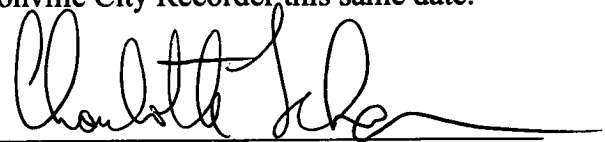
6. Given the constraints and demands of the two major projects and the need for demonstrated complex public works roadway construction experience, the City Council concludes it would not be prudent to accept applications for Statement of Qualifications from Wayne Jeskey Construction Co., and Canby Excavating, Inc. applicants who have less than the required necessary experience.

7. The City Council, acting as Local Contract Review Board, determines and concludes that it is in the public interest to disqualify Appellants Wayne Jeskey Construction Co., and Canby Excavating, Inc. from bidding on the two major projects.

8. The Appellants Wayne Jeskey Construction Co., and Canby Excavating, Inc. protests are denied.


9. The protest of Excel Excavation, Inc. is allowed.

ADOPTED by the Wilsonville City Council at a special Council meeting thereof this 22nd day of February, 2001, and filed with the Wilsonville City Recorder this same date.



CHARLOTTE LEHAN, MAYOR

ATTEST:



Sandra C. King, CMC, City Recorder

SUMMARY OF VOTES:

Mayor Lehan	Yes
Councilor Helser	<u>Yes</u>
Councilor Barton	<u>Yes</u>
Councilor Kirk	<u>Yes</u>
Councilor Holt	<u>Yes</u>



ENGINEERING DEPARTMENT
STAFF REPORT & RECOMMENDATION

DATE: February 20, 2001 EXHIBIT A

TO: Honorable Mayor and City Councilors

FROM: John Michael, Engineering Associate

SUBJECT: Protest's Regarding the City of Wilsonville Request for Qualification - Roadway Improvements Determination: Wilsonville Road Phase 2A, Wilsonville Road Phase 4 and Coffee Creek Correctional Facility Infrastructure

SUMMARY

The City of Wilsonville under the direction of the City's Engineering Department advertised a *Request for Qualifications* for the above projects on January 23, 2001. The purpose of the request was to select qualified firms to complete the construction of the Roadway Improvement projects along a tight timeline and to allow the improvements to be in place and fully operational in time for the opening of the new Wilsonville Primary School and the Coffee Creek Correctional Facility both of which are currently under construction. Additionally, this process will enable the City to determine the 'lowest responsible' bidder for each referenced project through an evaluation of the demonstrated ability to successfully complete projects of a similar nature and the lowest competitive construction price proposal.

Respondents were required to submit a *Statement of Qualifications* by 12:00 p.m. Friday, February 9, 2001. At 1 p.m. that Friday the Technical Review Committee met to review thirty (30) qualification application submittals that were received from contractors in response to the public advertisement. The submittals were opened, inspected for completeness and reviewed. Based on the Committee's review, letters of rejection were faxed on Tuesday, February 13, 2001, and followed up by certified letters on Wednesday, February 14, 2001, to six (6) applicants. Letters of acceptance were mailed on Thursday, February 14, 2001, to twenty-four (24) applicants.

Three (3) of the six (6) respondents take exception with the Technical Review Committee's findings of qualification.

RECOMMENDATION

Staff respectfully recommends that the City Council affirm the Technical Review Committee's findings of qualification for the City of Wilsonville Roadway Improvements: Wilsonville Road Phase 2A, Wilsonville Road Phase 4 and Coffee Creek Correctional Facility Infrastructure.

DISCUSSION

The *Statement of Qualification Application's* were graded as Acceptable, Not-Acceptable or Incomplete in eight (8) categories. All six (6) rejected respondents were disallowed from bidding on Wilsonville Road Phase 4 and the Coffee Creek Correctional Facility Infrastructure projects because of a Not-Acceptable rating under *Public Works Contract Experience*. They were, however, accepted as Qualified to bid on the Wilsonville Road Phase 2A project.

The respondents were requested to provide ten major projects similar to the proposed public works roadway projects. The major project's list supplied by the respondent's in their application did not demonstrate the level of public works roadway experience needed for the two major projects in the Roadway Improvements package. The basis for this conclusion is as follows:



- *Canby Excavating*: only one of the listed ten major projects involved public works road construction. According to the information supplied, that one project involved sewer and water main installation, of which there is none on the Roadway Improvements projects. In addition, that one project did not meet major project status, since it was less than \$1,000,000.
- *Excel Excavation*: four of the listed ten major projects were public works road contracts. According to the information supplied, of those four public works road projects only one approached the complexities, shortened time frame and coordination involved in the two major projects of the Roadway Improvement package. That one project involved road closure, which will not occur on the City's projects. In addition, three of those projects would be deemed minor, since they were less than \$500,000 while only one (\$2,900,000) approached major project status or greater than \$1,000,000.
- *Wayne Jeskey Construction*: only two of the listed ten major projects involved public works road contracts. According to the information supplied, of those two public works road projects, none approached the complexities, shortened time frame and coordination involved in the two major projects in the Roadway Improvement package. In addition, one of those projects would be deemed minor, since it was less than \$500,000 and only one (\$2,600,000) approached major project status or greater than \$1,000,000. The Review Committee noted that in the management and construction experience, Section 2.1 of the application packet, the Years Experience column was left unmarked. (Note: In their notice of protest, Wayne Jeskey Construction informed staff that the information unmarked should have read eleven (11) years of work experience for the company and thirty (30) years of management experience.)

The Technical Review Committee did not set a number for the public works roadway contracts the respondent should demonstrate. The Wilsonville Road Phase 4 project engineer's estimate is \$3.7 million. The Coffee Creek Correctional Facility Infrastructure project engineer's estimate is \$5 million. Demonstration of at least two (2) public works roadway projects at or near the amounts listed for the two major Roadway Improvement projects would have lead the Committee to see if the rejected respondents had other major public works contract experience sufficient for inclusion. They did not.

Exhibits:

- Exhibit A-1 Statement of Qualification Application
- Exhibit A-2 City of Wilsonville, Request for Qualifications Roadway Improvements
- Exhibit A-3 Wayne Jeskey Construction Co. ltr of February 14, 2001 to John Michael protesting disqualification decision w/ City's letter of February 13, 2001 re Request for Qualifications-Roadway Improvements
- Exhibit A-4 Canby Excavating, Inc. ltr of February 16, 2001 to John Michael re protesting City's disqualification decision, w/ City's letter of February 13, 2001 re Request for Qualifications-Roadway Improvements
- Exhibit A-5 Excel Excavation's fax cover and letter of February 16, 2001, re disagreeing with City's findings protesting disqualification decision, w/ City's letter of February 13, 2001 re Request for Qualifications-Roadway Improvement
- Exhibit A-6 Wayne Jeskey Construction Company Statement of Qualification Application
- Exhibit A-7 Excel Excavation's Statement of Qualification Application
- Exhibit A-8 Canby Excavating's Statement of Qualification Application
- Exhibit A-9 SOQ evaluation worksheets with summary of qualified firms
- Exhibit A-10 Ltr of February 13, 2001 to Wayne Jeskey Construction f/ John Michael, City of Wilsonville re Request for Qualifications-Roadway Improvements
- Exhibit A-11 Ltr of February 3, 2001 to Excel Excavation, Inc. f/ John Michael, City of Wilsonville re Request for Qualifications-Roadway Improvements
- Exhibit A-12 Ltr of February 3, 2001 to Canby Excavating f/ John Michael, City of Wilsonville re Request for Qualifications-Roadway Improvements
- Exhibit A-13 Supplemental information letter received by City February 20, 2001, from Excel re experience, dated February 19, 2001



STATEMENT OF QUALIFICATION APPLICATION

Statement of _____
(Contractor's Registered Company Name)

Address to which all correspondence should be mailed:

Physical Address _____

PO Box _____

City _____ State _____ Zip Code _____

Phone No. (Area Code) _____

Fax No. (Area Code) _____

Date Application Prepared _____

This Statement of Qualifications is submitted for the following projects:

- Wilsonville Road – Phase 2A
- Wilsonville Road – Phase 4
- Coffee Creek Correctional Facility Infrastructure

Scheduled Bid Opening:	Wilsonville Road Phase 2A & Phase 4	March 13, 2001
	Coffee Creek Correctional Facility Infrastructure	March 27, 2001

INSTRUCTIONS

INTRODUCTORY STATEMENT:

In accordance with the statutes of the State of Oregon, every public contracting agency contemplating receiving bids for and awarding any contract for a public improvement may require any prospective bidder (*herein refer to as applicant*) to submit a full and complete statement concerning their equipment and experience in constructing public improvements.

The application and questionnaire forms which are bound herewith comply with the requirements of public contracting rules and must be used in determining the qualifications of applicants and in assigning limits as to the size and kinds of projects for which the applicant may submit bids.

The applicant should use care and integrity in preparing this information. The public contracting agency may make independent inquiries concerning the contractors past performance and/or capabilities.

Manner of Preparing and Filling in Forms:

This application shall include information for only the specific single business organization or entity which is applying for qualification and which would be the signatory on a contract with the public contracting agency.

All answers and other entries on the forms, except signatures, should be filled in on a typewriter or printed. To make this possible, the forms may be taken apart by removing the staples by which they are bound. It shall be the responsibility of the applicant to return all pages whether applicable or not. Failure to do so may be grounds for rejection. The forms are available in electronic format from the City of Wilsonville. All pages whether applicable or not must be submitted in hard copy. No electronic submissions will be accepted.

All answers and entries shall be specific and complete in detail.

The qualification application shall be signed by the applicant and sworn to as the form indicates. The signatory of the statement guarantees the truth and accuracy of all statements and of all answers to questions.

An original signed application must accompany the qualification application. (Xerox or fax signatures will not be accepted)

Use of Attachments:

Schedules, reports and other forms of qualification statements may be used as attachments to the prescribed form, provided that the information contained therein specifically includes the information required by this form.

Requests for Further Information

For general information regarding this qualification statement application refer to the Request for Qualifications packet, General Instructions section. All requests for additional information and clarifications shall be made directly to the City's primary contact person, John Michael. In Mr. Michael's absence, respondents may contact the City's alternate contact person, Pat Carroll. Contact information is provided in the section referenced above.

Please answer each section and question in the application. Failing to do so, the application will be returned for completion. No additional time will be granted before the closing of the submittal date.

SECTION 1 – ORGANIZATION OF CONSTRUCTION FIRM

(Note: Respondents wanting to qualify for either Wilsonville Road Phase 4 and/or Coffee Creek Correctional Facility answer this section. Wilsonville Road Phase 2A do not.)

1.1 Organization chart or outline of construction firm.

1.2 Organization chart or outline of prime contractor and sub-contractors.

1.3 Narrative on management style and techniques referring to the individuals responsible for the project.

SECTION 2 –MANAGEMENT AND CONSTRUCTION EXPERIENCE

2.1 Fill in the classes of work you wish to bid on. Classes of work include, but are not limited to, work listed in parenthesis.

For Each Class of Work.

- A Enter the maximum dollar amount of work you are capable of performing.
- B Enter the maximum dollar amount of work you are qualified to undertake in other states.
- C Enter the state(s) qualified for the amount shown in column 'B'.
- D Enter the number of years of experience in this class of work.

Class	A. Max Dollar Amount	B. Qualified Dollar Amount	C. State(s) Experience	D. Years Experience
Aggregate Bases	_____	_____	_____	_____
Asphalt Concrete Paving and Oiling	_____	_____	_____	_____
Boring	_____	_____	_____	_____
Demolition and Related Excavation and Cleaning	_____	_____	_____	_____
Earthwork and Drainage (Cleaning, Earthwork, Blasting, Rip-rap, Culverts, Manholes, Inlets)	_____	_____	_____	_____

Class	A. Max Dollar Amount	B. Qualified Dollar Amount	C. State(s) Experience	D. Years Experience
Landscaping (Roadside Seeding, Lawns, Shrubs, Trees, Irrigation Systems, Topsoil, Temporary and Permanent Erosion Control)	_____	_____	_____	_____
Miscellaneous Roadway Appurtenances (Guardrail, Barrier, Curbs, Walks, Fences, Protective Screening, Impact Attenuators, Cold Plane Pavement Removal)	_____	_____	_____	_____
Municipal Street Construction	_____	_____	_____	_____
Pavement Markings (Permanent Painted, Durable, Markers, Delineators)	_____	_____	_____	_____
Portland Cement Concrete Paving	_____	_____	_____	_____
Storm Sewer Construction	_____	_____	_____	_____
Signing (Permanent)	_____	_____	_____	_____
Temporary Traffic Control (All Temporary Traffic Control Items including Flaggers and Pilot Cars)	_____	_____	_____	_____
Traffic Signals	_____	_____	_____	_____
Water Lines	_____	_____	_____	_____
Other, (List specific class)	_____	_____	_____	_____

2.2 Indicate the anticipated major sub-contractors for this project and the class of work.

Amount	Class or Type of Work
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

2.3 List ten major projects applicant has undertaken in the last five years. (List most recent projects first.)

1. Name of Project _____
Owner & Contact _____
Address _____
Phone Number _____
Project Description _____

Project Location _____
Contract Amount _____ Over/Under Contract & Amount _____
Dates Started and Completed _____ Completed on Time _____
Project Construction Supervisor _____
Architect/Engineering Firm & Contact _____
Address _____
Phone Number _____
Indicate whether: Prime Contractor, Sub-contractor or Joint Venture on project _____
Remarks _____

2. Name of Project _____
Owner & Contact _____
Address _____
Phone Number _____
Project Description _____
Project Location _____
Contract Amount _____ Over/Under Contract & Amount _____
Dates Started and Completed _____ Completed on Time _____
Project Construction Supervisor _____
Architect/Engineering Firm & Contact _____
Address _____
Phone Number _____
Indicate whether: Prime Contractor, Sub-contractor or Joint Venture on Project _____
Remarks _____

3. Name of Project _____
Owner & Contact _____
Address _____
Phone Number _____
Project Description _____
Project Location _____
Contract Amount _____ Over/Under Contract & Amount _____
Dates Started and Completed _____ Completed on Time _____
Project Construction Supervisor _____
Architect/Engineering Firm & Contact _____
Address _____
Phone Number _____
Indicate whether: Prime Contractor, Sub-contractor or Joint Venture on Project _____
Remarks _____

4. Name of Project _____
Owner & Contact _____
Address _____
Phone Number _____
Project Description _____
Project Location _____
Contract Amount _____ Over/Under Contract & Amount _____
Dates Started and Completed _____ Completed on Time _____
Project Construction Supervisor _____
Architect/Engineering Firm & Contact _____
Address _____
Phone Number _____
Indicate whether: Prime Contractor, Sub-contractor or Joint Venture on project _____
Remarks _____

5. Name of Project _____
Owner & Contact _____
Address _____
Phone Number _____
Project Description _____
Project Location _____
Contract Amount _____ Over/Under Contract & Amount _____
Dates Started and Completed _____ Completed on Time _____
Architect/Engineering Firm & Contact _____
Address _____
Phone Number _____
Indicate whether: Prime Contractor, Sub-contractor or Joint Venture on Project _____
Remarks _____

6. Name of Project _____
Owner & Contact _____
Address _____
Phone Number _____
Project Description _____
Project Location _____
Contract Amount _____ Over/Under Contract & Amount _____
Dates Started and Completed _____ Completed on Time _____
Project Construction Supervisor _____
Architect/Engineering Firm & Contact _____
Address _____
Phone Number _____
Indicate whether: Prime Contractor, Sub-contractor or Joint Venture on project _____
Remarks _____

7. Name of Project _____
Owner & Contact _____
Address _____
Phone Number _____
Project Description _____
Project Location _____
Contract Amount _____ Over/Under Contract & Amount _____
Dates Started and Completed _____ Completed on Time _____
Architect/Engineering Firm & Contact _____
Address _____
Phone Number _____
Indicate whether: Prime Contractor, Sub-contractor or Joint Venture on Project _____
Remarks _____

8. Name of Project _____
Owner & Contact _____
Address _____
Phone Number _____
Project Description _____
Project Location _____
Contract Amount _____ Over/Under Contract & Amount _____
Dates Started and Completed _____ Completed on Time _____
Project Construction Supervisor _____
Architect/Engineering Firm & Contact _____
Address _____
Phone Number _____
Indicate whether: Prime Contractor, Sub-contractor or Joint Venture on project _____
Remarks _____

9. Name of Project _____
Owner & Contact _____
Address _____
Phone Number _____
Project Description _____
Project Location _____
Contract Amount _____ Over/Under Contract & Amount _____
Dates Started and Completed _____ Completed on Time _____
Architect/Engineering Firm & Contact _____
Address _____
Phone Number _____
Indicate whether: Prime Contractor, Sub-contractor or Joint Venture on Project _____
Remarks _____

10. Name of Project _____
Owner & Contact _____
Address _____
Phone Number _____
Project Description _____

Project Location _____
Contract Amount _____ Over/Under Contract & Amount _____
Dates Started and Completed _____ Completed on Time _____
Project Construction Supervisor _____

Architect/Engineering Firm & Contact _____
Address _____
Phone Number _____
Indicate whether: Prime Contractor, Sub-contractor or Joint Venture on Project _____
Remarks _____

2.4 How many years has Respondent been in business under present name?
As a prime contractor? : _____ As a subcontractor? : _____

2.5 How many years' experience in construction work has Respondent had?
As a prime contractor? : _____ As a subcontractor? : _____

2.6 Indicate Respondents principal contact person for this application:
Contact _____
Address _____
Phone and Fax Number _____

3.2 Does applicant intend to rent equipment? If so, provide a general description:

Where available: _____

SECTION 4 – FINANCIAL INFORMATION AND CAPACITY

4.1 Indicate the total amount of work, expressed in dollars, which the applicant can be bonded for at one time (attach evidentiary letter from licensed bonding company or agent):

\$ _____

The contract(s) for which this qualification is sought require bid and performance bond(s), the applicant shall state the name of the agent and name, address, and telephone number of the surety company applicant expects to provide the bonds.

Name of Agent _____

Surety Company _____

Address _____

Phone Number _____

4.2 Indicate the firm's form of business.

4.2 a If an Oregon corporation, answer this:

When Incorporated _____

President _____

1st Vice President _____

Secretary _____

Treasurer _____

What officers are authorized to execute contracts: _____

4.2 b If a general partnership, answer this:

Date of Organization _____

If a foreign (out of State) co-partnership or persons engaging in business in the state under an assumed name, but not domiciled within this state, state whether or not such partnership or business organization has been registered as may be required in compliance with Chapter 648, Oregon Revised Statutes:

Name and Address of Partners: _____

4.2 c If a foreign (out of State) corporation, answer this:

When Incorporated _____

In what state _____

Date of authorization to transact business in the State of Oregon _____

Has applicant filed with the Department of Revenue forms required by ORS 279.021? _____

Treasurer _____

President _____

1st Vice President _____

Secretary _____

Treasurer _____

What officers are authorized to execute contracts: _____

Name and address of registered agent in Oregon: _____

4.2 d If a limited liability company, limited liability partnership or a limited partnership indicate below:

- Check One: Limited liability company
 Limited liability partnership
 Limited partnership

Have you registered with the State Corporation Division, Business Registry?

- Yes No

Name and address of organizer: _____

List who is authorized to execute contracts: _____

4.2 e If doing business under an assumed business name, fill out the following information:

Name of assumed business: _____

Owner's name and address: _____

Registration Date: _____ Expires: _____

4.2 f If doing business as a sole proprietorship, fill out the following information:

Individual's name liable for all obligations of business: _____

If you are a sole proprietor using an assumed business name, please list names below:

Registration Date: _____ Expires: _____

4.3 List those individuals, companies or corporations owning 10% or more of applicant's firm.

SECTION 5 – PUBLIC WORKS CONTRACT EXPERIENCE

5.1 Is your firm currently certified by the State of Oregon as a Disadvantaged Business Enterprise (DBE)

(Check one) Yes No

5.2 Have you ever been denied qualification by any state, local or federal agency in this or any other state?

(Check one) Yes No

If yes, please explain.

5.3 Have you ever been debarred from bidding on contracts by any state, local or federal agency in this or any other state under any State Law or Federal Law?

(Check one) Yes No

If yes, please explain.

5.4 Has any officer or partner of the applicant ever applied for qualification or Public Works contract with the City of Wilsonville or the State of Oregon Department of Corrections under a different name?

(Check one) Yes No

If yes, please explain.

5.5 Has the applicant ever failed to complete a state, local or federal public improvement (works) contract?

(Check one) Yes No

If yes, please explain.

5.6 Has any officer or partner of the applicant ever been found in breach of a local, state or federal contract?

(Check one) Yes No

If yes, please explain.

SECTION 8 - AFFIDAVIT

AFFIDAVIT:

STATE OF _____)

County of _____)

ss.

I, _____ being first sworn, state that

_____ of the applicant herein and that the statements made in this application

_____ (Title)

are true and I acknowledge that any false, deceptive or fraudulent statements on the application or at a hearing will result in the denial of qualification, and may subject me to charges of false swearing or perjury; should there be a subsequent material reduction in applicant's ability to carry out any project for which applicant desires to submit bid; applicant will give written notice of such change to the designated officer to whom this application is submitted at least ten days prior to the bid opening and that it is understood that such notice may change the eligibility of applicant to submit the bid.

(Original Signature)

(Title)

Subscribed and sworn to before me this _____ day of _____

_____, Year _____

*Notary Seal
or
Stamp*

Original Notary Public Signature

My commission expires _____

City of

WILSONVILLE
in OREGON



REQUEST
FOR
QUALIFICATIONS
ROADWAY IMPROVEMENTS

NOTE: SUBMISSION OF THE STATE OF OREGON 'CONTRACTOR'S QUALIFICATION APPLICATION' IS UNSATISFACTORY. UNDER THE PROVISIONS OF ORS 279.039 THE CITY HAS ADOPTED THE BASIC FORMAT AS OUTLINED HEREIN TO DETERMINE QUALIFICATION ON IT'S PROJECTS.

January 2001

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**CITY OF WILSONVILLE
REQUEST FOR QUALIFICATIONS (RFQ)**

Subject: Request for Statement of Qualifications (SOQs) from firms to construct roadway improvements associated with Wilsonville Road- Phase 2A, Wilsonville Road- Phase 4 and the Coffee Creek Correctional Facility Infrastructure.

Introduction

The City of Wilsonville is soliciting Statements of Qualifications (SOQs) from firms to construct a series of roadway improvements as described below. The City intends to select firms to complete the construction along a tight timeline to allow the improvements to be in place and fully operational in time for the opening of the new Wilsonville Primary School and the Coffee Creek Correctional Facility both of which are currently under construction.

The City's purpose in using this process will be to determine the 'lowest responsible' bidder for each referenced project through an evaluation of the demonstrated ability to successfully complete projects of a similar nature and the lowest competitive construction price proposal.

NOTE: SUBMISSION OF THE STATE OF OREGON 'CONTRACTOR'S QUALIFICATION APPLICATION' IS UNSATISFACTORY. UNDER THE PROVISIONS OF ORS 279.039 THE CITY HAS ADOPTED THE BASIC FORMAT AS OUTLINED HEREIN TO DETERMINE QUALIFICATION ON IT'S PROJECTS.

The Terms used throughout this document are summarized below:

- **Contractor:** The firm that will execute a construction contract with the City for the Project.
- **Construction Price:** The lowest competitive bid price for the construction of the referenced projects, as described in this document.
- **Respondent:** The legal entity responding to this Request for Qualifications (RFQs) by submitting the required Statement of Qualifications (SOQs) as defined in this document.

Background

In conjunction with goals adopted by the City Council, the construction of the Coffee Creek Correctional Facility and a new elementary school several roadway projects are planned. In combination, these projects will provide additional street capacity and improved bicycle and pedestrian movements both within and outside the City. The City Council has directed Staff to proceed with the roadway construction with all possible speed to complete the improvements prior to the school and Coffee Creek Correctional Facility opening in the fall of 2001.

Project Information

Project Description

The improvements contemplated for this solicitation are described below:

Wilsonville Road Phase 2A: widen the north side of Wilsonville Road to a width of 36-feet including curb and gutter, sidewalk and bike lanes. Estimated construction cost \$180,000.

Wilsonville Road Phase 4: reconstruct the existing road to a width of 50 feet including curb and gutter, sidewalk, bike lanes, irrigated landscaping islands, traffic control signal, underground utility vault and conduit system, and a pedestrian activated crosswalk. Estimated construction cost \$3,700,000.

Coffee Creek Correctional Facility Infrastructure: widen the west side of Grahams Ferry Road to a width of 25 feet including curb and gutter, and sidewalk, reconstruct the Grahams Ferry Road/Day Road intersection and install a traffic control signal, reconstruct the Day Road/Boones Ferry Road intersection and install a traffic control signal, reconstruct Clay Street and Cahalin Road to a width of 24-feet including curb and gutter, and sidewalk on Coffee Creek Correctional Facility side only. Estimated construction cost \$5,000,000.

Project Objectives

Complete the above referenced improvements within contract times described below:

Wilsonville Road Phase 2A: August 31, 2001.

Wilsonville Road Phase 4: August 31, 2001, (hardscape); November 31, 2001 (landscaping and irrigation)

Coffee Creek Correctional Facility Infrastructure: October 1, 2001
(Grahams Ferry widening, Grahams Ferry Road/Day Road intersection and signal, Day Road/Boones Ferry intersection and signal, Clay Street reconstruction and Cahalin Road reconstruction.)

Project Schedule Milestones

Issue Request for Proposals: January 23, 2001

Evaluate Request for Proposals: February 9-14, 2001

Determine Firms meeting 'responsible' requirements: February 15, 2001

Hold appeal hearing (if necessary): February 22, 2001

Solicit bids from 'responsible' Firms: Wilsonville Road Phase 2a and 4- February 23, 2001;
Coffee Creek Correctional Facility Infrastructure- March 7, 2001

Award Construction Contract: Wilsonville Road Phase 2a and 4- March 19, 2001; Coffee Creek
Correctional Facility Infrastructure- April 2, 2001

Roadways open for public use- (see above)

Site Location and Site Area

Project locations are generally described below:

Wilsonville Road Phase 2A- along the north side of Wilsonville Road commencing just west of the railroad crossing west to the recently completed improvements at the east end of the Chevron Station.

Wilsonville Road Phase 4- along Wilsonville Road commencing just west of Arrowhead Creek Crossing (just west of Brown Road) west to SW Willamette Way West.

Grahams Ferry- along Grahams Ferry Road just north of Day Road adjacent to the Coffee Creek Correctional Facility.

Grahams Ferry Road/Day Road Intersection- self-explanatory.

Day Road/Boones Ferry Intersection- self-explanatory.

Clay Street- along Clay Street west from the intersection with Grahams Ferry Road fronting the Coffee Creek Correctional Facility.

Cahalin Road- along Cahalin Road west from the intersection with Grahams Ferry Road fronting the Coffee Creek Correctional Facility.

Permitting

City Approval

The City will obtain all necessary rights-of-way, easements, roadway permits and approvals necessary to proceed with the construction as contained within the respective project proposals.

Building Code

The Contractor will be required to obtain the electrical permits necessary for the installation of the irrigation control system (Clackamas County) and the traffic signal installation (Washington County).

Water Rights

Not applicable for this project.

Corps of Engineers 404 Permit

Not applicable for this project.

Oregon Health Division Approval

Not applicable for this project.

Wetlands Permit

The City will obtain any applicable permits.

Submerged Land Lease

Not applicable for this project.

Retainage

The City follows statutory requirements.

Project Financing

The City of Wilsonville will utilize funding provided by its Urban Renewal District and through an agreement with the Oregon Department of Corrections.

Owner's Representative

It is anticipated that MacKay and Sposito Inc. will provide services as the owner's representative through all project phases. City Staff will provide inspection.

Procurement Process

Selection Process

Selection will be based on demonstrated qualifications on projects of similar size, scope, budget, traffic conditions, and schedule.

Respondents to the RFQ shall submit an SOQ application with the cover sheet marked indicating which project(s) they wish to be considered for subject to the following guidelines:

An SOQ submitted by the Respondent will only be considered for related projects within their demonstrated abilities in determining 'responsible' status.

If the Respondent indicates interest in multiple projects additional sheets, if necessary, clearly noting which project and question the sheet is for may be added to the SOQ. Additional sheets may be necessary for, but not limited to, the following topics: organization, management style, supervision and comments.

Submittals will be evaluated on a project by project basis by a Technical Review Committee and will consist of Staff representatives from the City of Wilsonville, the City of Tualatin Staff and the Owner's Representative. The Statements of Qualifications will be evaluated based on the following, rated criteria:

<u>CATEGORIES</u>	Acceptable	Not Acceptable	Incomplete
1) Organization of Construction Firm	_____	_____	_____
2) Management and Construction Experience	_____	_____	_____
3) Equipment List	_____	_____	_____
4) Financial Information and Capacity	_____	_____	_____
5) Public Works Contract Experience	_____	_____	_____
6) Comments on Proposed Project	_____	_____	_____
7) Authorized Employee	_____	_____	_____
8) Affidavit	_____	_____	_____
Result	Accepted	Not Accepted	Incomplete

Each respective SOQ will be rated on an Accepted/Not Accepted/Incomplete grading schema. The ratings for all review committee members will be totaled to determine the final score. At its sole discretion, the Technical Review Committee may reconvene and collectively review the scoring, making changes as the committee as a whole deems appropriate. Though original scoring is done on an independent member-by-member basis, the committee members may change their scores, as they deem appropriate as a result of the discussions during any collective meeting. If a statement of qualifications is deemed incomplete, it will be returned to the Respondent for correction. No additional time or extension will be granted for re-submittal

Based on the outcome of the review and scoring process, the technical committee will determine if a list of 'responsible' bidders can be made based on the SOQ alone or if Respondents will be invited to participate in an interview process. If an interview process is implemented, each Respondent will be asked to present their qualifications and to answer questions. The estimated time of the interview is 30 minutes. The actual interview conditions, if any, will be determined during the SOQ review process.

At the completion of the Technical Committee Review process, the Respondents determined to be 'responsible', for each respective project, will be invited to participate in the competitive bid process in accordance with ORS 279. Staff will then carry a recommendation to the City Council requesting that a construction contract be entered into. If the 'lowest qualified' bidder does not enter into a construction contract within the specified time, upon forfeiting the required bid guarantee, the firm submitting the second lowest bid will be deemed the 'lowest responsible bidder' and so on. The City also reserves the right to reject any or all submittals at its discretion with or without cause, and may waive any informalities or minor defects as it deems appropriate.

Compensation

The City follows usual and customary process for monthly progress payments during construction.

Communications Protocol

All requests for information and clarifications shall be made directly to the City's primary contact person, John Michael. In Mr. Michael's absence, respondents may contact the City's alternate contact person, Pat Carroll. Contact information is provided below. The City requests that potential respondents refrain from contacting City representatives other than Mr. Michael and Mr. Carroll. Direction of questions to other City staff or elected officials will not be viewed favorably.

Primary Contact Person

John Michael, Engineering Associate
City Of Wilsonville

Mailing address - 30000 SW Town Center Loop East, Wilsonville, OR 97070

Street address - 8445 SW Elligsen Road, Wilsonville, OR

Telephone number - (503) 682-4960

Fax number – (503) 682-7025
Email – michael@ci.wilsonville.or.us

Alternate Contact Person

Pat Carroll P.E., Special Projects Manager
City of Wilsonville

Mailing address - 30000 SW Town Center Loop East, Wilsonville, OR 97070

Street address – 8445 SW Elligsen Road, Wilsonville, OR

Telephone number – (503) 682-4960

Fax number – (503) 682-7025

Email – carroll@ci.wilsonville.or.us

Procurement Schedule

Not applicable for this project.

Owner Furnished Information

Not applicable for this project.

Complaint Processes and Remedies

Protests of any of the terms or conditions (procedural or substantive) of this RFQ shall be in writing and delivered to Mr. John Michael, at the referenced addresses, no later than five (5) PM on January 30, 2001. Protests should include sufficient information to enable the City to evaluate the protest and, if the City deems appropriate, amend the RFQ. It is the responsibility of the Respondent to inquire about, comment on, or clarify any requirement, provision, or feature of this RFQ that the Respondent disagrees with, does not understand, finds ambiguous, unclear, unfair, or likely to limit competition, within the time frame set forth above.

The purpose of this timing requirement is to permit the City time to correct any term or condition in the RFQ which may be unlawful, improvident, unduly restrictive of competition or otherwise inappropriate. By permitting corrections prior to the opening of the SOQs much of the waste inherent in protests and in the possible rejection of all proposals should be minimized. To be considered, protests must be submitted within the time established herein or be completely waived by the protestor. The City shall not consider protests at a subsequent time.

All protests of the City's 'responsible bidder' decision by the Respondent must be submitted in writing to the City's primary contact within three (3) business days after the receipt of said notice. Any protest not filed within this time period is waived. The protest must state clearly the basis for the protest and any legal authority in support thereof.

Promptly upon receipt of the appeal the City will, within thirty (30) days, schedule a hearing before the City Council and City staff and will so notify the Respondent of the appropriate date and time. At such hearing, the protester and other interested parties will have the opportunity to

appear and make an oral presentation of the basis for the protest. The City Council will either uphold or deny the protest and will set forth in writing the reasons for the decision. If the protest is denied, the City will proceed as outlined herein.

Requirements for Qualification Statement Submittals

General Instructions

The Statement of Qualifications must be received on or before 12:00 PM Pacific Standard Time, February 9, 2001. SOQs received after this deadline will not be opened and will be returned unopened. The SOQ must be addressed and submitted to:

By Mail:

John Michael, Engineering Associate
City Of Wilsonville
Mailing address - 30000 SW Town Center Loop East, Wilsonville, OR 97070

Re: Statement of Qualifications –Wilsonville Road- Phase 4

By Delivery:

John Michael, Engineering Associate
City of Wilsonville
8445 SW Elligsen Road
Wilsonville, Oregon

Re: Statement of Qualifications –Wilsonville Road- Phase 4

The box or envelope must be clearly labeled as “Statement of Qualifications Wilsonville Road-Phase 4”. Three copies of the SOQ are required. SOQs will not be opened publicly. The City will publish a list of respondents submitting SOQs and will distribute, via mail or fax, the list to all respondents within one business day.

No interpretation or clarification of the meaning of any part of the RFQ will be made orally by the City to any potential respondent. Requests for interpretation or clarification by any respondent must be made in writing to Mr. John Michael at the referenced address. Responses to requests for information will be provided to all recipients of the RFQ. Any and all such interpretations and supplemental instructions will be made in the form of written addenda that will be sent to all recipients of the RFQ and will become part of the RFQ. Mr. John Michael, Engineering Associate, no later than 5:00 PM on February 5, 2001 must receive any requested changes or clarifications to the request for SOQ in writing.

SOQ Submittal Content and Organization

The Statement of Qualifications must be separated into sections as follows:

1. Organization of Construction Firm
2. Management and Construction Experience
3. Equipment List
4. Financial Information and Capacity
5. Public Works Contract Experience
6. Comments on Proposed Project (Owner's Concerns)
7. Authorized Employee
8. Affidavit

Narrative and attachment pages are to be 8 ½ inches by 11 inches, and shall be bound in to one volume with the Statement of Qualification application. A clear and concise presentation of information is encouraged with a cover letter signed by an authorized employee representative of the Respondent. Information to include (where applicable) relevant experience summary/description, financial information and supporting data.

1. Organization of Construction Firm

(Note: Respondents wanting to qualify for either Wilsonville Road Phase 4 and/or Coffee Creek Correctional Facility answer this section. Wilsonville Road Phase 2A do not.)

General

The qualification statement shall provide a clear description and outline or chart showing the organization of the construction firm. This should include identification of all components of the construction firm along with their project roles, responsibility and their reporting accountability.

The statement should also explain how the organization would be able to function as a fully integrated and cohesive unit. It should also show the anticipated lines of authority and communication. It should list the responsibility of individuals within the organization and the methods that will be used to coordinate and integrate the activities and responsibilities of these individuals. After selected as a 'responsible' bidder changes to the respondent's proposed team, including major subcontractors and key personnel must be forwarded in writing to the City.

The SOQ shall describe how the Respondent intends to manage the projects. This should include a description of management of the internal construction firm and any required major subcontractor. The statement shall also provide recent examples of the management of similar projects with management skills and expertise equal to that required for this project.

Section Listing

- 1.1 Organization chart or outline of construction firm
- 1.2 Organization chart or outline of prime contractor and sub-contractors.
- 1.3 Narrative on management style and techniques referring to the individuals responsible for the project.

2. Management and Construction Experience

General

The Respondent shall list the classes of work he will be bidding on and potential major subcontractors by anticipated contract percentage.

Statements shall include recent examples of similar construction experience including type, contract value, schedule, and any peculiarities that may be germane to this project. The statement shall identify one or more individuals in the Respondent's proposed firm who held responsible positions on each cited example and explains the position. The statement should also include owner, architect/engineering firm references for each project cited, including address, phone, and fax numbers.

The Respondent shall list his and the company's relevant construction experience. The principal contact person shall be clearly identified in this section, including, address, phone number, fax number, and email address.

Section Listing

- 2.1 Fill in the classes of work you wish to bid on.
- 2.2 Indicate the anticipated major sub-contractors for this project and the class of work.
- 2.3 List ten major projects applicant has undertaken in the last five years.
- 2.4 How many years has Respondent been in business under present name?
- 2.5 How many years' experience in construction work has Respondent had?
- 2.6 Indicate Respondents principal contact person for this application.
- 2.7 What is the construction experience of all owners, etc., in Respondent's organization?
- 2.8 Indicate contractor's licenses or registration numbers held as required by Oregon Statutes.

3. Equipment List

Section Listing

- 3.1 List plants and Equipment owned by applicant.
- 3.2 Does applicant intend to rent equipment? If so, provide a general description.

4. Financial Information and Capacity

General

The statement shall include evidence that the Respondent's current bonding capacity is equal to or in excess of \$5,000,000. If both the Wilsonville Road- Phase 4 and Coffee Creek Correctional Facility Infrastructure Projects are submitted on, the statement shall include evidence that the Respondent's current bonding capacity is equal to or in excess of \$10,000,000. This evidence may be in the form of a letter from a licensed bonding company or from an agent representing such a company.

The qualification statement shall indicate the firm's form of business: single entity, joint venture, and association of contractors or other. The qualification statement shall also list other financial interests in the company.

Financial report attachments should include a copy of the Respondent's annual financial statement, audited if available, for the most recent three (3) years, and the quarterly updates since the most recent annual financial statement. If the Respondent is a joint venture, the statement should include similar information for each member of the joint venture. (A Letter of Credit, bank reference and credit references will be considered in lieu of financial statements.)

The performance and payment bonds for each project that the Respondent submits a bid must cover the entire contract for that specific project.

Section Listing

- 4.1 Indicate the total amount of work, expressed in dollars, which the applicant can be bonded for at one time.
- 4.2 Indicate the firm's form of business.
- 4.3 List those individuals, companies or corporations owning 10% or more of applicant's firm.
- 4.4 List any organization, owned or controlled by the applicant, its officers, directors, partners and anyone owning at least 10% interest in the firm, or in which the applicant was or is an officer, director, partner, doing business in Oregon under another name.
- 4.5 List all other personnel in applicant's organization who have a financial interest in or serve as officers or partners in another firm pre-qualified to bid in this or another state.
- 4.6 Financial report attachment.

Section 5 – Public Works Contract Experience

General

The Respondent shall list the companies past experience with regards to fulfilling public works contracts.

The qualification statement should also disclose any unpaid judgements against the Respondent and/or any disputed or unadjudicated claims in excess of \$5,000. If the Respondent is not a public company, this financial information will be held in confidence and the City Attorney and

the City's Finance Director will examine it. If this information is to be held as confidential please include it in a second sealed envelope clearly marked as such.

Section Listing

- 5.1 Is your firm currently certified by the State of Oregon as a Disadvantaged Business Enterprise (DBE)?
- 5.2 Have you ever been denied qualification by any state, local or federal agency in this or any other state?
- 5.3 Have you ever been debarred from bidding on contracts by any state, local or federal agency in this or any other state under any State Law or Federal Law?
- 5.4 Has any officer or partner of the applicant ever applied for qualification or Public Works contract with the City of Wilsonville or the State of Oregon Department of Corrections under a different name?
- 5.5 Has the applicant ever failed to complete a state, local or federal public improvement (works) contract?
- 5.6 Has any officer or partner of the applicant ever been found in breach of a local, state or federal contract?
- 5.7 Does the Respondent have any unpaid judgements and/or unadjudicated claims in excess of \$5,000? (See SOQ Submittal Content and Organization Section 5.7 for instructions.)

6. Comments on Proposed Project (Owner's concerns)

General

Respondents should comment on the following aspects of the proposed Project and delivery program.

- Do you think the referenced completion dates are reasonable?
- Should a traffic control plan be included in the bid documents or is this best left to the individual bidders to determine?

Section Listing

- 6.1 Respondents should comment on the following aspects of the proposed Project and delivery program and/or schedule.

7. Authorized Employee Representative of the Respondent

General

By submitting a Statement of Qualifications for the Project, respondents expressly represent that they have taken no exception to any term, condition, obligation or requirement of the RFQ that is not clearly and expressly stated in their SOQ.

Respondents further represent that they are an Authorized Employee Representative of the Respondent and will report immediately to the City in writing any errors, inconsistencies, ambiguities, terms which limit competition, or terms which are otherwise unlawful that they discover in the RFQ.

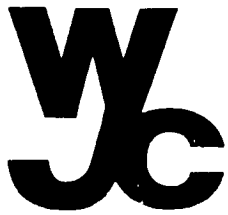
8. Affidavit

CITY OF WILSONVILLE

Approved As To Form:

Michael E. Kohlhoff, City Attorney

Date: _____



WAYNE JESKEY CONSTRUCTION CO.

EXHIBIT A-3

FEBRUARY 14, 2001

JOHN MICHAEL, ENGINEERING ASSOCIATE
CITY OF WILSONVILLE
8445 SW ELLIGSEN ROAD
WILSONVILLE, OR

RE: STATEMENT OF QUALIFICATIONS PROTEST
ROADWAY IMPROVEMENTS, JANUARY 2001

DEAR MR. MICHAEL:

ON OUR STATEMENT OF QUALIFICATION APPLICATION WE LISTED FOUR (4) SEPARATE
PUBLIC WORKS JOBS. THEY ARE AS FOLLOWS.

1. BUFFALO PEAK GOLF COURSE
2. HWY 224/212
3. TAXIWAY J
4. POWERDALE DAM

IN SECTION 2.1 ALL CORPORATE CLASSES OF WORK EXPERIENCE IN COLUMN C AND D
ARE ELEVEN (11) YEARS FOR THE COMPANY AND THIRTY OR MORE YEARS (30+) FOR
MANAGEMENT.

AS STATED IN SECTIONS 2.4, 2.5 AND 2.7.

SINCERELY,

PAUL HOLES
WAYNE JESKEY CONSTRUCTION COMPANY

City of

WILSONVILLE
in OREGON



3000 SW Town Center Loop E
Wilsonville, Oregon 97070
(503) 682-1011
(503) 682-1015 Fax
(503) 682-0843 TDD

February 13, 2001

FEB 14 2001



FAXED
2/13/01 DR

Wayne Jeskey Construction
Attn.: Wayne Jeskey
PO Box 1712
Clackamas, OR, 97015

WJC _____
PWH _____
NCM _____
MGM _____
BAQ _____
SM _____

RE: Request for Qualifications-Roadway Improvements

Dear John:

Thank you for submitting a Statement of Qualification application for our Roadway Improvements projects. The Technical Review Committee has reviewed your application. Based on the review and scoring process (included below) **Wayne Jeskey Construction** is hereby declared a "responsible bidder" for the **Wilsonville Road-Phase 2A Project** only and is invited to participate in the competitive bid process for said project in accordance with ORS 279.

Statement of Qualifications scoring matrix:

Wayne Jeskey Categories	Acceptable	Not Acceptable	Incomplete
1. Organization of Firm	X		
2. Management & Construction Experience			X
3. Equipment List	X		
4. Financial Information and Capacity	X		
5. Public Works Contract Experience		X	
6. Comments on Proposed Project	X		
7. Authorized Employee	X		
8. Affidavit	X		

Qualified for Phase 2A only

Wilsonville Road-Phase 4 and the Coffee Creek Correctional Facility Infrastructure Roadway Improvement projects are time dependent, traffic intensive, public works roadway projects. As such, extensive proven public works roadway contract experience is a necessity for the timely execution and completion of the projects. The major project's list and the management and construction experience supplied by you in the application does not demonstrate the level of public works roadway experience needed for these projects. The basis for this conclusion is that Wayne Jeskey Construction listed ten major projects, only two of which were public works road contracts. According to the information supplied, of those two public works road projects, none approached the complexities, shortened time frame and coordination involved in the two major projects in the Roadway Improvement package. In addition, one of those projects would be deemed minor, since it was less than \$500,000 and only one approached major project status or greater than \$1,000,000. The Review Committee noted that in the management and construction experience, Section 2.1 of the application packet, the Years Experience column was left unmarked. These findings are specific to ORS 279.029(6)(a)(B)(i). However, we do invite you to bid on the Wilsonville Road-Phase 2A Project, as it does not have the constraints of the



"*Serving The Community With Pride*"

Wilsonville Road-Phase 4 or Coffee Creek Correctional Facility Infrastructure Road Improvement projects.

Plans and Specifications for the Wilsonville Road-Phase 2A Project will be available for pickup at the counter in the City of Wilsonville Annex, 8455 SW Elligsen Road, Wilsonville, Oregon, on February 23, 2001.

Complaint Processes and Remedies

All protests of the City's "responsible bidder" decision by the Respondent must be submitted in writing to the City's primary contact within three (3) business days after the receipt of said notice. Any protest not filed within this time period is waived. The protest must state clearly the basis for the protest and any legal authority in support thereof. Protests may be mailed or delivered to:

By Mail:

John Michael, Engineering Associate
City Of Wilsonville
Mailing address - 30000 SW Town Center Loop East, Wilsonville, OR 97070

Re: Statement of Qualifications Protest – Roadway Improvements, January 2001

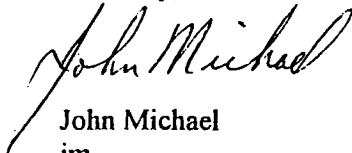
By Delivery:

John Michael, Engineering Associate
City of Wilsonville
8445 SW Elligsen Road
Wilsonville, Oregon

Re: Statement of Qualifications Protest – Roadway Improvements, January 2001

Promptly upon receipt of a protest the City will, within thirty (30) days, schedule a hearing before the City Council and City staff and will so notify the applicant of the appropriate date and time. If necessary, the time for a protest hearing will coincide with a special session of the Wilsonville City Council scheduled for February 22, 2001. At such hearing, the protester and other interested parties will have the opportunity to appear and make an oral presentation of the basis for the protest. The City Council will either uphold or deny any protest and will set forth in writing the reasons for the decision. If a protest is denied, the City will proceed as outlined in the Request for Qualifications-Roadway Improvements, dated January 2001.

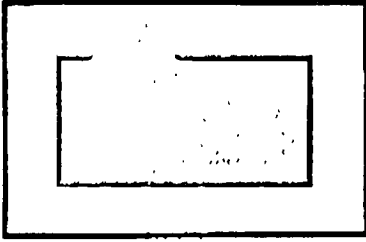
Sincerely,



John Michael
jm

Enclosure: Copy of Statement of Qualification Application

cc: Michael Stone, City Engineer
Patrick Carroll, MacKay & Sposito Engineers



Canby Excavating, Inc.

P.O. Box 848 • Canby, Oregon 97013 • Phone (503) 266-2792 • FAX (503) 266-2791

REGISTERED & BONDED

CCB #77471

February 16, 2001

John Michael, Engineering Associate
City of Wilsonville
Fax: (503) 682-7025

EXHIBIT A-4

Dear John:

In accordance with the complaint process remedies outlined in your letter of February 13, we are respectfully protesting the City of Wilsonville decision to deny us prequalification for the Wilsonville Road Phase 4 and the Coffee Creek Correctional Facility projects.

We would like to preserve the opportunity to present more information to you (and/or the city council if necessary) demonstrating Canby Excavating's ability to build the aforementioned projects in accordance with the significant milestones set forth for these projects. We will begin compiling the information that will demonstrate to you our qualifications for these projects.

Sincerely,

Doug Sprague
Vice President



February 13, 2001



Canby Excavating
Attn: George Schmidt, Jr.
PO Box 848
Canby, OR 97013

RE: Request for Qualifications-Roadway Improvements

Dear John:

Thank you for submitting a Statement of Qualification application for our Roadway Improvements projects. The Technical Review Committee has reviewed your application. Based on the review and scoring process (included below) **Canby Excavating** is hereby declared a "responsible bidder" for the **Wilsonville Road-Phase 2A Project** only and is invited to participate in the competitive bid process for said project in accordance with ORS 279.

Statement of Qualifications scoring matrix:

Canby Excavating Categories	Not	
	Acceptable	Incomplete
1. Organization of Firm	X	
2. Management & Construction Experience	X	
3. Equipment List	X	
4. Financial Information and Capacity	X	
5. Public Works Contract Experience		X
6. Comments on Proposed Project	X	
7. Authorized Employee	X	
8. Affidavit	X	

Qualified for Phase 2A only

Wilsonville Road-Phase 4 and the Coffee Creek Correctional Facility Infrastructure Roadway Improvement projects are time dependent, traffic intensive, public works roadway projects. As such, extensive proven public works roadway contract experience is a necessity for the timely execution and completion of the projects. The major project's list supplied by you in the application does not demonstrate the level of public works roadway experience needed for these projects. The basis for this conclusion is that Canby Excavating listed ten major projects, only one of which involved public works road construction. According to the information supplied, that one project involved sewer and water main installation, of which there is none on the Roadway Improvements projects. In addition, that one project did not meet major project status, since it was less than \$1,000,000. This finding is specific to ORS 279.029(6)(a)(B)(i). However, we do invite you to bid on the Wilsonville Road-Phase 2A Project, as it does not have the constraints of the Wilsonville Road-Phase 4 or Coffee Creek Correctional Facility Infrastructure Road Improvement projects.



Plans and Specifications for the Wilsonville Road-Phase 2A Project will be available for pickup at the counter in the City of Wilsonville Annex, 8445 SW Elligsen Road, Wilsonville, Oregon, on February 23, 2001.

Complaint Processes and Remedies

All protests of the City's "responsible bidder" decision by the Respondent must be submitted in writing to the City's primary contact within three (3) business days after the receipt of said notice. Any protest not filed within this time period is waived. The protest must state clearly the basis for the protest and any legal authority in support thereof. Protests may be mailed or delivered to:

By Mail:

John Michael, Engineering Associate

City Of Wilsonville

Mailing address - 30000 SW Town Center Loop East, Wilsonville, OR 97070

Re: Statement of Qualifications Protest – Roadway Improvements, January 2001

By Delivery:

John Michael, Engineering Associate

City of Wilsonville

8445 SW Elligsen Road

Wilsonville, Oregon

Re: Statement of Qualifications Protest – Roadway Improvements, January 2001

Promptly upon receipt of a protest the City will, within thirty (30) days, schedule a hearing before the City Council and City staff and will so notify the applicant of the appropriate date and time. If necessary, the time for a protest hearing will coincide with a special session of the Wilsonville City Council scheduled for February 22, 2001. At such hearing, the protester and other interested parties will have the opportunity to appear and make an oral presentation of the basis for the protest. The City Council will either uphold or deny any protest and will set forth in writing the reasons for the decision. If a protest is denied, the City will proceed as outlined in the Request for Qualifications-Roadway Improvements, dated January 2001.

Sincerely,

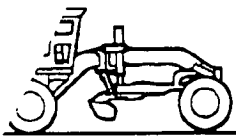


John Michael

jm

Enclosure: Copy of Statement of Qualification Application

cc: Michael Stone, City Engineer
Patrick Carroll, MacKay & Sposito Engineers



XLX

EXCEL EXCAVATION, INC.

7451 SW Coho Court, Suite #201

Tualatin, OR 97062

CCB #106170

February 16, 2001

Mr. John Michael
Engineering Associate
City of Wilsonville
8445 SW Elligson Road
Wilsonville, OR 97070

Via Fax: 503-682-7025

RE: Prequalification of Roadway Improvements

Dear Mr. Michael:

With regard to the qualification on the roadway improvements, Excel Excavation, Inc. hereby disagrees with the findings and wishes to state our case with the City Council on February 22, 2001.

Furthermore, we request that you acknowledge receipt of this fax transmission by indicating on the bottom and return fax to 503-691-9812.

Thank you.

Respectfully,
EXCEL EXCAVATION, INC.

John Tenneson
President

CC: Bradach Law Office

Receipt acknowledgement

Name

Title

Signature

Date

OFFICE (503) 691-9811



FAX (503) 691-9812

City of

WILSONVILLE
in OREGON



30000 SW Town Center Loop E
Wilsonville, Oregon 97070
(503) 682-1011
(503) 682-1015 Fax
(503) 682-0843 TDD

February 13, 2001



Excel Excavation, Inc.
Attn: John Tenneson
7451 SW Coho Court, Suite 201
Tualatin, OR 97062

RE: Request for Qualifications-Roadway Improvements

Dear John:

Thank you for submitting a Statement of Qualification application for our Roadway Improvements projects. The Technical Review Committee has reviewed your application. Based on the review and scoring process (included below) **Excel Excavation, Inc.** is hereby declared a "responsible bidder" for the **Wilsonville Road-Phase 2A Project** only and is invited to participate in the competitive bid process for said project in accordance with ORS 279.

Statement of Qualifications scoring matrix:

Excel Excavation Categories	Not	
	Acceptable	Incomplete
1. Organization of Firm	X	
2. Management & Construction Experience	X	
3. Equipment List	X	
4. Financial Information and Capacity	X	
5. Public Works Contract Experience		X
6. Comments on Proposed Project	X	
7. Authorized Employee	X	
8. Affidavit	X	

Qualified for Phase 2A only

Wilsonville Road-Phase 4 and the Coffee Creek Correctional Facility Infrastructure Roadway Improvement projects are time dependent, traffic intensive, public works roadway projects. As such, extensive proven public works roadway contract experience is a necessity for the timely execution and completion of the projects. The major project's list supplied by you in the application does not demonstrate the level of public works roadway experience needed for these projects. The basis for this conclusion is that Excel Excavation listed ten major projects, only four of which were public works road contracts. According to the information supplied, of those four public works road projects only one approached the complexities, shortened time frame and coordination involved in the two major projects in the Roadway Improvement package. That one project involved road closure, which will not occur on the City's projects. In addition, three of those projects would be deemed minor, since they were less than \$500,000 while only one approached major project status or greater than \$1,000,000. These findings are specific to ORS 279.029(6)(a)(B)(i). However, we do invite you to bid on the Wilsonville Road-Phase 2A Project, as it does not have the constraints of the Wilsonville Road-Phase 4 or Coffee Creek Correctional Facility Infrastructure Road Improvement projects.



"Serving The Community With Pride"

Plans and Specifications for the Wilsonville Road-Phase 2A Project will be available for pickup at the counter in the City of Wilsonville Annex, 8445 SW Elligsen Road, Wilsonville, Oregon, on February 23, 2001.

Complaint Processes and Remedies

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By Mail:

John Michael, Engineering Associate
City Of Wilsonville
Mailing address - 30000 SW Town Center Loop East, Wilsonville, OR 97070

Re: Statement of Qualifications Protest – Roadway Improvements, January 2001

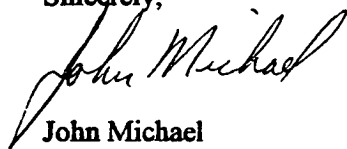
By Delivery:

John Michael, Engineering Associate
City of Wilsonville
8445 SW Elligsen Road
Wilsonville, Oregon

Re: Statement of Qualifications Protest – Roadway Improvements, January 2001

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Sincerely,



John Michael
jm

Enclosure: Copy of Statement of Qualification Application

cc: Michael Stone, City Engineer
Patrick Carroll, MacKay & Sposito Engineers



STATEMENT OF QUALIFICATION APPLICATION

Statement of WAYNE JESKEY CONSTRUCTION COMPANY
(Contractor's Registered Company Name)

Address to which all correspondence should be mailed:

Physical Address 12435 SE HWY 212

PO Box 1713

City CLACKAMAS State OR Zip Code 97015

Phone No. (Area Code) 503 650-8235

Fax No. (Area Code) 503 656-5517

Date Application Prepared 2/7/01

This Statement of Qualifications is submitted for the following projects:

- Wilsonville Road – Phase 2A
- Wilsonville Road – Phase 4
- Coffee Creek Correctional Facility Infrastructure

Scheduled Bid Opening:	Wilsonville Road Phase 2A & Phase 4	March 13, 2001
	Coffee Creek Correctional Facility Infrastructure	March 27, 2001

COPY

INSTRUCTIONS

INTRODUCTORY STATEMENT:

In accordance with the statutes of the State of Oregon, every public contracting agency contemplating receiving bids for and awarding any contract for a public improvement may require any prospective bidder (*herein refer to as applicant*) to submit a full and complete statement concerning their equipment and experience in constructing public improvements.

The application and questionnaire forms which are bound herewith comply with the requirements of public contracting rules and must be used in determining the qualifications of applicants and in assigning limits as to the size and kinds of projects for which the applicant may submit bids.

The applicant should use care and integrity in preparing this information. The public contracting agency may make independent inquiries concerning the contractors past performance and/or capabilities.

Manner of Preparing and Filling in Forms:

This application shall include information for only the specific single business organization or entity which is applying for qualification and which would be the signatory on a contract with the public contracting agency.

All answers and other entries on the forms, except signatures, should be filled in on a typewriter or printed. To make this possible, the forms may be taken apart by removing the staples by which they are bound. It shall be the responsibility of the applicant to return all pages whether applicable or not. Failure to do so may be grounds for rejection. The forms are available in electronic format from the City of Wilsonville. All pages whether applicable or not must be submitted in hard copy. No electronic submissions will be accepted.

All answers and entries shall be specific and complete in detail.

The qualification application shall be signed by the applicant and sworn to as the form indicates. The signatory of the statement guarantees the truth and accuracy of all statements and of all answers to questions.

An original signed application must accompany the qualification application. (Xerox or fax signatures will not be accepted)

Use of Attachments:

Schedules, reports and other forms of qualification statements may be used as attachments to the prescribed form, provided that the information contained therein specifically includes the information required by this form.

Requests for Further Information

For general information regarding this qualification statement application refer to the Request for Qualifications packet, General Instructions section. All requests for additional information and clarifications shall be made directly to the City's primary contact person, John Michael. In Mr. Michael's absence, respondents may contact the City's alternate contact person, Pat Carroll. Contact information is provided in the section referenced above.

Please answer each section and question in the application. Failing to do so, the application will be returned for completion. No additional time will be granted before the closing of the submittal date.

SECTION 1 – ORGANIZATION OF CONSTRUCTION FIRM

(Note: Respondents wanting to qualify for either Wilsonville Road Phase 4 and/or Coffee Creek Correctional Facility answer this section. Wilsonville Road Phase 2A do not.)

1.1 Organization chart or outline of construction firm.

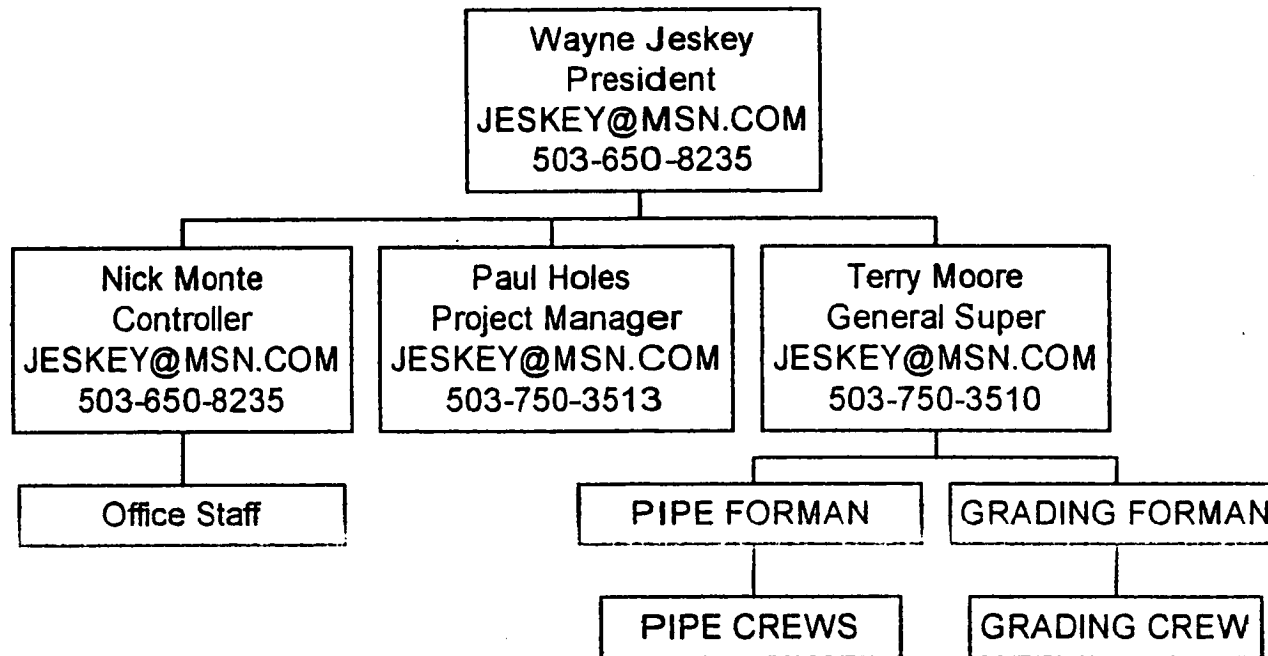
SEE CHART (ATTACHED)

1.2 Organization chart or outline of prime contractor and sub-contractors.

SEE CHART (ATTACHED)

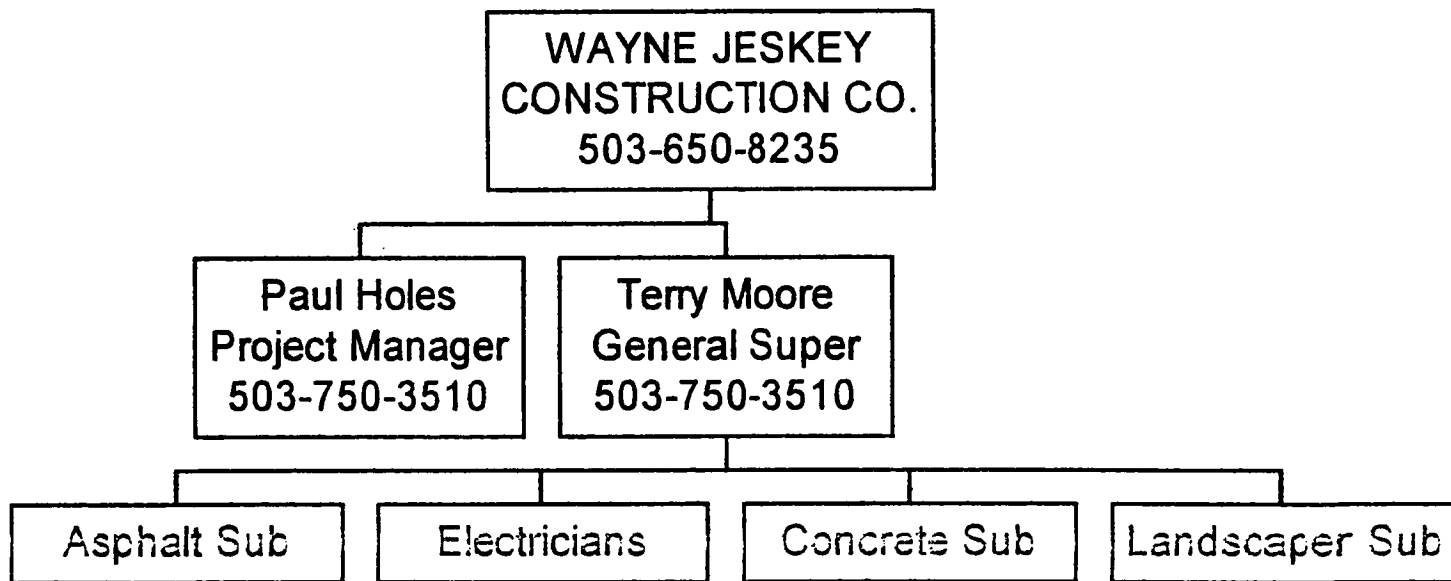
CITY OF WILSONVILLE CORRECTIONAL FACILITY PROJECT

ORGANIZATION CHART



CITY OF WILSONVILLE CORRECTIONAL FACILITY PROJECT

SUB-CONTRACTORS CHART



1.3 Narrative on management style and techniques referring to the individuals responsible for the project.

TERRY MOORE, THE GENERAL SUPERINTENDANT IS RESPONSIBLE FOR FIELD PERSONNEL, QUESTIONS AND DECISIONS. TERRY IS AVAILABLE BY TELEPHONE AT ALL TIMES AND WILL MAKE THE FINAL DECISION. THE ON-SITE FOREMAN AND/OR SUPERINTENDANT'S WILL ASSIST IN THE DECISION PROCESS. WHEN COST ISSUES ARE IN QUESTION, THE PROJECT MANAGER WILL ANSWER THEM. THE COMPANY PRESIDENT IS AVAILABLE FOR ANY MAJOR DECISION PROCESS.

SECTION 2 –MANAGEMENT AND CONSTRUCTION EXPERIENCE

2.1 Fill in the classes of work you wish to bid on. Classes of work include, but are not limited to, work listed in parenthesis.

For Each Class of Work.

- A Enter the maximum dollar amount of work you are capable of performing.
- B Enter the maximum dollar amount of work you are qualified to undertake in other states.
- C Enter the state(s) qualified for the amount shown in column 'B'.
- D Enter the number of years of experience in this class of work.

Class	A. Max Dollar Amount	B. Qualified Dollar Amount	C. State(s) Experience	D. Years Experience
Aggregate Bases	10,000,000			
Asphalt Concrete Paving and Oiling	10,000,000			
Boring				
Demolition and Related Excavation and Cleaning	10,000,000			
Earthwork and Drainage (Cleaning, Earthwork, Blasting, Rip-rap, Culverts, Manholes, Inlets)	10,000,000			

Class	A. Max Dollar Amount	B. Qualified Dollar Amount	C. State(s) Experience	D. Years Experience
Landscaping (Roadside Seeding, Lawns, Shrubs, Trees, Irrigation Systems, Topsoil, Temporary and Permanent Erosion Control)	10,000,000			
Miscellaneous Roadway Appurtenances (Guardrail, Barrier, Curbs, Walks, Fences, Protective Screening, Impact Attenuators, Cold Plane Pavement Removal)	10,000,000			
Municipal Street Construction	10,000,000			
Pavement Markings (Permanent Painted, Durable, Markers, Delineators)				
Portland Cement Concrete Paving	10,000,000			
Storm Sewer Construction	10,000,000			
Signing (Permanent)				
Temporary Traffic Control (All Temporary Traffic Control Items including Flaggers and Pilot Cars)				
Traffic Signals	10,000,000			
Water Lines	10,000,000			
Other, (List specific class)				

2.2 Indicate the anticipated major sub-contractors for this project and the class of work.

Amount	Class or Type of Work
_____	CONCRETE LAYDOWN
_____	ASPHALT CONCRETE PAVERS
_____	LANDSCAPERS
_____	ELECTRICIANS
_____	_____
_____	_____
_____	_____

2.3 List ten major projects applicant has undertaken in the last five years. (List most recent projects first.)

1. Name of Project LATUS MOTOR CO.
Owner & Contact LATUS MOTOR CO.
Address SANDY BLVD., PORTLAND, OR
Phone Number (503) 249-8653
Project Description SITE PREP

Project Location GLADSTONE, OR
Contract Amount 698,000 Over/Under Contract & Amount _____
Dates Started and Completed 7/98, OPEN Completed on Time _____
Project Construction Supervisor TERRY MOORE
Architect/Engineering Firm & Contact COMPASS ENGINEERING
Address 6564 SE LAKE RD, MILWAUKIE, OR 97222
Phone Number (503) 653-9093
Indicate whether: Prime Contractor, Sub-contractor or Joint Venture on project SUB
Remarks _____

2. Name of Project PARRISH GROVE SUBDIVISION
Owner & Contact PARRISH GROVE DEVELOPMENT CORP.
Address 19565 S. PARRISH RD, OREGON CITY, OR 97045
Phone Number (503) 657-0286
Project Description SUBDIVISION SITE PREP
Project Location OREGON CITY, OR
Contract Amount 575,000 Over/Under Contract & Amount _____
Dates Started and Completed 10/00, OPEN Completed on Time _____
Project Construction Supervisor TERRY MOORE
Architect/Engineering Firm & Contact COMPASS ENGINEERING
Address 6564 SE LAKE RD, MILWAUKIE, OR 97222
Phone Number (503) 653-9093
Indicate whether: Prime Contractor, Sub-contractor or Joint Venture on Project PRIME
Remarks _____

3. Name of Project BUFFALO PEAK GOLF COURSE
Owner & Contact CITY OF UNION
Address PO BOX 529, UNION, OR 97883
Phone Number (541) 562-5197
Project Description GOLF COURSE
Project Location UNION, OR
Contract Amount 1,200,000 Over/Under Contract & Amount over 8,026
Dates Started and Completed 5/99, 5/00 Completed on Time YES
Project Construction Supervisor BILL ROBINSON
Architect/Engineering Firm & Contact FIRST GOLF CORP., SCOTT PIERCE
Address 4409 S. RURAL RD SUITE 202, TEMPE, AZ 85282
Phone Number (602) 345-7857
Indicate whether: Prime Contractor, Sub-contractor or Joint Venture on Project PRIME
Remarks _____

4. Name of Project MONTERRA PUD
Owner & Contact MERIDIAN PROPERTIES, JOAN KWOK
Address PO BOX 12506, PORTLAND, OR 97212
Phone Number (503)282-2677
Project Description SUBDIVISION SITE PREP
Project Location HAPPY VALLEY, OR
Contract Amount 515,000 Over/Under Contract & Amount under 30,283
Dates Started and Completed 6/99, 10/99 Completed on Time YES
Project Construction Supervisor TERRY MOORE
Architect/Engineering Firm & Contact COMPASS ENGINEERING
Address 6564 SE LAKE RD, MILWAUKIE, OR 97222
Phone Number (503)653-9093
Indicate whether: Prime Contractor, Sub-contractor or Joint Venture on project PRIME
Remarks _____

5. Name of Project HWY 224/212
Owner & Contact CLACKAMAS COUNTY TED KYLE
Address 902 ABERNETHY RD, OREGON CITY, OR 97045
Phone Number _____
Project Description STORM / ROAD
Project Location CLACKAMAS, OR
Contract Amount 2,650,000 Over/Under Contract & Amount under 89,793
Dates Started and Completed 8/97, 4/98 Completed on Time YES
Architect/Engineering Firm & Contact CENTURY WEST ENGINEERING
Address 825 NE MULTNOMAH, PORTLAND, OR 97232
Phone Number (503)231-6078
Indicate whether: Prime Contractor, Sub-contractor or Joint Venture on Project PRIME
Remarks _____

6. Name of Project PARKLANE
Owner & Contact RESERVE AT PARKLANE / OBEE SPORTS
Address 24377 NE AIRPORT RD, AURORA 97002
Phone Number (503)678-4330
Project Description GOLF COURSE
Project Location HILLSBORO, OR
Contract Amount 1,870,000 Over/Under Contract & Amount under 6,884
Dates Started and Completed 4/96, 11/98 Completed on Time YES
Project Construction Supervisor SCOTT ERICKSON
Architect/Engineering Firm & Contact JOHN FOUGHT DESIGN
Address 24333 NE AIRPORT RD, AURORA, OR 97002
Phone Number (503)678-4330
Indicate whether: Prime Contractor, Sub-contractor or Joint Venture on project PRIME
Remarks _____

7. Name of Project BEAVERLAKE
Owner & Contact BEAVER LAKE DEV. / CLACKAMAS RIVER WATER
Address 16770 SE 82nd DR, CLACKAMAS, OR 97015
Phone Number (503)722-9220
Project Description WATER LINE
Project Location OREGON CITY, OR
Contract Amount 725,000 Over/Under Contract & Amount _____
Dates Started and Completed 5/96, 1/97 Completed on Time YES
Architect/Engineering Firm & Contact W & H PACIFIC
Address 8405 SW NIMBUS AVE, BEAVERTON, OR 97008
Phone Number (503)626-0455
Indicate whether: Prime Contractor, Sub-contractor or Joint Venture on Project SUB
Remarks _____

8. Name of Project TAXIWAY J
Owner & Contact PORT OF PORTLAND
Address 121 NW EVERETT, PORTLAND, OR 97209
Phone Number (503)231-5000
Project Description SITE PREP
Project Location PORTLAND, OR
Contract Amount 1,340,000 Over/Under Contract & Amount _____
Dates Started and Completed 3/96, 12/96 Completed on Time YES
Project Construction Supervisor TERRY MOORE
Architect/Engineering Firm & Contact PORT OF PORTLAND
Address 121 NW EVERETT, PORTLAND, OR 97209
Phone Number (503)231-5000
Indicate whether: Prime Contractor, Sub-contractor or Joint Venture on project PRIME
Remarks _____

9. Name of Project POWERDALE DAM
Owner & Contact OREGON DEPT. OF FISH & WILDLIFE
Address 2501 SW 1st AVE, PORTLAND, OR 97201
Phone Number (503)229-5400
Project Description ACCESS ROAD
Project Location HOOD RIVER, OR
Contract Amount 440,000 Over/Under Contract & Amount _____
Dates Started and Completed 2/96, 5/96 Completed on Time YES
Architect/Engineering Firm & Contact OREGON DEPT. OF FISH & WILDLIFE
Address 2501 SW 1ST AVE, PORTLAND, OR 97201
Phone Number (503)229-5400
Indicate whether: Prime Contractor, Sub-contractor or Joint Venture on Project PRIME
Remarks _____

HOME BASE

10. Name of Project _____
Owner & Contact _____ HOME BASE _____
Address _____ 9300 SE 82ND AVE, CLACKAMAS, OR 97012 _____
Phone Number _____ (503) 774-9484 _____
Project Description _____ SITE PREP _____
Project Location _____ CLACKAMAS, OR _____
Contract Amount _____ 1,695,000 _____ Over/Under Contract & Amount _____
Dates Started and Completed _____ 7/95, 4/96 _____ Completed on Time _____ YES _____
Project Construction Supervisor _____ SCOTT ERICKSON _____
Architect/Engineering Firm & Contact _____ MNWR PARTNERSHIP: _____
Address _____ 223 SW NAITO PKWY, PORTLAND, OT 97204 _____
Phone Number _____ (503) 225-0822 _____
Indicate whether: Prime Contractor, Sub-contractor or Joint Venture on Project _____ PRIME _____
Remarks _____

2.4 How many years has Respondent been in business under present name?
As a prime contractor? : _____ 11 _____ As a subcontractor? : _____ 11 _____

2.5 How many years' experience in construction work has Respondent had?
As a prime contractor? : _____ 11 _____ As a subcontractor? : _____ 11 _____

2.6 Indicate Respondents principal contact person for this application:
Contact _____ PAUL HOLES _____
Address _____ PO BOX 1713 CLACKAMAS, OR 97015 _____
Phone and Fax Number _____ (503) 650-8235, (503) 656-5517 _____

2.7 What is the construction experience of all owners, officers, partners and principal individuals in Respondent's organization? Also list any other individuals or organization who, in any way and to any extent, controls or influences the bidding.

Individual's Name	Present Position or Office	Years of Construction	Magnitude and Type of Work	In What Capacity
WAYNE JESKEY	PRESIDENT	42	LABORER TO OWNER	OPERATIONS MANAGER
JAMES ELTING	VICE PRESIDENT	45	OPERATOR TO OWNER	PROJECT MANAGER

2.8 Indicate contractor's licenses or registration numbers held as required by Oregon Statutes:

Corporation Division Registration No.: 190361-85

Construction Contractors Board No.: 64220

Landscape Contractors License No.: _____

Electrical License No.: _____

Plumbing License No.: _____

Pressure Vessel Installers License No.: _____

Other License No.: _____

SECTION 3 – EQUIPMENT LIST

3.1 List plants and Equipment owned by applicant: List only major items. Lump together small equipment and tools.

Quantity, Description and Capacity of Items	Age in Years	Condition of Equipment
(SEE ATTACHED)		

Total market value of equipment: \$ 3,000,000

WAYNE JESKEY CONSTRUCTION COMPANY
STATEMENT OF QUALIFICATION APPLICATION
CITY OF WILSONVILLE

SECTION 3 -- EQUIPMENT LIST

QUANTITY	DESCRIPTION & CAPACITY OF ITEMS	AGE IN YEARS	CONDITION
1 EACH	CATERPILLAR D-3 DOZER	9	GOOD
1 EACH	CATERPILLAR D5C II DOZER	8	EXCEL
1 EACH	CATERPILLAR D5H CRAWLER TRACTOR/DOZER	12	EXCEL
1 EACH	CATERPILLAR D6H LGP DOZER	9	GOOD
1 EACH	CATERPILLAR D-8 DOZER	31	GOOD
1 EACH	CATERPILLAR D-9N DOZER	13	EXCEL
1 EACH	CATERPILLAR 225BLC EXCAVATOR	12	EXCEL
2 EACH	CATERPILLAR 307 EXCAVATOR	5-6	EXCEL
1 EACH	CATERPILLAR 315 EXCAVATOR	6	EXCEL
1 EACH	CATERPILLAR 320 EXCAVATOR	7	EXCEL
1 EACH	CATERPILLAR 330 EXCAVATOR	7	EXCEL
2 EACH	CATERPILLAR 980C LOADER	8-18	GOOD
1 EACH	CATERPILLAR RUBER TIRED TRACTOR - 426 BACKHOE	14	GOOD
1 EACH	DRESSER RUBBER TIRED TRACTOR - 515 LOADER	13	EXCEL
1 EACH	JOHN DEERE 544E LOADER	11	EXCEL
1 EACH	JOHN DEERE 544G LOADER	5	EXCEL
2 EACH	CATERPILLAR 140G MOTORGRADERS	20	EXCEL
1 EACH	CATERPILLAR 815 COMPACTOR	23	EXCEL
2 EACH	DYNAPAC CA-251D ROLLER	6	EXCEL
1 EACH	DYNA PAC CA 25PD ROLLER	12	GOOD
1 EACH	CATERPILLAR 623B SCRAPER	26	EXCEL
2 EACH	CATERPILLAR 627B PUSH-PULL SCRAPERS	21	GOOD
1 EACH	INTERNATIONAL 412 SCRAPER	18	GOOD
3 EACH	BELLY DUMP TRAILERS	5-44	GOOD
3 EACH	DUMP TRUCKS - PETERBILT/KW 12 YARD	8-23	GOOD
1 EACH	DYNAWELD TILT TRAILER	6	EXCEL
1 EACH	FORKLIFT	23	GOOD
2 EACH	MOXY 30 TON ARTIC. 6 X 6	12	GOOD
15 EACH	PICK-UPS AND FLATBEDS	3-23	EXCEL
1 EACH	TOTEM TILT DECK TRAILER	23	GOOD
1 EACH	TRAIL KING LOBOY TRAILER	9	EXCEL
1 EACH	WATER TRUCKS INTERNATIONAL/MACK - 3500 GALLON	14	GOOD
30 EACH	SMALL TOOLS AND EQUIPMENT	1-23	GOOD

3.2 Does applicant intend to rent equipment? If so, provide a general description:

ANY ADDITIONAL EQUIPMENT WILL BE RENTED IF NEED TO
COMPLETE THE PROJECT.

Where available: GENERALLY WHEREVER THE JOB IS LOCATED.

SECTION 4 – FINANCIAL INFORMATION AND CAPACITY

4.1 Indicate the total amount of work, expressed in dollars, which the applicant can be bonded for at one time (attach evidentiary letter from licensed bonding company or agent):

\$ 10,000,000 +

The contract(s) for which this qualification is sought require bid and performance bond(s), the applicant shall state the name of the agent and name, address, and telephone number of the surety company applicant expects to provide the bonds.

Name of Agent JOHN KLUMP - ANCHOR INS. (503)224-2500
Surety Company SAFECO INS. CO. OF AMERICA
Address SAFECO PLAZA, SEATTLE, WA 98165
Phone Number _____

4.2 Indicate the firm's form of business.

4.2 a If an Oregon corporation, answer this:

When Incorporated FEBRUARY 16, 1990
President WAYNE JESKEY
1st Vice President JAMES ELTING
Secretary NICK MONTE
Treasurer NICK MONTE

What officers are authorized to execute contracts: WAYNE JESKEY, JAMES ELTING



ANCHOR INSURANCE & SURETY, INC.

500 Century Tower • 1201 S.W. 12th Avenue • Portland, OR 97205-2030 • (503) 224-2500 • FAX (503) 224-98

February 7, 2001

City of Wilsonville
30000 SW Town Center Loop East
Wilsonville, OR 97070

RE: WAYNE JESKEY CONSTRUCTION CO., Clackamas, Oregon
Surety Prequalification
Wilsonville Roadway Improvements

To Whom It May Concern:

I am writing to you at the request of WAYNE JESKEY CONSTRUCTION CO. It is my understanding that JESKEY is bidding on the above captioned project(s).

My agency represents JESKEY in all matters of surety bond credit. Accordingly, please be advised that JESKEY is in good standing with their surety, SAFECO INSURANCE COMPANY OF AMERICA. Recent bond commitments handled by my agency for JESKEY have exceeded \$10 million and involved backlog work programs larger than that created by your project(s) now being discussed.

Should JESKEY be awarded and accept your project(s), we are prepared to issue standard industry Performance and Payment bonds as needed at the start of the project. Typical underwriting requirements to qualify bonding would include the review of the contract documents.

JESKEY is financially solid and its management and personnel enjoy an enviable reputation in our business community for quality work produced on time. If I can be of further assistance, please do not hesitate to call me at 503-224-2500.

Sincerely,

ANCHOR INSURANCE & SURETY, INC.

John D. Klump, Agent

JDK:gjb



Metro Oregon Business Banking
555 SW Oak, Suite 540
Portland, OR 97204-1752

February 8, 2001

Wayne Jeskey
Wayne Jeskey Construction Company
12435 SE Hwy 212
Clackamas, OR 97015

Dear Wayne:

This letter has been prepared on your behalf in order to describe Wayne Jeskey Construction Company's relationship with U.S. Bank.

Wayne Jeskey Construction Company has a long established banking relationship with U.S. Bank dating back to February of 1990. Average deposit balances for the last 12 months have been maintained in the low six figures. We have recently renewed the company's line of credit, which has a \$300,000 limit. The line is secured by accounts receivable and has the personal guaranties of Wayne Jeskey and James Elting. Our experience with Wayne Jeskey Construction Company has been satisfactory.

We trust that the above information, given in confidence, will be of assistance to you.

Sincerely,

A handwritten signature in cursive script that reads "Craig McKinley".

Craig McKinley
Assistant Vice President
(503)275-4871



WAYNE JESKEY CONSTRUCTION CO.

WAYNE JESKEY CONSTRUCTION COMPANY

TRADE REFERENCES

— CONSOLIDATED SUPPLY CO.
P.O. BOX 5788
PORTLAND, OREGON 97228
PHONE: 503-620-7050

PIPE SUPPLIER

— PACIFIC ROCK PRODUCTS, L.L.C.
P.O. BOX 820510
VANCOUVER, WASH. 98682-0011
PHONE: 503-285-0210

ROCK SUPPLIER

— H.D. FOWLER COMPANY
P.O. BOX 160
BELLEVUE, WA 98009
PHONE: 425-746-8400

PIPE SUPPLIER

— ROSS ISLAND SAND & GRAVEL CO.
P.O. BOX 82249
PORTLAND, OREGON 97282-0249
PHONE: 503-239-5500

ROCK SUPPLIER

4.2 b If a general partnership, answer this:

Date of Organization _____

If a foreign (out of State) co-partnership or persons engaging in business in the state under an assumed name, but not domiciled within this state, state whether or not such partnership or business organization has been registered as may be required in compliance with Chapter 648, Oregon Revised Statutes:

Name and Address of Partners: _____

4.2 c If a foreign (out of State) corporation, answer this:

When Incorporated _____

In what state _____

Date of authorization to transact business in the State of Oregon _____

Has applicant filed with the Department of Revenue forms required by ORS 279.021? _____

Treasurer _____

President _____

1st Vice President _____

Secretary _____

Treasurer _____

What officers are authorized to execute contracts: _____

Name and address of registered agent in Oregon: _____

4.2 d If a limited liability company, limited liability partnership or a limited partnership indicate below:

- Check One: Limited liability company
 Limited liability partnership
 Limited partnership

Have you registered with the State Corporation Division, Business Registry?
 Yes No

Name and address of organizer: _____

List who is authorized to execute contracts: _____

4.2 e If doing business under an assumed business name, fill out the following information:

Name of assumed business: _____

Owner's name and address: _____

Registration Date: _____ Expires: _____

4.2 f If doing business as a sole proprietorship, fill out the following information:

Individual's name liable for all obligations of business: _____

If you are a sole proprietor using an assumed business name, please list names below:

Registration Date: _____ Expires: _____

4.3 List those individuals, companies or corporations owning 10% or more of applicant's firm.

WAYNE JESKEY

JAMES ELTING

4.4 List any organization, owned or controlled by the applicant, its officers, directors, partners and anyone owning at least 10% interest in the firm, or in which the applicant was or is an officer, director, partner, doing business in Oregon under another name. If none, so state.

ELTING, INC. - JAMES ELTING, PRESIDENT

4.5 List all other personnel in applicant's organization who have a financial interest in or serve as officers or partners in another firm pre-qualified to bid in this or another state.

Individual's Name	Present Position or Office	Other Firm or Firms	Position in Other Firm(s)	State of Other Firm
JAMES ELTING	VICE PRESIDENT	ELTING, INC.	OWNER	OREGON

4.6 Financial report attachment. (See SOQ Submittal Content and Organization Section 4.6 for instructions.)

SECTION 5 – PUBLIC WORKS CONTRACT EXPERIENCE

5.1 Is your firm currently certified by the State of Oregon as a Disadvantaged Business Enterprise (DBE)
(Check one) Yes No

5.2 Have you ever been denied qualification by any state, local or federal agency in this or any other state?
(Check one) Yes No
If yes, please explain.

5.3 Have you ever been debarred from bidding on contracts by any state, local or federal agency in this or any other state under any State Law or Federal Law?
(Check one) Yes No
If yes, please explain.

5.4 Has any officer or partner of the applicant ever applied for qualification on Public Works contract with the City of Wilsonville or the State of Oregon Department of Corrections under a different name?
(Check one) Yes No
If yes, please explain.

5.5 Has the applicant ever failed to complete a state, local or federal public improvement (works) contract?
(Check one) Yes No
If yes, please explain.

5.6 Has any officer or partner of the applicant ever been found in breach of a local, state or federal contract?
(Check one) Yes No
If yes, please explain.

5.7 Does the Respondent have any unpaid judgements and/or unadjudicated claims in excess of \$5,000? (See SOQ Submittal Content and Organization Section 47 for instructions.)
(Check one) Yes No

If yes, please explain. (If this information is confidential, attach a second sealed envelope clearly marked as such.)

SECTION 6 – COMMENTS ON PROPOSED PROJECT (OWNER’S CONCERNS)

6.1 Respondents should comment on the following aspects of the proposed Project and delivery program and/or schedule.

5.1 a. Do you think the referenced completion dates are reasonable?

5.1 b. Should a traffic control plan be included in the bid documents or is this best left to the individual bidders to determine?

A. COMPLETION DATES ARE ON THE SHORT SIDE.

B. TRAFFIC CONTROL PLANS INCLUDED IN THE BID GIVE EQUAL REFERENCE FOR COST ANALYSIS. WE BELIEVE THIS IS THE WAY TO ACHIEVE AN HONEST BID.

SECTION 7 – AUTHORIZED EMPLOYEE

7.1 Authorized Employee Representative of the Respondent

By submitting a Statement of Qualifications for the Project, respondents expressly represent that they have taken no exception to any term, condition, obligation or requirement of the RFQ that is not clearly and expressly stated in their SOQ.

Respondents further represent that they are an Authorized Employee Representative of the Respondent and will report immediately to the City in writing any errors, inconsistencies, ambiguities, terms which limit competition, or terms which are otherwise unlawful that they discover in the RFQ.

Mark Monte - SECRETARY

(Signature and Title)

SECTION 8 - AFFIDAVIT

AFFIDAVIT:

STATE OF OREGON)

County of CLACKAMAS)

ss.

I, WAYNE JESKEY being first sworn, state that

PRESIDENT

(Title)

of the applicant herein and that the statements made in this application

are true and I acknowledge that any false, deceptive or fraudulent statements on the application or at a hearing will result in the denial of qualification, and may subject me to charges of false swearing or perjury; should there be a subsequent material reduction in applicant's ability to carry out any project for which applicant desires to submit a bid; applicant will give written notice of such change to the designated officer to whom this application is submitted at least ten days prior to the bid opening and that it is understood that such notice may change the eligibility of applicant to submit the bid.

Wayne Jeskey
(Original
Signature)

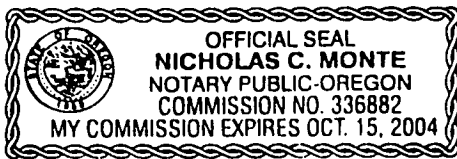
PRESIDENT
(Title)

Subscribed and sworn to before me this 7th day of FEBRUARY, Year 2001

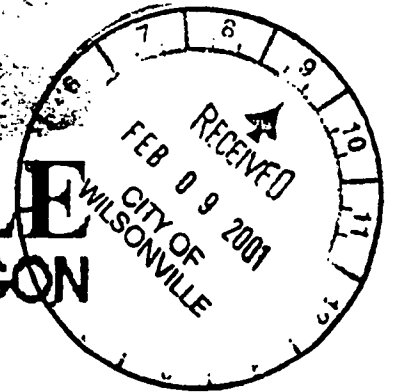
Notary Seal
or
Stamp

Nicholas C. Monte
Original Notary Public Signature

My commission expires 10/15/04



City of
WILSONVILLE
in OREGON



RE: STATEMENT OF QUALIFICATIONS

Wilsonville Road Phase 2A

Wilsonville Road Phase 4

**Coffee Creek Correctional Facility
Infrastructure**

John Michael, Engineering Associate
City of Wilsonville
8445 SW Elligsen Road
Wilsonville, Oregon

SUBMITTED BY:

**EXCEL EXCAVATION, INC.
7451 SW COHO COURT #201
TUALATIN, OR 97062
503-691-9811 / 503-691-9812 FAX**

Table of Contents

1	<i>City of Wilsonville Statement of Qualification Application</i>
2	<i>Section 1 - 1.1 Organization Chart Prime Contractor</i>
3	<i>Section 1 - 1.2 Organization Chart Prime with Subcontractors</i>
4	<i>Section 1 - 1.3 Narrative on Management Style & Techniques</i>
5	<i>Section 2 - 2.2 Anticipated major subcontractors</i>
6	<i>Section 2 - 2.3 Major Projects - Project # 3 -Beef Bend Rd & #10 Cornelius Pass Rd</i>
7	<i>Section 2 - 2.3 Major Projects - Project # 4 -Bonita Road</i>
8	<i>Section 2 - 2.3 Major Projects - Project # 5 -Millenium Park Plaza</i>
9	<i>Section 2 - 2.3 Major Projects - Project # 6 -OHSU - Campus Drive</i>
10	<i>Section 2 - 2.3 Major Projects - Project # 7 - Beaverton City Hall Parking Lot</i>
11	<i>Section 4 - 4.1 Bonding</i>
12	<i>Section 4 - 4.6 Financial Reports</i>
13	<i>Additional Information - Letter of Recommendation - D.R. Horton</i>
14	
15	

1

City of Wilsonville
Engineering Department
30000 SW Town Center Loop E
Wilsonville, Oregon 97070
(503) 682-4092



STATEMENT OF QUALIFICATION APPLICATION

Statement of EXCEL EXCAVATION, INC.
(Contractor's Registered Company Name)

Address to which all correspondence should be mailed:

Physical Address 7451 SW Coho Court Suite #201

PO Box none

City Tualatin State Oregon Zip Code 97062

Phone No. (Area Code) 503 691-9811

Fax No. (Area Code) 503 691-9812

Date Application Prepared February 7, 2001

This Statement of Qualifications is submitted for the following projects:

- Wilsonville Road – Phase 2A
- Wilsonville Road – Phase 4
- Coffee Creek Correctional Facility Infrastructure

Scheduled Bid Opening:	Wilsonville Road Phase 2A & Phase 4	March 13, 2001
	Coffee Creek Correctional Facility Infrastructure	March 27, 2001

INSTRUCTIONS

INTRODUCTORY STATEMENT:

In accordance with the statutes of the State of Oregon, every public contracting agency contemplating receiving bids for and awarding any contract for a public improvement may require any prospective bidder (*herein referred to as applicant*) to submit a full and complete statement concerning their equipment and experience in constructing public improvements.

The application and questionnaire forms which are bound herewith comply with the requirements of public contracting rules and must be used in determining the qualifications of applicants and in assigning limits as to the size and kinds of projects for which the applicant may submit bids.

The applicant should use care and integrity in preparing this information. The public contracting agency may make independent inquiries concerning the contractors past performance and/or capabilities.

Manner of Preparing and Filling in Forms:

This application shall include information for only the specific single business organization or entity which is applying for qualification and which would be the signatory on a contract with the public contracting agency.

All answers and other entries on the forms, except signatures, should be filled in on a typewriter or printed. To make this possible, the forms may be taken apart by removing the staples by which they are bound. It shall be the responsibility of the applicant to return all pages whether applicable or not. Failure to do so may be grounds for rejection. The forms are available in electronic format from the City of Wilsonville. All pages whether applicable or not must be submitted in hard copy. No electronic submissions will be accepted.

All answers and entries shall be specific and complete in detail.

The qualification application shall be signed by the applicant and sworn to as the form indicates. The signatory of the statement guarantees the truth and accuracy of all statements and of all answers to questions.

An original signed application must accompany the qualification application. (Xerox or fax signatures will not be accepted)

Use of Attachments:

Schedules, reports and other forms of qualification statements may be used as attachments to the prescribed form, provided that the information contained therein specifically includes the information required by this form.

Requests for Further Information

For general information regarding this qualification statement application refer to the Request for Qualification packet, General Instructions section. All requests for additional information and clarifications shall be made directly to the City's primary contact person, John Michael. In Mr. Michael's absence, respondents may contact the City's alternate contact person, Pat Carroll. Contact information is provided in the section referenced above.

Please answer each section and question in the application. Failing to do so, the application will be returned for completion. No additional time will be granted before the closing of the submittal date.

SECTION 1 – ORGANIZATION OF CONSTRUCTION FIRM

(Note: Respondents wanting to qualify for either Wilsonville Road Phase 4 and/or Coffee Creek Correctional Facility answer this section. Wilsonville Road Phase 2A do not.)

1.1 Organization chart or outline of construction firm.

See attachment - Table of Contents #2

1.2 Organization chart or outline of prime contractor and sub-contractors.

See attachment - Table of Contents #3

1.3 Narrative on management style and techniques referring to the individuals responsible for the project.

See attachment - Table of Contents #4

SECTION 2 –MANAGEMENT AND CONSTRUCTION EXPERIENCE

2.1 Fill in the classes of work you wish to bid on. Classes of work include, but are not limited to, work listed in parenthesis.

For Each Class of Work.

- A Enter the maximum dollar amount of work you are capable of performing.
- B Enter the maximum dollar amount of work you are qualified to undertake in other states.
- C Enter the state(s) qualified for the amount shown in column 'B'.
- D Enter the number of years of experience in this class of work.

Class	A. Max Dollar Amount	B. Qualified Dollar Amount	C. State(s) Experience	D. Years Experience
Aggregate Bases	10,000,000			97
Asphalt Concrete Paving and Oiling	6,000,000			32
Boring				
Demolition and Related Excavation and Cleaning	3,000,000			60
Earthwork and Drainage (Cleaning, Earthwork, Blasting, Rip-rap, Culverts, Manholes, Inlets)	8,000,000			104

Class

**A. Max Dollar
Amount**

**B. Qualified
Dollar Amount**

**C. State(s)
Experience**

**D. Years
Experience**

Landscaping (Roadside Seeding, Lawns, Shrubs, Trees, Irrigation Systems, Topsoil, Temporary and Permanent Erosion Control)

3,000,000

32

Miscellaneous Roadway Appurtenances (Guardrail, Barrier, Curbs, Walks, Fences, Protective Screening, Impact Attenuators, Cold Plane Pavement Removal)

3,000,000

32

Municipal Street Construction Pavement Markings (Permanent Painted, Durable, Markers, Delineators)

12,000,000

104

Portland Cement Concrete Paving

4,000,000

32

Storm Sewer Construction

4,000,000

77

Signing (Permanent)

Temporary Traffic Control (All Temporary Traffic Control Items including Flaggers and Pilot Cars)

Traffic Signals

1,000,000

44

Water Lines

4,000,000

77

Other, (List specific class)

Drainage

4,000,000

97

Rock Production

(aggregate Crushing, sanding Rock)

2,500,000

40

2.2 Indicate the anticipated major sub-contractors for this project and the class of work.

Amount	Class or Type of Work
	See attachment – Table of Contents #5

2.3 List ten major projects applicant has undertaken in the last five years. (List most recent projects first.)

1. Name of Project Stonewater – Cherry Lane
Owner & Contact Matrix Development - Craig Brown
Address 12755 SW 69th Ave. Portland, OR 97223
Phone Number 503-620-8080 503-598-8900 fax
Project Description New street to connect Cornelius Pass with 231st

Project Location SW 231st & Cherry Drive – Hillsboro, Oregon
Contract Amount \$880,088.00 Over/Under Contract & Amount Even \$880,088.00
Dates Started and Completed 7/29/00 / in progress Completed on Time in progress
Project Construction Supervisor Eric Jochim
Architect/Engineering Firm & Contact WRG – Randy Dyer
Address 10450 SW Nimbus Ave Suite RA Portland, OR 97223
Phone Number 503-603-9933 503-603-9944 fax
Indicate whether: Prime Contractor, Sub-contractor or Joint Venture on project Prime Contractor
Remarks This project will be completed upon the adjoining subdivision completion

2. Name of Project Beaverton Elementary School – Package A
Owner & Contact Beaverton School District – Jim Lynch
Address 16550 SW Merlo Road Beaverton, OR 97006
Phone Number 503-591-8000 503-591-4484 fax
Project Description Sitework for new elementary, storm, sewer, water, grading
Project Location NW Skycrest Parkway – Beaverton, Oregon
Contract Amount \$466,999.00 Over/Under Contract & Amount Over – final amt. \$601,999.00
Dates Started and Completed 9/5/00- 10/31/00 Completed on Time yes
Project Construction Supervisor Eric Jochim
Architect/Engineering Firm & Contact Dull Olsen Weeks – Dan Hess
Address 319 SW Washington #200 Portland, OR 97204
Phone Number 503-226-6950 503-273-9192 fax
Indicate whether: Prime Contractor, Sub-contractor or Joint Venture on Project Prime
Remarks Overage of contract due to weather and late start due to permits

3. Name of Project Beef Bend Road / 131st Avenue/Fischer Road Combined Roadwork and Waterline
Owner & Contact Washington County Al Girard
Address 1400 SW Walnut Street Hillsboro, OR 97124
Phone Number 503-846-7851 503-846-7850 fax
Project Description Road reconstruction, grading, paving, storm, sanitary, waterlines, curb & gutter, block retaining walls, & wetland protection.
Project Location Beef Bend Road – Tigard Oregon
Contract Amount \$2,917,018.74 Over/Under Contract & Amount under final amt \$2,504,467.00
Dates Started and Completed 7/1/99 to 8/20/00 Completed on Time ahead of schedule
Project Construction Supervisor Eric Jochim / John “JT” Tenneson
Architect/Engineering Firm & Contact Washington County
Address 1400 SW Walnut Street Hillsboro, OR 97124
Phone Number 503-846-7851 503-846-7850 fax
Indicate whether: Prime Contractor, Sub-contractor or Joint Venture on Project Prime
Remarks See attachment- Table of Contents #6 Accelerated the schedule to complete the project 6 months ahead of schedule and \$400,000.00 under budget. Only closed the road for 3 mo. not 4.

4. Name of Project Bonita Road
Owner & Contact City of Tigard – Michael Mills
Address 13125 SW Hall Blvd Tigard, OR 97223
Phone Number 503-639-4171 Ext 370 503-624-0752 fax
Project Description Street reconstruction involving RxR crossing – storm & water
Project Location Bonita Road – Tigard, Oregon
Contract Amount \$192,944.25 Over/Under Contract & Amount Over final amt \$193,583.00
Dates Started and Completed 5/26/99-7/11/99 Completed on Time Yes
Project Construction Supervisor Eric Jochim
Architect/Engineering Firm & Contact City of Tigard
Address 13125 SW Hall Blvd Tigard, OR 97223
Phone Number 503-693-4171 503-624-0752 fax
Indicate whether: Prime Contractor, Sub-contractor or Joint Venture on project Prime
Remarks Completed the project ahead of schedule, and only had the road closed for 2 weeks instead of 1 Month. See attachment- Table of Contents #7

5. Name of Project Millennium Park Plaza
Owner & Contact City of Lake Oswego - Patrick Linhart (JE DUNN)
Address 380 A Street Lake Oswego OR 97035
Phone Number 503-635-0270 – City of Lake Oswego (Bob Gallante)
Project Description New park construction with storm, sanitary, water, & electrical lighting
Project Location 1st & A Streets – Lake Oswego
Contract Amount \$472,060.00 Over/Under Contract & Amount Over final amt \$609,114.00
Dates Started and Completed 3/17/99-12/31/99 Completed on Time YES
Architect/Engineering Firm & Contact KPFF
Address 111 SW 5th #2500 Portland, OR 97204
Phone Number 503-227-3251 503-227-7980 fax
Indicate whether: Prime Contractor, Sub-contractor or Joint Venture on Project Sub To JE DUNN
Remarks See attachment- Table of Contents #8

6. Name of Project OHSU - Lakeside
Owner & Contact OHSU - Lakeside Industries (Larry Hanson)
Address 955 SW Armco Hillsboro, OR 97123
Phone Number 503-250-0151 503-222-6460 fax
Project Description Street Reconstruction
Project Location Campus Drive - OHSU Hospital
Contract Amount \$89,394.00 Over/Under Contract & Amount Even \$89,394.00
Dates Started and Completed 10/10/98-10/18/98 Completed on Time YES
Project Construction Supervisor Eric Jochim / John "JT" Tenneson
Architect/Engineering Firm & Contact OTAK- Dick Yano
Address 17355 SW Boones Ferry Road, Lake Oswego, Oregon 97035
Phone Number 503-635-3618 503-635-5395 fax
Indicate whether: Prime Contractor, Sub-contractor or Joint Venture on project Sub to Lakeside
Remarks See attachment- Table of Contents #9 -48 hours to Excavate 200 LF of street and pave back. Utilized on site recycling to expedite job.

7. Name of Project Beaverton City Hall Parking Lot
Owner & Contact City of Beaverton - Jerry Williams
Address 4755 SW Griffith Drive Beaverton, OR 97076
Phone Number 503-526-2445 503-526-2550 fax
Project Description Parking lot reconstruction and addition with storm modification
Project Location Beaverton City Hall Parking Lot
Contract Amount \$624,611.00 Over/Under Contract & Amount Over fin.amt \$669,701.00
Dates Started and Completed 8/7/98-1/24/99 Completed on Time Yes
Architect/Engineering Firm & Contact Harper Houf Righellis Gary Alfson
Address 5200 SW Macadam Ave #580 Portland, OR 97201
Phone Number 503-221-1131 503-221-1171 fax
Indicate whether: Prime Contractor, Sub-contractor or Joint Venture on Project Prime
Remarks See attachment- Table of Contents #10

8. Name of Project Hillsboro Airport Taxiway F
Owner & Contact Port of Portland - Gary Gum
Address Box 3529 Portland, OR 97208
Phone Number 503-460-4185
Project Description New roadway and runway construction, storm line, & electrical lighting
Project Location Hillsboro Airport - Hillsboro, Oregon
Contract Amount \$862,480.00 Over/Under Contract & Amount Over final Amt \$919,068.00
Dates Started and Completed 8/98-12/98 Completed on Time YES
Project Construction Supervisor Eric Jochim / Chomo Santana
Architect/Engineering Firm & Contact W & H Pacific- Brady Berry
Address 8405 SW Nimbus Ave Beaverton, OR 97008-7120
Phone Number 503-626-0455 503-526-0775 fax
Indicate whether: Prime Contractor, Sub-contractor or Joint Venture on project Prime
Remarks The overage on the contract amount was due to design changes.

9. Name of Project Rood Bridge Road
Owner & Contact City of Hillsboro Dan Kern
Address 123 W. Main Street Hillsboro, Oregon 97123
Phone Number 503-681-6151 503-615-6595 Fax
Project Description Road widening, storm, and water modification
Project Location Rood Bridge Road, Hillsboro, Oregon
Contract Amount \$158,231.50 Over/Under Contract & Amount Over fin.amt\$170,332.00
Dates Started and Completed 5/13/98-7/31/98 Completed on Time yes
Architect/Engineering Firm & Contact WRG- Brian Dehaas
Address 10450 SW Nimbus Ave #RA Portland, OR 97223
Phone Number 503-603-9933 503-603-9944 fax
Indicate whether: Prime Contractor, Sub-contractor or Joint Venture on Project Prime
Remarks _____

10. Name of Project Cornelius Pass Road Reconstruct
Owner & Contact Washington County Al Girard
Address 1400 SW Walnut MS -19 Hillsboro, OR 97124
Phone Number 503-846-7851 503-846-7850 fax
Project Description Road reconstruction, storm, sanitary, water, and franchise relocates

Project Location Cornelius Pass Road, Hillsboro, Oregon
Contract Amount \$574,873.20 Over/Under Contract & Amount Over final Amt \$838,173.00
Dates Started and Completed 5/97-7/98 Completed on Time Time extension granted as change order
Project Construction Supervisor Eric Jochim / Chomo Santana

Architect/Engineering Firm & Contact Kampe & Associates- Pamela Wiedemann
Address 16154 SW Upper Boones Ferry Rd. Portland, OR 97229
Phone Number 503-624-7277
Indicate whether: Prime Contractor, Sub-contractor or Joint Venture on Project Prime
Remarks See attachment- Table of Contents #6

2.4 How many years has Respondent been in business under present name?
As a prime contractor? : 6 years As a subcontractor? : 6 years

2.5 How many years' experience in construction work has Respondent had?
As a prime contractor? : 29 years As a subcontractor? : 29 years

2.6 Indicate Respondents principal contact person for this application:
Contact John "JT" Tenneson
Address 7451 SW Coho Court #201 - Tualatin, OR 97062
Phone and Fax Number (503)691-9811 Phone / (503)691-9812 Fax

2.7 What is the construction experience of all owners, officers, partners and principal individuals in Respondent's organization? Also list any other individuals or organization who, in any way and to any extent, controls or influences the bidding.

Individual's Name	Present Position or Office	Years of Construction	Magnitude and Type of Work	In What Capacity
Eric Jochim	Vice President	29	Clearing, grading, utilities , crushing	Owner
John Tenneson	President	17	Clearing, grading, utilities , crushing	Owner
Steve Sandy	Vice President	23	Clearing, grading, utilities , crushing	Owner
Chomo Santana	Secretary	11	Clearing, grading, utilities	Owner
Lisa Watts	Treasurer	6	Office Management, CFO	Owner
Richard Kauer	Superintendent	15	Clearing, grading, utilities	Superintendent
Dave Morris	Superintendent	30	Clearing, grading, utilities	Superintendent
Dom Anglin	Foreman	8	Clearing, grading, utilities	Foreman
Greg Anderson	Foreman	4	Clearing, grading,	Foreman

2.8 Indicate contractor's licenses or registration numbers held as required by Oregon Statutes:

Corporation Division Registration No.: 93-1172245

Construction Contractors Board No.: 106170

Landscape Contractors License No.: N/A

Electrical License No.: N/A

Plumbing License No.: N/A

Pressure Vessel Installers License No.: N/A

Other License No.: N/A

SECTION 3 – EQUIPMENT LIST

3.1 List plants and Equipment owned by applicant: List only major items. Lump together small equipment and tools.

Quantity, Description and Capacity of Items	Age in Years	Condition of Equipment
CAT D5H DOZER	8	EXCELLENT
CAT D4C DOZER	7	EXCELLENT
CAT D4LPG DOZER	4	EXCELLENT
CAT 325L EXCAVATOR (2)	5	EXCELLENT
CAT 315L EXCAVATOR (2)	5	EXCELLENT
CAT 416B EXTENDAHOE	4	EXCELLENT
CAT 426IT BACKHOE (2)	4	EXCELLENT
CAT 163H MOTORGRADER	5	EXCELLENT
CAT 815 COMPACTOR	23	EXCELLENT
CAT D6R	2	EXCELLENT
TEREX TS14 MOTORSCRAPERS (2)	26	EXCELLENT
IT28G WHEEL LOADER (2)	NEW	EXCELLENT
CAT CH 45 WITH OMNITRAK DUMP TRAILER	4	EXCELLENT
JOHN DEERE 860B SCRAPER (2)	30	EXCELLENT
CAT 345BL EXCAVATOR	NEW	EXCELLENT
CAT 330 BL EXCAVATOR	NEW	EXCELLENT
CAT 315BL EXCAVATOR (2)	NEW	EXCELLENT
JOHN DEERE 35 EXCAVATOR	1	EXCELLENT
HYPAC C850B COMPACTOR	1	EXCELLENT

Total market value of equipment: \$ 2,800,000.00

3.2 Does applicant intend to rent equipment? If so, provide a general description: If necessary from
local rental yards.

Where available: Halton Rental, United Rental, Star Rentals

SECTION 4 – FINANCIAL INFORMATION AND CAPACITY

4.1 Indicate the total amount of work, expressed in dollars, which the applicant can be bonded for at one time (attach evidentiary letter from licensed bonding company or agent):

\$ 10,000,000.00 See attachment - Table of Contents #11

The contract(s) for which this qualification is sought require bid and performance bond(s), the applicant shall state the name of the agent and name, address, and telephone number of the surety company applicant expects to provide the bonds.

Name of Agent Ray Paiement or John Klump – Anchor Insurance
Surety Company Hartford Fire Insurance Company
Address 500 Century Tower – 1201 SW 12th Ave – Portland, OR 97205
Phone Number 503-224-2500

4.2 Indicate the firm's form of business.

4.2 a If an Oregon corporation, answer this:

When Incorporated April 1995
President John Tenneson
1st Vice President Eric Jochim 2ND Vice President Steve Sandy
Secretary Chomo Santana
Treasurer Lisa Watts
What officers are authorized to execute contracts: All Officers

4.2 b If a general partnership, answer this: N/A

Date of Organization _____

If a foreign (out of State) co-partnership or persons engaging in business in the state under an assumed name, but not domiciled within this state, state whether or not such partnership or business organization has been registered as may be required in compliance with Chapter 648, Oregon Revised Statutes:

Name and Address of Partners: _____

4.2 c If a foreign (out of State) corporation, answer this: N/A

When Incorporated _____

In what state _____

Date of authorization to transact business in the State of Oregon _____

Has applicant filed with the Department of Revenue forms required by ORS 279.021? _____

Treasurer _____

President _____

1st Vice President _____

Secretary _____

Treasurer _____

What officers are authorized to execute contracts: _____

Name and address of registered agent in Oregon: _____

4.2 d If a limited liability company, limited liability partnership or a limited partnership indicate below: N/A

- Check One: Limited liability company
 Limited liability partnership
 Limited partnership

Have you registered with the State Corporation Division, Business Registry?
 Yes No

Name and address of organizer: _____

List who is authorized to execute contracts: _____

4.2 e If doing business under an assumed business name, fill out the following information: N/A

Name of assumed business: _____

Owner's name and address: _____

Registration Date: _____ Expires: _____

4.2 f If doing business as a sole proprietorship, fill out the following information: N/A

Individual's name liable for all obligations of business: _____

If you are a sole proprietor using an assumed business name, please list names below:

Registration Date: _____ Expires: _____

4.3 List those individuals, companies or corporations owning 10% or more of applicant's firm.

John Tenneson – 25% Excel Excavation Inc

Eric Jochim – 25% Excel Excavation Inc.

Steve Sandy – 25% Excel Excavation Inc.

Lisa Watts – 12 1/2 % Excel Excavation Inc.

Chomo Santana – 12 1/2 % Excel Excavation Inc.

4.4 List any organization, owned or controlled by the applicant, its officers, directors, partners and anyone owning at least 10% interest in the firm, or in which the applicant was or is an officer, director, partner, doing business in Oregon under another name. If none, so state.

Columbia Northwest Recycling, Inc.

4.5 List all other personnel in applicant's organization who have a financial interest in or serve as officers or partners in another firm pre-qualified to bid in this or another state.

Individual's Name	Present Position or Office	Other Firm or Firms	Position in Other Firm(s)	State of Other Firm
John Tenneson	Owner	Columbia Northwest Recycling Inc.	16.67% Owner	Oregon
Eric Jochim	Owner	Columbia Northwest Recycling Inc.	16.67% Owner	Oregon
Steve Sandy	Owner	Columbia Northwest Recycling Inc.	16.67% Owner	Oregon

4.6 Financial report attachment. (See SOQ Submittal Content and Organization Section 4.6 for instructions.)

See attachment - Table of Contents #12

SECTION 5 – PUBLIC WORKS CONTRACT EXPERIENCE

5.1 Is your firm currently certified by the State of Oregon as a Disadvantaged Business Enterprise (DBE)

(Check one) Yes No

5.2 Have you ever been denied qualification by any state, local or federal agency in this or any other state?

(Check one) Yes No

If yes, please explain.

5.3 Have you ever been debarred from bidding on contracts by any state, local or federal agency in this or any other state under any State Law or Federal Law?

(Check one) Yes No

If yes, please explain.

5.4 Has any officer or partner of the applicant ever applied for qualification or Public Works contract with the City of Wilsonville or the State of Oregon Department of Corrections under a different name?

(Check one) Yes No

If yes, please explain.

Eric Jochim – Previously an owner - Northwest Earthmovers, Inc.

5.5 Has the applicant ever failed to complete a state, local or federal public improvement (works) contract?

(Check one) Yes No

If yes, please explain.

5.6 Has any officer or partner of the applicant ever been found in breach of a local, state or federal contract?

(Check one) Yes No

If yes, please explain.

- 5.7 Does the Respondent have any unpaid judgements and/or unadjudicated claims in excess of \$5,000? (See SOQ Submittal Content and Organization Section 47 for instructions.)
(Check one) Yes No

If yes, please explain. (If this information is confidential, attach a second sealed envelope clearly marked as such.)

SECTION 6 – COMMENTS ON PROPOSED PROJECT (OWNER’S CONCERNS)

- 6.1 Respondents should comment on the following aspects of the proposed Project and delivery program and/or schedule.

5.1 a. Do you think the referenced completion dates are reasonable?

5.1 b. Should a traffic control plan be included in the bid documents or is this best left to the individual bidders to determine?

A. Yes, we feel that the completion dates are very attainable, we see the possibility of earlier completion even to minimize the exposure to the City and to ourselves as the Contractor.

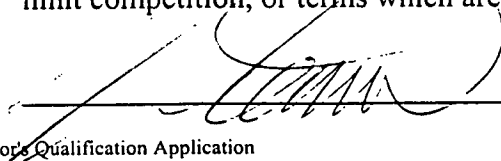
B. Yes, we feel that it would be in the best interest to all parties involved if the traffic control plan was included within the bid documents.

SECTION 7 – AUTHORIZED EMPLOYEE

- 7.1 **Authorized Employee Representative of the Respondent**

By submitting a Statement of Qualifications for the Project, respondents expressly represent that they have taken no exception to any term, condition, obligation or requirement of the RFQ that is not clearly and expressly stated in their SOQ.

Respondents further represent that they are an Authorized Employee Representative of the Respondent and will report immediately to the City in writing any errors, inconsistencies, ambiguities, terms which limit competition, or terms which are otherwise unlawful that they discover in the RFQ.



John Tenneson, President

(Signature and Title)

SECTION 8 - AFFIDAVIT

AFFIDAVIT:

STATE OF OREGON)

County of WASHINGTON)

ss.

I, JOHN TENNESON being first sworn, state that I am

of the applicant herein and that the statements made in
this application

PRESIDENT

(Title)

are true and I acknowledge that any false, deceptive or fraudulent statements on the application or at a hearing will result in the denial of qualification, and may subject me to charges of false swearing or perjury; should there be any subsequent material reduction in applicant's ability to carry out any project for which applicant desires to submit a bid; applicant will give written notice of such change to the designated officer to whom this application is submitted at least ten days prior to the bid opening and that it is understood that such notice may change the eligibility of applicant to submit the bid.

[Handwritten Signature]
(Original Signature)

PRESIDENT

(Title)

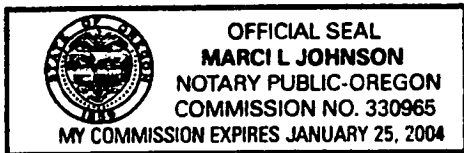
Subscribed and sworn to before me this 9th day of February, Year 2001

Notary Seal
or
Stamp

[Handwritten Signature]

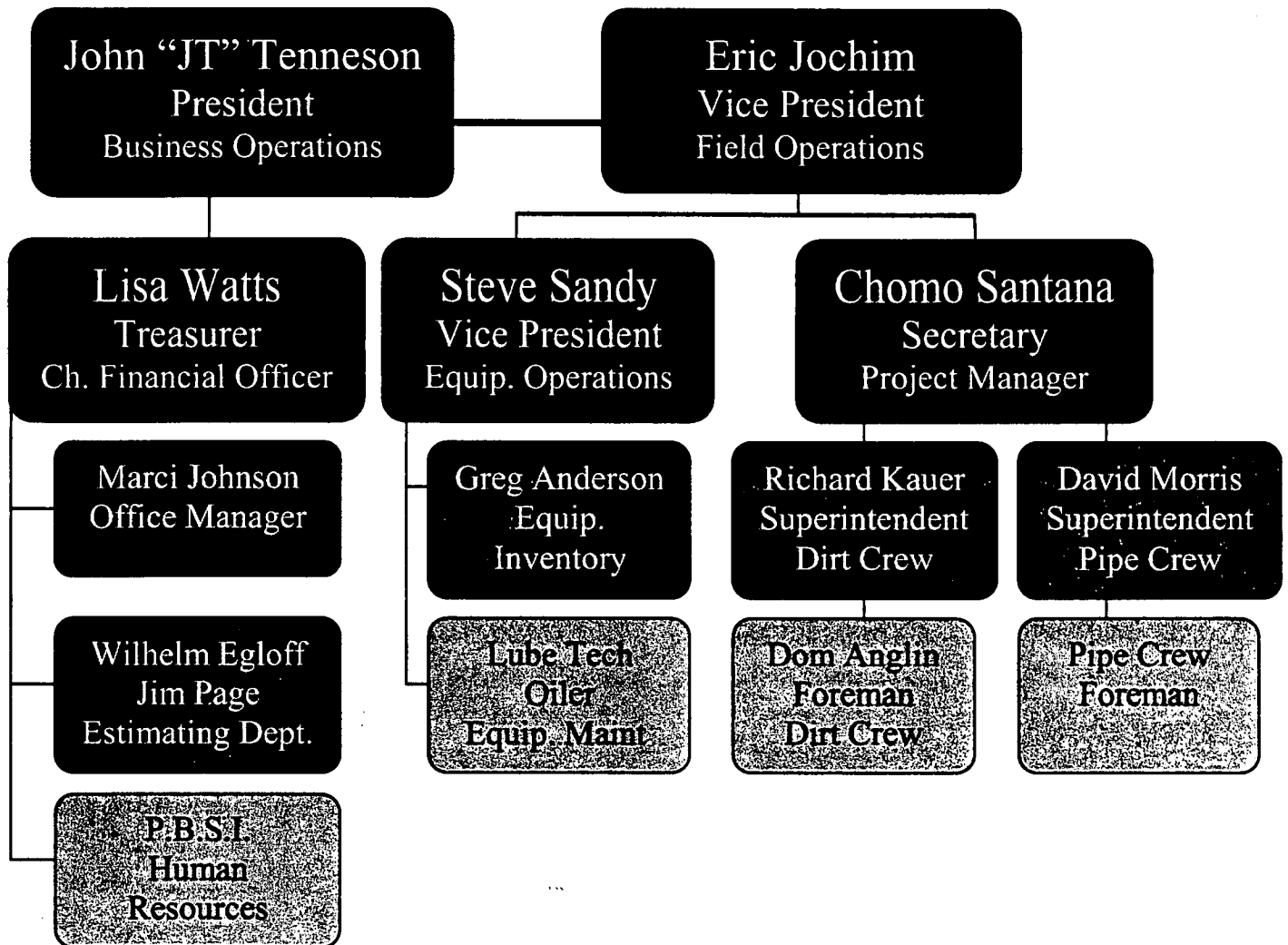
Original Notary Public Signature

My commission expires Jan. 25, 2004



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Excel Excavation, Inc. Profile



OWNERS / BOARD OF DIRECTORS

John "JT" Tenneson

Eric Jochim

Steve Sandy

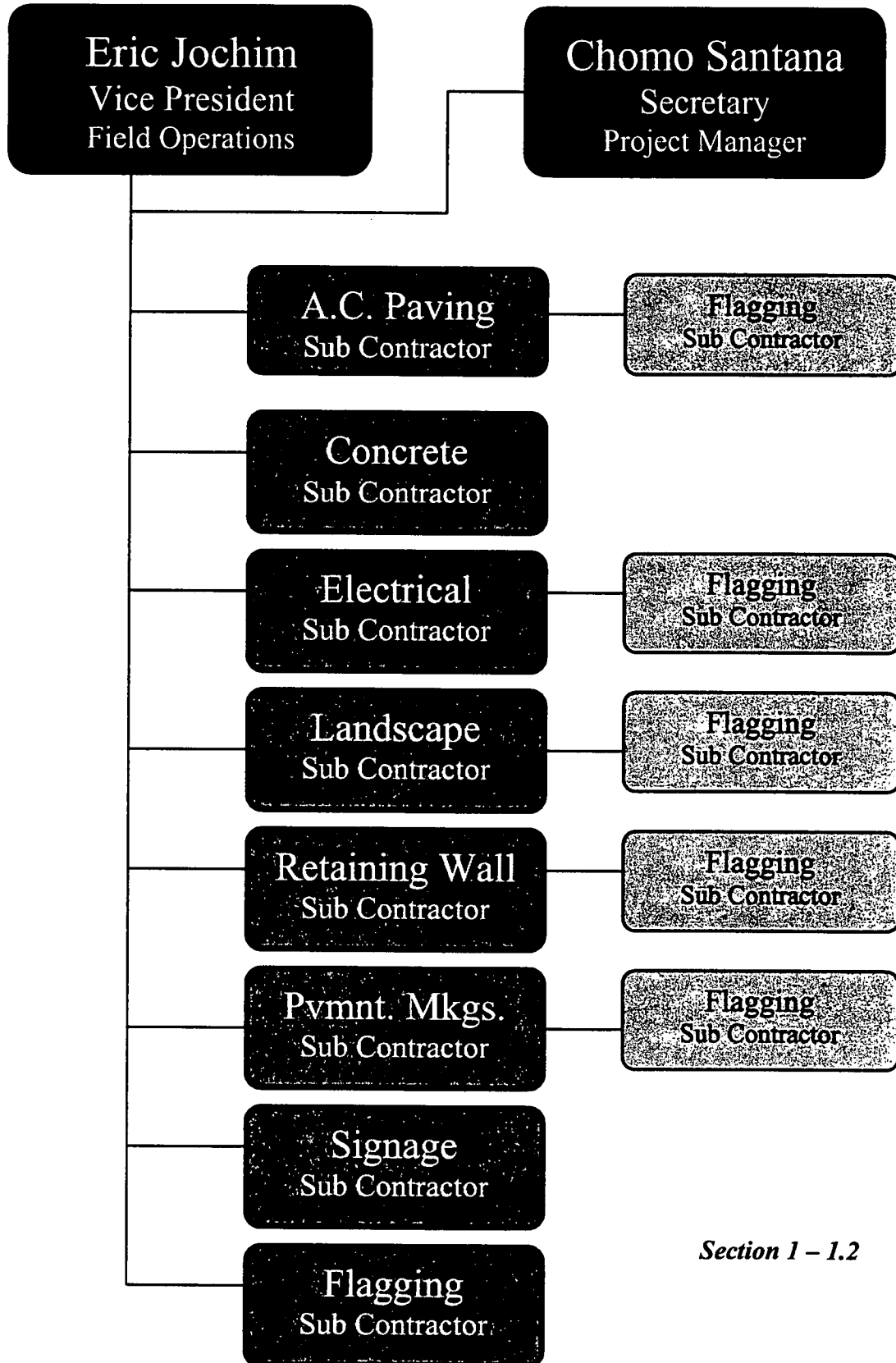
Chomo Santana

Lisa Watts

3

Excel Excavation, Inc.

Subcontractor Profile



4

Narrative on our management style and techniques

John "JT" Tenneson, President and Partner

Background: JT graduated from Oregon State University in 1991 with a BS in Construction Engineering. He has over 18 years of experience in the construction industry, ranging from project management to engineering. Although JT is originally from Oregon, he has also worked in California and Hawaii. In 1995, he became a founding partner of Excel Excavation.

Excel Excavation Responsibilities: Liaison between developers & owners of projects. Meets with Eric on a regular basis to review and visualize the overall progress and completion of our current jobs.

Eric Jochim, Vice President and Partner

Background: Eric graduated from Oregon State University in 1971 with a BS in Construction Engineering. He has founded a number of companies in the northwest, including Northwest Earthmovers, Inc. (NEI) in 1984. In 1990, Eric sold his shares in NEI to pursue other interests, and in 1995 became a founding partner of Excel Excavation, Inc.

Excel Excavation Responsibilities: Oversees the field operations from planning, scheduling and execution of work. Meets with JT on a regular basis as described above. Eric has a hands on approach to his duties, and can usually be found running equipment while on the job.

Steve Sandy, Vice President and Partner

Background: Steve began his construction career working for Marshall Associated Contractors on their underground utilities crew. Since then, he has had a variety of experiences ranging from equipment operation to working as the foreman of environmental field operations for Northwest Envirotech. In 1995, Steve put his 23 years of experience to work by becoming a founding partner of Excel Excavation.

Excel Excavation Responsibilities: Oversees Equipment repairs and maintenance schedules. He works hands on in the field and is one our finest operators.

Lisa Watts, Treasurer and Partner

Background: Lisa began working with Excel Excavation as the office manager in 1995, shortly after the corporation was formed. She is now responsible for all client accounts. Lisa has 14 years of experience in handling financial matters in a variety of fields, and has recently become a partner.

Excel Excavation Responsibilities: Liaison between developers/owners for contract and insurance requirements. Coordinates the completion of Progress Billings, and the processing of payments to vendors.

Chomo Santana, Secretary and Partner

Background: Chomo's first experience with Excel Excavation was as an intern during the summer of 1995. The following year, after graduating from Oregon State University, he was employed by Excel as a project manager. He has now been added to the Excel Excavation team as a partner, while continuing in his role as project manager.

Excel Excavation Responsibilities: Works closely with JT in looking at what jobs we will be bidding on, and also works closely with Eric in getting the proper scheduling coordinated for the jobs.

Excel Excavation, Inc. is proud to have served the Portland metropolitan area since 1995. With over 70 years of combined experience in management and field operations, XLX has the skills to take on a wide variety of projects. Perhaps more importantly, Excel's principals are native to the northwest, giving them extensive knowledge of the local environment and of the special requirements that follow.

When working on any of our projects be it commercial, industrial, subdivision site work, road reconstruction, or a simple one-day driveway widening are daily operation, communication, and authority stay the same.

JT and Eric meet regularly to review the current jobs, as well as upcoming jobs. Eric then will communicate through Steve and Chomo to assure that the equipment and employees needed for a specific project are in place. They in turn pass the information down through the Superintendents and Foremen. All of our crewmembers have full knowledge of the process of who to call when they have a specific need on a job that needs to be fulfilled.

In the field our staff is detail oriented, while also striving to complete projects in a timely manner and to perform with professionalism. Both owners and project managers maintain close control over all field operations, thus ensuring a satisfactory final product. Our office personnel deal with the daily operation of the company, with an emphasis on client accounts, cost tracking, and timely billing. In this area as well, owners, project managers, and office staff maintain close contact with each other in order to ensure that all projects proceed smoothly.

We at Excel Excavation take pride in our focus on all aspects of the construction process. From project pre-planning to final punch lists, our staff is meticulous in its efforts to finish projects on time and within budget.

As you'll see further into our SOQ we have had a vast amount of experience with doing these types of projects. Please keep in mind that our list of experience on these jobs are only 10 out of over 160 jobs that we have completed over the last six years. Through our past experience with jobs of this nature, we see a potential in the Roadway Improvements to work together with the City of Wilsonville in a Partnering nature to allow the jobs to get done in a timely manner, while working closely with the homeowners in the area. Excel is committed to do whatever it takes to keep residents from being inconvenienced, to keep traffic under control, and to work closely with our subcontractors to get all improvements completed as needed, while keeping safety as a top priority. The Excel Excavation, Inc. team is confident in its ability to meet any challenge. With the winning combination of a hardworking group of employees and extensive experience in the construction industry, we are certain that you, as a client, will find us suitable for the job.

Section 1 1.3

5

Wilsonville Road - Phase 2 A
Estimated @ \$180,000.00

<u>Amount</u>	<u>Class or Type of Work</u>
\$ 12,600.00	AC PAVING
\$ 18,000.00	CONCRETE
\$ -	RETAINING WALL
\$ 7,200.00	FLAGGING
\$ 3,600.00	LANDSCAPING
\$ -	TRAFFIC SIGNALS
<u>\$ 6,500.00</u>	<u>STREET LIGHTS</u>

\$ 47,900.00

26.61%

***Wilsonville Road - Phase 4
Estimated @ \$3.7 million***

<u>Amount</u>	<u>Class or Type of Work</u>
\$ 259,000.00	AC PAVING
\$ 370,000.00	CONCRETE
\$ -	RETAINING WALL
\$ 148,000.00	FLAGGING
\$ 74,000.00	LANDSCAPING
\$ 250,000.00	TRAFFIC SIGNALS
<u>\$ 75,000.00</u>	<u>STREET LIGHTS</u>

\$ 1,176,000.00

31.78%

Section 2 - 2.2

**Coffee Creek Correctional Facility Infrastructure
Estimated @ \$5 million**

<u>Amount</u>	<u>Class or Type of Work</u>
\$ 350,000.00	AC PAVING
\$ 500,000.00	CONCRETE
\$ 65,000.00	RETAINING WALL
\$ 200,000.00	FLAGGING
\$ 100,000.00	LANDSCAPING
\$ 500,000.00	TRAFFIC SIGNALS
<u>\$ 75,000.00</u>	<u>STREET LIGHTS</u>

\$ 1,790,000.00

35.80%

6



WASHINGTON COUNTY

OREGON

February 8, 2001

Excel Excavation, Inc
7451 SW Coho Court, suite 201
Tualatin, Or 97062

RE: Letter of Reference

Excel Excavation, Inc. worked on our Beef Bend/ 131st to Fischer Road project. This was a 2.9 million-dollar project involving grading, paving storm, Sanitary, waterline, curb and gutter, sidewalk and a block retaining wall. This project came in ahead of schedule and under budget.

They also worked on our Cornelius Pass / Cornell to Nicholas ct. project. This was major realignment in an area of a railroad crossing involving grading, paving, storm sewer and curb and gutter. This project had many complex utility conflicts. We were able to work with Excel to resolve these major conflicts and they were still able to bring the project in under budget.

They have been very good to work with, taking time to assure that their subcontractors performed on time and with good workmanship. They have worked very well with the property owners and respond to their concerns in a timely manner. We Partnered with Excel on the Beef Bend project and the Partnering was very successful.

Albert R. Girard
Project Manager
CPM/Construction Management

X_LX

Cornelius Pass Road Hillsboro, Oregon



◆ Heavy traffic with numerous utility problems. This project was completed during the winter months. A main collector, Cornelius Pass provides north-south access to the Hillsboro high-tech area.

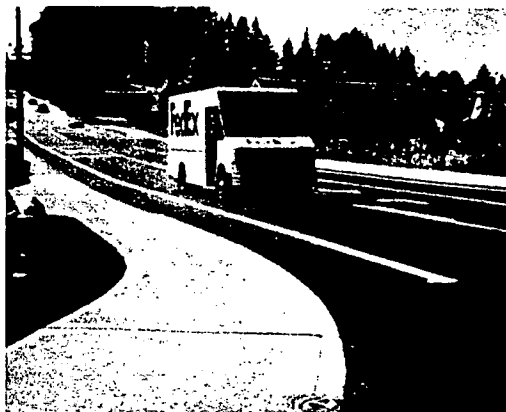


7

XLX

Bonita Road Tigard, Oregon

p

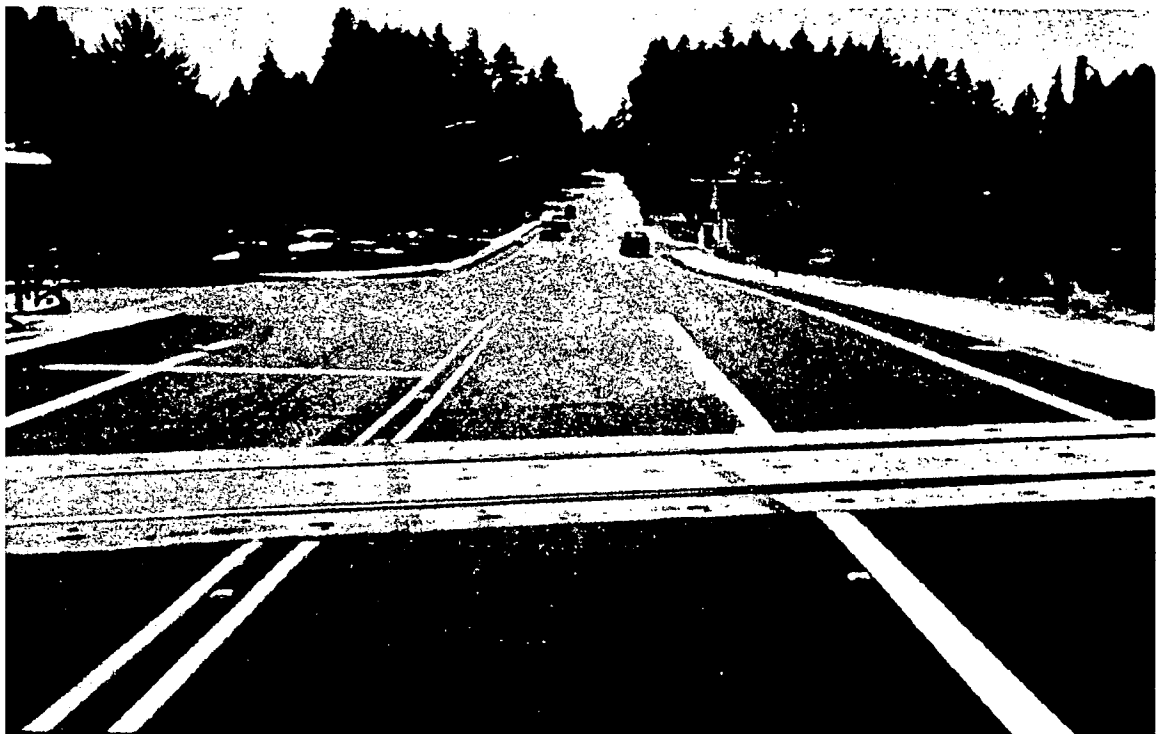


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- ◆ Final segment of Bonita Road improvements
- ◆ Closed for 1 week to through traffic, maintaining two railroad crossings and local traffic
- ◆ Project completed ahead of schedule with minimal disturbance to local home and business owners

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8

February 7, 2001

Excel Excavation, Inc.
Attn: John Tenneson
7451 SW Coho Court #201
Tualatin, OR 97062

Re: Letter of Reference
Millennium Park Plaza

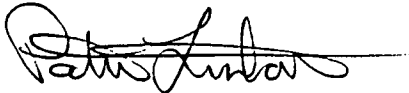
John,

I would like to express my sincere appreciation for a job well done at the Lake Oswego Millennium Park project during my employment with Drake Construction.

The project was a very high profile job located in the heart of downtown Lake Oswego. Excel's quality of work and cooperative attitude significantly contributed to the success of this project. Excel's field and office staff were both a pleasure to work with. Excel's field crews completed their work in a neat and expeditious manner. They were always there when the schedule called for them and we never needed to clean up behind them. Excel's supervisors coordinated well with the city officials, inspectors, other subcontractors and my staff at the jobsite. The main office's paperwork was also neat and timely, and they were always available to review cost information if we had any questions. Excel made my job as a project manager much easier because of their ability to communicate and work through any issues encountered.

Keep up the excellent work, it was a pleasure working with your company and I look forward to working with you in the future.

Sincerely,



Patrick Linhart
Project Manager
Perlo McCormack Pacific

X_LX

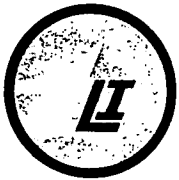
Millennium Plaza Park Lake Oswego, Oregon



- ◆ Fast track, high quality construction
- ◆ Tough ground conditions, extreme weather conditions
- ◆ This project required the use of state of the art equipment located in a highly visible area



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**LAKESIDE
INDUSTRIES**
Portland Division - Asphalt Paving

February 8, 2001

Excel Excavation
7451 SW Coho Ct. Suite 201
Tualatin OR 97062

Re: O H S U Campus Drive

Dear JT:

In October of 1998, Lakeside Industries employed Excel Excavation as a Sub Contractor. The project was Campus Drive at OHSU. It involved rehabilitation of the Roadway by Excavating the existing Asphalt & Rock, then placing new aggregate & asphalt.

The original project was set up to be staged in a three week period with work being performed during the weekday. Excel & Lakeside made a proposal that showed the work schedule cut down into two weekends.

OHSU allowed us to do this after convincing them that we had the manpower and equipment to fulfill the task. JT, as you know we accomplished our goal, mainly because of your ability to provide professional people and the equipment necessary to get this project complete.

To the delight of OHSU the project was completed and by working on the two weekends, the impact to this large hospital was minimized. Excel showed they could perform the work, and also adapt to any unknowns that came about.

It certainly was a pleasure working with your firm on this project. Lakeside received many thank yous from the staff at OHSU and your efforts were largely responsible for that.

Sincerely,

Lawrence E. Hanson
Project Manager

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CITY of BEAVERTON

4755 S.W. Griffith Drive, P.O. Box 4755, Beaverton, OR 97076 General Information (503) 526-2222 V/TDD

Excel Excavation, Inc.

February 8, 2001

Attn: Lisa Watts
7451 SW Coho Court #201
Tualatin, OR 97062

Re: Letter of Reference
Beaverton City Hall Parking Lot

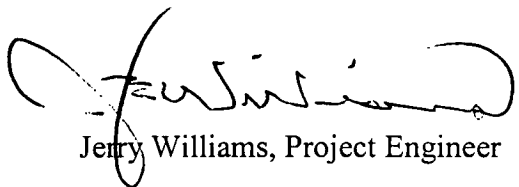
Excel Excavation, Inc was the general contractor for the recently completed City Hall parking lot reconstruction and expansion. The project was particularly complicated by the fact that parking and access had to be maintained for City customers and for staff working in the building during construction.

To facilitate the work, and to accomplish the City's customer service goals, Excel proposed a fast track schedule that performed a substantial amount of the construction after normal business hours and on weekends. Excel also proposed an innovative and environmentally sensitive construction process of recycling the existing concrete surface on site into a crushed, graded material, and using it for the base for the new parking lot.

The quality of Excel's work was excellent. Although there were unforeseen complications, including portions of the sub-grade that were the color and consistency of a licorice milk shake, the project was completed ahead of schedule, and on budget.

If you have specific questions concerning Excel's performance or capabilities, please contact me at (503) 526-2445.

Sincerely,



Jerry Williams, Project Engineer

HRI-02

February 7, 2001

John Tennison
Excel Excavation, Inc.
7451 SW Coho Court
Tualatin, OR 97062

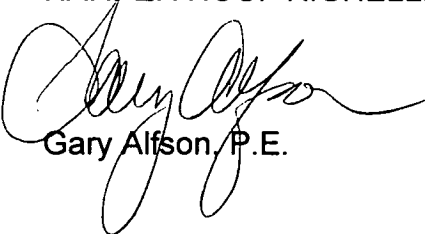
RE: LETTER OF RECOMMENDATION

J.T.,

I would like to offer my recommendation for past work completed by Excel. We have worked together on several projects over the past 5 years and have appreciated our working relationship. Excel has performed well on all the projects, completing their work on time and keeping us informed of possible conflicts. They have also been invaluable as a resource, providing input during the construction regarding possible improvements that can be made to lower cost and speed up the schedule. Recently we have worked on two school access renovations, one new school site improvement, and the reconstruction of the Beaverton City Hall Parking lot. In all cases Excel has strived to complete their work on time with as little inconvenience as possible, which was imperative during the city hall parking lot reconstruction project. The City Hall project had to be completed in a short time frame due to the disruption created by the reconstruction. City staff, the police department and the general public had to be accommodated during the construction process.

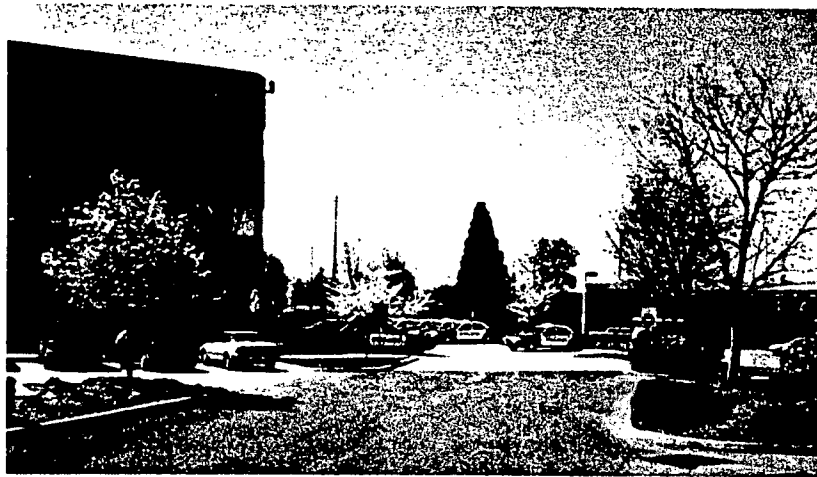
I would recommend Excel as a qualified and conscientious contractor.

Sincerely
HARPER HOUF RIGHELLIS, INC.



Gary Alfson, P.E.

Beaverton City Hall Parking Lot Beaverton, Oregon



◆ Highly visible city hall and a heavy use area

◆ Utilizing concrete recycling technology, all material remained on-site

◆ This project was completely rebuilt with minimal disruption to Beaverton Police and city employees



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ANCHOR INSURANCE & SURETY, INC.

500 Century Tower • 1201 S.W. 12th Avenue • Portland, OR 97205-2030 • (503) 224-2500 • FAX (503) 224-98

February 8, 2001

City of Wilsonville
30000 SW Town Center Loop East
Wilsonville, OR 97070

RE: Excel Excavation, Inc.
Wilsonville Various Roadway Improvements Projects
Estimated Project Cost: \$10,000,000

To Whom It May Concern:

We have been informed of Excel Excavation, Inc.'s interest in the subject project. My agency represents Excel Excavation, Inc. in all matters of surety bond credit.

Please be advised that Excel Excavation, Inc. is in good standing with their surety, Hartford Fire Insurance Company. In the event Excel Excavation, Inc. is awarded, accepts and enters into final contracts, be assured that we would have absolutely no difficulty securing the required surety bond support, subject, however, to the standard requirements of all surety companies that final contract documents meet with the approval of both contractor and surety. Recent bond commitments handled by my agency for Excel Excavation, Inc. have exceeded backlog work programs larger than that created by your project now being discussed.

Excel Excavation, Inc. enjoys an enviable reputation in our business community for quality work produced on time. If I can be of any help to you in further prequalification of Excel Excavation, Inc. for your project, do not hesitate to call me.

Sincerely,

ANCHOR INSURANCE & SURETY, INC.

Ray M. Paiement
Attorney-in-Fact
Hartford Fire Insurance Company

RMP:psf

THE HARTFORD
HARTFORD PLAZA
HARTFORD, CONNECTICUT 06115

- Hartford Fire Insurance Company
- Hartford Casualty Insurance Company
- Hartford Accident and Indemnity Company
- Hartford Underwriters Insurance Company

- Twin City Fire Insurance Company
- Hartford Insurance Company of Illinois
- Hartford Insurance Company of the Midwest
- Hartford Insurance Company of the Southeast

KNOW ALL PERSONS BY THESE PRESENTS THAT the *Hartford Fire Insurance Company, Hartford Accident and Indemnity Company and Hartford Underwriters Insurance Company*, corporations duly organized under the laws of the State of Connecticut; *Hartford Insurance Company of Illinois*, a corporation duly organized under the laws of the State of Illinois; *Hartford Casualty Insurance Company, Twin City Fire Insurance Company and Hartford Insurance Company of the Midwest*, corporations duly organized under the laws of the State of Indiana; and *Hartford Insurance Company of the Southeast*, a corporation duly organized under the laws of the State of Florida having their home office in Hartford, Connecticut, (hereinafter collectively referred to as the "Companies") do hereby make, constitute and appoint, **up to the amount of Unlimited:**

James P. Dooney, John D. Klump, Gene M. Dietzman, Philip Forker, K. C. Kraig, Kenneth L. de Looze, J. Patrick Dooney, Ray M. Paiement, Gloria Bruning, Vicki L. Nicholson, Pamela S. Frazier, Richard W. Kowalski
of
Portland, Oregon

their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign its name as surety(ies) only as delineated above by , and to execute, seal and acknowledge any and all bonds, undertakings, contracts and other written instruments 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, and as authorized by a Resolution of the Board of Directors of the Companies on September 12th, 2000, the Companies have caused these presents to be signed by its Assistant Vice President and its corporate seals to be hereto affixed, duly attested by its Assistant Secretary, this 19th day of September, 2000.



Paul A. Bergenholtz

Paul A. Bergenholtz, Assistant Secretary

John P. Hyland

John P. Hyland, Assistant Vice President

STATE OF CONNECTICUT }
COUNTY OF HARTFORD } ss. Hartford

On this 19th day of September, 2000, before me personally came John P. Hyland, to me known, who being by me duly sworn, did depose and say: that he resides in the County of Hartford, State of Connecticut; that he is the Assistant Vice President of the Companies, the corporations described in and which executed the above instrument; that he knows the seals of the said corporations; that the seals affixed to the said instrument are such corporate seals; that they were so affixed by authority of the Boards of Directors of said corporations and that he signed his name thereto by like authority.

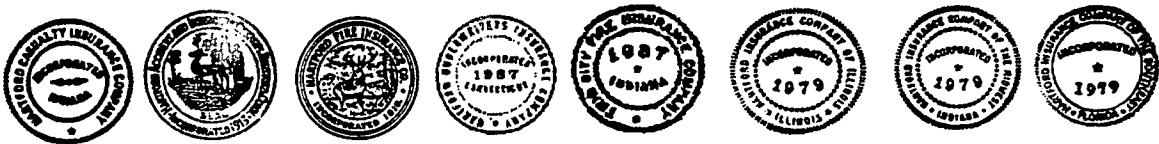


Jean H. Wozniak

Jean H. Wozniak
Notary Public
My Commission Expires June 30, 2004

I, the undersigned, Assistant Vice President of the Companies, DO HEREBY CERTIFY that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is still in full force effective as February 7, 2001

Signed and sealed at the City of Hartford.



Colleen Mastroianni

Colleen Mastroianni, Assistant Vice President

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February 8, 2001

City of Wilsonville
30000 Town Center Loop E
Wilsonville, OR 97070

To Whom It May Concern:

Excel Excavation, Inc. has been a client of Western Bank since 1995. During that time we have provided loan and deposit services in support of their commercial projects and look forward to continuing our relationship in the future. All aspects of our relationship have been handled in a satisfactory manner.

The size and scope of the projects Excel undertakes has allowed Western Bank to offer a variety of solutions in support of Excel's needs and also to work with company management regarding financial planning and reporting. The management of Excel is detailed oriented, exhibit sound organizational skills, and places a high value on retaining and rewarding their employees. The continuity of management, strong on site supervision, and focus on client satisfaction has resulted in strong growth for the company and establishment of a loyal customer base. In addition, Excel has been involved in local leadership programs and is an active member of the business community.

Western Bank is a strong supporter of Excel Excavation, Inc. and hopes the information provided will be of assistance to the City of Wilsonville. If I can be of further assistance please call me directly at 503-520-6852.

Sincerely,



Stephen Hammond
Vice President

EXCEL EXCAVATION INC.

** BALANCE SHEET **
As of November 30, 2000

ASSETS

CURRENT ASSETS

WESTERN OPERATING ACCOUNT	86,904.57
SHERIDAN MEADOWS -CKG	352.52
SAFETY INCENTIVE ACCT	4,884.58
CASH-SHERIDAN BOND ACCT	322.68
WESTERN BANK SAVINGS	366.35
ACCOUNTS RECEIVABLE	885,460.10
ACCTS RECEIV- RETENTIONS	277,685.72
NOTES RECEIVABLE - STOCK	104,179.10
SHERIDAN EQUITY	101,096.87
COSTS IN EXCESS	132,716.00

TOTAL CURRENT ASSETS

1,593,968.4

FIXED ASSETS

OFFICE EQUIPMENT	66,847.39
ACCUM DEPR-OFFICE EQUIP	-38,651.59
FURN & FIXTURES ORIG CST	2,209.91
ACCUM DEPR- FURN & FIXT	-1,725.08
SHOP EQUIPMENT	14,058.93
ACCUM DEPR- SHOP EQUIP	-2,844.62
VEHICLES	329,902.93
ACCUM DEPR- VEHICLES	-62,103.14
EQUIPMENT ORIG COST	2,942,170.22
EQUIPMENT ACCUM DEPR	-423,335.61

TOTAL FIXED ASSETS

2,826,529.34

TOTAL ASSETS

4,420,497.83

EXCEL EXCAVATION INC.

** BALANCE SHEET **
As of November 30, 2000

LIABILITIES & EQUITIES

LIABILITIES

SHORT TERM LIABILITIES

ACCOUNTS PAYABLE	812,505.09
ACCRUED INTEREST	4,503.33
BILLINGS IN EXCESS	158,507.00
CURRENT MATURITIES	392,310.00
CURRENT STOCK PURCHASE	29,120.15

TOTAL SHORT TERM LIABILITIES

1,396,945.57

LONG TERM LIABILITIES

STKHOLDERS NOTES	45,000.00
N/P - ERIC JOCHIM	174,750.21
N/P- WESTERN BANK EQ LN 90	248,723.48
N/P-TILT TRLR	13,010.89
N/P - CAT 325	96.19
N/P- IT28F	-71.56
N/P - CH 45	65,262.33
N/P -CAT 426	27,510.24
N/P - CAT 315L (98)	53,699.53
WB-SMALL TOOLS LOAN	4,174.00
N/P - 426	17,937.51
N/P - D5/D4/325/163	245,609.86
N/P - COMPUTER EQUIPMENT	18,592.84
N/P -CAT D6R	119,554.90
N/P WESTERN BANK-MACTRK 900	7,528.48
N/P - WACKER VIBRATORY PLAT	7,337.13
N/P HYPAC ROLLER	45,313.96
N/P TEREX	36,445.57
N/P- OMNITRAK WESTERN 9005	49,608.21
N/P- TRUCKS-WESTERN 9006	44,301.01
N/P- CAT 330BL	196,048.19
N/P- CAT 315 BL (USED)	88,982.87
N/P- 2001 IH 4700 LP -EJ	41,005.98
N/P - JD 35 (BRUTUS)	37,752.40
N/P - IT28G'S	168,006.27
N/P CAT 963B	105,630.14
N/P PETERBILT - WESTERN 900	77,650.00
N/P KENWORTH - WESTERN 0001	45,000.00
N/P SCHWEPPE	60,463.99
LESS CURRENT STOCK PURCH	-29,120.15
LESS CURRENT MATURITIES	-392,310.00
A/P SUSPENSE	-6,747.77

TOTAL LONG TERM LIABILITIES

1,616,746.70

TOTAL LIABILITIES

3,013,692.27

EXCEL EXCAVATION INC.

** BALANCE SHEET **
As of November 30, 2000

CAPITAL		
CAPITAL STOCK	163,568.75	
CAPITAL DIST	-168,065.60	
STOCK REPURCHASE	-137,693.75	
RETAINED EARNINGS	885,037.81	
Net Profit, Year-to-Date	663,958.35	

TOTAL CAPITAL		1,406,805.56

TOTAL LIABILITIES & CAPITAL		4,420,497.83

** PROFIT & LOSS STATEMENT **
November 2000

Y-T-D includes 11 months ending November 2000

	CURRENT MONTH	%	YEAR TO DATE	%
REVENUE				
CONTRACT INCOME	690,378.92	99.0	8,940,361.62	96.6
EQUIPMENT RENTAL INCOME	0.00	0.0	750.00	0.0
MISCELLANEOUS INCOME	6,789.75	1.0	34,987.61	0.4
SALES - SHERIDAN	0.00	0.0	275,500.00	3.0
	-----		-----	
TOTAL REVENUE	697,168.67	100.0	9,251,599.23	100.0
COST OF SALES				
COST - LABOR	112,108.86	16.1	1,196,347.52	12.9
COST - MATERIAL	388,915.16	55.8	2,398,816.31	25.9
COST - SUBCONTRACTORS	106,707.95	15.3	2,599,834.31	28.1
COST - EQUIPMENT	89,750.71	12.9	896,652.19	9.7
COST - OTHER	101,062.61	14.5	763,278.16	8.3
COST-SHERIDAN LOTS SOLD	0.00	0.0	350,221.96	3.8
DISCOUNTS TAKEN - A/P	0.00	0.0	-74.46	0.0
	-----		-----	
TOTAL COST OF SALES	798,545.29	114.5	8,205,075.99	88.7
	-----		-----	
GROSS PROFIT FROM OPERATIONS	-101,376.62	-14.5	1,046,523.24	11.3
INDIRECT EXPENSES				
PBSI P/R CLEARING	2,205.42	0.3	-61,615.26	-0.7
INSURANCE -GENERAL LIAB	1,567.94	0.2	40,476.37	0.4
SMALL TOOLS	295.11	0.0	10,130.36	0.1
EQUIP COST - REPAIRS	0.00	0.0	302.20	0.0
OPERATING SUPPLIES	3,299.26	0.5	21,963.52	0.2
EQUIP COST - MAINTENANCE	748.51	0.1	30,250.17	0.3
EQUIP. COST - SHOP/LAB	1,280.03	0.2	35,909.20	0.4
EQUIP. COST - GENERAL	0.00	0.0	6,298.92	0.1
EQUIP. COST - PARTS	20,775.47	3.0	190,735.38	2.1
EQUIP. COST - INT/TAX	15,175.87	2.2	87,473.88	0.9
EQUIP. COST - DEPREC.	18,106.29	2.6	193,463.99	2.1
EQUIPMENT RENT	0.00	0.0	-5,043.00	-0.1
EQUIPMENT LEASE EXPENSE	1,538.19	0.2	18,804.30	0.2
INDIR LABOR COST APPLIED	-1,741.49	-0.2	-15,758.42	-0.2
EQUIPMENT COST APPLIED	-84,951.50	-12.2	-862,738.25	-9.3
	-----		-----	
TOTAL INDIRECT EXPENSES	-21,700.90	-3.1	-309,346.64	-3.3
GENERAL & ADMIN EXPENSES				
WAGES	15,164.02	2.2	156,785.21	1.7
PROFIT SHARE EXPENSE	0.00	0.0	-1,332.60	0.0
EDUCATION	6,664.47	1.0	10,680.87	0.1
INSURANCE - MEDICAL	7,626.61	1.1	72,615.92	0.8
ADVERTISING	513.39	0.1	3,546.60	0.0
DUES/FEES/SUBSCRIPTIONS	615.00	0.1	6,006.00	0.1
BANK CHARGES	10.00	0.0	11,094.22	0.1
INTEREST EXPENSE	3,529.07	0.5	44,872.25	0.5
INTEREST EXP - SCHWEPPE	963.92	0.1	6,882.11	0.1

** PROFIT & LOSS STATEMENT **
November 2000

Y-T-D includes 11 months ending November 2000

	CURRENT MONTH	%	YEAR TO DATE	%
LATE FEES	0.00	0.0	419.36	0.0
OFFICE SUPPLY & EXPENSE	876.59	0.1	31,447.67	0.0
OFFICE RENT	2,450.00	0.4	27,200.00	0.0
TELEPHONE	265.89	0.0	3,086.46	0.0
CELLULAR PHONES	546.81	0.1	5,943.40	0.1
PAGERS	53.55	0.0	591.05	0.0
RADIOS	2,426.21	0.3	22,481.50	0.0
AUTO / FUEL EXPENSE	16,108.97	2.3	134,640.01	1.5
LEGAL AND ACCOUNTING	714.81	0.1	12,671.55	0.0
TRAVEL	0.00	0.0	9,996.07	0.0
MEALS/ENTERTAINMENT	646.58	0.1	18,406.36	0.2
BUSINESS PROMOTION	0.00	0.0	4,851.50	0.1
REPAIR/MAINT-OFC EQUIP	550.00	0.1	771.32	0.0
GIFTS	2,964.88	0.4	7,764.55	0.1
DONATIONS	900.00	0.1	1,488.00	0.0
TAXES & LICENSES	598.54	0.1	41,441.34	0.0
BIDDING EXPENSE	1,162.40	0.2	52,308.32	0.0
DEPRECIATION	71.19	0.0	4,420.08	0.0
MISCELLANEOUS	300.54	0.0	1,984.38	0.0
	-----		-----	
TOTAL GENERAL & ADMIN EXPENSES	65,723.44	9.4	693,063.50	7.5
	-----		-----	
NET INCOME FROM OPERATIONS	-145,399.16	-20.9	662,806.38	7.0
	-----		-----	
OTHER INCOME				
INTEREST INCOME	0.00	0.0	6.11	0.0
	-----		-----	
TOTAL OTHER INCOME	0.00	0.0	6.11	0.0
	-----		-----	
NET INCOME BEFORE TAXES	-145,399.16	-20.9	662,812.49	7.0
	-----		-----	
MISCELLANEOUS				
SUSPENSE	-1,145.86	-0.2	-1,145.86	0.0
	-----		-----	
TOTAL MISCELLANEOUS	-1,145.86	-0.2	-1,145.86	0.0
	-----		-----	
NET PROFIT	<u>-144,253.30</u>	<u>-20.7</u>	<u>663,958.35</u>	<u>7.0</u>

EXCEL EXCAVATION INC.

** BALANCE SHEET **
As of September 30, 2000

ASSETS

CURRENT ASSETS

SHERIDAN MEADOWS -CKG	372.52
SAFETY INCENTIVE ACCT	5,060.19
CASH-SHERIDAN BOND ACCT	322.68
WESTERN BANK SAVINGS	366.35
ACCOUNTS RECEIVABLE	1,789,692.31
ACCTS RECEIV- RETENTIONS	337,537.93
NOTES RECEIVABLE - STOCK	104,179.10
SHERIDAN EQUITY	101,096.87
COSTS IN EXCESS	50,807.00

TOTAL CURRENT ASSETS

2,389,434.95

FIXED ASSETS

OFFICE EQUIPMENT	66,847.39
ACCUM DEPR-OFFICE EQUIP	-36,889.42
FURN & FIXTURES ORIG CST	2,209.91
ACCUM DEPR- FURN & FIXT	-1,672.46
SHOP EQUIPMENT	14,058.93
ACCUM DEPR- SHOP EQUIP	-2,664.66
VEHICLES	212,558.43
ACCUM DEPR- VEHICLES	-58,004.49
EQUIPMENT ORIG COST	2,942,170.22
EQUIPMENT ACCUM DEPR	-389,128.52

TOTAL FIXED ASSETS

2,749,485.33

TOTAL ASSETS

5,138,920.28

EXCEL EXCAVATION INC.

** BALANCE SHEET **
As of September 30, 2000

LIABILITIES & EQUITIES

LIABILITIES

SHORT TERM LIABILITIES

ACCOUNTS PAYABLE	1,003,085.14
OPERATING LINE-WESTERN	180,372.72
OUTSTANDING CHECKS	107,690.37
ACCRUED INTEREST	4,503.33
BILLINGS IN EXCESS	389,632.00
CURRENT MATURITIES	392,310.00
CURRENT STOCK PURCHASE	29,120.15

TOTAL SHORT TERM LIABILITIES

2,106,713.71

LONG TERM LIABILITIES

STK HOLDERS NOTES	45,000.00
N/P - ERIC JOCHIM	207,259.31
N/P- WESTERN BANK EQ LN 90	263,423.13
N/P-TILT TRLR	14,214.08
N/P - CAT 325	3,513.39
N/P- IT28F	-71.56
N/P - CH 45	74,637.17
N/P -CAT 426	31,661.39
N/P - CAT 315L (98)	61,007.02
WB-SMALL TOOLS LOAN	10,423.00
N/P - 426	23,292.01
N/P - D5/D4/325/163	270,420.15
N/P - COMPUTER EQUIPMENT	22,079.49
N/P -CAT D6R	131,329.86
N/P WESTERN BANK-MACTRK 900	9,081.52
N/P - WACKER VIBRATORY PLAT	8,076.01
N/P HYPAC ROLLER	51,366.46
N/P TEREX	41,695.21
N/P- OMNITRAK WESTERN 9005	51,871.13
N/P- TRUCKS-WESTERN 9006	48,622.67
N/P- CAT 330BL	214,524.06
N/P- CAT 315 BL (USED)	97,212.03
N/P- 2001 IH 4700 LP -EJ	43,515.08
N/P - JD 35 (BRUTUS)	39,846.49
N/P - IT28G'S	182,673.32
N/P CAT 963B	114,147.24
N/P SCHWEPPE	67,990.03
LESS CURRENT STOCK PURCH	-29,120.15
LESS CURRENT MATURITIES	-392,310.00
A/P SUSPENSE	-23,335.66

TOTAL LONG TERM LIABILITIES

1,684,043.88

TOTAL LIABILITIES

3,790,757.59

EXCEL EXCAVATION INC.

** BALANCE SHEET **
As of September 30, 2000

CAPITAL

CAPITAL STOCK	163,568.75
CAPITAL DIST	-168,065.60
STOCK REPURCHASE	-137,693.75
RETAINED EARNINGS	885,037.81
Net Profit, Year-to-Date	605,315.48

TOTAL CAPITAL

1,348,162.69

TOTAL LIABILITIES & CAPITAL

5,138,920.28

** PROFIT & LOSS STATEMENT **
September 2000

Y-T-D includes 9 months ending September 2000

	CURRENT MONTH	%	YEAR TO DATE	%
REVENUE				
CONTRACT INCOME	1,206,716.68	99.9	7,239,322.28	96.0
EQUIPMENT RENTAL INCOME	750.00	0.1	750.00	0.0
MISCELLANEOUS INCOME	10.00	0.0	28,197.86	0.4
SALES - SHERIDAN	0.00	0.0	275,500.00	3.6
	-----		-----	
TOTAL REVENUE	1,207,476.68	100.0	7,543,770.14	100.0
COST OF SALES				
COST - LABOR	209,558.83	17.4	966,937.98	12.8
COST - MATERIAL	265,651.30	22.0	1,585,869.64	21.0
COST - SUBCONTRACTORS	331,638.97	27.5	2,351,602.98	31.2
COST - EQUIPMENT	226,172.00	18.7	700,828.67	9.3
COST - OTHER	107,163.62	8.9	595,696.38	7.9
COST-SHERIDAN LOTS SOLD	0.00	0.0	350,221.96	4.6
DISCOUNTS TAKEN - A/P	-0.36	0.0	-74.44	0.0
	-----		-----	
TOTAL COST OF SALES	1,140,184.36	94.4	6,551,083.17	86.9
GROSS PROFIT FROM OPERATIONS				
	67,292.32	5.6	992,686.97	13.2
INDIRECT EXPENSES				
INSURANCE -GENERAL LIAB	890.00	0.1	38,908.43	0.5
SMALL TOOLS	3,692.89	0.3	9,835.25	0.1
EQUIP COST - REPAIRS	0.00	0.0	302.20	0.0
OPERATING SUPPLIES	1,574.79	0.1	15,691.95	0.2
EQUIP COST - MAINTENANCE	1,167.30	0.1	27,576.35	0.4
EQUIP. COST - SHOP/LAB	5,942.41	0.5	32,247.41	0.4
EQUIP. COST - GENERAL	131.84	0.0	6,113.73	0.1
EQUIP. COST - PARTS	27,757.65	2.3	156,038.50	2.1
EQUIP. COST - INT/TAX	858.88	0.1	64,190.78	0.9
EQUIP. COST - DEPREC.	20,767.32	1.7	154,342.17	2.0
EQUIPMENT RENT	0.00	0.0	-5,043.00	-0.1
EQUIPMENT LEASE EXPENSE	1,499.19	0.1	15,766.92	0.2
INDIR LABOR COST APPLIED	13,211.04	1.1	-10,534.92	-0.1
EQUIPMENT COST APPLIED	-226,172.00	-18.7	-678,524.00	-9.0
	-----		-----	
TOTAL INDIRECT EXPENSES	-148,678.69	-12.3	-173,088.23	-2.3
GENERAL & ADMIN EXPENSES				
WAGES	9,820.46	0.8	133,800.92	1.8
PROFIT SHARE EXPENSE	0.00	0.0	-1,332.60	0.0
EDUCATION	0.00	0.0	3,246.40	0.0
INSURANCE - MEDICAL	10,425.27	0.9	60,042.18	0.8
ADVERTISING	0.00	0.0	3,033.21	0.0
DUES/FEES/SUBSCRIPTIONS	58.00	0.0	5,391.00	0.1
BANK CHARGES	130.71	0.0	8,914.21	0.1
INTEREST EXPENSE	2,616.17	0.2	34,701.23	0.5
INTEREST EXP - SCHWEPPE	0.00	0.0	5,408.15	0.1
LATE FEES	0.00	0.0	419.36	0.0

** PROFIT & LOSS STATEMENT **
September 2000

Y-T-D includes 9 months ending September 2000

	CURRENT MONTH	%	YEAR TO DATE	%
OFFICE SUPPLY & EXPENSE	15,456.96	1.3	28,840.46	0.4
OFFICE RENT	2,450.00	0.2	22,300.00	0.3
TELEPHONE	270.08	0.0	2,565.09	0.0
CELLULAR PHONES	729.51	0.1	4,738.82	0.1
PAGERS	53.55	0.0	483.95	0.0
RADIOS	2,623.24	0.2	17,995.03	0.2
AUTO / FUEL EXPENSE	25,658.02	2.1	102,623.11	1.4
LEGAL AND ACCOUNTING	55.92	0.0	11,741.74	0.2
TRAVEL	0.00	0.0	9,996.07	0.1
MEALS/ENTERTAINMENT	747.22	0.1	17,511.14	0.2
BUSINESS PROMOTION	0.00	0.0	4,851.50	0.1
REPAIR/MAINT-OFC EQUIP	0.00	0.0	221.32	0.0
GIFTS	0.00	0.0	4,326.03	0.1
DONATIONS	0.00	0.0	488.00	0.0
TAXES & LICENSES	834.24	0.1	23,530.89	0.3
BIDDING EXPENSE	3,338.38	0.3	49,482.63	0.7
DEPRECIATION	432.52	0.0	3,916.37	0.1
MISCELLANEOUS	0.00	0.0	1,229.62	0.0
	-----		-----	
TOTAL GENERAL & ADMIN EXPENSES	75,700.25	6.3	560,465.83	7.4
	-----		-----	
NET INCOME FROM OPERATIONS	140,270.76	11.6	605,309.37	8.0
OTHER INCOME				
INTEREST INCOME	2.06	0.0	6.11	0.0
	-----		-----	
TOTAL OTHER INCOME	2.06	0.0	6.11	0.0
	-----		-----	
NET INCOME BEFORE TAXES	140,272.82	11.6	605,315.48	8.0
MISCELLANEOUS				
	-----		-----	
TOTAL MISCELLANEOUS	0.00	0.0	0.00	0.0
	-----		-----	
NET PROFIT	<u>140,272.82</u>	11.6	<u>605,315.48</u>	8.0

EXCEL EXCAVATION INC.

** BALANCE SHEET **
As of June 30, 2000

ASSETS

CURRENT ASSETS

WESTERN OPERATING ACCOUNT	-60,035.40
SHERIDAN MEADOWS -CKG	509.33
SAFETY INCENTIVE ACCT	40.19
CASH-SHERIDAN BOND ACCT	322.68
WESTERN BANK SAVINGS	364.29
ACCOUNTS RECEIVABLE	1,223,166.30
ACCTS RECEIV- RETENTIONS	244,904.89
NOTES RECEIVABLE - STOCK	104,179.10
SHERIDAN EQUITY	179,907.23
COSTS IN EXCESS	239,302.00

TOTAL CURRENT ASSETS

1,932,660.67

FIXED ASSETS

OFFICE EQUIPMENT	66,847.39
ACCUM DEPR-OFFICE EQUIP	-33,556.51
FURN & FIXTURES ORIG CST	2,209.91
ACCUM DEPR- FURN & FIXT	-1,593.53
SHOP EQUIPMENT	14,058.93
ACCUM DEPR- SHOP EQUIP	-2,394.72
VEHICLES	188,351.43
ACCUM DEPR- VEHICLES	-52,176.15
EQUIPMENT ORIG COST	2,584,701.08
EQUIPMENT ACCUM DEPR	-353,549.88

TOTAL FIXED ASSETS

2,412,897.95

TOTAL ASSETS

4,345,558.56

EXCEL EXCAVATION INC.

** BALANCE SHEET **
As of June 30, 2000

LIABILITIES & EQUITIES

LIABILITIES

SHORT TERM LIABILITIES

ACCOUNTS PAYABLE	760,560.07
ACCRUED INTEREST	4,503.33
BILLINGS IN EXCESS	238,339.00
ACCR LIABILITIES-OTHER	69,000.00
CURRENT MATURITIES	392,310.00
CURRENT STOCK PURCHASE	29,120.15

TOTAL SHORT TERM LIABILITIES

1,493,832.55

LONG TERM LIABILITIES

N/P - ORIG STKHOLDERS NOTE	9,000.00
STKHOLDERS NOTES	60,000.00
N/P - ERIC JOCHIM	234,250.21
N/P- WESTERN BANK EQ LN 90	284,963.73
N/P-TILT TRLR	15,387.31
N/P - CAT 325	13,441.79
N/P- IT28F	11,041.85
N/P - CH 45	83,829.04
N/P -CAT 426	35,757.93
N/P - CAT 315L (98)	68,214.03
WB-SMALL TOOLS LOAN	16,672.00
N/P - 426	28,545.22
N/P - D5/D4/325/163	294,732.82
N/P - COMPUTER EQUIPMENT	25,421.56
N/P -CAT D6R	142,988.43
N/P WESTERN BANK-MACTRK 900	10,594.29
N/P - WACKER VIBRATORY PLAT	9,184.33
N/P HYPAC ROLLER	57,307.02
N/P TEREX	46,832.44
N/P- OMNITRAK WESTERN 9005	55,192.67
N/P- TRUCKS-WESTERN 9006	51,427.82
N/P- CAT 330BL	232,800.00
N/P- CAT 315 BL (USED)	105,323.00
N/P- 2001 IH 4700 LP -EJ	46,720.45
N/P SCHWEPPE	75,349.23
LESS CURRENT STOCK PURCH	-29,120.15
LESS CURRENT MATURITIES	-392,310.00
A/P SUSPENSE	-3,397.50

TOTAL LONG TERM LIABILITIES

1,590,149.52

TOTAL LIABILITIES

3,083,982.07

CAPITAL

CAPITAL STOCK	163,568.75
CAPITAL DIST	-168,065.60

EXCEL EXCAVATION INC.

** BALANCE SHEET **
As of June 30, 2000

STOCK REPURCHASE	-137,693.75	
RETAINED EARNINGS	885,037.81	
Net Profit, Year-to-Date	518,729.28	

TOTAL CAPITAL		1,261,576.84

TOTAL LIABILITIES & CAPITAL		4,345,558.56

** PROFIT & LOSS STATEMENT **
June 2000

Y-T-D includes 6 months ending June 2000

	CURRENT MONTH	%	YEAR TO DATE	%
REVENUE				
CONTRACT INCOME	1,127,868.72	93.2	4,275,684.97	94.8
MISCELLANEOUS INCOME	13,538.85	1.1	22,972.86	0.5
SALES - SHERIDAN	69,000.00	5.7	210,500.00	4.7
	-----		-----	
TOTAL REVENUE	1,210,407.57	100.0	4,509,157.83	100.0
COST OF SALES				
COST - LABOR	115,796.47	9.6	479,634.43	10.6
COST - MATERIAL	308,837.08	25.5	1,042,568.91	23.1
COST - SUBCONTRACTORS	162,571.14	13.4	1,166,814.50	25.9
COST - EQUIPMENT	81,090.75	6.7	324,301.50	7.2
COST - OTHER	113,709.73	9.4	319,132.21	7.1
COST-SHERIDAN LOTS SOLD	87,553.10	7.2	267,284.79	5.9
DISCOUNTS TAKEN - A/P	0.00	0.0	-73.10	0.0
	-----		-----	
TOTAL COST OF SALES	869,558.27	71.8	3,599,663.24	79.8
GROSS PROFIT FROM OPERATIONS	340,849.30	28.2	909,494.59	20.2
INDIRECT EXPENSES				
PBSI P/R CLEARING	67,598.61	5.6	0.00	0.0
INSURANCE -GENERAL LIAB	13,197.00	1.1	24,275.00	0.5
SMALL TOOLS	223.03	0.0	3,351.96	0.1
EQUIP COST - REPAIRS	0.00	0.0	302.20	0.0
OPERATING SUPPLIES	1,394.14	0.1	7,921.21	0.2
EQUIP COST - MAINTENANCE	475.58	0.0	24,336.09	0.5
EQUIP. COST - SHOP/LAB	1,206.90	0.1	23,168.33	0.5
EQUIP. COST - GENERAL	56.07	0.0	5,457.03	0.1
EQUIP. COST - PARTS	15,876.30	1.3	90,175.93	2.0
EQUIP. COST - INT/TAX	588.94	0.0	39,633.26	0.9
EQUIP. COST - DEPREC.	18,066.33	1.5	94,523.25	2.1
EQUIPMENT LEASE EXPENSE	1,649.19	0.1	11,391.39	0.3
INDIR LABOR COST APPLIED	9,270.57	0.8	-4,452.28	-0.1
EQUIPMENT COST APPLIED	-75,590.75	-6.2	-306,403.50	-6.8
	-----		-----	
TOTAL INDIRECT EXPENSES	54,011.91	4.5	13,679.87	0.3
GENERAL & ADMIN EXPENSES				
WAGES	11,816.71	1.0	107,184.20	2.4
EDUCATION	40.00	0.0	2,796.40	0.1
INSURANCE - MEDICAL	5,597.96	0.5	37,267.22	0.8
ADVERTISING	1,169.41	0.1	2,668.21	0.1
DUES/FEES/SUBSCRIPTIONS	12.00	0.0	4,933.00	0.1
BANK CHARGES	142.81	0.0	7,909.45	0.2
INTEREST EXPENSE	5,279.50	0.4	23,016.50	0.5
INTEREST EXP - SCHWEPPE	0.00	0.0	3,767.35	0.1
LATE FEES	0.00	0.0	419.36	0.0
OFFICE SUPPLY & EXPENSE	4,311.01	0.4	8,890.22	0.2
OFFICE RENT	2,450.00	0.2	14,950.00	0.3

** PROFIT & LOSS STATEMENT **
June 2000

Y-T-D includes 6 months ending June 2000

	CURRENT MONTH	%	YEAR TO DATE	%
TELEPHONE	-88.12	0.0	1,750.38	0.0
CELLULAR PHONES	657.83	0.1	2,870.17	0.1
PAGERS	53.55	0.0	323.30	0.0
RADIOS	1,611.27	0.1	11,006.25	0.2
AUTO / FUEL EXPENSE	12,154.74	1.0	50,938.98	1.1
LEGAL AND ACCOUNTING	45.02	0.0	11,673.54	0.3
TRAVEL	0.00	0.0	9,488.97	0.2
MEALS/ENTERTAINMENT	1,320.31	0.1	7,678.53	0.2
REPAIR/MAINT-OFC EQUIP	0.00	0.0	221.32	0.0
GIFTS	493.00	0.0	3,300.23	0.0
DONATIONS	488.00	0.0	488.00	0.0
TAXES & LICENSES	21,036.10	1.7	21,674.71	0.5
BIDDING EXPENSE	3,109.37	0.3	38,424.77	0.9
DEPRECIATION	432.52	0.0	2,618.81	0.1
MISCELLANEOUS	35.00	0.0	829.62	0.0
	-----		-----	
TOTAL GENERAL & ADMIN EXPENSES	72,167.99	6.0	377,089.49	8.4
	-----		-----	
NET INCOME FROM OPERATIONS	214,669.40	17.7	518,725.23	11.5
OTHER INCOME				
INTEREST INCOME	2.03	0.0	4.05	0.0
	-----		-----	
TOTAL OTHER INCOME	2.03	0.0	4.05	0.0
	-----		-----	
NET INCOME BEFORE TAXES	214,671.43	17.7	518,729.28	11.9
MISCELLANEOUS				
SUSPENSE	403.26	0.0	0.00	0.0
	-----		-----	
TOTAL MISCELLANEOUS	403.26	0.0	0.00	0.0
	-----		-----	
NET PROFIT	<u>214,268.17</u>	17.7	<u>518,729.28</u>	11.9

EXCEL EXCAVATION INC.

** BALANCE SHEET **
As of March 31, 2000

ASSETS

CURRENT ASSETS

SHERIDAN MEADOWS -CKG	98.08
SAFETY INCENTIVE ACCT	70.19
CASH-SHERIDAN BOND ACCT	322.68
WESTERN BANK SAVINGS	362.26
ACCOUNTS RECEIVABLE	567,427.51
ACCTS RECEIV- RETENTIONS	116,188.95
NOTES RECEIVABLE - STOCK	104,179.10
SHERIDAN EQUITY	262,871.58
COSTS IN EXCESS	307,912.00

TOTAL CURRENT ASSETS

1,359,432.35

FIXED ASSETS

OFFICE EQUIPMENT	66,847.39
ACCUM DEPR-OFFICE EQUIP	-30,223.60
FURN & FIXTURES ORIG CST	2,209.91
ACCUM DEPR- FURN & FIXT	-1,514.60
SHOP EQUIPMENT	14,058.93
ACCUM DEPR- SHOP EQUIP	-2,124.78
VEHICLES	169,851.43
ACCUM DEPR- VEHICLES	-47,216.50
EQUIPMENT ORIG COST	2,103,413.91
EQUIPMENT ACCUM DEPR	-311,609.81

TOTAL FIXED ASSETS

1,963,692.28

TOTAL ASSETS

3,323,124.63

EXCEL EXCAVATION INC.

** BALANCE SHEET **
As of March 31, 2000

LIABILITIES & EQUITIES

LIABILITIES

SHORT TERM LIABILITIES

ACCOUNTS PAYABLE	560,013.99
OPERATING LINE-WESTERN	415,632.09
OUTSTANDING CHECKS	11,411.84
ACCRUED INTEREST	4,503.33
BILLINGS IN EXCESS	12,264.00
ACCR LIABILITIES-OTHER	69,000.00
CURRENT MATURITIES	392,310.00
CURRENT STOCK PURCHASE	29,120.15

TOTAL SHORT TERM LIABILITIES

1,494,255.40

LONG TERM LIABILITIES

N/P - ORIG STKHOLDERS NOTE	9,000.00
STKHOLDERS NOTES	60,000.00
N/P - ERIC JOCHIM	263,750.21
N/P-TILT TRLR	16,152.82
N/P - CAT 325	20,050.42
N/P- IT28F	15,367.11
N/P - CH 45	89,952.69
N/P -CAT 426	38,458.96
N/P - CAT 315L (98)	72,963.59
WB-SMALL TOOLS LOAN	20,838.00
N/P - 426	31,992.03
N/P - D5/D4/325/163	310,669.74
N/P - COMPUTER EQUIPMENT	27,572.26
N/P -CAT D6R	150,696.71
N/P WESTERN BANK-MACTRK 900	11,584.19
N/P - WACKER VIBRATORY PLAT	10,292.65
N/P HYPAC ROLLER	59,262.69
N/P TEREX	52,139.53
N/P- OMNITRAK WESTERN 9005	58,417.66
N/P- TRUCKS-WESTERN 9006	56,946.30
N/P SCHWEPPE	80,164.52
LESS CURRENT STOCK PURCH	-29,120.15
LESS CURRENT MATURITIES	-392,310.00
A/P SUSPENSE	-5,303.62

TOTAL LONG TERM LIABILITIES

1,029,538.31

TOTAL LIABILITIES

2,523,793.71

CAPITAL

CAPITAL STOCK	163,568.75
CAPITAL DIST	-120,065.60
STOCK REPURCHASE	-137,693.75
RETAINED EARNINGS	885,037.81

EXCEL EXCAVATION INC.

** BALANCE SHEET **
As of March 31, 2000

Net Profit, Year-to-Date	8,483.71	

TOTAL CAPITAL		799,330.92

TOTAL LIABILITIES & CAPITAL		3,323,124.63

** PROFIT & LOSS STATEMENT **
March 2000

Y-T-D includes 3 months ending March 2000

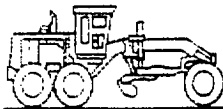
	CURRENT MONTH	%	YEAR TO DATE	%
REVENUE				
CONTRACT INCOME	447,431.41	80.3	1,349,725.21	89.9
MISCELLANEOUS INCOME	9,434.01	1.7	9,434.01	0.6
SALES - SHERIDAN	100,000.00	18.0	141,500.00	9.4
	-----		-----	
TOTAL REVENUE	556,865.42	100.0	1,500,659.22	100.0
COST OF SALES				
COST - LABOR	74,316.39	13.3	134,107.03	8.9
COST - MATERIAL	79,652.07	14.3	170,021.21	11.3
COST - SUBCONTRACTORS	107,540.76	19.3	555,066.70	37.0
COST - EQUIPMENT	40,937.50	7.4	66,632.50	4.4
COST - OTHER	43,832.97	7.9	107,392.39	7.2
COST-SHERIDAN LOTS SOLD	137,093.03	24.6	179,731.69	12.0
DISCOUNTS TAKEN - A/P	-3.24	0.0	-4.79	0.0
	-----		-----	
TOTAL COST OF SALES	483,369.48	86.8	1,212,946.73	80.8
GROSS PROFIT FROM OPERATIONS				
	73,495.94	13.2	287,712.49	19.2
INDIRECT EXPENSES				
INSURANCE -GENERAL LIAB	5,121.00	0.9	4,842.00	0.3
SMALL TOOLS	1,808.64	0.3	2,088.78	0.1
EQUIP COST - REPAIRS	0.00	0.0	302.20	0.0
OPERATING SUPPLIES	1,863.37	0.3	3,767.54	0.3
EQUIP COST - MAINTENANCE	693.86	0.1	19,935.50	1.3
EQUIP. COST - SHOP/LAB	6,397.61	1.1	16,012.26	1.1
EQUIP. COST - GENERAL	73.08	0.0	4,872.58	0.3
EQUIP. COST - PARTS	5,021.79	0.9	48,050.02	3.2
EQUIP. COST - INT/TAX	14,395.99	2.6	26,975.59	1.8
EQUIP. COST - DEPREC.	15,519.11	2.8	45,320.49	3.0
EQUIPMENT LEASE EXPENSE	1,463.45	0.3	8,069.74	0.5
INDIR LABOR COST APPLIED	-7,476.34	-1.3	-11,731.06	-0.8
EQUIPMENT COST APPLIED	-40,937.50	-7.4	-66,632.50	-4.4
	-----		-----	
TOTAL INDIRECT EXPENSES	3,944.06	0.7	101,873.14	6.8
GENERAL & ADMIN EXPENSES				
WAGES	12,766.89	2.3	60,786.35	4.1
EDUCATION	805.60	0.1	2,586.45	0.2
INSURANCE - MEDICAL	-641.96	-0.1	11,897.31	0.8
ADVERTISING	718.47	0.1	718.47	0.0
DUES/FEES/SUBSCRIPTIONS	3,045.00	0.5	4,531.00	0.3
BANK CHARGES	531.23	0.1	998.94	0.1
INTEREST EXPENSE	7,306.24	1.3	10,594.19	0.7
INTEREST EXP - SCHWEPPE	1,256.14	0.2	2,582.64	0.2
LATE FEES	0.00	0.0	419.36	0.0
OFFICE SUPPLY & EXPENSE	566.42	0.1	2,123.58	0.1
OFFICE RENT	2,450.00	0.4	7,600.00	0.5
TELEPHONE	234.21	0.0	930.29	0.1

** PROFIT & LOSS STATEMENT **

March 2000

Y-T-D includes 3 months ending March 2000

	CURRENT MONTH	%	YEAR TO DATE	%
CELLULAR PHONES	430.39	0.1	1,361.58	0.1
PAGERS	107.10	0.0	216.20	0.0
RADIOS	1,714.88	0.3	5,249.54	0.3
AUTO / FUEL EXPENSE	12,685.73	2.3	19,724.65	1.3
LEGAL AND ACCOUNTING	6,215.00	1.1	6,338.00	0.4
TRAVEL	1,551.90	0.3	9,488.97	0.6
MEALS/ENTERTAINMENT	1,179.48	0.2	3,134.84	0.2
REPAIR/MAINT-OFC EQUIP	221.32	0.0	221.32	0.0
GIFTS	446.80	0.1	2,163.03	0.1
TAXES & LICENSES	215.00	0.0	382.26	0.0
BIDDING EXPENSE	10,337.70	1.9	21,027.82	1.4
DEPRECIATION	432.52	0.1	1,321.25	0.1
MISCELLANEOUS	210.00	0.0	959.62	0.1
	-----		-----	
TOTAL GENERAL & ADMIN EXPENSES	64,786.06	11.6	177,357.66	11.8
	-----		-----	
NET INCOME FROM OPERATIONS	4,765.82	0.9	8,481.69	0.6
OTHER INCOME				
INTEREST INCOME	2.02	0.0	2.02	0.0
	-----		-----	
TOTAL OTHER INCOME	2.02	0.0	2.02	0.0
	-----		-----	
NET INCOME BEFORE TAXES	4,767.84	0.9	8,483.71	0.6
MISCELLANEOUS				
SUSPENSE	-3,158.41	-0.6	0.00	0.0
	-----		-----	
TOTAL MISCELLANEOUS	-3,158.41	-0.6	0.00	0.0
	-----		-----	
NET PROFIT	<u>7,926.25</u>	1.4	<u>8,483.71</u>	0.6



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EXCEL EXCAVATION, INC.

**ACCOUNTANT'S REVIEW REPORT
AND
FINANCIAL STATEMENTS
(with supplemental information)
DECEMBER 31, 1999 AND 1998**

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ACCOUNTANT'S REVIEW REPORT

To the Board of Directors
Excel Excavation, Inc.
Tualatin, Oregon

We have reviewed the accompanying balance sheets of Excel Excavation, Inc. (an S-Corporation) as of December 31, 1999 and 1998, and the related statements of income, changes in stockholders' equity, and cash flows for the years then ended, in accordance with Statements on Standards for Accounting and Review Services issued by the American Institute of Certified Public Accountants. All information included in these financial statements is the representation of the management of Excel Excavation, Inc.

A review consists principally of inquiries of Company personnel and analytical procedures applied to financial data. It is substantially less in scope than an audit in accordance with generally accepted auditing standards, the objective of which is the expression of an opinion regarding the financial statements taken as a whole. Accordingly, we do not express such an opinion.

Based on our reviews, we are not aware of any material modifications that should be made to the accompanying financial statements in order for them to be in conformity with generally accepted accounting principles.



Portland, Oregon
March 1, 2000

EXCEL EXCAVATION, INC.
BALANCE SHEETS
December 31, 1999 and 1998

ASSETS

	1999	1998
CURRENT ASSETS		
Cash	\$ -	\$ 53,350
Receivables		
Contracts - current	834,038	692,285
Contracts - retention	74,817	301,547
Interest - stockholders	7,756	-
Other	2,305	11,648
Current portion of notes receivable - stockholders	21,556	-
Current portion of note receivable	-	33,981
Inventory - residential lots	436,500	668,010
Costs and estimated earnings in excess of billings	24,944	48,396
Total Current Assets	1,401,916	1,809,217
EQUIPMENT		
Construction equipment	2,117,473	1,531,168
Automotive equipment	113,235	102,473
Office furniture and equipment under capital lease	42,286	-
Office furniture and equipment	26,771	28,761
Total Equipment	2,299,765	1,662,402
Less: Allowance for impairment of equipment	-	(63,882)
Less: Accumulated depreciation - office furniture and equipment under capital lease	(7,048)	-
Less: Accumulated depreciation - others	(338,942)	(262,735)
Net Equipment	1,953,775	1,335,785
OTHER ASSETS		
Notes receivable - stockholders, net of current portion	104,884	-
Note receivable, net of current portion	-	137,109
Total Other Assets	104,884	137,109
TOTAL ASSETS	\$ 3,460,575	\$ 3,282,111

EXCEL EXCAVATION, INC.**BALANCE SHEETS**

December 31, 1999 and 1998

LIABILITIES AND STOCKHOLDERS' EQUITY

	<u>1999</u>	<u>1998</u>
CURRENT LIABILITIES		
Bank overdraft	\$ 9,037	\$ -
Note payable - bank	417,821	400,000
Accounts payable	490,143	551,018
Subcontractor retentions payable	23,054	77,523
Accrued expenses	80,345	87,402
Current maturities of long-term debt	392,310	312,258
Mortgages payable	-	306,025
Current maturities of note payable - stock purchase	29,120	26,622
Current obligations under capital lease	13,103	-
Note payable - stockholder	292,750	270,086
Notes payable - stockholders	9,000	9,000
Billings in excess of costs and estimated earnings	21,779	286,268
	<u>1,778,462</u>	<u>2,326,202</u>
Total Current Liabilities		
NONCURRENT LIABILITIES		
Long-term debt, net of current maturities	690,061	373,453
Note payable - stock purchase, net of current maturities	60,462	89,582
Capital lease, net of current obligations	20,676	-
	<u>771,199</u>	<u>463,035</u>
Total Noncurrent Liabilities		
	<u>2,549,661</u>	<u>2,789,237</u>
Total Liabilities		
COMMITMENTS AND CONTINGENCIES (See Notes)		
STOCKHOLDERS' EQUITY		
Common stock - authorized, 500 shares of no par value	163,569	37,129
Retained earnings	747,345	455,745
	<u>910,914</u>	<u>492,874</u>
Total Stockholders' Equity		
TOTAL LIABILITIES AND STOCKHOLDERS' EQUITY	<u>\$ 3,460,575</u>	<u>\$ 3,282,111</u>

See accountant's review report and accompanying notes.

EXCEL EXCAVATION, INC.
STATEMENTS OF INCOME
For the Years Ended December 31, 1999 and 1998

	<u>1999</u>		<u>1998</u>	
	<u>Amount</u>	<u>% of Sales</u>	<u>Amount</u>	<u>% of Sales</u>
CONTRACT REVENUE	<u>\$ 5,338,385</u>	<u>100.00</u>	<u>\$ 5,981,022</u>	<u>100.00</u>
DIRECT CONTRACT COSTS				
Labor	779,845	14.61	821,077	13.73
Material	965,209	18.08	1,012,242	16.92
Subcontractors	1,260,830	23.62	1,813,434	30.32
Equipment costs	499,082	9.35	653,708	10.93
Other costs	<u>761,773</u>	<u>14.27</u>	<u>828,260</u>	<u>13.85</u>
Total Direct Contract Costs	<u>4,266,739</u>	<u>79.93</u>	<u>5,128,721</u>	<u>85.75</u>
Gross Profit	1,071,646	20.07	852,301	14.25
GENERAL AND ADMINISTRATIVE EXPENSES	632,953	11.85	489,903	8.17
PROVISION FOR IMPAIRMENT OF ASSETS	<u>-</u>	<u>-</u>	<u>63,882</u>	<u>1.07</u>
Income from Operations	<u>438,693</u>	<u>8.22</u>	<u>298,516</u>	<u>5.01</u>
OTHER INCOME (EXPENSE)				
Interest income	16,613	0.31	5,349	0.09
Interest expense	(125,718)	(2.35)	(231,968)	(3.88)
Miscellaneous income	16,248	0.30	32,868	0.55
Net loss from Sheridan Meadows subdivision	(17,272)	(0.32)	(187,016)	(3.13)
Loss on sale of equipment	(39,246)	(0.74)	(3,699)	(0.06)
Equipment rental income	<u>2,282</u>	<u>0.04</u>	<u>30,551</u>	<u>0.51</u>
Total Other Income (Expense)	<u>(147,093)</u>	<u>(2.76)</u>	<u>(353,915)</u>	<u>(5.92)</u>
NET INCOME (LOSS)	<u>\$ 291,600</u>	<u>5.46</u>	<u>\$ (55,399)</u>	<u>(0.91)</u>

See accountant's review report and accompanying notes.

EXCEL EXCAVATION, INC.
STATEMENTS OF CHANGES IN STOCKHOLDERS' EQUITY
For the Years Ended December 31, 1999 and 1998

	<u>Common Stock</u>		<u>Retained</u>	<u>Total</u>
	<u>Shares</u>	<u>Amount</u>	<u>Earnings</u>	
Balance, December 31, 1997	300	\$ 37,129	\$ 543,144	\$ 580,273
Dividend distributions	-	-	(32,000)	(32,000)
Net income (loss)	-	-	(55,399)	(55,399)
Balance, December 31, 1998	300	37,129	455,745	492,874
Stock issuance	100	126,440	-	126,440
Net income (loss)	-	-	291,600	291,600
Balance, December 31, 1999	<u>400</u>	<u>\$ 163,569</u>	<u>\$ 747,345</u>	<u>\$ 910,914</u>

See accountant's review report and accompanying notes.

EXCEL EXCAVATION, INC. STATEMENTS OF CASH FLOWS For the Years Ended December 31, 1999 and 1998
--

	1999	1998
CASH FLOWS FROM OPERATING ACTIVITIES		
Cash received from contracting	\$ 5,601,768	\$ 6,487,181
Cash paid to suppliers, employees, and subcontractors	(4,888,854)	(5,693,238)
Interest received	8,857	5,349
Interest paid	(125,413)	(237,191)
Miscellaneous income received	18,530	63,419
	<u>614,888</u>	<u>625,520</u>
Net Cash From Operating Activities		
CASH FLOWS FROM INVESTING ACTIVITIES		
Proceeds on sale of equipment	279,909	2,000
Acquisition of equipment	(151,960)	(56,850)
	<u>127,949</u>	<u>(54,850)</u>
Net Cash From Investing Activities		
CASH FLOWS FROM FINANCING ACTIVITIES		
Bank overdraft	9,037	-
Net borrowings on line of credit	17,821	100,000
Proceeds from (payments to) stockholders	22,664	(62,914)
Dividend distributions	-	(32,000)
Principal payments on note payable - stock purchase	(26,622)	(22,392)
Proceeds from issuance of long-term debt	-	50,000
Principal payments on long-term debt	(504,850)	(279,617)
Principal payments on mortgages payable	(306,025)	(276,641)
Principal payments on capital lease	(8,212)	(6,214)
	<u>(796,187)</u>	<u>(529,778)</u>
Net Cash From Financing Activities		
NET INCREASE (DECREASE) IN CASH	(53,350)	40,892
CASH, BEGINNING OF YEAR	<u>53,350</u>	<u>12,458</u>
CASH, END OF YEAR	<u>\$ -</u>	<u>\$ 53,350</u>

EXCEL EXCAVATION, INC.
STATEMENTS OF CASH FLOWS
For the Years Ended December 31, 1999 and 1998

	<u>1999</u>	<u>1998</u>
RECONCILIATION OF NET INCOME (LOSS) TO NET CASH FROM OPERATING ACTIVITIES		
Net Income (Loss)	\$ 291,600	\$ (55,399)
Adjustments to reconcile net income (loss) to net cash from operating activities:		
Adjustment on inventory to market value	-	92,147
Depreciation	158,316	107,655
Impairment of assets	-	63,882
Loss on sale of equipment	39,246	3,699
(Increase) decrease in assets:		
Receivables and retainages	257,654	(255,607)
Inventory	231,510	618,608
Costs and estimated earnings in excess of billings	23,452	(5,705)
Increase (decrease) in liabilities:		
Accounts payable	(60,875)	(139,169)
Subcontractor retentions payable	(54,469)	(87,183)
Accrued expenses	(7,057)	58,741
Billings in excess of costs and estimated earnings	<u>(264,489)</u>	<u>223,851</u>
Total Adjustments	<u>323,288</u>	<u>680,919</u>
NET CASH FROM OPERATING ACTIVITIES	<u><u>\$ 614,888</u></u>	<u><u>\$ 625,520</u></u>

See accountant's review report and accompanying notes.

EXCEL EXCAVATION, INC.
NOTES TO THE FINANCIAL STATEMENTS

NOTE 1 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

BUSINESS ACTIVITY - Excel Excavation, Inc. (the Company), an S-Corporation, was incorporated in the state of Oregon on April 24, 1995. The Company's headquarters are located in Tualatin, Oregon. The Company is engaged as a general engineering contractor for customers in the Pacific Northwest. The work is performed under fixed price bid and cost plus contracts.

REVENUE AND COST RECOGNITION - The Company recognizes revenues on construction contracts using the percentage-of-completion method of accounting, measured by the percentage of contract costs incurred to date to estimated total contract costs. This method is used because management considers total cost to be the best available measure of completion of construction contracts in progress. Provisions for estimated losses on construction contracts in progress are made in their entirety in the period in which such losses are determined without reference to the percentage complete. Changes in job performance, job conditions, and estimated profitability may result in revisions to revenue and costs, and are recognized in the period in which the revisions are determined. Claims for additional revenue are not recognized until the period in which such claims are allowed. No profit is taken into income until a contract has reached a stage of completion sufficient to reasonably determine, in the opinion of management, the ultimate realizable profit.

Direct contract costs include all labor, material, subcontractor, and equipment costs and those indirect costs related to contract performance, such as indirect labor, supplies, tools, repairs, and depreciation. General and administrative costs are charged to expense as incurred.

The current asset, "Costs and estimated earnings in excess of billings," represents revenues recognized in excess of amounts billed on construction contracts in progress. The current liability "Billings in excess of costs and estimated earnings," represents billings in excess of revenues recognized on construction contracts in progress.

In accordance with normal practice in the construction industry, the Company includes in current assets and liabilities amounts realizable and payable over a period in excess of one year. Consistent with this practice, asset and liability accounts relating to construction contracts are classified as current. The lives of the contracts entered into by the Company generally range from three to eighteen months.

CASH AND CASH EQUIVALENTS - For purposes of the statements of cash flows, the Company considers cash and short-term investments with maturities of three months or less to be cash equivalents.

INVENTORY - Inventory consists of residential lots in a subdivision and is stated at the lower of cost or market. Inventory for the year ended December 31, 1998 was decreased by \$92,147 for market value. There was no adjustment for the year ended December 31, 1999.

EXCEL EXCAVATION, INC.
NOTES TO THE FINANCIAL STATEMENTS

NOTE 1 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES, continued

EQUIPMENT - Equipment is recorded at cost and includes major expenditures which increase productivity or substantially increase useful lives. When the capital lease commitments on equipment expire, the equipment costs and related accumulated depreciation are transferred into the related asset and accumulated depreciation accounts.

Maintenance, repairs, and minor renewals are charged to expense when incurred. When equipment is sold or otherwise disposed of, the asset and related accumulated depreciation are removed from the accounts, and any gain or loss is included in the statement of income.

The cost of equipment, less related estimated salvage values, is depreciated over the estimated useful lives of the related assets. Depreciation is computed using the straight-line method for financial reporting purposes, while utilizing accelerated methods for tax. The estimated useful lives and depreciation expense of equipment are as follows:

	Estimated Useful Lives	Cost of Equipment	Estimated Salvage Values	Depreciation	
				1999	1998
Construction equipment	5 to 7 years	\$2,117,473	\$1,032,178	\$ 135,364	\$ 91,486
Automotive equipment	5 years	113,235	54,500	10,454	10,695
Office furniture and equipment under capital lease	5 years	42,286	-	7,048	-
Office furniture and equipment	5 to 7 years	<u>26,771</u>	<u>-</u>	<u>5,450</u>	<u>5,474</u>
		<u>\$2,299,765</u>	<u>\$1,086,678</u>	<u>\$ 158,316</u>	<u>\$ 107,655</u>

Depreciation expense allocated to direct contract costs and general and administrative expenses amounted to \$145,818 and \$12,498, respectively, for the year ended December 31, 1999, and \$102,181 and \$5,474, respectively, for the year ended December 31, 1998.

USE OF ESTIMATES - The preparation of financial statements in conformity with generally accepted accounting principles requires management to make estimates and assumptions that affect the reported amounts of assets, liabilities, and disclosures of contingent assets and liabilities at the date of the financial statements, and the reported amounts of revenues and expenses during the reporting periods. Accordingly, actual results could differ from those estimates.

ADVERTISING COSTS - Advertising costs are expensed as incurred. Advertising expense was \$4,323 and \$4,076 for the years ended December 31, 1999 and 1998, respectively.

<p>EXCEL EXCAVATION, INC. NOTES TO THE FINANCIAL STATEMENTS</p>
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NOTE 1 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES, continued

INCOME TAXES - Income taxes have not been provided because the stockholders elected to be treated as an S-Corporation for income tax purposes. As such, the corporation income or loss and credits are passed to the stockholders and combined with their other personal income and deductions to determine taxable income on their individual tax returns. The corporate taxable income that is passed to the stockholders is calculated on the percentage-of-completion method of accounting.

NOTE 2 - ALLOWANCE FOR DOUBTFUL ACCOUNTS

Accounts receivable have been adjusted for all known uncollectible accounts. No allowance for doubtful accounts is considered necessary.

NOTE 3 - CONSTRUCTION CONTRACTS IN PROGRESS

Revenues and costs recognized on construction contracts in progress contrast the related billings as follows:

	1999	1998
Direct contract costs to date	\$ 958,655	\$ 6,122,068
Gross profit to date	209,133	650,358
Earned contract revenue	1,167,788	6,772,426
Less: Contract billings to date	(1,164,623)	(7,010,298)
Net Under (Over) Billings	\$ 3,165	\$ (237,872)

Included in the accompanying balance sheets under the following captions are:

	1999	1998
Costs and estimated earnings in excess of billings	\$ 24,944	\$ 48,396
Billings in excess of costs and estimated earnings	(21,779)	(286,268)
Net Under (Over) Billings	\$ 3,165	\$ (237,872)

EXCEL EXCAVATION, INC.
NOTES TO THE FINANCIAL STATEMENTS

NOTE 4 - INVENTORY - RESIDENTIAL LOTS

The Sheridan Meadows subdivision consisted of 75 lots, of which 55 and 44 lots were sold as of December 31, 1999 and 1998, respectively. There were 20 and 31 lots available for sale as of December 31, 1999 and 1998, respectively. The net loss related to the Sheridan Meadows subdivision included in Excel Excavation, Inc.'s activities as other income (expense) for the years ended December 31, 1999 and 1998, are as follows:

	1999	1998
REVENUE	\$ 239,010	\$ 543,620
COST OF SALES		
Lot costs	256,282	638,489
Adjustment of inventory to market value	-	92,147
Total Cost of Sales	256,282	730,636
NET LOSS	\$ (17,272)	\$ (187,016)

General and administrative expenses as well as property taxes and interest expense relating to Sheridan Meadows are combined with Excel Excavation, Inc.'s activities for the years ended December 31, 1999 and 1998.

EXCEL EXCAVATION, INC.
NOTES TO THE FINANCIAL STATEMENTS

NOTE 5 - NOTES RECEIVABLE - STOCKHOLDERS

On January 1, 1999, two key employees purchased 50 shares each of the Company stock for a total of \$126,440. The Company is financing the stock sale with the two stockholders through notes. The terms of the notes receivable include interest at 6% and require annual principal and interest payments of \$15,008 per stockholder on January 31 each year, starting January 31, 2000 until paid. The current portion of the notes receivable at December 31, 1999 is \$21,556, with the remainder of \$104,884 to be collected after December 31, 2000. Accrued interest receivable on these notes at December 31, 1999 amounted to \$7,756.

NOTE 6 - NOTE RECEIVABLE

The note receivable consisted of amounts due to the Company for the sale of nine residential lots in the Sheridan Meadows subdivision to a homebuilder. The terms of the note included interest at 8% and monthly principal and interest payments of \$800, collateralized by land. While construction of homes was taking place, the builder had also agreed to pay an additional \$19,010 every 180 days. In addition to the above payment terms, the builder agreed to pay the balance owing on a specific lot upon the sale of the home. The current portion of the note receivable at December 31, 1998 amounted to \$33,981, with the remainder of \$137,109 shown as long-term. During the year ended December 31, 1999, the entire note receivable of \$171,090 was paid off by the homebuilder.

NOTE 7 - NOTE PAYABLE - BANK

The Company has a line of credit agreement with Western Bank which grants borrowings up to \$650,000. The line of credit has balances of \$417,821 and \$400,000 at December 31, 1999 and 1998, respectively. Interest, currently at 10.5%, is payable monthly at 2% above the bank's prime lending rate. The line of credit agreement is secured by all assets of the Company and the personal guarantees of the five stockholders. The line of credit agreement expires on May 31, 2000.

XCEL EXCAVATION, INC.
NOTES TO THE FINANCIAL STATEMENTS

NOTE 8 - LONG-TERM DEBT

The following is a summary of long-term debt at December 31, 1999 and 1998:

	<u>Interest Rate</u>	<u>1999</u>	<u>1998</u>
Caterpillar Financial Services, monthly payments of \$4,349, collateralized by construction equipment, matures in May 2003	3.98%	\$ 165,961	\$ -
Caterpillar Financial Services, monthly payments of \$3,039, collateralized by construction equipment	8.25%	-	45,462
Western Bank, monthly payments of \$593, collateralized by construction equipment, matures in February 2002	10.00%	13,510	-
Case Credit, monthly payments of \$501, collateralized by construction equipment, matures in April 2003	9.00%	17,644	-
Caterpillar Financial Services, monthly payments of \$3,068, collateralized by construction equipment	7.30%	-	29,592
CIT Group, monthly payments of \$2,359, collateralized by construction equipment	7.50%	-	13,843
Caterpillar Financial Services, monthly payments of \$10,059, collateralized by construction equipment, matures in March 2003	8.13%	341,905	-
Caterpillar Financial Services, monthly payments of \$5,439, collateralized by construction equipment	9.00%	-	106,514

EXCEL EXCAVATION, INC.
NOTES TO THE FINANCIAL STATEMENTS

NOTE 8 - LONG-TERM DEBT, continued

	<u>Interest Rate</u>	<u>1999</u>	<u>1998</u>
Caterpillar Financial Services, monthly payments of \$3,443, collateralized by construction equipment, matures in October 2000	9.00%	\$ 32,951	\$ 68,795
Caterpillar Financial Services, monthly payments of \$1,847, collateralized by construction equipment	9.00%	-	15,681
Caterpillar Financial Services, monthly payments of \$2,270, collateralized by construction equipment, matures in November 2000	9.00%	23,826	47,299
Caterpillar Financial Services, monthly payments of \$1,931, collateralized by construction equipment, matures in February 2003	7.66%	38,755	-
Caterpillar Financial Services, monthly payments of \$3,390, collateralized by construction equipment, matures in August 2002	4.46%	102,065	137,305
Caterpillar Financial Services, monthly payments of \$1,518, collateralized by construction equipment, matures in July 2002	5.31%	43,790	59,204
Caterpillar Financial Services, monthly payments of \$2,709, collateralized by construction equipment, matures in September 2002	5.55%	82,332	112,016

EXCEL EXCAVATION, INC.
NOTES TO THE FINANCIAL STATEMENTS

NOTE 8 - LONG-TERM DEBT, continued

	Interest Rate	1999	1998
Western Bank, monthly principal payments of \$2,083 plus interest calculated on a variable rate which is 2.5% above bank's prime rate, matures in January 2001	11.00%	\$ 27,087	\$ 50,000
CIT Group, monthly principal payments of \$369 plus interest, collateralized by construction equipment, matures in August 2002	9.25%	11,822	-
Case Credit, monthly payments of \$2,313, collateralized by construction equipment, matures in August 2002	7.49%	60,500	-
CIT Group, monthly payments of \$2,007, collateralized by construction equipment, matures in September 2002	8.69%	58,723	-
Western Bank, monthly payments of \$1,567, collateralized by construction equipment, matures in December 2003	10.00%	61,500	-
Total long-term debt		1,082,371	685,711
Less: Current maturities		(392,310)	(312,258)
Long-Term Debt, Net of Current Maturities		\$ 690,061	\$ 373,453

Aggregate maturities of long-term debt for the four years ending after December 31, 1999, are as follows:

Year ending December 31, 2000	\$ 392,310
2001	336,311
2002	284,887
2003	68,863
	\$ 1,082,371

EXCEL EXCAVATION, INC.
NOTES TO THE FINANCIAL STATEMENTS

NOTE 9 - MORTGAGES PAYABLE

The mortgages payable represented two loans with Seattle Funding Group that required monthly interest-only payments of \$3,880 at 14.99%. The mortgages were collateralized by inventory of residential lots in the Sheridan Meadows subdivision. In addition to the monthly interest-only payments, \$17,000 per lot sale was required to be paid from the proceeds at the time of closing. During the year ended December 31, 1999, the entire balance owing of \$306,025 was paid off by the Company.

NOTE 10 - NOTE PAYABLE - STOCK PURCHASE

The note payable - stock purchase represents a note payable to a former stockholder of the Company for the redemption of 100 shares of stock during 1997. The note bears interest at 9% per annum and is payable monthly. The note matures September 15, 2002. Total interest expense paid to the former stockholder during the years ended December 31, 1999 and 1998, amounted to \$8,506 and \$11,480, respectively. The outstanding balance was \$89,582 and \$116,204 as of December 31, 1999 and 1998, respectively.

Aggregate maturities of the note payable - stock purchase for the three years ending after December 31, 1999, are as follows:

Year ended December 31, 2000	\$	29,120
2001		31,851
2002		<u>28,611</u>
	\$	<u>89,582</u>

NOTE 11 - NOTE PAYABLE - STOCKHOLDER

The note payable - stockholder represents an unsecured demand note payable to one of the stockholders of the Company. The note has no stated interest and outstanding principal amounted to \$292,750 and \$270,086 as of December 31, 1999 and 1998, respectively.

NOTE 12 - NOTES PAYABLE - STOCKHOLDERS

The notes payable - stockholders consists of a \$3,000 note owed to three of the Company's stockholders as of December 31, 1999 and 1998. The notes are unsecured with interest at 10%. Principal and interest are due on demand. Accrued interest as of December 31, 1999 and 1998 amounted to \$4,503 and \$3,223, respectively, and is included in accrued expenses.

EXCEL EXCAVATION, INC.
NOTES TO THE FINANCIAL STATEMENTS

NOTE 13 - PROVISION FOR INCOME TAXES

Retained earnings of the Company are comprised of four components. Accumulated adjustments represent undistributed S-Corporation earnings that have been taxed at the stockholder level. This includes \$107,155 of current taxable income that will be reported on the stockholders' December 31, 1999 tax returns. Temporary differences represent income (expense) items that have not been subjected to tax and will be reported in future periods. Prior taxed C-Corporation earnings represent accumulated earnings that were previously taxed while operating as a C-Corporation. Stock redemption account represents a portion of the payments made on the stock repurchase by the Company.

	<u>Accumulated Adjustments</u>	<u>Temporary Differences</u>	<u>Prior Taxed C-Corporation Earnings</u>	<u>Stock Redemption</u>	<u>Total</u>
Balance, December 31, 1998	\$ (97,994)	\$ 577,147	\$ 50,296	\$ (73,704)	\$ 455,745
Taxable income	107,155	-	-	-	107,155
Temporary differences:					
Accelerated depreciation	-	91,772	-	-	91,772
Basis adjustment from purchase of 50% interest in Sheridan Meadows	-	(962)	-	-	(962)
Adjustment on inventory to market value	-	37,450	-	-	37,450
Allowance for impairment of assets	-	63,882	-	-	63,882
Accrued interest	-	(1,280)	-	-	(1,280)
Permanent differences	<u>(6,417)</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>(6,417)</u>
Net income	<u>100,738</u>	<u>190,862</u>	<u>-</u>	<u>-</u>	<u>291,600</u>
Balance, December 31, 1999	<u>\$ 2,744</u>	<u>\$ 768,009</u>	<u>\$ 50,296</u>	<u>\$ (73,704)</u>	<u>\$ 747,345</u>

The deferred income items, temporary differences, that will be passed through to the stockholders in future periods are as follows:

Accelerated depreciation	\$ 823,346
Adjustment on inventory to market value	(54,697)
Basis adjustment from Sheridan Meadows	1,752
Accrued interest	<u>(2,392)</u>
Total Deferred Income	<u>\$ 768,009</u>

EXCEL EXCAVATION, INC.
NOTES TO THE FINANCIAL STATEMENTS

NOTE 14 - LEASE COMMITMENTS

The Company leases office equipment under a capital lease agreement, which requires minimum monthly payments of \$1,498 and expires in April 2002.

In addition, the Company leases automobile equipment under operating leases with monthly payments of \$2,506. The leases have various expiration dates, with the last lease expiring in March 2002.

Minimum future lease commitments under the leases described above and the present value of the remaining capital lease obligations as of December 31, 1999 are as follows:

	<u>Capital Lease</u>	<u>Operating Leases</u>	<u>Totals</u>
Year ending December 31, 2000	\$ 17,976	\$ 18,129	\$ 36,105
2001	17,976	11,228	29,204
2002	<u>5,992</u>	<u>1,578</u>	<u>7,570</u>
Minimum lease commitments	41,944	<u>\$ 30,935</u>	<u>\$ 72,879</u>
Less: Remaining unamortized finance charges on capital lease of 17.06%	<u>(8,165)</u>		
Present value of capital lease	33,779		
Less: Current obligations under capital lease	<u>(13,103)</u>		
Capital lease, net of current obligations	<u>\$ 20,676</u>		

Total lease expense for the operating leases above amounted to \$30,072 for both years ended December 31, 1999 and 1998.

EXCEL EXCAVATION, INC.
NOTES TO THE FINANCIAL STATEMENTS

NOTE 15 - CONTRACT BACKLOG

The following schedule summarizes changes in backlog on contracts during the year ended December 31, 1999. Backlog represents the amount of revenue the Company expects to realize from work to be performed on uncompleted contracts in progress at year-end and from contractual agreements on which work has not yet begun.

	<u>Contract Revenue</u>	<u>Gross Profit</u>	<u>Gross Profit Percent</u>
Contract Backlog,			
Balance at December 31, 1998	\$ 1,340,444	\$ 99,506	7.42
New contracts and contract adjustments during the year	<u>6,682,372</u>	<u>1,449,432</u>	21.69
	8,022,816	1,548,938	19.31
Less: Contract revenue earned during the year	<u>(5,338,385)</u>	<u>(1,071,646)</u>	20.07
Current Backlog,			
Balance at December 31, 1999	<u>\$ 2,684,431</u>	<u>\$ 477,292</u>	17.78

The Company has entered into additional contracts with estimated contract revenues of \$802,292 and estimated gross profits of \$72,024 between January 1, 2000 and March 1, 2000.

NOTE 16 - RELATED-PARTY TRANSACTIONS

The Company rents shop space on a month-to-month basis for \$250 per month from a stockholder. Total rent paid to the stockholder for the shop space amounted to \$3,000 for the years ended December 31, 1999 and 1998, and is included in general and administrative expenses.

In addition, during the year ended December 31, 1998, the Company rented construction equipment on a monthly and hourly basis from the same stockholder. Total rents paid to the stockholder for the construction equipment amounted to \$198,518 and are included in direct contract costs for the year ended December 31, 1998.

Included in accounts receivable at December 31, 1999 and 1998, is \$57,121 and zero, respectively, due from Columbia Northwest Recycling, Inc. for work performed by the Company. Three stockholders of the Company own 50% of Columbia Northwest Recycling, Inc., which is an S-Corporation. The total contracts performed during the years ended December 31, 1999 and 1998 for Columbia Northwest Recycling, Inc., amounted to \$74,130 and \$27,330, respectively.

EXCEL EXCAVATION, INC.
NOTES TO THE FINANCIAL STATEMENTS

NOTE 17 - PREVAILING WAGE PROFIT SHARING PLAN

During 1998, the Company adopted a qualified prevailing wage profit sharing plan covering the leased employees. All leased employees working on public works projects are eligible to participate in the prevailing wage portion of the plan immediately. All leased employees who have attained the age of 18 and have completed one year of service are eligible to participate in the profit sharing portion of the plan. Contributions to the plan are at the discretion of the Board of Directors. The contribution to the profit sharing plan was \$69,000 and \$80,361 for the years ended December 31, 1999 and 1998, respectively.

NOTE 18 - STOCK PURCHASE AGREEMENT

The Company has entered into a stock purchase agreement with the stockholders that imposes partial restrictions on the transfer of shares of the Company and provides for the purchase of the stock in the event of the death or long-term disability of the stockholders, or withdrawal by one of the stockholders.

NOTE 19 - CONCENTRATION OF CREDIT RISK

Financial instruments which potentially subject the Company to credit risk consist of cash and accounts receivable. The Company's cash balances are with reputable banks and periodically exceed insured limits. The Company's receivables are from customers concentrated in the construction industry and various companies within the Pacific Northwest of the United States.

NOTE 20 - SUPPLEMENTAL DISCLOSURES REGARDING CASH FLOWS

During the year ended December 31, 1998, the non-cash investing and financing activities consisted of the purchases of equipment through the incurrence of additional long-term debt in the amount of \$330,572.

During the year ended December 31, 1999, the non-cash investing and financing activities consisted of the purchases of equipment through the incurrence of additional long-term debt in the amount of \$901,510 and the addition of a capital lease in the amount of \$41,991. Additional non-cash investing and financing activities during the year ended December 31, 1999, consisted of the sale of stock by the Company to two key employees for a total of \$126,440 with financing through notes receivables.

EXCEL EXCAVATION, INC.
NOTES TO THE FINANCIAL STATEMENTS

NOTE 21 - IMPAIRMENT OF ASSETS

During the year ended December 31, 1998, a provision for impairment of assets in the amount of \$63,882 was recorded. The impairment resulted from the fair market value of two dump trucks being \$63,882 lower than the book value of the assets. The two dump trucks were sold during the year ended December 31, 1999 for a total of \$155,000, and the allowance for impairment of assets was removed.

NOTE 22 - SUBSEQUENT EVENTS

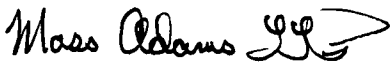
Subsequent to December 31, 1999, the Company paid \$120,066 in dividends to the stockholders. During January 2000, the Company received principal and interest payments in the amount of \$30,016 for the note payments due from two stockholders relating to the stock purchase in 1999 (see Note 5). In addition, three stockholders loaned the Company \$20,000 each; these loans are due on demand.

SUPPLEMENTAL INFORMATION

ACCOUNTANT'S REVIEW REPORT ON SUPPLEMENTAL INFORMATION

To the Board of Directors
Excel Excavation, Inc.
Tualatin, Oregon

Our report on our reviews of the basic financial statements of Excel Excavation, Inc., for the years ended December 31, 1999 and 1998, appears on page one. Our reviews were made primarily for the purpose of expressing limited assurance that there are no material modifications that should be made to the financial statements in order for them to be in conformity with generally accepted accounting principles. The supplemental information for the years ended December 31, 1999 and 1998, is presented only for analysis purposes and has been subjected to the inquiry and analytical procedures applied in the reviews of the basic financial statements. We did not become aware of any material modifications that should be made to such data.



Portland, Oregon
March 1, 2000

EXCEL EXCAVATION, INC.
CONTRACTS AND RETENTIONS RECEIVABLE
December 31, 1999

Customer	Job	Current	31 to 60	61 to 90	Over 90	Total	Total
			Days	Days	Days	Contracts	Retentions
						Receivable	Receivable
Beaverton School District #48	9915	\$ 18,468	\$ -	\$ -	\$ -	\$ 18,468	\$ -
Coffman - Turner	9926	-	-	15,716	-	15,716	-
Coffman - Five Oaks	9921	-	2,361	11,647	-	14,008	-
Coffman - Flemming Place	9932	11,840	-	-	-	11,840	-
Columbia Northwest Recycling	9800	-	-	12,153	44,968	57,121	-
Drake Construction Company	9904	110,269	-	-	-	110,269	-
Hinton Homes	9608	-	-	-	33,649	33,649	-
Lakeside Industries	9818	-	-	-	15,539	15,539	4,756
Lakeside Industries	9934	13,115	-	-	-	13,115	-
Matrix Development	9930	45,743	88,709	-	-	134,452	7,076
P & C Construction Company	9928	23,570	-	-	-	23,570	-
Pacific Northwest Tree House	9924	42,664	-	-	-	42,664	7,826
Pacific Ridge Development	9918	12,377	-	-	-	12,377	-
Todd Construction, Inc.	9923	4,546	-	-	-	4,546	10,342
Washington County	9910	203,926	-	-	-	203,926	44,817
West Hills Development	9922	98,007	-	-	-	98,007	-
Other contracts and retentions receivables under \$10,000	var	12,066	2,702	5,909	4,094	24,771	-
Totals		\$ 596,591	\$ 93,772	\$ 45,425	\$ 98,250	\$ 834,038	\$ 74,817

See accountant's review report on supplemental information.

EXCEL EXCAVATION, INC.
ACCOUNTS AND RETENTIONS PAYABLE
December 31, 1999

Vendor	Current	31 to 60 Days	61 to 90 Days	Over 90 Days	Total Accounts Payable	Total Retentions Payable
Denfeld Trucking, Inc.	\$ 14,467	\$ 1,584	\$ 372	\$ -	\$ 16,423	\$ -
Frieden Trucking	14,418	2,250	-	-	16,668	-
Glacier Northwest	58,066	3,202	14	-	61,282	-
Hessel Tractor & Equipment	16,257	-	-	-	16,257	-
Kerr Contractors, Inc.	-	-	3,500	30,143	33,643	545
L.S. Henriksen Construction	88,097	-	-	-	88,097	4,637
LaFarge Corporation	-	18,084	-	-	18,084	-
McBride Drilling	13,758	-	-	-	13,758	-
OmniTrac, LLC	30,872	-	-	-	30,872	-
Piper Jaffray, Inc.	11,677	-	-	-	11,677	-
Walt's Concrete Co.	22,659	18,442	-	-	41,101	4,153
Other accounts and retentions payable under \$10,000	123,795	11,769	6,717	-	142,281	13,719
Totals	<u>\$ 394,066</u>	<u>\$ 55,331</u>	<u>\$ 10,603</u>	<u>\$ 30,143</u>	<u>\$ 490,143</u>	<u>\$ 23,054</u>

See accountant's review report on supplemental information.

EXCEL EXCAVATION, INC.
SUMMARY OF EARNINGS FROM CONSTRUCTION CONTRACTS
For the Years Ended December 31, 1999 and 1998

For The Year Ended December 31, 1999				
	Contract Revenue	Direct Contract Costs	Gross Profit	Gross Profit Percent
Construction Contracts Completed	\$ 4,170,597	\$ 3,308,084	\$ 862,513	20.68
Construction Contracts in Progress	1,167,788	958,655	209,133	17.91
Earnings from Construction Contracts	\$ 5,338,385	\$ 4,266,739	\$ 1,071,646	20.07

For The Year Ended December 31, 1998				
	Contract Revenue	Direct Contract Costs	Gross Profit	Gross Profit Percent
Construction Contracts Completed	\$ 1,064,011	\$ 779,374	\$ 284,637	26.75
Construction Contracts in Progress	4,917,011	4,349,347	567,664	11.54
Earnings from Construction Contracts	\$ 5,981,022	\$ 5,128,721	\$ 852,301	14.25

See accountant's review report on supplemental information.

EXCEL EXCAVATION, INC.
CONSTRUCTION CONTRACTS COMPLETED
For the Year Ended December 31, 1999

Job No.	Contract Description	Contract Totals				Prior To January 01, 1999				For The Year Ended December 31, 1999			
		Contract Revenue	Direct Contract Costs	Gross Profit (Loss)	Gross Profit Percent	Contract Revenue	Direct Contract Costs	Gross Profit (Loss)	Gross Profit Percent	Contract Revenue	Direct Contract Costs	Gross Profit (Loss)	Gross Profit Percent
9608	Summerfield	\$ 778,194	\$ 781,252	\$ (3,058)	-0.39%	\$ 755,287	\$ 762,287	\$ (7,000)	-0.93%	\$ 22,907	\$ 18,965	\$ 3,942	17.21%
9724	The Round	1,586,725	1,375,298	211,427	13.32%	1,559,135	1,356,255	202,880	13.01%	27,590	19,043	8,547	30.98%
9721	Tiffany Terrace	1,223,267	1,224,321	(1,054)	-0.09%	1,226,397	1,220,015	6,382	0.52%	(3,130)	4,306	(7,436)	0.00%
9800	Columbia Northwest Recycling	74,130	63,556	10,574	14.26%	-	-	-	0.00%	74,130	63,556	10,574	14.26%
9802	Tutor Time Day Care	213,361	178,079	35,282	16.54%	169,262	133,225	36,037	21.29%	44,099	44,854	(755)	-1.71%
9807	South Place Office	481,223	359,052	122,171	25.39%	446,458	338,607	107,851	24.16%	34,765	20,445	14,320	41.19%
9809	Autumn Crest III	374,485	354,245	20,240	5.40%	371,454	348,170	23,284	6.27%	3,031	6,075	(3,044)	-100.43%
9810	Crystal Park - West	606,202	541,587	64,615	10.66%	279,913	264,404	15,509	5.54%	326,289	277,183	49,106	15.05%
9810A	Crystal Offhaul	79,800	67,571	12,229	15.32%	-	-	-	0.00%	79,800	67,571	12,229	15.32%
9811	Crystal Park - East	745,852	690,072	55,780	7.48%	169,474	161,534	7,940	4.69%	576,378	528,538	47,840	8.30%
9815	Hillsboro Airport	919,068	729,232	189,836	20.66%	735,269	635,667	99,602	13.55%	183,799	93,565	90,234	49.09%
9817	Beaverton City Hall	669,701	595,680	74,021	11.05%	647,603	582,095	65,508	10.12%	22,098	13,585	8,513	38.52%
9818	Beaverton High School	94,501	54,107	40,394	42.74%	23,604	21,084	2,520	10.68%	70,897	33,023	37,874	53.42%
9820	Walnut Street	296,213	217,833	78,380	26.46%	295,566	217,622	77,944	26.37%	647	211	436	67.39%
9825	Pacific Grove	123,373	84,586	38,787	31.44%	77,263	68,332	8,931	11.56%	46,110	16,254	29,856	64.75%
9901	Lenore	188,018	184,422	3,596	1.91%	-	-	-	0.00%	188,018	184,422	3,596	1.91%
9902	Yamhill	110,445	90,766	19,679	17.82%	-	-	-	0.00%	110,445	90,766	19,679	17.82%
9904	Millenium Park	609,114	515,338	93,776	15.40%	-	-	-	0.00%	609,114	515,338	93,776	15.40%
9905	Grimes	67,623	46,977	20,646	30.53%	-	-	-	0.00%	67,623	46,977	20,646	30.53%
9909	Bonita Road	193,583	175,182	18,401	9.51%	-	-	-	0.00%	193,583	175,182	18,401	9.51%
9915	Chehalem/Vose	273,621	201,905	71,716	26.21%	-	-	-	0.00%	273,621	201,905	71,716	26.21%
9916	Westview Tennis Courts	79,545	54,933	24,612	30.94%	-	-	-	0.00%	79,545	54,933	24,612	30.94%
9922	Kaiser Woods	568,037	485,210	82,827	14.58%	-	-	-	0.00%	568,037	485,210	82,827	14.58%
9924	Trillium Park	156,527	125,742	30,785	19.67%	-	-	-	0.00%	156,527	125,742	30,785	19.67%
9925	Waterhouse Offhaul	102,561	72,875	29,686	28.94%	-	-	-	0.00%	102,561	72,875	29,686	28.94%
	Miscellaneous small contracts	327,854	160,331	167,523	51.10%	15,741	12,771	2,970	18.87%	312,113	147,560	164,553	52.72%
Totals		\$ 10,943,023	\$ 9,430,152	\$ 1,512,871	13.82%	\$ 6,772,426	\$ 6,122,068	\$ 650,358	9.60%	\$ 4,170,597	\$ 3,308,084	\$ 862,513	20.68%

See accountant's review report on supplemental information.

EXCEL EXCAVATION, INC.
CONSTRUCTION CONTRACTS IN PROGRESS
 December 31, 1999

Job No.	Contract Description	Management's Current Estimate of:				From Inception To December 31, 1999								Contract Backlog		
		Total Contract Revenue	Total Direct Contract Costs	Total Gross Profit (Loss)	Gross Profit Percent	Percent Complete	Contract Billings To Date	Under (Over) Billings	Earned Contract Revenue	Direct Contract Costs To Date	Gross Profit (Loss) To Date	Gross Profit (Loss)		Contract Revenue	Estimated Costs To Complete	Gross Profit
												Eamed Prior	Earned Current			
9910	Beef Bend Rd	\$ 2,917,019	\$ 2,382,514	\$ 534,505	18.32%	30.91%	\$ 896,109	\$ 5,250	\$ 901,359	\$ 736,450	\$ 164,909	-	\$ 164,909	\$ 2,015,660	\$ 1,646,064	\$ 369,596
9923	Coho Building	115,772	110,514	5,258	4.54%	95.56%	103,416	7,262	110,678	105,608	5,070	-	5,070	5,094	4,906	188
9928	P & C	33,215	12,215	21,000	63.22%	70.45%	23,570	(187)	23,383	8,605	14,778	-	14,778	9,832	3,610	6,222
9930	Waterhouse # 6	773,781	654,125	119,656	15.46%	15.53%	141,528	(21,592)	119,936	101,566	18,370	-	18,370	653,845	552,559	101,286
	Miscellaneous small contracts	12,432	6,426	6,006	48.31%		-	12,432	12,432	6,426	6,006	-	6,006	-	-	-
Totals		\$ 3,852,219	\$ 3,165,794	\$ 686,425	17.82%		\$ 1,164,623	\$ 3,165	\$ 1,167,788	\$ 958,655	\$ 209,133	\$ -	\$ 209,133	\$ 2,684,431	\$ 2,207,139	\$ 477,292

Costs and estimated earnings in excess of billings	\$ 24,944
Billings in excess of costs and estimated earnings	<u>(21,779)</u>
Net under (over) billings	<u>\$ 3,165</u>

See accountant's review report on supplemental information.

EXCEL EXCAVATION, INC.
GENERAL AND ADMINISTRATIVE EXPENSES
For the Years Ended December 31, 1999 and 1998

	1999		1998	
	Amount	% of Sales	Amount	% of Sales
Office salaries	\$ 271,562	5.09	\$ 234,700	3.92
Payroll taxes and fringe benefits	66,015	1.24	45,181	0.76
Profit sharing	69,000	1.29	80,361	1.34
Depreciation	12,498	0.23	5,474	0.09
Bad debts	-	-	1,383	0.02
Office supplies	22,130	0.41	16,629	0.28
Telephone	37,693	0.71	33,635	0.56
Taxes and licenses	4,193	0.08	3,773	0.06
Legal and accounting	17,082	0.32	16,351	0.27
Dues and subscriptions	1,770	0.03	1,504	0.03
Donations	4,920	0.09	1,150	0.02
Meals and entertainment	12,833	0.24	9,100	0.15
Rent	22,450	0.42	15,800	0.26
Miscellaneous	10,275	0.19	12,392	0.21
Bank charges	8,541	0.16	1,941	0.03
Bidding costs	62,521	1.17	2,430	0.04
Advertising and promotion	4,323	0.08	4,076	0.07
Travel	3,122	0.06	2,011	0.03
Repairs and maintenance	2,025	0.04	2,012	0.03
Total General and Administrative Expenses	\$ 632,953	11.85	\$ 489,903	8.17

See accountant's review report on supplemental information.



FINANCIAL STATEMENTS AND
SUPPLEMENTARY INFORMATION
Years Ended December 31, 1998 and 1997

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To the Board of Directors
Excel Excavation, Inc.
Tualatin, Oregon

We have reviewed the accompanying balance sheets of Excel Excavation, Inc. as of December 31, 1998 and 1997, and the related statements of income, changes in stockholders' equity and cash flows for the years then ended, in accordance with Statements on Standards for Accounting and Review Services issued by the American Institute of Certified Public Accountants. All information included in these financial statements is the representation of the management of Excel Excavation, Inc.

A review consists principally of inquiries of company personnel and analytical procedures applied to financial data. It is substantially less in scope than an audit in accordance with generally accepted auditing standards, the objective of which is the expression of an opinion regarding the financial statements taken as a whole. Accordingly, we do not express such an opinion.

Based on our reviews, we are not aware of any material modification that should be made to the accompanying financial statements in order for them to be in conformity with generally accepted accounting principles.

Yergen and Meyer LLP

February 8, 1999

Portland
Bellevue
Eugene
Medford
North Bend
Chehalis
Pendleton
Astoria



EXCEL EXCAVATION, INC.

BALANCE SHEETS

December 31, 1998 and 1997

ASSETS

	<u>1998</u>	<u>1997</u>
CURRENT ASSETS		
Cash	\$ 53,350	\$ 12,458
Receivables		
Contracts - current	692,285	655,351
Contracts - retention	301,547	243,864
Other	11,648	21,748
Current portion of note receivable	33,981	-
Inventory - residential lots	668,010	1,378,765
Costs and estimated earnings in excess of billings	48,396	42,691
	<u>1,809,217</u>	<u>2,354,877</u>
EQUIPMENT		
Construction equipment	1,531,168	1,101,823
Construction equipment under capital leases	-	45,918
Automotive equipment	102,473	106,473
Office furniture and equipment	28,761	28,761
	<u>1,662,402</u>	<u>1,282,975</u>
Total Equipment	1,662,402	1,282,975
Less: Allowance for impairment of equipment	(63,882)	-
Less: Accumulated depreciation - construction equipment under capital leases	-	(10,834)
Less: Accumulated depreciation - others	(262,735)	(146,542)
	<u>1,335,785</u>	<u>1,125,599</u>
Net Equipment	1,335,785	1,125,599
NOTE RECEIVABLE, less current portion	<u>137,109</u>	<u>-</u>
TOTAL ASSETS	<u>\$ 3,282,111</u>	<u>\$ 3,480,476</u>

See accompanying notes and accountants' report.

LIABILITIES AND STOCKHOLDERS' EQUITY

	<u>1998</u>	<u>1997</u>
CURRENT LIABILITIES		
Note payable - bank	\$ 400,000	\$ 300,000
Accounts payable	551,018	690,187
Subcontractor retentions payable	77,523	164,706
Accrued expenses	87,402	28,661
Current maturities of long-term debt	312,258	276,443
Current maturities of mortgages payable	306,025	37,971
Current maturities of note payable - stock purchase	26,622	24,522
Current obligations under capital leases	-	6,214
Note payable - stockholder	270,086	333,000
Notes payable - stockholders	9,000	9,000
Billings in excess of costs and estimated earnings	286,268	62,417
	<u>2,326,202</u>	<u>1,933,121</u>
Total Current Liabilities		
NONCURRENT LIABILITIES		
Long-term debt, net of current maturities	373,453	308,313
Mortgages payable, net of current maturities	-	544,695
Note payable - stock purchase, net of current maturities	89,582	114,074
	<u>463,035</u>	<u>967,082</u>
Total Noncurrent Liabilities		
Total Liabilities	<u>2,789,237</u>	<u>2,900,203</u>
COMMITMENTS AND CONTINGENCIES (Notes 3, 6, 7, 8, 9, 10, 11, 13, 14, and 19)		
STOCKHOLDERS' EQUITY		
Common stock - authorized, 500 shares of no par value; issued and outstanding 300 shares	37,129	37,129
Retained earnings	455,745	543,144
	<u>492,874</u>	<u>580,273</u>
Total Stockholders' Equity		
TOTAL LIABILITIES AND STOCKHOLDERS' EQUITY	<u>\$ 3,282,111</u>	<u>\$ 3,480,476</u>

EXCEL EXCAVATION, INC.
STATEMENTS OF INCOME
For the Years Ended December 31, 1998 and 1997

	1998		1997	
	Amount	% of Sales	Amount	% of Sales
CONTRACT REVENUE	\$ 5,981,022	100.00	\$ 4,995,890	100.00
DIRECT CONTRACT COSTS				
Labor	821,077	13.73	601,522	12.04
Material	1,012,242	16.92	1,344,527	26.91
Subcontractors	1,813,434	30.32	1,448,388	28.99
Equipment costs	653,708	10.93	613,758	12.29
Other costs	828,260	13.85	357,871	7.16
Total Direct Contract Costs	5,128,721	85.75	4,366,066	87.39
Gross Profit	852,301	14.25	629,824	12.61
GENERAL AND ADMINISTRATIVE EXPENSES	489,903	8.17	398,181	7.96
PROVISION FOR IMPAIRMENT OF ASSETS	63,882	1.07	-	-
Income from Operations	298,516	5.01	231,643	4.65
OTHER INCOME (EXPENSE)				
Interest income	5,349	0.09	192	-
Interest expense	(231,968)	(3.88)	(102,902)	(2.06)
Miscellaneous income	32,868	0.55	79,689	1.60
Net loss from Sheridan Meadows subdivision	(187,016)	(3.13)	(48,165)	(0.96)
Loss on sale of equipment	(3,699)	(0.06)	-	-
Equipment rental income	30,551	0.51	45,720	0.92
Total Other Income (Expense)	(353,915)	(5.92)	(25,466)	(0.50)
NET INCOME (LOSS)	\$ (55,399)	(0.91)	\$ 206,177	4.15

See accompanying notes and accountants' report.

EXCEL EXCAVATION, INC.
 STATEMENTS OF CHANGES IN STOCKHOLDERS' EQUITY
 For the Years Ended December 31, 1998 and 1997

	<u>Common Stock</u>		<u>Retained Earnings</u>	<u>Total</u>
	<u>Shares</u>	<u>Amount</u>		
Balance, December 31, 1996	400	\$ 49,505	\$ 540,661	\$ 590,166
Redemption of stock	(100)	(12,376)	(137,694)	(150,070)
Dividend distributions	-	-	(66,000)	(66,000)
Net income	-	-	206,177	206,177
Balance, December 31, 1997	300	37,129	543,144	580,273
Dividend distributions	-	-	(32,000)	(32,000)
Net income (loss)	-	-	(55,399)	(55,399)
Balance, December 31, 1998	<u>300</u>	<u>\$ 37,129</u>	<u>\$ 455,745</u>	<u>\$ 492,874</u>

See accompanying notes and accountants' report.

EXCEL EXCAVATION, INC.
STATEMENTS OF CASH FLOWS
For the Years Ended December 31, 1998 and 1997

	<u>1998</u>	<u>1997</u>
CASH FLOWS FROM OPERATING ACTIVITIES:		
Cash received from contracting	\$ 6,487,181	\$ 5,102,662
Cash paid to suppliers, employees and subcontractors	(5,693,238)	(5,217,489)
Interest received	5,349	192
Interest paid	(237,191)	(92,750)
Miscellaneous income received	63,419	125,409
	<u>625,520</u>	<u>(81,976)</u>
Net Cash Provided (Used) by Operating Activities		
CASH FLOWS FROM INVESTING ACTIVITIES:		
Proceeds on sale of equipment	2,000	-
Acquisition of equipment	(56,850)	(32,251)
Investment in Sheridan Meadows, L.L.C.	-	219,055
	<u>(54,850)</u>	<u>186,804</u>
Net Cash Provided (Used) by Investing Activities		
CASH FLOWS FROM FINANCING ACTIVITIES:		
Net borrowings on line of credit	100,000	-
Proceeds from (payments to) stockholders	(62,914)	215,000
Dividend distributions	(32,000)	(66,000)
Principal payments on note payable - stock purchase	(22,392)	(11,474)
Proceeds from issuance of long-term debt	50,000	60,000
Principal payments on long-term debt	(279,617)	(275,662)
Principal payments on mortgages payable	(276,641)	-
Principal payments on capital leases	(6,214)	(28,427)
	<u>(529,778)</u>	<u>(106,563)</u>
Net Cash (Used) by Financing Activities		
NET INCREASE (DECREASE) IN CASH	40,892	(1,735)
CASH, BEGINNING OF YEAR	<u>12,458</u>	<u>14,193</u>
CASH, END OF YEAR	<u>\$ 53,350</u>	<u>\$ 12,458</u>

See accompanying notes and accountants' report.

EXCEL EXCAVATION, INC.
STATEMENTS OF CASH FLOWS, continued
For the Years Ended December 31, 1998 and 1997

**RECONCILIATION OF NET INCOME (LOSS) TO NET CASH
PROVIDED (USED) BY OPERATING ACTIVITIES:**

	1998	1997
Net Income (Loss)	\$ (55,399)	\$ 206,177
Adjustments to reconcile net income (loss) to net cash provided (used) by operating activities:		
Depreciation	107,655	92,225
Loss from Sheridan Meadows, L.L.C.	-	48,165
Adjustment on inventory to market value	92,147	-
Loss on sale of equipment	3,699	-
Impairment of assets	63,882	-
(Increase) decrease in assets:		
Receivables and retainages	(255,607)	185,608
Inventory	618,608	-
Costs and estimated earnings in excess of billings	(5,705)	5,977
Increase (decrease) in liabilities:		
Accounts payable	(139,169)	(726,571)
Subcontractor retentions payable	(87,183)	164,706
Accrued expenses	63,964	16,398
Accrued interest	(5,223)	10,152
Billings in excess of costs and estimated earnings	223,851	(84,813)
Total Adjustments	680,919	(288,153)
NET CASH PROVIDED (USED) BY OPERATING ACTIVITIES	\$ 625,520	\$ (81,976)

See accompanying notes and accountants' report.

EXCEL EXCAVATION, INC.
NOTES TO THE FINANCIAL STATEMENTS

NOTE 1 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

BUSINESS ACTIVITY - Excel Excavation, Inc. was incorporated in the state of Oregon on April 24, 1995. The company's headquarters are located in Tualatin, Oregon. The company is engaged as a general engineering contractor for customers in the Pacific Northwest. The work is performed under fixed price bid and cost plus contracts.

REVENUE AND COST RECOGNITION - The company recognizes revenues on construction contracts using the percentage-of-completion method of accounting, measured by the percentage of contract costs incurred to date to estimated total contract costs. This method is used because management considers total cost to be the best available measure of completion of construction contracts in progress. Provisions for estimated losses on construction contracts in progress are made in their entirety in the period in which such losses are determined without reference to the percentage complete. Changes in job performance, job conditions, and estimated profitability may result in revisions to revenue and costs, and are recognized in the period in which the revisions are determined. Claims for additional revenue are not recognized until the period in which such claims are allowed. No profit is taken into income until a contract has reached a stage of completion sufficient to reasonably determine, in the opinion of management, the ultimate realizable profit.

Direct contract costs include all labor, material, subcontractor, and equipment costs and those indirect costs related to contract performance, such as indirect labor, supplies, tools, repairs and depreciation. General and administrative costs are charged to expense as incurred.

The current asset, "Costs and estimated earnings in excess of billings," represents revenues recognized in excess of amounts billed on construction contracts in progress. The current liability "Billings in excess of costs and estimated earnings," represents billings in excess of revenues recognized on construction contracts in progress.

In accordance with normal practice in the construction industry, the company includes in current assets and liabilities amounts realizable and payable over a period in excess of one year. Consistent with this practice, asset and liability accounts relating to construction contracts are classified as current. The lives of the contracts entered into by the company generally range from three to eighteen months.

CASH AND CASH EQUIVALENTS - For purposes of the statements of cash flows, the company considers cash and short-term investments with maturities of three months or less to be cash equivalents.

INVENTORY - Inventory consists of residential lots in a subdivision and is stated at the lower of cost or market. Adjustments of \$92,147 and zero were recorded to value inventory to market during the years ended December 31, 1998 and 1997, respectively.

EXCEL EXCAVATION, INC.
NOTES TO THE FINANCIAL STATEMENTS

NOTE 1 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES, continued

EQUIPMENT - Equipment is recorded at cost and includes major expenditures which increase productivity or substantially increase useful lives. When the capital lease commitments on equipment expire, the equipment costs and related accumulated depreciation are transferred into the related asset and accumulated depreciation accounts.

Maintenance, repairs and minor renewals are charged to expense when incurred. When equipment is sold or otherwise disposed of, the asset and related accumulated depreciation are removed from the accounts, and any gain or loss is included in the statement of income.

The cost of equipment, less related estimated salvage values, is depreciated over the estimated useful lives of the related assets. Depreciation is computed using straight-line method for financial reporting purposes. The estimated useful lives and depreciation expense of equipment are as follows:

	Estimated Useful Lives	Cost of Equipment	Estimated Salvage Values	Depreciation	
				1998	1997
Construction equipment	5 to 7 years	\$ 1,531,168	\$ 768,428	\$ 91,486	\$ 70,639
Construction equipment under capital leases	7 years	-	-	-	5,417
Automotive equipment	5 years	102,473	51,500	10,695	10,695
Office furniture and equipment	5 to 7 years	28,761	-	5,474	5,474
		<u>\$ 1,662,402</u>	<u>\$ 819,928</u>	<u>\$ 107,655</u>	<u>\$ 92,225</u>

Depreciation expense allocated to direct contract costs and general and administrative expenses amounted to \$102,181 and \$5,474, respectively, for the year ended December 31, 1998, and \$86,751 and \$5,474, respectively, for the year ended December 31, 1997.

USE OF ESTIMATES - The preparation of financial statements in conformity with generally accepted accounting principles requires management to make estimates and assumptions that affect the reported amounts of assets, liabilities and disclosures of contingent assets and liabilities at the date of the financial statements and the reported amounts of revenues and expenses during the reporting periods. Accordingly, actual results could differ from those estimates.

ADVERTISING COSTS - Advertising costs are expensed as incurred. Advertising expense was \$4,076 and \$322 for the years ended December 31, 1998 and 1997, respectively.

INCOME TAXES - Income taxes have not been provided because the shareholders elected to be treated as an S-corporation for income tax purposes. As such, the corporation income or loss and credits are passed to the shareholders and combined with their other personal income and deductions to determine taxable income on their individual tax returns. The corporate taxable income that is passed to the shareholders is calculated on the percentage-of-completion method of accounting.

<p>EXCEL EXCAVATION, INC. NOTES TO THE FINANCIAL STATEMENTS</p>

NOTE 2 - ALLOWANCE FOR DOUBTFUL ACCOUNTS

Accounts receivable have been adjusted for all known uncollectible accounts. No allowance for doubtful accounts is considered necessary.

NOTE 3 - CONSTRUCTION CONTRACTS IN PROGRESS

Revenues and costs recognized on construction contracts in progress contrast the related billings as follows:

	1998	1997
Direct contract costs to date	\$ 6,122,068	\$ 3,099,697
Gross profit to date	650,358	468,476
Earned contract revenue	6,772,426	3,568,173
Less: Contract billings to date	(7,010,298)	(3,587,899)
Net (Over) Billings	\$ (237,872)	\$ (19,726)

Included in the accompanying balance sheets under the following captions are:

	1998	1997
Costs and estimated earnings in excess of billings	\$ 48,396	\$ 42,691
Billings in excess of costs and estimated earnings	(286,268)	(62,417)
Net (Over) Billings	\$ (237,872)	\$ (19,726)

NOTE 4 - INVENTORY - RESIDENTIAL LOTS

At January 1, 1997, the company was a fifty-percent member in Sheridan Meadows, L.L.C., a limited liability company established in 1996 to develop a parcel of real estate to be sold for residential and commercial purposes. The company recorded its investment in Sheridan Meadows, L.L.C. on the equity method during 1997.

During 1997, the company paid \$360,000 to purchase the other fifty-percent L.L.C. member's entire interest in the L.L.C. The residential real estate development was completed prior to the purchase. The commercial property development had not begun at the time of the payment and the L.L.C. transferred its rights to the commercial property to the seceding member. Upon purchasing the other 50% interest in Sheridan Meadows, L.L.C., the entity ceased to exist for federal taxation purposes. Therefore, the amounts in Sheridan Meadows, L.L.C. were transferred into the company's records as of December 31, 1997, and Sheridan Meadows, L.L.C. was dissolved as of December 31, 1997. The Sheridan Meadows subdivision consists of 75 lots, of which 44 and 19 lots were sold as of December 31, 1998 and 1997, respectively.

<p>EXCEL EXCAVATION, INC. NOTES TO THE FINANCIAL STATEMENTS</p>
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NOTE 4 - INVENTORY - RESIDENTIAL LOTS, continued

The net loss related to the Sheridan Meadows subdivision included in Excel Excavation, Inc.'s activities as other income for the year ended December 31, 1998, is as follows:

REVENUE	\$ 543,620
COST OF SALES	
Lot costs	638,489
Adjustment of inventory to market	92,147
Total Cost of Sales	730,636
NET LOSS	\$ (187,016)

General and administrative expenses as well as interest expense relating to Sheridan Meadows are combined with Excel Excavation, Inc.'s activities for the year ended December 31, 1998.

The following is a summary of Sheridan Meadows, L.L.C.'s assets, liabilities and equity as of December 31, 1997, at which date the amounts were merged into Excel Excavation, Inc.:

ASSETS	
Cash	\$ 372
Receivables	22,677
Inventory - residential lots	1,378,765
TOTAL ASSETS	\$ 1,401,814
LIABILITIES	
Accounts payable	\$ 1,320
Note payable - Excel Excavation, Inc.	162,410
Mortgages payable	582,666
Total liabilities	746,396
MEMBER'S EQUITY	655,418
TOTAL LIABILITIES AND MEMBER'S EQUITY	\$ 1,401,814

EXCEL EXCAVATION, INC. NOTES TO THE FINANCIAL STATEMENTS

NOTE 4 - INVENTORY - RESIDENTIAL LOTS, continued

The following is a summary of the results of operations in Sheridan Meadows, L.L.C. for the year ended December 31, 1997. These amounts represent the final profits/losses to flow through as earnings of the limited liability company, as it has been dissolved. All future items relating to residential lot sales will be recorded as part of Excel Excavation, Inc.'s activities.

REVENUE	\$	539,760
COST OF SALES		<u>507,856</u>
Gross Profit		31,904
GENERAL AND ADMINISTRATIVE EXPENSES		<u>3,003</u>
Income from Operations		<u>28,901</u>
OTHER INCOME (EXPENSE)		
Interest income		322
Interest expense		<u>(73,684)</u>
Total Other Income (Expense)		<u>(73,362)</u>
NET LOSS	\$	<u><u>(44,461)</u></u>

The net loss from Sheridan Meadows, L.L.C. for the year ended December 31, 1997, includes the following:

Net loss	\$	(44,461)
Equity adjustment from purchase		<u>(3,704)</u>
Net loss from Sheridan Meadows, L.L.C.	\$	<u><u>(48,165)</u></u>

NOTE 5 - NOTE RECEIVABLE

The note receivable consists of amounts due to the company for the sale of 9 residential lots in the Sheridan Meadows subdivision to a home builder. The terms of the note include interest at 8%, and monthly payments of \$800, with the land constituting collateral. While construction of homes takes place, the builder has also agreed to pay an additional \$19,010 every 180 days. In addition to the above payment terms, the builder will pay any amounts owing on a specific lot upon the sale of the home. The current portion of the note receivable at December 31, 1998 is \$33,981, with the remainder of \$137,109 expected to be collected after December 31, 1999.

EXCEL EXCAVATION, INC.
NOTES TO THE FINANCIAL STATEMENTS

NOTE 6 - NOTE PAYABLE - BANK

The company has a line of credit agreement with Western Bank which grants borrowings up to \$400,000. There was \$400,000 and \$300,000 due on the line of credit at December 31, 1998 and 1997, respectively. Interest, currently at 10.25%, is payable monthly at 3% above the bank's prime lending rate. The line of credit agreement is secured by all assets of the company and the personal guarantee of the three shareholders, and former shareholder. The line of credit agreement expires on May 31, 1999.

NOTE 7 - LONG-TERM DEBT

The following is a summary of long-term debt at December 31, 1998 and 1997:

	Interest Rate	1998	1997
Western Bank, monthly payments of \$809, collateralized by a vehicle, final payment in December 1998	9.45%	\$ -	\$ 9,204
Caterpillar Financial Services, monthly payments of \$3,039, collateralized by construction equipment, final payment in April 2000	8.25%	45,462	74,150
Caterpillar Financial Services, monthly payments of \$1,852, collateralized by construction equipment, final payment in August 1998	6.70%	-	14,451
Caterpillar Financial Services, monthly payments of \$1,411, collateralized by construction equipment, final payment in September 1998	6.70%	-	12,350
Caterpillar Financial Services, monthly payments of \$3,068, collateralized by construction equipment, final payment in October 1999	7.30%	29,592	60,317
CIT Group, monthly payments of \$2,359, collateralized by construction equipment, final payment in May 1999	7.50%	13,843	37,505

EXCEL EXCAVATION, INC.
NOTES TO THE FINANCIAL STATEMENTS

NOTE 7 - LONG-TERM DEBT, continued

	Interest Rate	1998	1997
Western Bank, monthly payments of \$521, collateralized by a vehicle, final payment in July 1998	10.20%	\$ -	\$ 3,491
Caterpillar Financial Services, monthly payments of \$5,439, collateralized by construction equipment, final payment in September 2000	9.00%	106,514	153,087
Caterpillar Financial Services, monthly payments of \$3,443, collateralized by construction equipment, final payment in October 2000	9.00%	68,795	99,569
Caterpillar Financial Services, monthly payments of \$1,847, collateralized by construction equipment, final payment in October 1999	9.00%	15,681	35,498
Caterpillar Financial Services, monthly payments of \$2,270, collateralized by construction equipment, final payment in November 2000	9.00%	47,299	67,404
Robinson Bros. Construction, Inc., monthly payments of \$5,000, collateralized by construction equipment, final payment in April 1998	10.00%	-	17,730
Caterpillar Financial Services, monthly payments of \$3,390, collateralized by construction equipment, final payment in August 2002	4.46%	137,305	-
Caterpillar Financial Services, monthly payments of \$1,518, collateralized by construction equipment, final payment in July 2002	5.31%	59,204	-

EXCEL EXCAVATION, INC.
NOTES TO THE FINANCIAL STATEMENTS

NOTE 7 - LONG-TERM DEBT, continued

	Interest Rate	1998	1997
Caterpillar Financial Services, monthly payments of \$2,709, collateralized by construction equipment, final payment in September 2002	5.55%	\$ 112,016	\$ -
Western Bank, monthly principal payments of \$2,083 plus interest calculated on a variable rate which is 2.5% above bank's prime rate, final payment in January 2001	10.25%	50,000	-
Total long-term debt		685,711	584,756
Less: Current maturities		(312,258)	(276,443)
Long-Term Debt, Net of Current Maturities		\$ 373,453	\$ 308,313

Aggregate maturities of long-term debt for the four years ending after December 31, 1998, are as follows:

Year ending December 31, 1999	\$ 312,258
2000	222,181
2001	87,940
2002	63,332
	\$ 685,711

NOTE 8 - MORTGAGES PAYABLE

The mortgages payable represents two loans with Seattle Funding Group that requires monthly interest only payments of \$3,880 at 14.99%. The mortgages are collateralized by inventory of residential lots in the Sheridan Meadows subdivision. In addition to the monthly interest only payments, \$17,000 per lot sale is required to be paid from the proceeds at the time of closing. At December 31, 1998, the balance owing of \$306,025 is considered current. At December 31, 1997, \$37,971 was classified as current and \$544,695 was classified as noncurrent.

<p>EXCEL EXCAVATION, INC. NOTES TO THE FINANCIAL STATEMENTS</p>
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NOTE 9 - NOTE PAYABLE - STOCK PURCHASE

The note payable - stock purchase represents a note payable to a former stockholder of the company for the redemption of 100 shares of stock during 1997 (see Note 16). The note bears interest at 9% per annum and is payable monthly. Final payment is due September 15, 2002. Total interest expense paid to the former stockholder during the years ended December 31, 1998 and 1997 amounted to \$11,480 and \$6,526, respectively. Outstanding principal amounted to \$116,204 and \$138,596 as of December 31, 1998 and 1997, respectively.

Aggregate maturities of the note payable - stock purchase for the four years ending after December 31, 1998, are as follows:

Year ended December 31, 1999	\$	26,622
2000		29,119
2001		31,851
2002		<u>28,612</u>
	<u>\$</u>	<u>116,204</u>

NOTE 10 - NOTE PAYABLE - STOCKHOLDER

The note payable - stockholder represents an unsecured demand note payable to one of the stockholders of the company. The note has no stated interest and outstanding principal amounted to \$270,086 and \$333,000 as of December 31, 1998 and 1997, respectively.

NOTE 11 - NOTES PAYABLE - STOCKHOLDERS

The notes payable - stockholders consists of a \$3,000 note to each of the company's three stockholders as of December 31, 1998 and 1997. The notes are unsecured with interest at 10%. Principal and interest are due on April 24, 1999, when the notes mature. Accrued interest as of December 31, 1998 and 1997 amounted to \$3,223 and \$2,065, respectively, and is included in accrued expenses.

EXCEL EXCAVATION, INC.
NOTES TO THE FINANCIAL STATEMENTS

NOTE 12 - PROVISION FOR INCOME TAXES

Retained earnings of the company are comprised of four components. Accumulated adjustments represent undistributed S-corporation earnings that have been taxed at the shareholder level. This includes (\$94,444) of current taxable income (loss) that will be reported on the shareholders' December 31, 1998 tax returns. Timing differences represent income (expense) items that have not been subjected to tax, and will be reported in future periods. Prior taxed C-corporation earnings represent accumulated earnings that were previously taxed while operating as a C-corporation. Stock redemption account represents a portion of the payments made on the stock repurchase by the company.

	Accumulated Adjustments	Timing Differences	Prior Taxed C-Corporation Earnings	Stock Redemption	Total
Balance, December 31, 1997 (restated)	\$ 38,000	\$ 528,552	\$ 50,296	\$ (73,704)	\$ 543,144
Taxable income (loss)	(99,444)	-	-	-	(99,444)
Timing differences:					
Depreciation	-	207,949	-	-	207,949
Basis adjustment from purchase of 50% interest in Sheridan Meadows, L.L.C.	-	(2,213)	-	-	(2,213)
Adjustment on inventory to market value	-	(92,147)	-	-	(92,147)
Allowance for impairment of assets	-	(63,882)	-	-	(63,882)
Accrued interest	-	(1,112)	-	-	(1,112)
Permanent differences	(4,550)	-	-	-	(4,550)
Net income	(103,994)	48,595	-	-	(55,399)
Total before distributions	(65,994)	577,147	50,296	(73,704)	487,745
Less: Dividend distributions	(32,000)	-	-	-	(32,000)
Balance, December 31, 1998	\$ (97,994)	\$ 577,147	\$ 50,296	\$ (73,704)	\$ 455,745

The balances of the components of retained earnings have been restated to properly reflect the 1997 stock repurchase transaction. Total retained earnings was not affected by the changes.

EXCEL EXCAVATION, INC.
NOTES TO THE FINANCIAL STATEMENTS

NOTE 13 - LEASE COMMITMENTS

The company leases automobile equipment under operating leases with monthly payments of \$2,506. The leases have various expiration dates, with the last lease expiring in March 2002.

Minimum future lease commitments under the non-cancelable operating leases described above are as follows:

Year ending December 31, 1999	\$	30,072
2000		18,129
2001		11,228
2002		<u>1,578</u>
	\$	<u><u>61,007</u></u>

Total lease expense for the operating leases above amounted to \$30,072 and \$15,463 for the years ended December 31, 1998 and 1997, respectively.

NOTE 14 - CONTRACT BACKLOG

The following schedule summarizes changes in backlog on contracts during the year ended December 31, 1998. Backlog represents the amount of revenue the company expects to realize from work to be performed on uncompleted contracts in progress at year end and from contractual agreements on which work has not yet begun.

	<u>Contract Revenue</u>	<u>Gross Profit</u>	<u>Gross Profit Percent</u>
Contract Backlog, Balance at December 31, 1997	\$ 1,409,038	\$ 113,493	8.05
New contracts and contract adjustments during the year	<u>5,912,428</u>	<u>838,314</u>	14.19
	7,321,466	951,807	13.00
Less: Contract revenue earned during the year	<u>(5,981,022)</u>	<u>(852,301)</u>	14.25
Current Backlog, Balance at December 31, 1998	<u><u>\$ 1,340,444</u></u>	<u><u>\$ 99,506</u></u>	7.43

The company has entered into additional contracts with estimated contract revenues of \$300,000 and estimated gross profits of \$12,000 between January 1, 1999 and February 8, 1999.

EXCEL EXCAVATION, INC.
NOTES TO THE FINANCIAL STATEMENTS

NOTE 15 - RELATED PARTY TRANSACTIONS

The company rents office facilities on a month-to-month basis for \$250 per month from a stockholder. In addition, the company rents construction equipment on a monthly and hourly basis from the same stockholder. Total rents paid to the shareholder for the construction equipment amounted to \$198,518 and \$215,783 and are included in direct contract costs for the years ended December 31, 1998 and 1997, respectively. Total rent paid to the shareholder for the office facilities amounted to \$3,000 for both years 1998 and is included in general and administrative expenses.

As of December 31, 1997, there was \$33,590 included in accounts payable for amounts owed to a shareholder for reimbursable items.

During 1997, the company completed its construction contract with Sheridan Meadows, L.L.C. prior to the change in the L.L.C.'s ownership. The construction contract finished with a loss of \$122,386 due to the work being negotiated for a fixed price.

NOTE 16 - STOCK TRANSACTIONS

On August 15, 1997, the company redeemed 100 shares of common stock from a former stockholder. The purchase of the stock for \$150,070 was financed through a note payable to the former stockholder (see Note 9).

NOTE 17 - PREVAILING WAGE PROFIT SHARING PLAN

During 1998, the company adopted a qualified prevailing wage profit sharing plan covering the leased employees. All leased employees working on public works projects are eligible to participate in the Prevailing Wage portion of the plan immediately. All leased employees who have attained the age of 18 and have completed one year of service are eligible to participate in the Profit Sharing portion of the plan. Contributions to the plan are at the discretion of the Board of Directors. The contribution to the profit sharing plan was \$80,361 for the year ended December 31, 1998.

NOTE 18 - STOCK PURCHASE AGREEMENT

The company has entered into a stock purchase agreement with the shareholders that imposes partial restrictions on the transfer of shares of the company and provides for the purchase of the stock in the event of the death or long-term disability of the shareholders, or withdrawal by one of the shareholders.

EXCEL EXCAVATION, INC.
NOTES TO THE FINANCIAL STATEMENTS

NOTE 19 - CONCENTRATION OF CREDIT RISK

Financial instruments which potentially subject the company to credit risk consist of cash and accounts receivable. The company's cash balances are with reputable banks and periodically exceed insured limits. The company's receivables are from customers concentrated in the construction industry and various companies within the Pacific Northwest of the United States.

NOTE 20 - SUPPLEMENTAL DISCLOSURES REGARDING CASH FLOWS

During the year ended December 31, 1998, the non-cash investing and financing activities consisted of the purchases of equipment through the incurrance of additional long-term debt in the amount of \$330,572.

During the year ended December 31, 1997, the non-cash transactions consisted of the dissolution of the limited liability company and transfer of the remaining assets and liabilities into Excel Excavation, Inc. (see Note 4). In addition, the non-cash financing activities consisted of the redemption of stock, which was financed with a note payable in the amount of \$150,070 (see Notes 9 and 16).

NOTE 21 - IMPAIRMENT OF ASSETS

During the years ended December 31, 1998 and 1997, a provision for impairment of assets in the amount of \$63,882 and zero, respectively, was recorded. The impairment recorded during 1998 resulted from the fair market value of two dump trucks being \$63,882 lower than the book value of the assets. The two dump trucks were sold subsequent to December 31, 1998 for a total of \$155,000 (see Note 22).

NOTE 22 - SUBSEQUENT EVENTS

On January 1, 1999, two individuals purchased 50 shares each of the company stock for a total purchase price of \$126,440. The company is financing the purchase of the stock through notes that require annual installments of \$15,008 with interest at 6%.

During January 1999, the company sold two dump trucks for \$155,000 with a depreciated basis of \$218,882 (see Note 21). The proceeds of the sale were not received by the company, but related long-term debt of \$106,514 was paid and \$48,486 of trade accounts payable owing to an equipment vendor was paid.

During January 1999, the company entered into sales agreements with two home building contractors for several lots in the Sheridan Meadows subdivision. The total lots sold amounted to 20 lots with a total sales price of \$428,200. These sales were sold on contract and will be repaid as the home building contractors sell the houses. Eleven lots remain to be sold as of February 8, 1999.

SUPPLEMENTARY INFORMATION



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ACCOUNTANTS' REPORT ON SUPPLEMENTARY INFORMATION

Our report on our reviews of the basic financial statements of Excel Excavation, Inc. for the years 1998 and 1997 appears on page one. Our reviews were made primarily for the purpose of expressing limited assurance that there are no material modifications that should be made to the financial statements in order for them to be in conformity with generally accepted accounting principles. The supplementary information for the years ended December 31, 1998 and 1997 is presented only for analysis purposes and has been subjected to the inquiry and analytical procedures applied in the reviews of the basic financial statements. We did not become aware of any material modifications that should be made to such data.

Yergen and Meyer LLP

February 8, 1999

Portland
Bellevue
Eugene
Medford
North Bend
Chehalis
Pendleton
Astoria



EXCEL EXCAVATION, INC.
CONTRACTS AND RETENTIONS RECEIVABLE
December 31, 1998

Customer	Job	Current	31 to 60 Days	61 to 90 Days	Over 90 Days	Total Contracts Receivable	Total Retentions Receivable
Bingham Construction	9724	\$ 13,813	\$ 39,537	\$ -	\$ 51,509	\$ 104,859	\$ 70,901
City of Beaverton	9817	62,733	-	-	-	62,733	30,155
Coffman Excavation	9721	9,097	-	1,360	9,190	19,647	15,936
Coffman Excavation	9820	63,882	31,597	-	-	95,479	14,810
Drake Construction	9807	13,756	-	-	-	13,756	22,381
Hinton Homes	-	-	-	-	13,478	13,478	17,980
Lakeside Industries	9824	-	42,147	-	-	42,147	-
Matrix Development	9810	-	-	-	-	-	16,793
Pacific Crest Bank	9802	164,242	-	-	-	164,242	17,122
Pacific Ridge	9809	19,682	-	-	-	19,682	36,821
Port of Portland	9815	117,685	-	-	-	117,685	39,840
Other contracts and retentions receivable under \$20,000	Var	38,125	-	-	452	38,577	18,808
Totals		\$ 503,015	\$ 113,281	\$ 1,360	\$ 74,629	\$ 692,285	\$ 301,547

See accountants' report on supplementary information.

EXCEL EXCAVATION, INC.
ACCOUNTS AND RETENTIONS PAYABLE

December 31, 1998

Vendor	Current	31 to 60 Days	61 to 90 Days	Over 90 Days	Total Accounts Payable	Total Retentions Payable
B. Gentle Concrete Const.	\$ 9,778	\$ 26,767	\$ -	\$ -	\$ 36,545	\$ 10,374
Cessco, Inc.	10,519	810	-	-	11,329	-
CSR Portland Pipe	6,230	75	1,690	2,759	10,754	-
D.P. Nicoli, Inc.	5,208	2,919	1,888	-	10,015	-
Denfeld Trucking, Inc.	9,537	225	450	-	10,212	-
Farmington Landfill	10,885	-	-	-	10,885	-
Frieden Trucking	11,420	922	325	-	12,667	-
H & R Utility Contractors	-	-	-	-	-	12,251
Halton	18,510	6,516	11,434	13,911	50,371	-
Kerr Contractors	20,000	-	-	40,476	60,476	12,824
Lone Star Northwest	46,874	3,234	-	-	50,108	-
Pacific Rock Products, Inc.	16,444	-	-	-	16,444	-
Pro Grass	19,149	-	3,238	-	22,387	4,026
Roger Langeliers Construction	17,073	-	-	-	17,073	-
Team Electric Company	9,737	-	-	-	9,737	3,855
US Filter	12,177	1,871	633	-	14,681	-
Walt's Concrete Company	35,484	-	-	18,754	54,238	12,233
Other accounts and retentions payable under \$10,000	125,176	15,391	3,753	8,776	153,096	21,960
Totals	\$ 384,201	\$ 58,730	\$ 23,411	\$ 84,676	\$ 551,018	\$ 77,523

See accountants' report on supplementary information.

EXCEL EXCAVATION, INC.
SUMMARY OF EARNINGS FROM CONSTRUCTION CONTRACTS
For the Years Ended December 31, 1998 and 1997

	For The Year Ended December 31, 1998			
	Contract Revenue	Direct Contract Costs	Gross Profit	Gross Profit Percent
Construction Contracts Completed	\$ 1,064,011	\$ 779,374	\$ 284,637	26.75
Construction Contracts in Progress	4,917,011	4,349,347	567,664	11.54
Earnings from Construction Contracts	\$ 5,981,022	\$ 5,128,721	\$ 852,301	14.25

	For The Year Ended December 31, 1997			
	Contract Revenue	Direct Contract Costs	Gross Profit	Gross Profit Percent
Construction Contracts Completed	\$ 2,148,525	\$ 1,927,399	\$ 221,126	10.29
Construction Contracts in Progress	2,847,365	2,438,667	408,698	14.35
Earnings from Construction Contracts	\$ 4,995,890	\$ 4,366,066	\$ 629,824	12.61

See accountants' report on supplementary information.

EXCEL EXCAVATION, INC.
CONSTRUCTION CONTRACTS COMPLETED
For the Year Ended December 31, 1998

Job No.	Contract Description	Contract Totals				Prior To January 01, 1998				For The Year Ended December 31, 1998			
		Contract Revenue	Direct Contract Costs	Gross Profit (Loss)	Gross Profit Percent	Contract Revenue	Direct Contract Costs	Gross Profit (Loss)	Gross Profit Percent	Contract Revenue	Direct Contract Costs	Gross Profit (Loss)	Gross Profit Percent
9704	Cornelius Pass Road	\$ 838,173	\$ 760,177	\$ 77,996	9.31%	\$ 541,413	\$ 493,454	\$ 47,959	8.86%	\$ 296,760	\$ 266,723	\$ 30,037	10.12%
9706	PGE Beaverton	675,651	467,972	207,679	30.74%	640,787	436,602	204,185	31.86%	34,864	31,370	3,494	10.02%
9711	Stoller	150,434	95,581	54,853	36.46%	102,087	75,835	26,252	25.72%	48,347	19,746	28,601	59.16%
9716	Thayer Road	193,125	96,129	96,996	50.22%	188,607	96,129	92,478	49.03%	4,518	-	4,518	0.00%
9723	Brookwood	376,813	345,620	31,193	8.28%	212,002	206,617	5,385	2.54%	164,811	139,003	25,808	15.66%
9725	Sandy Pvg Improvement	47,805	33,958	13,847	28.97%	27,862	18,339	9,523	34.18%	19,943	15,619	4,324	21.68%
9804	Rood Bridge Road	170,332	139,530	30,802	18.08%	-	-	-	0.00%	170,332	139,530	30,802	18.08%
9805	Mountain Fir	71,418	42,411	29,007	40.62%	-	-	-	0.00%	71,418	42,411	29,007	40.62%
9819	Lakeside Overlays	38,534	15,851	22,683	58.86%	-	-	-	0.00%	38,534	15,851	22,683	58.86%
9824	OHSU	89,394	74,199	15,195	17.00%	-	-	-	0.00%	89,394	74,199	15,195	17.00%
	Miscellaneous small contracts	125,090	34,922	90,168	72.08%	-	-	-	0.00%	125,090	34,922	90,168	72.08%
Totals		\$ 2,776,769	\$ 2,106,350	\$ 670,419	24.14%	\$ 1,712,758	\$ 1,326,976	\$ 385,782	22.52%	\$ 1,064,011	\$ 779,374	\$ 284,637	26.75%

EXCEL EXCAVATION, INC.
CONSTRUCTION CONTRACTS IN PROGRESS
 December 31, 1998

Job No.	Contract Description	Management's Current Estimate of:				From Inception To December 31, 1998							Contract Backlog			
		Total Contract Revenue	Total Direct Contract Costs	Total Gross Profit (Loss)	Gross Profit Percent	Percent Complete	Contract Billings To Date	Under (Over) Billings	Earned Contract Revenue	Direct Contract Costs To Date	Gross Profit (Loss) To Date	Gross Profit (Loss)		Contract Revenue	Estimated Costs To Complete	Gross Profit
												Earned Prior	Earned Current			
9608	Summerfield	\$ 764,171	\$ 771,171	\$ (7,000)	-0.92%	98.85%	\$ 756,003	\$ (716)	\$ 755,287	\$ 762,287	\$ (7,000)	\$ 4,550	\$ (11,550)	\$ 8,884	\$ 8,884	\$ -
9721	Tiffany Terrace	1,239,074	1,232,821	6,253	0.50%	98.96%	1,234,414	(8,017)	1,226,397	1,220,015	6,382	43,012	(36,630)	12,677	12,806	(129)
9724	The Round	1,610,677	1,401,797	208,880	12.97%	96.75%	1,610,677	(51,542)	1,559,135	1,356,255	202,880	35,132	167,748	51,542	45,542	6,000
9802	Tutor Time	200,073	157,564	42,509	21.25%	84.55%	181,364	(12,102)	169,262	133,225	36,037	-	36,037	30,811	24,339	6,472
9807	South Place Office	467,762	354,610	113,152	24.19%	95.49%	461,667	(15,209)	446,458	338,607	107,851	-	107,851	21,304	16,003	5,301
9808	Swan Island	167,032	154,075	12,957	7.76%	0.00%	-	-	-	-	-	-	-	167,032	154,075	12,957
9809	Autumn Crest III	376,728	352,997	23,731	6.30%	98.63%	368,208	3,246	371,454	348,170	23,284	-	23,284	5,274	4,827	447
9810	Crystal Park - West	588,053	556,003	32,050	5.45%	47.55%	335,866	(55,953)	279,913	264,404	15,509	-	15,509	308,140	291,599	16,541
9811	Crystal Park - East	669,858	639,000	30,858	4.61%	25.28%	219,277	(49,803)	169,474	161,534	7,940	-	7,940	500,384	477,466	22,918
9815	Hillsboro Airport	845,137	730,239	114,898	13.60%	87.05%	786,648	(51,379)	735,269	635,667	99,602	-	99,602	109,868	94,572	15,296
9817	Beaverton City Hall	672,485	604,533	67,952	10.10%	96.29%	603,100	44,503	647,603	582,095	65,508	-	65,508	24,882	22,438	2,444
9818	Beaverton High School	84,000	74,925	9,075	10.80%	28.14%	37,350	(13,746)	23,604	21,084	2,520	-	2,520	60,396	53,841	6,555
9820	Walnut Street Center	296,753	218,541	78,212	26.36%	99.58%	296,213	(647)	295,566	217,622	77,944	-	77,944	1,187	919	268
9825	Pacific Grove	113,957	100,850	13,107	11.50%	67.76%	104,417	(27,154)	77,263	68,332	8,931	-	8,931	36,694	32,518	4,176
	Miscellaneous small contracts	17,110	13,880	3,230	18.88%	-	15,094	647	15,741	12,771	2,970	-	2,970	1,369	1,109	260
Totals		\$ 8,112,870	\$ 7,363,006	\$ 749,864	9.24%		\$ 7,010,298	\$ (237,872)	6,772,426	6,122,068	650,358	\$ 82,694	\$ 567,664	\$ 1,340,444	\$ 1,240,938	\$ 99,506

Less amounts recognized in prior years 1,855,415 1,772,721 82,694

Amounts recognized currently \$ 4,917,011 \$ 4,349,347 \$ 567,664

Costs and estimated earnings in excess of billings \$ 48,396

Billings in excess of costs and estimated earnings (286,268)

Net under (over) billings \$ (237,872)

See accountants' report on supplementary information.

EXCEL EXCAVATION, INC.
GENERAL AND ADMINISTRATIVE EXPENSES
For the Years Ended December 31, 1998 and 1997

	1998		1997	
	Amount	% of Sales	Amount	% of Sales
Office salaries	\$ 234,700	3.92	\$ 220,442	4.41
Payroll taxes and fringe benefits	45,181	0.76	34,482	0.69
Profit sharing	80,361	1.34	-	-
Depreciation	5,475	0.09	5,475	0.11
Bad debts	1,383	0.02	13,550	0.27
Office supplies	16,629	0.28	12,370	0.25
Telephone	33,635	0.56	30,205	0.60
Taxes and licenses	3,773	0.06	5,894	0.12
Legal and accounting	16,351	0.27	27,544	0.55
Dues and subscriptions	1,504	0.03	664	0.01
Donations	1,150	0.02	200	-
Meals and entertainment	9,100	0.15	2,911	0.06
Rent	15,800	0.26	14,554	0.29
Miscellaneous	12,391	0.21	3,040	0.06
Bank charges	1,941	0.03	3,867	0.08
Bidding costs	2,430	0.04	20,100	0.40
Advertising and promotion	4,076	0.07	322	0.01
Travel	2,011	0.03	-	-
Repairs and maintenance	2,012	0.03	2,561	0.05
Total General and Administrative Expenses	\$ 489,903	8.17	\$ 398,181	7.96

See accountants' report on supplementary information.

EXCEL EXCAVATION, INC.

**FINANCIAL STATEMENTS AND
SUPPLEMENTARY INFORMATION**
Year Ended December 31, 1997

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To the Board of Directors
Excel Excavation, Inc.
Tualatin, Oregon

We have reviewed the accompanying balance sheet of Excel Excavation, Inc. as of December 31, 1997, and the related statements of income, changes in stockholders' equity and cash flows for the year then ended, in accordance with Statements on Standards for Accounting and Review Services issued by the American Institute of Certified Public Accountants. All information included in these financial statements is the representation of the management of Excel Excavation, Inc.

A review consists principally of inquiries of company personnel and analytical procedures applied to financial data. It is substantially less in scope than an audit in accordance with generally accepted auditing standards, the objective of which is the expression of an opinion regarding the financial statements taken as a whole. Accordingly, we do not express such an opinion.

Based on our review, we are not aware of any material modification that should be made to the accompanying financial statements in order for them to be in conformity with generally accepted accounting principles.

Yergen and Meyer LLP

February 19, 1998

Portland
Bellevue
Eugene
Medford
North Bend
Chehalis
Pendleton
Astoria



EXCEL EXCAVATION, INC.
BALANCE SHEET
December 31, 1997

ASSETS

CURRENT ASSETS

Cash	\$ 12,458
Receivables	
Contracts - current	655,351
Contracts - retention	243,864
Other	21,748
Inventory - residential lots	1,378,765
Costs and estimated earnings in excess of billings	<u>42,691</u>
Total Current Assets	<u>2,354,877</u>

EQUIPMENT

Construction equipment	1,101,823
Construction equipment under capital leases	45,918
Automotive equipment	106,473
Office furniture and equipment	<u>28,761</u>
Total Equipment	1,282,975
Less: Accumulated depreciation - construction equipment under capital leases	(10,834)
Less: Accumulated depreciation and amortization - others	<u>(146,542)</u>
Net Equipment	<u>1,125,599</u>

TOTAL ASSETS

\$ 3,480,476

LIABILITIES AND STOCKHOLDERS' EQUITY

CURRENT LIABILITIES

Note payable - bank	\$ 300,000
Accounts payable	690,187
Subcontractor retentions payable	164,706
Accrued expenses	28,661
Current maturities of long-term debt	276,443
Current maturities of mortgages payable	37,971
Current maturities of note payable - stock purchase	24,522
Current obligations under capital leases	6,214
Note payable - stockholder	333,000
Notes payable - stockholders	9,000
Billings in excess of costs and estimated earnings	62,417

Total Current Liabilities 1,933,121

NONCURRENT LIABILITIES

Long-term debt, net of current maturities	308,313
Mortgages payable, net of current maturities	544,695
Note payable - stock purchase, net of current maturities	114,074

Total Noncurrent Liabilities 967,082

Total Liabilities 2,900,203

COMMITMENTS AND CONTINGENCIES (Notes 3, 5, 6, 7, 8, 9, 10, 12, 13 and 17)

STOCKHOLDERS' EQUITY

Common stock - authorized, 500 shares of no par value; issued and outstanding 300 shares	37,129
Retained earnings	543,144

Total Stockholders' Equity 580,273

TOTAL LIABILITIES AND STOCKHOLDERS' EQUITY \$ 3,480,476

EXCEL EXCAVATION, INC.
STATEMENT OF INCOME
For the Year Ended December 31, 1997

	Amount	% of Sales
CONTRACT REVENUE	\$ 4,995,890	100.00
DIRECT CONTRACT COSTS		
Labor	601,522	12.04
Material	1,344,527	26.91
Subcontractors	1,448,388	28.99
Equipment costs	613,758	12.29
Other costs	357,871	7.16
Total Direct Contract Costs	4,366,066	87.39
Gross Profit	629,824	12.61
GENERAL AND ADMINISTRATIVE EXPENSES		
Income from Operations	231,643	4.65
OTHER INCOME (EXPENSE)		
Interest income	192	-
Interest expense	(102,902)	(2.06)
Miscellaneous income	79,689	1.60
Loss from Sheridan Meadows, L.L.C.	(48,165)	(0.96)
Equipment rental income	45,720	0.92
Total Other Income (Expense)	(25,466)	(0.50)
NET INCOME	\$ 206,177	4.15

See accompanying notes and accountants' report.

EXCEL EXCAVATION, INC.
 STATEMENT OF CHANGES IN STOCKHOLDERS' EQUITY
 For the Year Ended December 31, 1997

	<u>Common Stock</u>		<u>Retained Earnings</u>	<u>Total</u>
	<u>Shares</u>	<u>Amount</u>		
Balance, December 31, 1996	400	\$ 49,505	\$ 540,661	\$ 590,166
Redemption of stock	(100)	(12,376)	(137,694)	(150,070)
Dividend paid	-	-	(66,000)	(66,000)
Net income	-	-	206,177	206,177
Balance, December 31, 1997	<u>300</u>	<u>\$ 37,129</u>	<u>\$ 543,144</u>	<u>\$ 580,273</u>

See accompanying notes and accountants' report.

<p>EXCEL EXCAVATION, INC. STATEMENT OF CASH FLOWS For the Year Ended December 31, 1997</p>
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CASH FLOWS FROM OPERATING ACTIVITIES:

Cash received from contracting	\$ 5,102,662
Cash paid to suppliers, employees and subcontractors	(5,217,489)
Interest received	192
Interest paid	(92,750)
Miscellaneous income received	<u>125,409</u>

Net Cash (Used) by Operating Activities	<u>(81,976)</u>
---	-----------------

CASH FLOWS FROM INVESTING ACTIVITIES:

Acquisition of property and equipment	(32,251)
Investment in Sheridan Meadows, L.L.C.	<u>219,055</u>

Net Cash Provided by Investing Activities	<u>186,804</u>
---	----------------

CASH FLOWS FROM FINANCING ACTIVITIES:

Proceeds from issuance of long-term debt	60,000
Proceeds from stockholders	215,000
Dividends paid	(66,000)
Principal payments on note payable - stock purchase	(11,474)
Principal payments on long-term debt	(275,662)
Principal payments on capital leases	<u>(28,427)</u>

Net Cash (Used) by Financing Activities	<u>(106,563)</u>
---	------------------

NET DECREASE IN CASH	(1,735)
----------------------	---------

CASH, BEGINNING OF YEAR	<u>14,193</u>
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CASH, END OF YEAR	<u><u>\$ 12,458</u></u>
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See accompanying notes and accountants' report.

EXCEL EXCAVATION, INC.
 STATEMENT OF CASH FLOWS, continued
 For the Year Ended December 31, 1997

RECONCILIATION OF NET INCOME TO NET CASH (USED) BY
 OPERATING ACTIVITIES:

Net Income	<u>\$ 206,177</u>
Adjustments to reconcile net income to net cash (used) by operating activities:	
Depreciation	92,225
Loss from Sheridan Meadows, L.L.C.	48,165
(Increase) decrease in assets:	
Receivable and retainages	185,608
Costs and estimated earnings in excess of billings	5,977
Increase (decrease) in liabilities:	
Accounts payable	(726,571)
Subcontractor retentions payable	164,706
Accrued expenses	16,398
Accrued interest	10,152
Billings in excess of costs and estimated earnings	<u>(84,813)</u>
Total Adjustments	<u>(288,153)</u>
NET CASH (USED) BY OPERATING ACTIVITIES	<u><u>\$ (81,976)</u></u>

See accompanying notes and accountants' report.

EXCEL EXCAVATION, INC.
NOTES TO THE FINANCIAL STATEMENTS

NOTE 1 - SUMMARY OF ACCOUNTING POLICIES

BUSINESS ACTIVITY - Excel Excavation, Inc. was incorporated in the state of Oregon on April 24, 1995. The company's headquarters are located in Tualatin, Oregon. The company is engaged as a general engineering contractor for customers in the Pacific Northwest. The work is performed under fixed price bid and cost plus contracts. The company is also a hundred percent member in an L.L.C. (limited liability company).

REVENUE AND COST RECOGNITION - The company recognizes revenues on construction contracts using the percentage-of-completion method of accounting, measured by the percentage of contract costs incurred to date to estimated total contract costs. This method is used because management considers total cost to be the best available measure of completion of construction contracts in progress. Provisions for estimated losses on construction contracts in progress are made in their entirety in the period in which such losses are determined without reference to the percentage complete. Changes in job performance, job conditions, and estimated profitability, may result in revisions to revenue and costs, and are recognized in the period in which the revisions are determined. Claims for additional revenue are not recognized until the period in which such claims are allowed. No profit is taken into income until a contract has reached a stage of completion sufficient to reasonably determine, in the opinion of management, the ultimate realizable profit.

Direct contract costs include all direct material, labor, subcontractor, and equipment costs and those indirect costs related to contract performance, such as indirect labor, supplies, tools, repairs and depreciation. General and administrative costs are charged to expense as incurred.

The current asset, "Costs and estimated earnings in excess of billings," represents revenues recognized in excess of amounts billed on construction contracts in progress. The current liability "Billings in excess of costs and estimated earnings," represents billings in excess of revenues recognized on construction contracts in progress.

In accordance with normal practice in the construction industry, the company includes in current assets and liabilities amounts realizable and payable over a period in excess of one year. Consistent with this practice, asset and liability accounts relating to construction contracts are classified as current. The lives of the contracts entered into by the company generally range from three to eighteen months.

CASH AND CASH EQUIVALENTS - For purposes of the statement of cash flows, the company considers cash and short-term investments with maturities of three months or less to be cash equivalents.

EXCEL EXCAVATION, INC.
NOTES TO THE FINANCIAL STATEMENTS

NOTE 1 - SUMMARY OF ACCOUNTING POLICIES, continued

EQUIPMENT - Equipment is recorded at cost and includes major expenditures which increase productivity or substantially increase useful lives.

Maintenance, repairs and minor renewals are charged to expense when incurred. When equipment is sold or otherwise disposed of, the asset and related accumulated depreciation are removed from the accounts, and any gain or loss is included in the statement of income.

The cost of equipment, less related estimated salvage values, is depreciated over the estimated useful lives of the related assets. Depreciation is computed using straight-line method for financial reporting purposes. The estimated useful lives and depreciation expense of equipment are as follows:

	<u>Cost of Equipment</u>	<u>Estimated Salvage Values</u>	<u>Estimated Useful Lives</u>	<u>Depreciation</u>
Construction equipment	\$ 1,101,823	\$ 597,364	5 to 7 years	\$ 70,639
Construction equipment under capital leases	45,918	8,000	7 years	5,417
Automotive equipment	106,473	53,000	5 years	10,695
Office furniture and equipment	<u>28,761</u>	<u>-</u>	5 to 7 years	<u>5,474</u>
	<u>\$ 1,282,975</u>	<u>\$ 658,364</u>		<u>\$ 92,225</u>

Depreciation expense allocated to direct contract costs and general and administrative expenses amounted to \$86,751 and \$5,474, respectively, for the year ended December 31, 1997.

USE OF ESTIMATES - The preparation of financial statements in conformity with the generally accepted accounting principles requires management to make estimates and assumptions that affect certain reported amounts and disclosures. Accordingly, actual results could differ from those estimates.

INCOME TAXES - Income taxes have not been provided because the shareholders elected to be treated as an S-Corporation for income tax purposes. As such, the corporation income or loss and credits are passed to the shareholders and combined with their other personal income and deductions to determine taxable income on their individual tax returns. The corporate taxable income that is passed to the shareholders is calculated on the percentage-of-completion method of accounting.

NOTE 2 - ALLOWANCE FOR DOUBTFUL ACCOUNTS

Accounts receivable have been adjusted for all known uncollectible accounts. No allowance for doubtful accounts is considered necessary.

<p>EXCEL EXCAVATION, INC. NOTES TO THE FINANCIAL STATEMENTS</p>

NOTE 3 - CONSTRUCTION CONTRACTS IN PROGRESS

Revenues and costs recognized on construction contracts in progress contrast the related billings as follows:

Direct contract costs to date	\$ 3,099,697
Gross profit to date	<u>468,476</u>
Earned contract revenue	3,568,173
Less: Contract billings to date	<u>(3,587,899)</u>
Net (Over) Billings	<u>\$ (19,726)</u>

Included in the accompanying balance sheet under the following captions are:

Costs and estimated earnings in excess of billings	\$ 42,691
Billings in excess of costs and estimated earnings	<u>(62,417)</u>
Net (Over) Billings	<u>\$ (19,726)</u>

NOTE 4 - INVENTORY-RESIDENTIAL LOTS

At January 1, 1997, the company was a fifty-percent member in Sheridan Meadows, L.L.C., a limited liability company established in 1996 to develop a parcel of real estate to be sold for residential and commercial purposes. The company records its investment in Sheridan Meadows, L.L.C. on the equity method during 1997.

During 1997, the company paid \$360,000 to purchase the other fifty-percent L.L.C. member's entire interest in the L.L.C. The residential real estate development was completed prior to the purchase. The commercial property development had not begun at the time of the payment and the L.L.C. transferred its rights to the commercial property to the seceding member. Upon purchasing the other 50% interest in Sheridan Meadows, L.L.C., the entity ceased to exist for federal taxation purposes. Therefore, the amounts in Sheridan Meadows, L.L.C. were transferred into the company's records as of December 31, 1997, and Sheridan Meadows, L.L.C. was dissolved as of December 31, 1997. The Sheridan Meadows subdivision consists of 75 lots, of which 19 lots were sold as of December 31, 1997.

The loss from Sheridan Meadows, L.L.C. for the year ended December 31, 1997 includes the following:

Current year net loss	\$ (44,461)
Equity adjustment from purchase	<u>(3,704)</u>
Loss from Sheridan Meadows, L.L.C.	<u>\$ (48,165)</u>

<p>EXCEL EXCAVATION, INC. NOTES TO THE FINANCIAL STATEMENTS</p>
--

NOTE 4 - INVENTORY-RESIDENTIAL LOTS, continued

The following is a summary of Sheridan Meadows, L.L.C.'s assets, liabilities and equity as of December 31, 1997 at which date the amounts were merged into Excel Excavation, Inc.:

ASSETS	
Cash	\$ 372
Receivables	22,677
Inventory - residential lots	<u>1,378,765</u>
TOTAL ASSETS	<u>\$ 1,401,814</u>
LIABILITIES	
Accounts payable	\$ 1,320
Note payable - Excel Excavation, Inc.	162,410
Mortgages payable	<u>582,666</u>
Total liabilities	746,396
MEMBER'S EQUITY	<u>655,418</u>
TOTAL LIABILITIES AND MEMBER'S EQUITY	<u>\$ 1,401,814</u>

The following is a summary of the results of operations in Sheridan Meadows, L.L.C. for the year ended December 31, 1997. These amounts represent the final profits/losses to flow through as earnings of the limited liability company, as it has been dissolved. All future items relating to residential lot sales will be recorded as part of Excel Excavation, Inc.'s activities.

REVENUE	\$ 539,760
COST OF SALES	<u>507,856</u>
Gross Profit	31,904
GENERAL AND ADMINISTRATIVE EXPENSES	<u>3,003</u>
Income from Operations	<u>28,901</u>
OTHER INCOME (EXPENSE)	
Interest income	322
Interest expense	<u>(73,684)</u>
Total Other Income (Expense)	<u>(73,362)</u>
NET LOSS	<u>\$ (44,461)</u>

EXCEL EXCAVATION, INC.
NOTES TO THE FINANCIAL STATEMENTS

NOTE 5 - NOTE PAYABLE - BANK

The company has a line of credit agreement with Western Bank which grants borrowings up to \$300,000. There was \$300,000 due on the line of credit at December 31, 1997. Interest, currently at 11.5%, is payable monthly at 3% above the bank's prime lending rate. The line of credit agreement is secured by all assets of the company and the personal guarantee of the three shareholders, and former shareholder. The line of credit agreement expires on January 31, 1998.

NOTE 6 - LONG-TERM DEBT

The following is a summary of long-term debt at December 31, 1997:

	<u>Interest Rate</u>	
Western Bank, monthly payments of \$809, collateralized by a vehicle, final payment in December 1998	9.45%	\$ 9,204
Caterpillar Financial Services, monthly payments of \$3,018, collateralized by construction equipment, final payment in March 2000	8.25%	74,150
Caterpillar Financial Services, monthly payments of \$1,852, collateralized by construction equipment, final payment in August 1998	6.70%	14,451
Caterpillar Financial Services, monthly payments of \$1,411, collateralized by construction equipment, final payment in September 1998	6.70%	12,350
Caterpillar Financial Services, monthly payments of \$3,068, collateralized by construction equipment, final payment in September 1999	7.28%	60,317
CIT Group, monthly payments of \$2,359, collateralized by construction equipment, final payment in May 1999	7.49%	37,505
Western Bank, monthly payments of \$521, collateralized by a vehicle, final payment in July 1998	10.20%	3,491
Caterpillar Financial Services, monthly payments of \$5,399, collateralized by construction equipment, final payment in August 2000	9.00%	153,087

EXCEL EXCAVATION, INC.
NOTES TO THE FINANCIAL STATEMENTS

NOTE 6 - LONG-TERM DEBT, continued

	Interest Rate		
Caterpillar Financial Services, monthly payments of \$3,417, collateralized by construction equipment, final payment in September 2000	9.00%	\$	99,569
Caterpillar Financial Services, monthly payments of \$1,833, collateralized by construction equipment, final payment in September 1999	9.00%		35,498
Caterpillar Financial Services, monthly payments of \$2,253, collateralized by construction equipment, final payment in October 2000	9.00%	\$	67,404
Robinson Bros. Construction, Inc., monthly payments of \$5,000, collateralized by construction equipment, final payment in April 1998	10.00%		17,730
Total long-term debt			584,756
Less: Current maturities			(276,443)
Long-Term Debt, Net of Current Maturities		\$	308,313

Aggregate maturities of long-term debt for the three years ending after December 31, 1997, are as follows:

Year ending December 31, 1998	\$	276,443
1999		206,348
2000		101,965
	\$	584,756

<p>EXCEL EXCAVATION, INC. NOTES TO THE FINANCIAL STATEMENTS</p>

NOTE 7 - MORTGAGES PAYABLE

The following is a summary of mortgages payable at December 31, 1997:

	<u>Interest Rate</u>	
Seattle Funding Group, LTD., monthly payments of \$5,055, collateralized by inventory-residential lots, final payment in March 2007	14.99%	\$ 307,275
Seattle Funding Group, LTD., monthly payments of \$4,549, collateralized by inventory-residential lots, final payment in April 2007	14.99%	<u>275,391</u>
Total mortgages payable		582,666
Less: Current maturities		<u>(37,971)</u>
Mortgages Payable, Net of Current Maturities		<u><u>\$ 544,695</u></u>

Aggregate maturities of mortgages payable for the five years ending after December 31, 1997 are as follows:

Year ending December 31, 1998	\$	37,971
1999		36,002
2000		41,785
2001		48,497
2002		56,288
Thereafter		<u>362,123</u>
	\$	<u><u>582,666</u></u>

<p>EXCEL EXCAVATION, INC. NOTES TO THE FINANCIAL STATEMENTS</p>
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NOTE 8 - NOTE PAYABLE - STOCK PURCHASE

The note payable - stock purchase represents a note payable to a former stockholder of the company for the redemption of 100 shares of stock during 1997 (see Note 15). The note bears interest at 9% per annum and is payable monthly. Final payment is due September 15, 2002. Total interest expense paid to the former stockholder during the year ended December 31, 1997 amounted to \$6,526. Outstanding principal amounted to \$138,596 as of December 31, 1997.

Aggregate maturities of the note payable - stock purchase for the five years ending after December 31, 1997 are as follows:

Year ended December 31, 1998	\$	24,522
1999		26,822
2000		29,338
2001		32,090
2002		<u>25,824</u>
	<u>\$</u>	<u>138,596</u>

NOTE 9 - NOTE PAYABLE - STOCKHOLDER

The note payable - stockholder represents an unsecured demand note payable to one of the stockholders of the company. The note has no stated interest and outstanding principal amounted to \$333,000 as of December 31, 1997.

NOTE 10 - NOTES PAYABLE - STOCKHOLDERS

The notes payable - stockholders consists of a \$3,000 note to each of the company's three stockholders as of December 31, 1997. The notes are unsecured with interest at 10%. Principal and interest are due on April 24, 1998 when the notes mature. Accrued interest as of December 31, 1997 amounted to \$2,065 and is included in accrued expenses.

EXCEL EXCAVATION, INC.
NOTES TO THE FINANCIAL STATEMENTS

NOTE 11 - PROVISION FOR INCOME TAXES

Retained earnings of the company are comprised of three components. Accumulated adjustments represent undistributed S-Corporation earnings that have been taxed at the shareholder level. This includes (\$98,184) of current taxable income (loss) that will be reported on the shareholders' December 31, 1997 tax returns. Timing differences represent income (expense) items that have not been subjected to tax, and will be reported in future periods. Prior taxed C-Corporation earnings represent accumulated earnings that were previously taxed while operating as a C-Corporation.

	<u>Accumulated Adjustments</u>	<u>Timing Differences</u>	<u>Prior Taxed C-Corporation Earnings</u>	<u>Total</u>
Balance December 31, 1996	\$ 227,598	\$ 222,736	\$ 90,327	\$ 540,661
Taxable income (loss)	(98,184)	-	-	(98,184)
Timing differences:				
Depreciation	-	300,884	-	300,884
Basis adjustment from purchase of 50% interest in Sheridan Meadows, L.L.C.	-	4,932	-	4,932
Permanent differences	<u>(1,455)</u>	<u>-</u>	<u>-</u>	<u>(1,455)</u>
Net income	<u>(99,639)</u>	<u>305,816</u>	<u>-</u>	<u>206,177</u>
Total before distributions	127,959	528,552	90,327	746,838
Less: Dividend distributions	(66,000)	-	-	(66,000)
Less: Redemption of stock	<u>(75,443)</u>	<u>-</u>	<u>(62,251)</u>	<u>(137,694)</u>
Balance, December 31, 1997	<u>\$ (13,484)</u>	<u>\$ 528,552</u>	<u>\$ 28,076</u>	<u>\$ 543,144</u>

EXCEL EXCAVATION, INC.
NOTES TO THE FINANCIAL STATEMENTS

NOTE 12 - LEASE COMMITMENTS

The company leases construction equipment under capital lease agreements (see Note 1), which require minimum monthly payments of \$2,043.

In addition, the company leases automobile equipment under operating leases with monthly payments of \$1,717. The leases have various expiration dates, with the last lease expiring in April 2001.

Future minimum lease commitments for the leases described above and the present value of the remaining capital lease obligations as of December 31, 1997 are as follows:

	<u>Capital Leases</u>	<u>Operating Leases</u>	<u>Totals</u>
Year ending December 31, 1998	\$ 6,659	\$ 20,604	\$ 27,263
1999	-	20,604	20,604
2000	-	8,661	8,661
2001	-	<u>1,760</u>	<u>1,760</u>
Minimum lease commitments	6,659	<u>\$ 51,629</u>	<u>\$ 58,288</u>
Less: Remaining unamortized finance charges on capital leases of 17.92%	<u>(445)</u>		
Present value of current obligations under capital leases	<u>\$ 6,214</u>		

Total lease expense for the automobile equipment operating leases above aggregated \$15,463 for the year ended December 31, 1997.

EXCEL EXCAVATION, INC.
NOTES TO THE FINANCIAL STATEMENTS

NOTE 13 - CONTRACT BACKLOG

The following schedule summarizes changes in backlog on contracts during the year ended December 31, 1997. Backlog represents the amount of revenue the company expects to realize from work to be performed on uncompleted contracts in progress at year-end and from contractual agreements on which work has not yet begun.

	<u>Contract Revenue</u>	<u>Gross Profit</u>	<u>Gross Profit Percent</u>
Contract Backlog, Balance at December 31, 1996	\$ 613,620	\$ 39,473	6.43
New contracts and contract adjustments during the year	<u>5,791,308</u>	<u>703,844</u>	12.15
	6,404,928	743,317	11.61
Less: Contract revenue earned during the year	<u>(4,995,890)</u>	<u>(629,824)</u>	12.61
Current Backlog, Balance at December 31, 1997	<u>\$ 1,409,038</u>	<u>\$ 113,493</u>	8.05

NOTE 14 - RELATED PARTY TRANSACTIONS

The company rents office facilities on a month-to-month basis for \$250 per month from a stockholder. In addition, the company rents construction equipment and a vehicle on a monthly and hourly basis from the same stockholder. Total rents paid to the shareholder for the construction equipment and a vehicle amounted to \$215,783 and are included in direct contract costs for the year ended December 31, 1997. Total rent paid to the shareholder for the office facilities amounted to \$3,000 and is included in general and administrative expenses for the year ended December 31, 1997.

Included in accounts payable are amounts owed to a shareholder for reimbursable items. As of December 31, 1997, the amount owing was \$33,590.

During 1997, the company completed its construction contract with Sheridan Meadows, L.L.C. prior to the change in the L.L.C.'s ownership. The construction contract finished with a loss of \$122,386 due to the work being negotiated for a fixed price.

NOTE 15 - STOCK TRANSACTIONS

On August 15, 1997, the company redeemed 100 shares of common stock from a former stockholder. The purchase of the stock for \$150,070 was financed through a note payable to the former stockholder (see Note 8).

EXCEL EXCAVATION, I.C.
NOTES TO THE FINANCIAL STATEMENTS

NOTE 16 - STOCK PURCHASE AGREEMENT

The company has entered into a stock purchase agreement with the shareholders that imposes partial restrictions on the transfer of shares of the company and provides for the purchase of the stock in the event of the death, long-term disability of the shareholders, or withdrawal by one of the shareholders.

NOTE 17 - CONCENTRATION OF CREDIT RISK

Financial instruments which potentially subject the company to credit risk consist of cash and accounts receivable. The company's cash balances are with reputable banks and periodically exceed insured limits. The company's receivables are from customers concentrated in the construction industry and various companies within the Pacific Northwest of the United States.

NOTE 18 - SUPPLEMENTAL DISCLOSURES REGARDING CASH FLOWS

The non-cash transactions consisted of the dissolution of the limited liability company and transfer of the remaining assets and liabilities into Excel Excavation, Inc. (see Note 4). In addition, the non-cash financing activities consisted of the redemption of stock, which was financed with a note payable in the amount of \$150,070 (see Notes 8 and 15).

SUPPLEMENTARY INFORMATION

ACCOUNTANTS' REPORT ON SUPPLEMENTARY INFORMATION

Our review has been made primarily for the purpose of expressing limited assurance that there are no material modifications that should be made to the financial statements in order for them to be in conformity with generally accepted accounting principles. The supplementary information for the year ended December 31, 1997 is presented only for analysis purposes and has been subjected to the inquiry and analytical procedures applied in the review of the basic financial statements. We did not become aware of any material modifications that should be made to such data.

Ueryen and Meyer LLP

February 19, 1998

EXCEL EXCAVATION, INC.
 CONTRACTS AND RETENTIONS RECEIVABLE
 December 31, 1997

Customer	Current	31 to 60 Days	61 to 90 Days	Over 90 Days	Total Contracts Receivable	Total Retentions Receivable
Bingham Construction	\$ 58,310	\$ -	\$ -	\$ -	\$ 58,310	\$ 15,712
Centerlake Properties	28,001	-	-	-	28,001	12,007
Clackamas County	29,501	-	-	-	29,501	9,656
Coffman Excavation	165,562	-	-	-	165,562	76,883
GSL Properties	41,050	-	-	-	41,050	-
Hinton Homes	-	-	-	-	-	35,849
Carol Miller	-	-	-	20,000	20,000	-
Reimers & Jolivette, Inc.	39,558	-	47,674	-	87,232	64,853
Washington County	205,419	-	-	-	205,419	25,637
Other contracts and retentions receivable under \$10,000	11,940	-	6,952	1,384	20,276	3,267
Totals	\$ 579,341	\$ -	\$ 54,626	\$ 21,384	\$ 655,351	\$ 243,864

See accountants' report on supplementary information.

EXCEL EXCAVATION, INC.
ACCOUNTS AND RETENTIONS PAYABLE
December 31, 1997

Vendor	Current	31 to 60 Days	61 to 90 Days	Over 90 Days	Total Accounts Payable	Total Retentions Payable
Cantel, Inc.	\$ 11,127	\$ -	\$ -	\$ -	\$ 11,127	\$ -
Crestview Construction	5,988	-	-	-	5,988	26,783
CSI Geosynthetics	5,356	-	-	-	5,356	-
Frieden Trucking	8,875	-	-	-	8,875	-
H & R Utility Contractors, In	78,777	-	-	-	78,777	46,975
Halton	12,976	-	-	-	12,976	-
Paul Hodgdon	8,463	-	-	-	8,463	-
Jim Turin & Sons, Inc.	9,761	-	-	-	9,761	514
Eric Jochim	33,590	-	-	-	33,590	-
JSE, Inc.	36,855	-	-	-	36,855	4,095
Kerr Contractors, Inc.	-	704	-	65,844	66,548	61,250
Lakeside Industries, Inc.	56,519	-	-	25,000	81,519	11,833
Lone Star Northwest	82,481	-	-	-	82,481	-
Morse Bros, Inc.	8,979	-	-	-	8,979	-
Mt. Hood Rock Products	-	601	-	35,400	36,001	-
Pacific Rock Products, Inc.	-	-	-	38,757	38,757	-
Pacific Water Works, Inc.	5,743	-	-	-	5,743	-
Roger Langeliers Const.	-	-	-	31,150	31,150	5,256
Southern Oregon Flagging, Inc.	8,072	-	-	-	8,072	696
Stafford Oil Co., Inc.	6,684	-	-	-	6,684	-
Stelth Trucking	10,000	-	-	-	10,000	-
Walt's Concrete Co.	39,315	-	-	-	39,315	4,458
Other accounts and retentions payable under \$5,000	58,932	226	1,042	2,970	63,170	2,846
Totals	\$ 488,493	\$ 1,531	\$ 1,042	\$ 199,121	\$ 690,187	\$ 164,706

See accountants' report on supplementary information.

EXCEL EXCAVATION, INC.
 SUMMARY OF EARNINGS FROM CONSTRUCTION CONTRACTS
 For the Year Ended December 31, 1997

	Contract Revenue	Direct Contract Costs	Gross Profit	Gross Profit Percent
Construction Contracts Completed	\$ 2,148,525	\$ 1,927,399	\$ 221,126	10.29
Construction Contracts in Progress	2,847,365	2,438,667	408,698	14.35
Earnings from Construction Contracts	<u>\$ 4,995,890</u>	<u>\$ 4,366,066</u>	<u>\$ 629,824</u>	12.61

See accountants' report on supplementary information.

EXCEL EXCAVATION, INC.
CONSTRUCTION CONTRACTS COMPLETED
For the Year Ended December 31, 1997

Job No.	Contract Description	Contract Totals				Prior To January 01, 1997				For The Year Ended December 31, 1997			
		Contract Revenue	Direct Contract Costs	Gross Profit (Loss)	Gross Profit Percent	Contract Revenue	Direct Contract Costs	Gross Profit (Loss)	Gross Profit Percent	Contract Revenue	Direct Contract Costs	Gross Profit (Loss)	Gross Profit Percent
9517	Burntwood North, On-Site	\$ 782,396	\$ 632,843	\$ 149,553	19.11%	\$ 751,913	\$ 632,436	\$ 119,477	15.89%	\$ 30,483	\$ 407	\$ 30,076	98.66%
9520	Burntwood North, Off-Site	181,994	166,622	15,372	8.45%	178,354	162,575	15,779	8.85%	3,640	4,047	(407)	-11.18%
9621	Cedar Hills	194,549	192,482	2,067	1.06%	-	-	-	0.00%	194,549	192,482	2,067	1.06%
9611	Sun Meadows	1,015,306	987,944	27,362	2.69%	443,526	433,107	10,419	2.35%	571,780	554,837	16,943	2.96%
9612	Sheridan Meadows	1,213,055	1,335,441	(122,386)	-10.09%	1,268,493	1,268,493	-	0.00%	(55,438)	66,948	(122,386)	220.76%
9613	Oregon Trail	244,339	195,087	49,252	20.16%	183,811	148,939	34,872	18.97%	60,528	46,148	14,380	23.76%
9615	Stonegate	753,179	649,447	103,732	13.77%	700,007	561,793	138,214	19.74%	53,172	87,654	(34,482)	-64.85%
9620	Brackenwood	345,618	260,608	85,010	24.60%	332,829	255,818	77,011	23.14%	12,789	4,790	7,999	62.55%
9622	Tillicum District	62,138	38,516	23,622	38.02%	45,388	33,050	12,338	27.18%	16,750	5,466	11,284	67.37%
9623	Bethany Meadows	822,163	866,899	(44,736)	-5.44%	692,794	611,227	81,567	11.77%	129,369	255,672	(126,303)	-97.63%
9701	Target	163,719	101,410	62,309	38.06%	-	-	-	0.00%	163,719	101,410	62,309	38.06%
9705	PGE Wilsonville	449,615	332,399	117,216	26.07%	-	-	-	0.00%	449,615	332,399	117,216	26.07%
9708	Estacada Paving	36,494	24,417	12,077	33.09%	-	-	-	0.00%	36,494	24,417	12,077	33.09%
9714	Friberg Electric	96,527	43,017	53,510	55.44%	-	-	-	0.00%	96,527	43,017	53,510	55.44%
9717	Mountain Road Slide III	249,687	182,235	67,452	27.01%	-	-	-	0.00%	249,687	182,235	67,452	27.01%
	Miscellaneous small contracts	138,375	28,046	110,329	79.73%	3,514	2,576	938	26.69%	134,861	25,470	109,391	81.11%
Totals		\$ 6,749,154	\$ 6,037,413	\$ 711,741	10.55%	\$ 4,600,629	\$ 4,110,014	\$ 490,615	10.66%	\$ 2,148,525	\$ 1,927,399	\$ 221,126	10.29%

See accountants' report on supplementary information.

EXCEL EXCAVATION, INC.
CONSTRUCTION CONTRACTS IN PROGRESS
 December 31, 1997

Job No.	Contract Description	Management's Current Estimate of:				From Inception To December 31, 1997								Contract Backlog		
		Total Contract Revenue	Total Direct Contract Costs	Total Gross Profit (Loss)	Gross Profit Percent	Percent Complete	Contract Billings To Date	Under (Over) Billings	Earned Contract Revenue	Direct Contract Costs To Date	Gross Profit (Loss) To Date	Gross Profit (Loss)		Contract Revenue	Estimated Costs To Complete	Gross Profit
												Earned Prior	Earned Current			
9608	Summerfield	\$ 764,171	\$ 759,521	\$ 4,650	0.61%	97.86%	\$ 741,849	\$ 5,943	\$ 747,792	\$ 743,242	\$ 4,550	\$ 59,778	\$ (55,228)	\$ 16,379	\$ 16,279	\$ 100
9704	Cornelius Pass Road	906,890	826,242	80,648	8.89%	59.72%	556,439	(15,026)	541,413	493,454	47,959	-	47,959	365,477	332,788	32,689
9706	PGE Beaverton	655,201	446,241	208,960	31.89%	97.84%	648,526	(7,739)	640,787	436,602	204,185	-	204,185	14,414	9,639	4,775
9711	Stoller	128,250	95,245	33,005	25.73%	79.62%	96,085	6,002	102,087	75,835	26,252	-	26,252	26,163	19,410	6,753
9716	Thayer Road	193,245	98,541	94,704	49.01%	97.55%	193,125	(4,518)	188,607	96,129	92,478	-	92,478	4,638	2,412	2,226
9721	Tiffany Terrace	1,185,871	1,122,515	63,356	5.34%	67.30%	768,833	29,589	798,422	755,410	43,012	-	43,012	387,449	367,105	20,344
9723	Brookwood	379,253	369,456	9,797	2.58%	55.92%	240,138	(28,136)	212,002	206,617	5,385	-	5,385	167,251	162,839	4,412
9724	The Round	584,579	529,194	55,385	9.47%	29.00%	168,371	1,157	169,528	153,479	16,049	-	16,049	415,051	375,715	39,336
9724A	The Round - Basement	146,101	126,142	19,959	13.66%	95.60%	145,868	(6,195)	139,673	120,590	19,083	-	19,083	6,428	5,552	876
9725	Sandy Pvg Improvement	33,650	22,145	11,505	34.19%	82.81%	28,665	(803)	27,862	18,339	9,523	-	9,523	5,788	3,806	1,982
Totals		\$ 4,977,211	\$ 4,395,242	\$ 581,969	11.69%		\$ 3,587,899	\$ (19,726)	3,568,173	3,099,697	468,476	\$ 59,778	\$ 408,698	\$ 1,409,038	\$ 1,295,545	\$ 113,493

Less amounts recognized in prior years 720,808 661,030 59,778

Amounts recognized currently \$ 2,847,365 \$ 2,438,667 \$ 408,698

Costs and estimated earnings in excess of billings \$ 42,691

Billings in excess of costs and estimated earnings (62,417)

Net under (over) billings \$ (19,726)

EXCEL EXCAVATION, INC.
GENERAL AND ADMINISTRATIVE EXPENSES
For the Year Ended December 31, 1997

	<u>Amount</u>	<u>% of Sales</u>
Office salaries	\$ 220,442	4.41
Payroll taxes and fringe benefits	34,482	0.69
Bidding costs	20,100	0.40
Depreciation	5,475	0.11
Bad debts	13,550	0.27
Office supplies	12,370	0.25
Telephone	30,205	0.60
Taxes and licenses	5,894	0.12
Legal and accounting	27,544	0.55
Dues and subscriptions	664	0.01
Donations	200	-
Meals and entertainment	2,911	0.06
Rent	14,554	0.29
Miscellaneous	3,040	0.06
Bank charges	3,867	0.08
Advertising and promotion	322	0.01
Repairs and maintenance	2,561	0.05
Total General and Administrative Expenses	<u><u>\$ 398,181</u></u>	<u><u>7.96</u></u>

See accountants' report on supplementary information.

13

February 8, 2001

Excel Excavation, Inc.
7451 SW Coho Court #201
Tualatin, OR 97062

Re: Letter of Recommendation

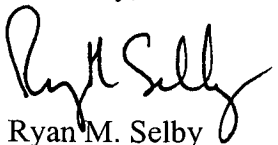
To Whom It May Concern:

I have had the pleasure of working with Excel Excavation, Inc. for the last 3 years. We first began working on projects when I was with Matrix Development. Upon leaving Matrix and becoming Division President of D.R. Horton, I once again sought them out to work on projects that D.R. Horton had going on.

Excel has had the ability to not only start new projects and see them through from start to finish with little or no complications, but also projects that we have had to seek a contractor to finish projects that other contractors had defaulted on.

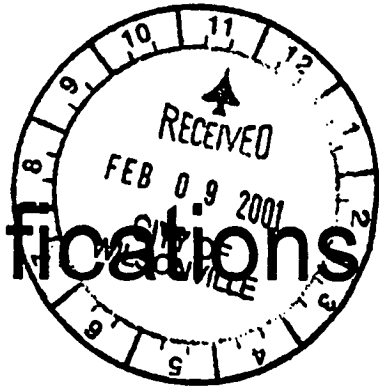
We just signed a new contract, which we will begin on Monday. I look forward to the continuing opportunity to work with Excel Excavation, Inc. Please feel free to contact me should you wish to discuss the working relationship I have had with Excel.

Sincerely,



Ryan M. Selby
Division President

Statement of Qualifications



To:

John Michael, Engineering Associate
City of Wilsonville
30000 SW Town Center Loop East
Wilsonville, OR 97070

Submitted by:

Canby Excavating, Inc.
P.O. Box 848
Canby, OR 97013

February 8, 2001

City of Wilsonville
Engineering Department
30000 SW Town Center Loop E
Wilsonville, Oregon 97070
(503) 682-4092



STATEMENT OF QUALIFICATION APPLICATION

Statement of Canby Excavating, Inc.
(Contractor's Registered Company Name)

Address to which all correspondence should be mailed:

Physical Address 25361 S. Hwy 99E, Aurora, OR 97002

PO Box 848

City Canby State OR Zip Code 97013

Phone No. (Area Code) (503) 266-2792

Fax No. (Area Code) (503) 266-2791

Date Application Prepared February 8, 2001

This Statement of Qualifications is submitted for the following projects:

- Wilsonville Road – Phase 2A
- Wilsonville Road – Phase 4
- Coffee Creek Correctional Facility Infrastructure

Scheduled Bid Opening:	Wilsonville Road Phase 2A & Phase 4	March 13, 2001
	Coffee Creek Correctional Facility Infrastructure	March 27, 2001

INSTRUCTIONS

INTRODUCTORY STATEMENT:

In accordance with the statutes of the State of Oregon, every public contracting agency contemplating receiving bids for and awarding any contract for a public improvement may require any prospective bidder (*herein refer to as applicant*) to submit a full and complete statement concerning their equipment and experience in constructing public improvements.

The application and questionnaire forms which are bound herewith comply with the requirements of public contracting rules and must be used in determining the qualifications of applicants and in assigning limits as to the size and kinds of projects for which the applicant may submit bids.

The applicant should use care and integrity in preparing this information. The public contracting agency may make independent inquiries concerning the contractors past performance and/or capabilities.

Manner of Preparing and Filling in Forms:

This application shall include information for only the specific single business organization or entity which is applying for qualification and which would be the signatory on a contract with the public contracting agency.

All answers and other entries on the forms, except signatures, should be filled in on a typewriter or printed. To make this possible, the forms may be taken apart by removing the staples by which they are bound. It shall be the responsibility of the applicant to return all pages whether applicable or not. Failure to do so may be grounds for rejection. The forms are available in electronic format from the City of Wilsonville. All pages whether applicable or not must be submitted in hard copy. No electronic submissions will be accepted.

All answers and entries shall be specific and complete in detail.

The qualification application shall be signed by the applicant and sworn to as the form indicates. The signatory of the statement guarantees the truth and accuracy of all statements and of all answers to questions.

An original signed application must accompany the qualification application. (Xerox or fax signatures will not be accepted)

Use of Attachments:

Schedules, reports and other forms of qualification statements may be used as attachments to the prescribed form, provided that the information contained therein specifically includes the information required by this form.

Requests for Further Information

For general information regarding this qualification statement application refer to the Request for Qualifications packet, General Instructions section. All requests for additional information and clarifications shall be made directly to the City's primary contact person, John Michael. In Mr. Michael's absence, respondents may contact the City's alternate contact person, Pat Carroll. Contact information is provided in the section referenced above.

Please answer each section and question in the application. Failing to do so, the application will be returned for completion. No additional time will be granted before the closing of the submittal date.

SECTION 1 – ORGANIZATION OF CONSTRUCTION FIRM

(Note: Respondents wanting to qualify for either Wilsonville Road Phase 4 and/or Coffee Creek Correctional Facility answer this section. Wilsonville Road Phase 2A do not.)

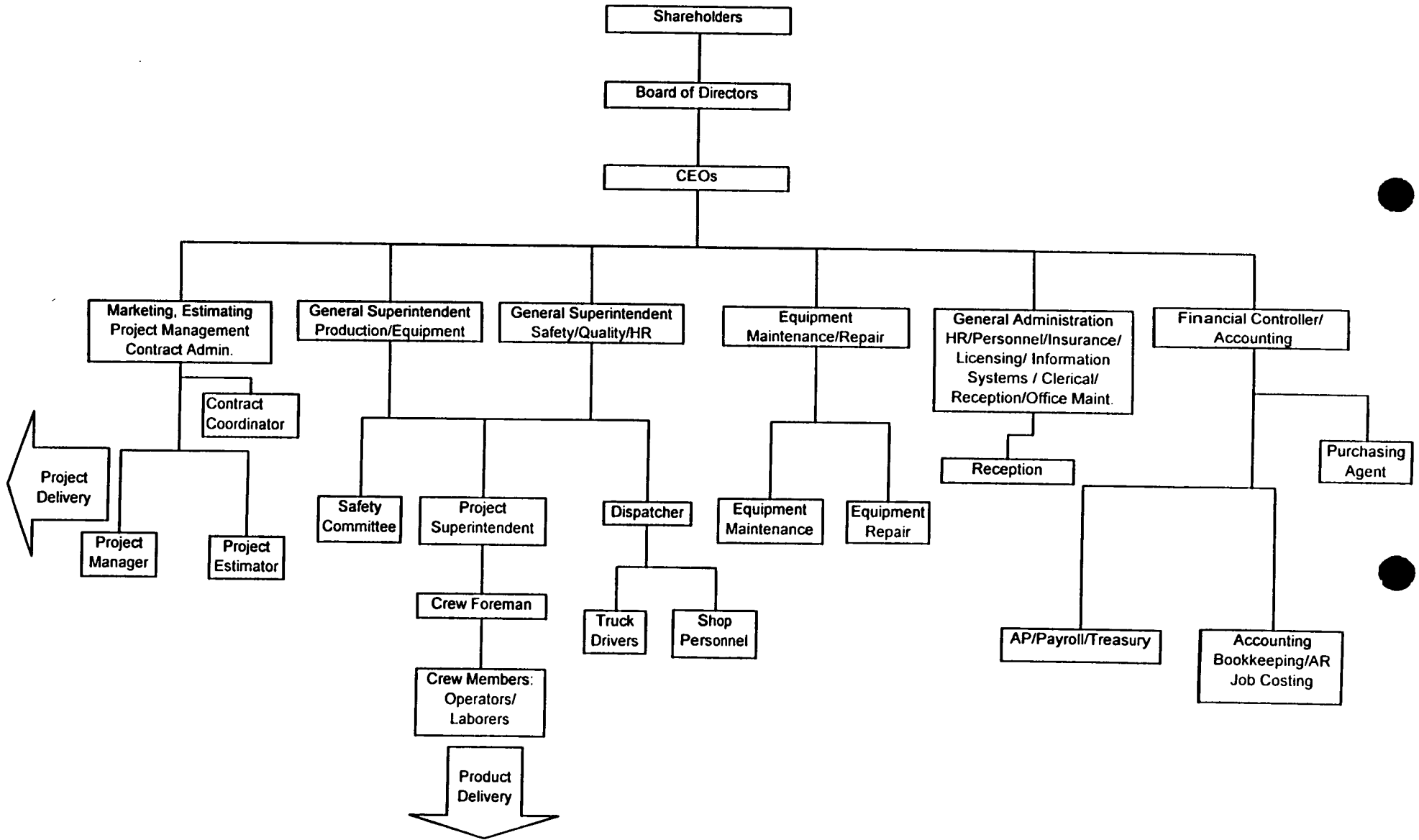
1.1 Organization chart or outline of construction firm.

See Attachment A.

1.2 Organization chart or outline of prime contractor and sub-contractors.

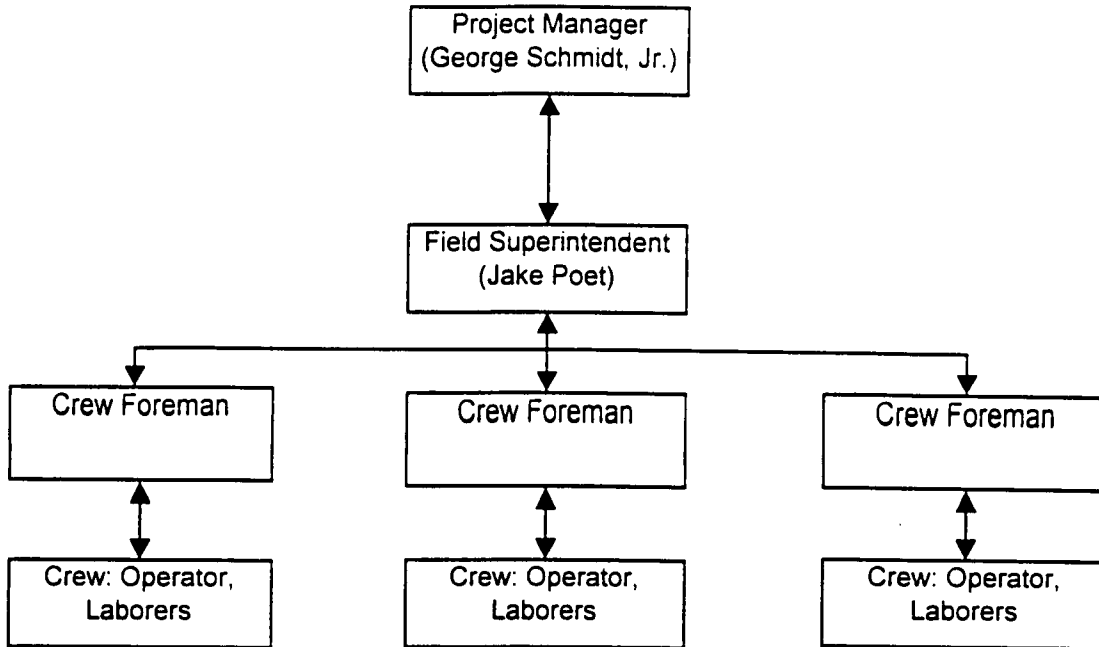
See Attachment B.

CONCEPTUAL ORGANIZATIONAL FLOWCHART



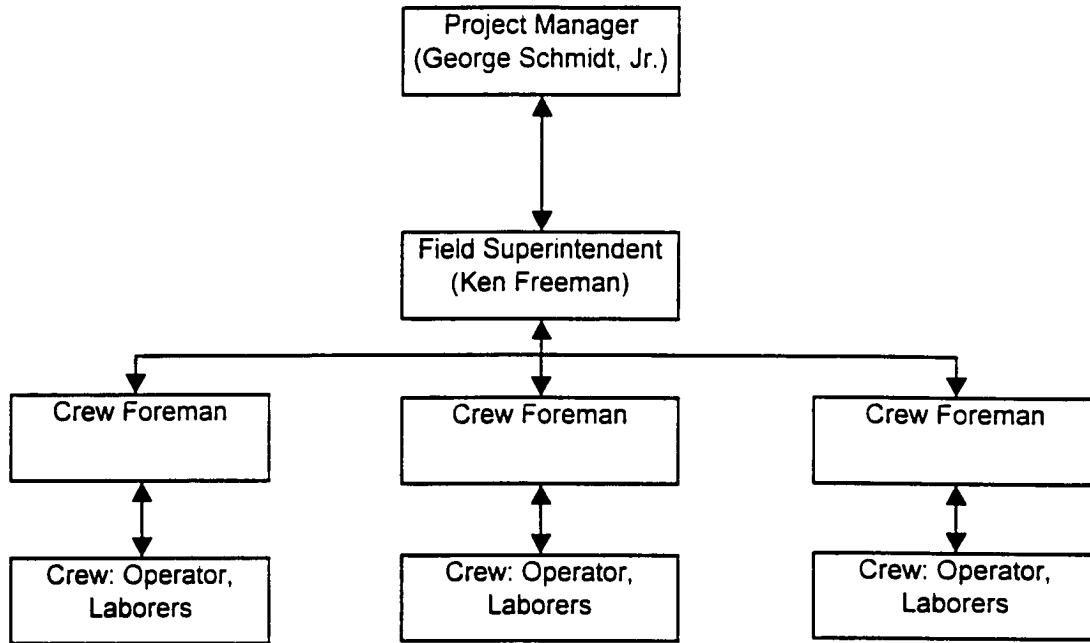
PROJECT COMMUNICATION FLOWCHART

Wilsonville Road, Phase 2A



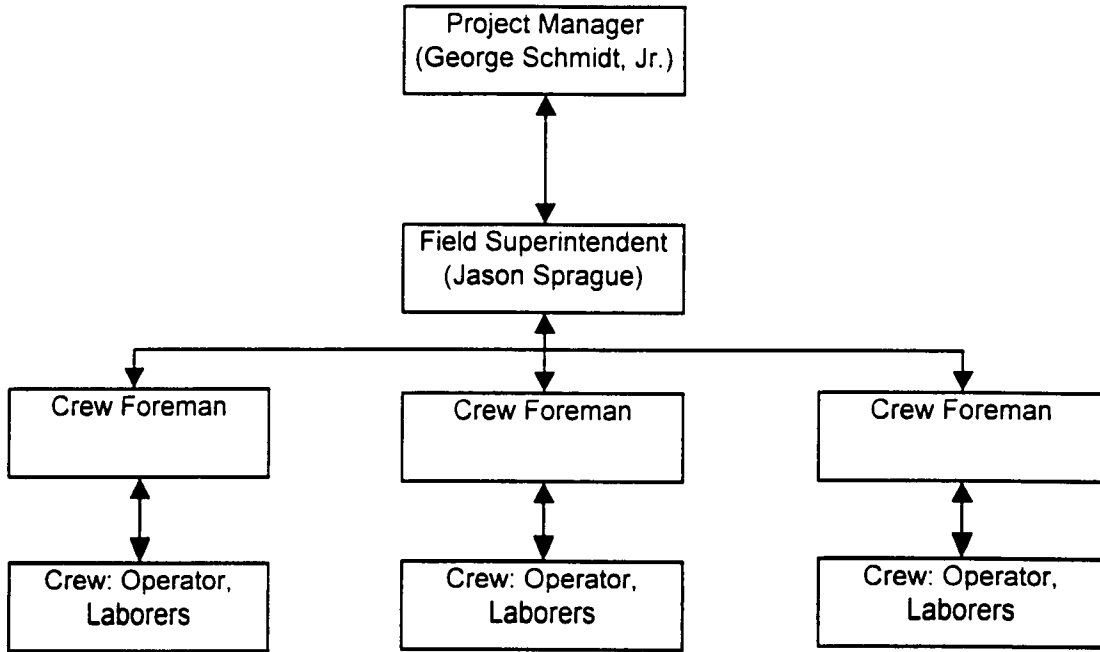
PROJECT COMMUNICATION FLOWCHART

Wilsonville Road, Phase 4

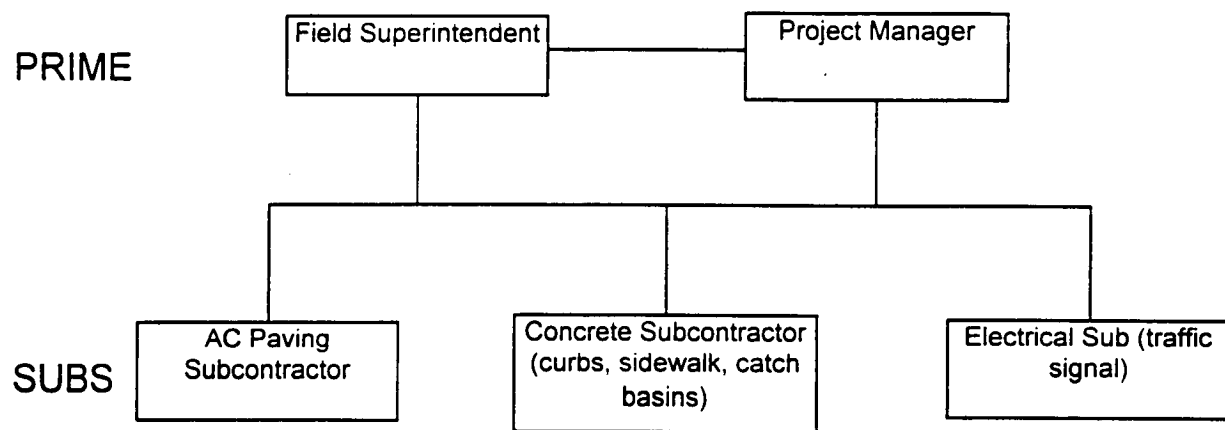


PROJECT COMMUNICATION FLOWCHART

Coffee Creek Correctional Facility Infrastructure



PRIME-SUB ORGANIZATIONAL CHART



1.3 Narrative on management style and techniques referring to the individuals responsible for the project.

See Attachment C.

SECTION 2 –MANAGEMENT AND CONSTRUCTION EXPERIENCE

2.1 Fill in the classes of work you wish to bid on. Classes of work include, but are not limited to, work listed in parenthesis.

For Each Class of Work.

- A Enter the maximum dollar amount of work you are capable of performing.
- B Enter the maximum dollar amount of work you are qualified to undertake in other states.
- C Enter the state(s) qualified for the amount shown in column 'B'.
- D Enter the number of years of experience in this class of work.

Class	A. Max Dollar Amount	B. Qualified Dollar Amount	C. State(s) Experience	D. Years Experience
Aggregate Bases	\$10,000,000			14
Asphalt Concrete Paving and Oiling				
Boring				
Demolition and Related Excavation and Cleaning	\$5,500,000			8
Earthwork and Drainage (Cleaning, Earthwork, Blasting, Rip-rap, Culverts, Manholes, Inlets)	\$13,000,000			19

Attachment C
Narrative of Management Style
Wilsonville Road, Phase 2A

A project at Canby Excavating is typically managed by a project manager, who is fully responsible for completing the project on time, on budget, to the client's and engineer's satisfaction, and in compliance with the project plans, specs, contract, and agency requirements. This is done partly from the office, but also involves frequent trips to the job site. The project manager oversees the administrative portion of the project, such as contracts, billing, and subcontract agreements. The project manager also maintains a comprehensive file of all written correspondence concerning the project. **George Schmidt, Jr.** will be the project manager for this project.

The field superintendent represents the company at the project site. He is also considered to be fully responsible for the project being completed on time, on budget, to the client's and engineer's satisfaction, and in compliance with the project plans, specs, contract, and agency requirements. The field superintendent maintains daily communication with the project manager by radio, as well as in person. He oversees the work of the foremen and their crews. He is also responsible for coordinating the efforts of subcontractors, utility companies, inspectors, and other entities who have business at the project site. In this case, **Jake Poet** will be the field superintendent.

The field superintendent reports directly to the general superintendent, who is responsible for supplying him with the human and equipment resources necessary to complete the project. The general superintendent also functions as a coach for the field superintendent's efforts. **Scott Sprague** will be the general superintendent for this project.

Attachment C
Narrative of Management Style
Wilsonville Road, Phase 4

A project at Canby Excavating is typically managed by a project manager, who is fully responsible for completing the project on time, on budget, to the client's and engineer's satisfaction, and in compliance with the project plans, specs, contract, and agency requirements. This is done partly from the office, but also involves frequent trips to the job site. The project manager oversees the administrative portion of the project, such as contracts, billing, and subcontract agreements. The project manager also maintains a comprehensive file of all written correspondence concerning the project. **George Schmidt, Jr.** will be the project manager for this project.

The field superintendent represents the company at the project site. He is also considered to be fully responsible for the project being completed on time, on budget, to the client's and engineer's satisfaction, and in compliance with the project plans, specs, contract, and agency requirements. The field superintendent maintains daily communication with the project manager by radio, as well as in person. He oversees the work of the foremen and their crews. He is also responsible for coordinating the efforts of subcontractors, utility companies, inspectors, and other entities who have business at the project site. In this case, **Ken Freeman** will be the field superintendent.

The field superintendent reports directly to the general superintendent, who is responsible for supplying him with the human and equipment resources necessary to complete the project. The general superintendent also functions as a coach for the field superintendent's efforts. **Scott Sprague** will be the general superintendent for this project.

Attachment C
Narrative of Management Style
Coffee Creek Correctional Facility Infrastructure

A project at Canby Excavating is typically managed by a project manager, who is fully responsible for completing the project on time, on budget, to the client's and engineer's satisfaction, and in compliance with the project plans, specs, contract, and agency requirements. This is done partly from the office, but also involves frequent trips to the job site. The project manager oversees the administrative portion of the project, such as contracts, billing, and subcontract agreements. The project manager also maintains a comprehensive file of all written correspondence concerning the project. **George Schmidt, Jr.** will be the project manager for this project.

The field superintendent represents the company at the project site. He is also considered to be fully responsible for the project being completed on time, on budget, to the client's and engineer's satisfaction, and in compliance with the project plans, specs, contract, and agency requirements. The field superintendent maintains daily communication with the project manager by radio, as well as in person. He oversees the work of the foremen and their crews. He is also responsible for coordinating the efforts of subcontractors, utility companies, inspectors, and other entities who have business at the project site. In this case, **Jason Sprague** will be the field superintendent.

The field superintendent reports directly to the general superintendent, who is responsible for supplying him with the human and equipment resources necessary to complete the project. The general superintendent also functions as a coach for the field superintendent's efforts. **Scott Sprague** will be the general superintendent for this project.

Class	A. Max Dollar Amount	B. Qualified Dollar Amount	C. State(s) Experience	D. Years Experience
Landscaping (Roadside Seeding, Lawns, Shrubs, Trees, Irrigation Systems, Topsoil, Temporary and Permanent Erosion Control)	_____	_____	_____	_____
Miscellaneous Roadway Appurtenances (Guardrail, Barrier, Curbs, Walks, Fences, Protective Screening, Impact Attenuators, Cold Plane Pavement Removal)	_____	_____	_____	_____
Municipal Street Construction	\$11,000,000	_____	_____	14
Pavement Markings (Permanent Painted, Durable, Markers, Delineators)	_____	_____	_____	_____
Portland Cement Concrete Paving	_____	_____	_____	_____
Storm Sewer Construction	\$11,000,000	_____	_____	20
Signing (Permanent)	_____	_____	_____	_____
Temporary Traffic Control (All Temporary Traffic Control Items including Flaggers and Pilot Cars)	_____	_____	_____	_____
Traffic Signals	_____	_____	_____	_____
Water Lines	\$11,000,000	_____	_____	20
Other, (List specific class)	_____	_____	_____	_____

2.2 Indicate the anticipated major sub-contractors for this project and the class of work.

Amount	Class or Type of Work
5-10%	AC Paving
5-10%	Concrete (curbs, sidewalks, catch basins)
5-10%	Electrical (signals)

2.3 List ten major projects applicant has undertaken in the last five years. (List most recent projects first.)

1. Name of Project Montebello 1/Capitol Development Infrastructure
Owner & Contact Capital Development (engineer is contact person)
Address P.O. Box 3487, Lacey, WA 98509-3487
Phone Number See information for engineer.
Project Description 74-lot subdivision, plus infrastructure for commercial development. Utilities, street construction, lighting.
Project Location Woodburn, OR
Contract Amount \$2,019,657.45 Over/Under Contract & Amount No change.
Dates Started and Completed 8/9/00 - N/A Completed on Time N/A
Project Construction Supervisor George Schmidt, Jr.
Architect/Engineering Firm & Contact Wilhelm Engineering / George Wilhelm
Address 1771 Mt. Jefferson Ave., Woodburn, OR 97071
Phone Number (503) 981-3181
Indicate whether: Prime Contractor, Sub-contractor or Joint Venture on project Prime
Remarks Large project on 90-day contract.

2. Name of Project Kelly Creek Meadows
Owner & Contact Alpenglow Construction/Erik Ostmo; Home Port, Inc./Dan Goodr
Address 5620 SW Kelly Ave., Portland, OR 97219/1000 NE 122nd, Portland 97
Phone Number (503) 245-7720 / (503) 256-0771
Project Description 71-lot subdivision. Sitework, utilities, street construc
Project Location Gresham, OR
Contract Amount \$880,000.00 Over/Under Contract & Amount No change.
Dates Started and Completed 7/19/00-12/21/00 Completed on Time Yes
Project Construction Supervisor George Schmidt, Jr.
Architect/Engineering Firm & Contact Kent W. Cox & Associates, Inc.
Address 204 NE Kelly Avenue, Gresham, OR 97030
Phone Number (503) 667-4464
Indicate whether: Prime Contractor. Sub-contractor or Joint Venture on Project Prime
Remarks Closely coordinated w/public agencies for new wetland mitigation
system.

3. Name of Project Erickson Heights
Owner & Contact Renaissance Development/Randy Sebastian
Address 1672 SW Willamette Falls Drive, West Linn, OR 97068
Phone Number (503) 557-8000
Project Description 58-lot subdiviision: sitework, utilities, street construction.
Project Location Tigard, OR
Contract Amount \$982,203.77 Over/Under Contract & Amount + \$109,452.47
Dates Started and Completed 9/20/99-5/8/00 Completed on Time Yes
Project Construction Supervisor Ken Fong
Architect/Engineering Firm & Contact Harris-McMonagle/Jim Harris
Address 12555 SW Hall Blvd., Tigard, OR 97223
Phone Number (503) 639-3453
Indicate whether: Prime Contractor, Sub-contractor or Joint Venture on Project Prime
Remarks Project with moderate to difficult site conditions. Extensive
rock excavation.

4. Name of Project Macgregor Heights
Owner & Contact PCG, Inc./Tim Ralston or Peter Green
Address 931 SW King Avenue, Portland, OR 97205
Phone Number (503) 221-5353
Project Description 108-lot subdivision. Sitework, utilities, street constr.
Project Location Portland, OR
Contract Amount \$1,743,509.55 Over/Under Contract & Amount - \$371,192.36
Dates Started and Completed 8/9/99-10/5/00 Completed on Time Yes
Project Construction Supervisor Ken Fong
Architect/Engineering Firm & Contact AKS Engineering/Monte Hurley
Address P.O. Box 1730, Tualatin, OR 97062
Phone Number (503) 692-5887
Indicate whether: Prime Contractor, Sub-contractor or Joint Venture on project Prime
Remarks _____

5. Name of Project Quatama Park, Phase 1
Owner & Contact Genstar Land Company Northwest/Jacki Herb
Address 11735 SW Queen Elizabeth, Ste. 101, King City, OR 97224
Phone Number (503) 968-2323
Project Description 136-lot subdivision: utilities, streets, sitework, walls
Project Location Hillsboro, OR
Contract Amount \$1,356,455.00 Over/Under Contract & Amount + \$173,181.95
Dates Started and Completed 8/27/99-N/A Completed on Time N/A
Architect/Engineering Firm & Contact LDC Design, Inc./Salman Moazzam
Address 3300 NW 211th Terrace, Hillsboro, OR 97124
Phone Number (503) 858-4242
Indicate whether: Prime Contractor, Sub-contractor or Joint Venture on Project Prime
Remarks Includes intensive coord. w/owner, engineer, county, and geotech.
Removal of large landslide. Extensive retaining walls.

6. Name of Project Canby Market Center
Owner & Contact Gramor Oregon/Dean Sorensen
Address 19767 SW 72nd Avenue, Suite 100, Tualatin, OR 97062
Phone Number (503) 245-1976
Project Description 20-acre shopping ctr: infrastructure, streets, traff. signa
Project Location Canby, OR
Contract Amount \$3,137,814.00 Over/Under Contract & Amount + \$332,312.45
Dates Started and Completed 4/1/99-10/16/00 Completed on Time Yes
Project Construction Supervisor George Schmidt, Jr.
Architect/Engineering Firm & Contact WRG Design, Inc./Ben Williams, P.E.
Address 10450 SW Nimbus Ave., Ste. RA, Portland, OR 97223
Phone Number (503) 603-9933
Indicate whether: Prime Contractor, Sub-contractor or Joint Venture on project Prime
Remarks Coord. w/ODOT, city, county, owner, engineer, and RR. Included weekly mtgs w/all parties involved. The owner expressed great satisfactio

7. Name of Project Settler's Point
Owner & Contact Centex Homes/Dave Cady
Address 4000 Kruse Way Place, Lake Oswego, OR 97035
Phone Number (503) 699-9660
Project Description 88-lot subdivision: utilities, street const/impr, sitework
Project Location Oregon City, OR
Contract Amount \$2,001,529.10 Over/Under Contract & Amount + \$291,213.09
Dates Started and Completed 9/4/98-7/1/99 Completed on Time Yes
Architect/Engineering Firm & Contact Harper, Houf, Righellis, Inc.
Address 5200 SW Macadam Ave., Suite 580, Portland, OR 97201
Phone Number (503) 221-1131
Indicate whether: Prime Contractor, Sub-contractor or Joint Venture on Project Prime
Remarks Project with difficult site conditions. Extensive rock excavation.

8. Name of Project South End Sewer
Owner & Contact South End Sewer, LLC (Dave Herman)/City of Oregon City (Name)
Address 722 Main St, Oregon City 97045/P.O. Box 351, Oregon City 97045
Phone Number (503) 656-0513 / (503) 657-0891
Project Description Trunk & pump station; partnership between city & (cont.)
Project Location Oregon City, OR
Contract Amount \$990,440.00 Over/Under Contract & Amount + \$82,845.00
Dates Started and Completed 5/14/97-5/18/98 Completed on Time Yes
Project Construction Supervisor George Schmidt, Jr.
Architect/Engineering Firm & Contact Balfour Engineering (George Cathey)
Address 18605 Willamette Falls Drive, West Linn, OR 97068
Phone Number (503) 635-9293
Indicate whether: Prime Contractor, Sub-contractor or Joint Venture on project Prime
Remarks (cont.) private developers. Weekly meetings to maintain schedule and significant involvement from diverse stakeholders.

9. Name of Project Keizer Baseball Stadium sitework package
Owner & Contact City of Keizer (Preston Van Meter)
Address P.O. Box 21000, Keizer, OR 97307
Phone Number (503) 390-7402
Project Description Water, sewer, pump station.
Project Location Keizer, OR
Contract Amount \$173,198.40 Over/Under Contract & Amount + \$95,526.10
Dates Started and Completed 3/17/97-7/17/97 Completed on Time Yes
Architect/Engineering Firm & Contact Peterson Engineering / Preston Van Meter
Address 4300 Cherry Ave. NE, Keizer, OR 97303
Phone Number (503) 390-7402
Indicate whether: Prime Contractor, Sub-contractor or Joint Venture on Project Prime
Remarks Tight timeline for opening day of baseball season. Engineer added pump station to contract at last minute. We were able to make start-up with time to spare.

10. Name of Project Blossom Drive & Portland Road
Owner & Contact City of Salem/Donald Whitehurst
Address 555 Liberty St. SE, Salem, OR 97301-3503
Phone Number (503) 588-6211
Project Description Installation of water & sewer mainlines; street removal and replacement; landscaping
Project Location Salem, OR
Contract Amount \$785,699.25 Over/Under Contract & Amount - \$58,582.11
Dates Started and Completed 10/1/96-5/27/97 Completed on Time Yes
Project Construction Supervisor Jeff Kersey (now George Schmidt, Jr.)

Architect/Engineering Firm & Contact City of Salem Public Works (Donald Whitehurst)
Address 555 Liberty St. SE, Salem, OR 97301-3503
Phone Number (503) 588-6211
Indicate whether: Prime Contractor, Sub-contractor or Joint Venture on Project Prime
Remarks Coordination with the public, including local residents and businesses.

2.4 **How many years has Respondent been in business under present name?**
As a prime contractor? : 10 As a subcontractor? : 10

2.5 **How many years' experience in construction work has Respondent had?**
As a prime contractor? : 27 As a subcontractor? : 27

2.6 **Indicate Respondents principal contact person for this application:**
Contact George Schmidt, Jr.
Address P.O. Box 848, Canby, OR 97013
Phone and Fax Number Phone: (503) 266-2792 Fax: (503) 266-2791

2.7 What is the construction experience of all owners, officers, partners and principal individuals in Respondent's organization? Also list any other individuals or organization who, in any way and to any extent, controls or influences the bidding.

Individual's Name	Present Position or Office	Years of Construction	Magnitude and Type of Work	In What Capacity
Roger Sprague	President	31	street, site-work, utils.	Owner/Operate
Doug Sprague	Vice President	23	street, site-work, utils.	Owner/Operate
Scott Sprague	Superintendent	19	street, site-work, utils.	Superintend.
Kirk Heath	Superintendent	15	street, site-work, utils.	Superintend.
Harold Sprague	Superintendent	32	street, site-work, utils.	Superintend.
George Schmidt, Jr	Est/Proj. Mgr.	9	street, site-work, utils.	Est/Proj Mgr
Ken Fong	Est/Proj. Mgr.	21	street, site-work, utils.	Est/Proj Mgr
Rob Fitzgerald	Estimator	3	street, site-work, utils.	Estimator

2.8 Indicate contractor's licenses or registration numbers held as required by Oregon Statutes:

Corporation Division Registration No.: 258102-84

Construction Contractors Board No.: 77471

Landscape Contractors License No.: N/A

Electrical License No.: N/A

Plumbing License No.: N/A

Pressure Vessel Installers License No.: N/A

Other License No.: DEQ sewage disposal service #35815

Qty.	Description/Capacity	Age (Yrs)	Condition
	<i>Backhoes</i>		
1	92 Ford 555C Backhoe	9	Good
1	90 Ford 555C Backhoe	11	Good
1	93 Case 590 4WD Turbo Backhoe	8	Good
1	96 Case 580 SL 4WD Turbo Backhoe	5	Good
	<i>Trackhoes</i>		
1	90 Hitachi EX200 LC-1 Trackhoe	11	Good
1	96 Hitachi EX200 LC-5 Trackhoe	5	Good
1	97 John Deere EX200 LC Trackhoe	4	Good
1	95 Hitachi EX220 LC-2 Trackhoe	6	Good
1	97 John Deere 892E Trackhoe	4	Good
1	94 John Deere 992E Trackhoe	7	Good
	<i>Dozers</i>		
1	94 Komatsu D37-P5A Dozer	7	Good
1	93 Cat D5 HLGP II Dozer	8	Good
	<i>Graders</i>		
1	68 John Deere 570 Grader	33	Good
1	92 John Deere 670B Grader	9	Good
1	Topcon System 4: (1) Control box: (2) Sonic Trackers (1) Slope Sensor (1) Rotation Sensor (1) Mainfall Sensor (1) Hydraulic Manifold Assembly w/cables & mounting hardware 740, tracker 9142-9026. Circle Sensor 9180-3510. Mainfall sensor 9170-3550	2.5	Good
	<i>Loaders</i>		
1	85 John Deere 544 C Loader	16	Good
1	94 John Deere 544 GB Loader	7	Good
	<i>Rollers/Compactors</i>		
1	95 Champ 840 SUP PAC Roller Sheep's Foot	6	Good
1	80 Homemade Sheep's Foot	21	Good
1	92 Cat 814B Earth compactor w/ropes, cab, air cond, straight blade	9	Good
1	87 Dynapac CA15 Roller/ Smooth Drum	14	Good
1	83 Tampro RS 166A Roller Double Smooth D	18	Good
1	90 Whacker RD 880 Roller Vibratory	11	Good

Qty.	Description/Capacity	Age (Yrs)	Condition
	<i>Scrapers</i>		
1	74 John Deere 860A Scraper	27	Good
	<i>Sweepers</i>		
1	92 Laymor 6HB Sweeper	9	Good
	<i>Discs</i>		
1	96 Case IM7700 Off Set Disc.	5	Good
	<i>Water Trucks</i>		
1	75 Peterbuilt Tank C-25 Water Truck	26	Good
1	80 GMC 2.5 Ton Wtr. C-14 Water Truck	21	Good
1	86 Ford LN8000 C-19 Water Truck	15	Good
	<i>Heavy Trucks</i>		
1	92 Ford LTL 9000 Dump C-5 (10-yard)	9	Good
1	83 Kenworth DT C-15 (10-yard)	18	Good
1	88 Ford F700 C-29 (2-ton)	13	Good
1	92 Diesel Flatbed	9	Good
1	94 International Eagle C-8 Tractor (80,000 lb haul	6	Good
	<i>Light Trucks</i>		
	<i>Small PU/F150</i>		
1	91 Ford Ranger 4CY C-11	10	Good
1	94 Nissan 4WD Pickup C-13	7	Good
1	95 Ford F150 4WD C-17	6	Good
1	95 Ford F150 4WD C-22	6	Good
1	97 Ford F150 4WD C-27	4	Good
1	97 Ford F150 C-32	4	Good
1	98 Ford F150 C-33	3	Good
	<i>F250</i>		
1	96 Ford F250 7.3L C-3	5	Good
1	92 Ford F250 7.3L C-4	9	Good
1	90 Ford F250 4WD C-18	11	Good
1	89 Ford F250 Toolboy C-21	12	Good
1	84 Ford F250 4WD 6.9L C-30	17	Good

Qty.	Description/Capacity	Age (Yrs)	Condition
	<i>F350/1-Tons</i>		
1	90 Ford F350 7.3L C-2	11	Good
1	95 Ford F350 C-6 Super Duty	6	Good
1	88 Ford F350 C-7 Super Duty	13	Good
1	89 Ford F350 C-10 Super Duty	12	Good
1	85 Ford F350 C-12 Super Duty	14	Good
1	89 Ford F350 Supercab C-16	12	Good
1	97 Ford F350 7.3L C-23	4	Good
1	97 Ford F350 7.3L C-24	4	Good
1	79 Chevy 1-Ton Van C-26 TV Truck	22	Good
1	99 Ford F350 7.3L C-28	2	Good
1	99 Ford F350 7.3L C-34 Super Duty	2	Good
1	99 Ford F350 SD 1 Ton	2	Good

3.2 Does applicant intend to rent equipment? If so, provide a general description:

One backhoe, four trackhoes, one grader leased from Sprague
Joint Venture and Partnership Investment Co. Other equipment
will be rented as needed.

Where available: Hessel Tractor, United Rentals, The Plank Company

SECTION 4 – FINANCIAL INFORMATION AND CAPACITY

4.1 Indicate the total amount of work, expressed in dollars, which the applicant can be bonded for at one time (attach evidentiary letter from licensed bonding company or agent):

\$ 20 million

The contract(s) for which this qualification is sought require bid and performance bond(s), the applicant shall state the name of the agent and name, address, and telephone number of the surety company applicant expects to provide the bonds.

Name of Agent Bonnie Riddle

Surety Company Bush, Cotton, Thompson, & Scott

Address 1500 NE Irving, Suite 135, Portland, OR 97232

Phone Number (503) 238-1290

4.2 Indicate the firm's form of business.

4.2 a If an Oregon corporation, answer this:

When Incorporated August 2, 1991

President Roger S. Sprague

1st Vice President Douglas R. Sprague

Secretary Douglas R. Sprague

Treasurer N/A

What officers are authorized to execute contracts: _____

President

Vice President



Bush, Cotton & Scott, LLC

REC'D JAN 31 2001

January 29, 2001

John Michael, Engineering Associate
City of Wilsonville
8445 SW Elligsen Road
Wilsonville, OR 97070

RE: Contractor Prequalification
Canby Excavating, Inc. Canby, Oregon

Dear John:

This is to inform you that we have been doing business with Canby Excavating since 1994 and our history with them has been excellent and we consider this contractor highly competent in their field. To date they have requested bonding on jobs in excess of \$10,000,000 with aggregate limits at \$20,000,000 and been approved. These same limits would be available today subject to the usual underwriting standards and guidelines.

If this office can be of further assistance please let us know.

SAFECO INSURANCE COMPANY OF AMERICA

By Bonnie Riddle
Bonnie Riddle, Attorney-In-Fact for Surety

No. 5469

KNOW ALL BY THESE PRESENTS:

That **SAFECO INSURANCE COMPANY OF AMERICA** and **GENERAL INSURANCE COMPANY OF AMERICA**, each a Washington corporation, does each appoint

.....**ROBERT W. LAGLER; BONNIE RIDDLE; Portland, Oregon**.....

its true and lawful attorney(s)-in-fact, with full authority to execute on its behalf fidelity and surety bonds or undertakings and other documents of a similar character issued in the course of its business, and to bind the respective company thereby.

IN WITNESS WHEREOF, SAFECO INSURANCE COMPANY OF AMERICA and **GENERAL INSURANCE COMPANY OF AMERICA** have each executed and attested these presents

this 9th day of June, 1999

R.A. Pierson

R.A. PIERSON, SECRETARY

W. Randall Stoddard

W. RANDALL STODDARD, PRESIDENT

CERTIFICATE

**Extract from the By-Laws of SAFECO INSURANCE COMPANY OF AMERICA
and of GENERAL INSURANCE COMPANY OF AMERICA:**

"Article V, Section 13. - FIDELITY AND SURETY BONDS ... the President, any Vice President, the Secretary, and any Assistant Vice President appointed for that purpose by the officer in charge of surety operations, shall each have authority to appoint individuals as attorneys-in-fact or under other appropriate titles with authority to execute on behalf of the company fidelity and surety bonds and other documents of similar character issued by the company in the course of its business... On any instrument making or evidencing such appointment, the signatures may be affixed by facsimile. On any instrument conferring such authority or on any bond or undertaking of the company, the seal, or a facsimile thereof, may be impressed or affixed or in any other manner reproduced; provided, however, that the seal shall not be necessary to the validity of any such instrument or undertaking."

**Extract from a Resolution of the Board of Directors of SAFECO INSURANCE COMPANY OF AMERICA
and of GENERAL INSURANCE COMPANY OF AMERICA adopted July 28, 1970.**

"On any certificate executed by the Secretary or an assistant secretary of the Company setting out,
(i) The provisions of Article V, Section 13 of the By-Laws, and
(ii) A copy of the power-of-attorney appointment, executed pursuant thereto, and
(iii) Certifying that said power-of-attorney appointment is in full force and effect,
the signature of the certifying officer may be by facsimile, and the seal of the Company may be a facsimile thereof."

R.A. Pierson, Secretary of **SAFECO INSURANCE COMPANY OF AMERICA** and of **GENERAL INSURANCE COMPANY OF AMERICA**, do hereby certify that the foregoing extracts of the By-Laws and of a Resolution of the Board of Directors of these corporations, and of a Power of Attorney issued pursuant thereto, are true and correct, and that both the By-Laws, the Resolution and the Power of Attorney are still in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the facsimile seal of said corporation

this 29TH day of JANUARY, 2001



R.A. Pierson

R.A. PIERSON, SECRETARY

4.2 d If a limited liability company, limited liability partnership or a limited partnership indicate below:

- Check One: Limited liability company
N/A Limited liability partnership
 Limited partnership

Have you registered with the State Corporation Division, Business Registry?
 Yes No N/A

Name and address of organizer: _____ N/A

List who is authorized to execute contracts: _____ N/A

4.2 e If doing business under an assumed business name, fill out the following information:

Name of assumed business: _____ N/A

Owner's name and address: _____ N/A

Registration Date: _____ N/A Expires: _____ N/A

4.2 f If doing business as a sole proprietorship, fill out the following information:

Individual's name liable for all obligations of business: _____ N/A

If you are a sole proprietor using an assumed business name, please list names below:
_____ N/A

Registration Date: _____ N/A Expires: _____ N/A

4.3 List those individuals, companies or corporations owning 10% or more of applicant's firm.

Roger S. Sprague

Douglas R. Sprague

4.4 List any organization, owned or controlled by the applicant, its officers, directors, partners and anyone owning at least 10% interest in the firm, or in which the applicant was or is an officer, director, partner, doing business in Oregon under another name. If none, so state.

Sprague Joint Venture

Partnership Investment Company

4.5 List all other personnel in applicant's organization who have a financial interest in or serve as officers or partners in another firm pre-qualified to bid in this or another state.

Individual's Name	Present Position or Office	Other Firm or Firms	Position in Other Firm(s)	State of Other Firm
N/A	N/A	N/A	N/A	N/A

4.6 Financial report attachment. (See SOQ Submittal Content and Organization Section 4.6 for instructions.)

SECTION 5 – PUBLIC WORKS CONTRACT EXPERIENCE

5.1 **Is your firm currently certified by the State of Oregon as a Disadvantaged Business Enterprise (DBE)**
(Check one) Yes No

5.2 **Have you ever been denied qualification by any state, local or federal agency in this or any other state?**
(Check one) Yes No

If yes, please explain.

N/A

5.3 **Have you ever been debarred from bidding on contracts by any state, local or federal agency in this or any other state under any State Law or Federal Law?**
(Check one) Yes No

If yes, please explain.

N/A

5.4 **Has any officer or partner of the applicant ever applied for qualification or Public Works contract with the City of Wilsonville or the State of Oregon Department of Corrections under a different name?**
(Check one) Yes No

If yes, please explain.

N/A

5.5 **Has the applicant ever failed to complete a state, local or federal public improvement (works) contract?**
(Check one) Yes No

If yes, please explain.

N/A

5.6 **Has any officer or partner of the applicant ever been found in breach of a local, state or federal contract?**
(Check one) Yes No

If yes, please explain.

N/A

5.7 Does the Respondent have any unpaid judgements and/or unadjudicated claims in excess of \$5,000? (See SOQ Submittal Content and Organization Section 47 for instructions.

(Check one) [X] Yes [] No

If yes, please explain. (If this information is confidential, attach a second sealed envelope clearly marked as such.)

See Attachment G (in sealed, confidential envelope)

SECTION 6 – COMMENTS ON PROPOSED PROJECT (OWNER’S CONCERNS)

6.1 Respondents should comment on the following aspects of the proposed Project and delivery program and/or schedule.

5.1 a. Do you think the referenced completion dates are reasonable?

5.1 b. Should a traffic control plan be included in the bid documents or is this best left to the individual bidders to determine?

See Attachment H.

SECTION 7 – AUTHORIZED EMPLOYEE

7.1 Authorized Employee Representative of the Respondent

By submitting a Statement of Qualifications for the Project, respondents expressly represent that they have taken no exception to any term, condition, obligation or requirement of the RFQ that is not clearly and expressly stated in their SOQ.

Respondents further represent that they are an Authorized Employee Representative of the Respondent and will report immediately to the City in writing any errors, inconsistencies, ambiguities, terms which limit competition, or terms which are otherwise unlawful that they discover in the RFQ.

[Handwritten Signature]

ESTIMATOR/PM

(Signature and Title)

Attachment H

SECTION 6—COMMENTS ON PROPOSED PROJECT (OWNER'S CONCERNS)

- a. *Do you think the referenced completion dates are reasonable?*

Based on the information provided in this request for proposals, I think the schedule is outlined is reasonable. The project description did indicate traffic signal work. It should be noted that the traffic signal poles and equipment can have some longer lead times for delivery. Additionally, an early spring start may add to project costs to maintain the schedule.

- b. *Should a traffic control plan be included in the bid documents or is this best left to the individual bidders to determine?*

I believe that on projects such as these, that everyone is best served if a traffic control plan is included in the bid documents. Generally, the contractors have only a couple of weeks to prepare bids. The design team will be much more aware of traffic control concerns during the design phase and will have the opportunity to investigate detour possibilities, other agency concerns, etc. With these projects on an accelerated time line, an established traffic control plan will ensure that all agency concerns are accounted for in the bids and that inconveniences and dangers to the traveling public are minimized. Finally, a traffic control plan included in the bid documents does not preclude the construction team from working together to make modifications that best serve the project needs and everyone's safety.

SECTION 8 - AFFIDAVIT

AFFIDAVIT:

STATE OF Oregon)

ss.

County of Clackamas)

I, Douglas R. Sprague being first sworn, state that I

Vice President

of the applicant herein and that the statements made in this application

(Title)

are true and I acknowledge that any false, deceptive or fraudulent statements on the application or at a hearing will result in the denial of qualification, and may subject me to charges of false swearing or perjury; should there be any subsequent material reduction in applicant's ability to carry out any project for which applicant desires to submit a bid; applicant will give written notice of such change to the designated officer to whom this application is submitted at least ten days prior to the bid opening and that it is understood that such notice may change the eligibility of applicant to submit the bid.



(Original

Signature)

Vice President

(Title)

Subscribed and sworn to before me this

eighth day of February, Year 2001

Notary Seal
or
Stamp



Original Notary Public Signature

My commission expires

Oct. 14, 2003

**SOQ Evaluation Worksheet
Wilsonville Road Phase 2A
Wilsonville Road Phase 4
Coffee Creek Correctional Facility
02/08/01**

1	J.L. Jersey and Son		Not	
	Categories	Acceptable	Acceptable	Incomplete
	1. Organization of Firm	X		
	2. Management & Construction Experience	X		
	3. Equipment List	X		
	4. Financial Information and Capacity	X		
	5. Public Works Contract Experience	X		
	6. Comments on Proposed Project	X		
	7. Authorized Employee	X		
	8. Affidavit	X		
2	R & G Excavating		Not	
	Categories	Acceptable	Acceptable	Incomplete
	1. Organization of Firm	X		
	2. Management & Construction Experience	X		
	3. Equipment List	X		
	4. Financial Information and Capacity	X		
	5. Public Works Contract Experience	X		
	6. Comments on Proposed Project	X		
	7. Authorized Employee	X		
	8. Affidavit	X		
3	Northwest Earthmovers Inc.		Not	
	Categories	Acceptable	Acceptable	Incomplete
	1. Organization of Firm	X		
	2. Management & Construction Experience	X		
	3. Equipment List	X		
	4. Financial Information and Capacity	X		
	5. Public Works Contract Experience	X		
	6. Comments on Proposed Project	X		
	7. Authorized Employee	X		
	8. Affidavit	X		
4	Nutter Corporation		Not	
	Categories	Acceptable	Acceptable	Incomplete
	1. Organization of Firm	X		
	2. Management & Construction Experience	X		
	3. Equipment List	X		
	4. Financial Information and Capacity	X		
	5. Public Works Contract Experience	X		
	6. Comments on Proposed Project	X		
	7. Authorized Employee	X		
	8. Affidavit	X		

5	Eagle Elsner Categories	Acceptable	Not	
			Acceptable	Incomplete
	1. Organization of Firm	X		
	2. Management & Construction Experience	X		
	3. Equipment List	X		
	4. Financial Information and Capacity	X		
	5. Public Works Contract Experience		X	
	6. Comments on Proposed Project	X		
	7. Authorized Employee	X		
	8. Affidavit	X		
	Phase 2A Only			

6	Benge Construction Categories	Acceptable	Not	
			Acceptable	Incomplete
	1. Organization of Firm	X		
	2. Management & Construction Experience	X		
	3. Equipment List	X		
	4. Financial Information and Capacity	X		
	5. Public Works Contract Experience	X		
	6. Comments on Proposed Project	X		
	7. Authorized Employee	X		
	8. Affidavit	X		

7	C and M Construction Categories	Acceptable	Not	
			Acceptable	Incomplete
	1. Organization of Firm	X		
	2. Management & Construction Experience	X		
	3. Equipment List	X		
	4. Financial Information and Capacity	X		
	5. Public Works Contract Experience	X		
	6. Comments on Proposed Project	X		
	7. Authorized Employee	X		
	8. Affidavit	X		

8	George Schmid Categories	Acceptable	Not	
			Acceptable	Incomplete
	1. Organization of Firm	X		
	2. Management & Construction Experience	X		
	3. Equipment List	X		
	4. Financial Information and Capacity	X		
	5. Public Works Contract Experience	X		
	6. Comments on Proposed Project	X		
	7. Authorized Employee	X		
	8. Affidavit	X		

9	Morse Brothers			Not	
	Categories		Acceptable	Acceptable	Incomplete
	1. Organization of Firm		X		
	2. Management & Construction Experience		X		
	3. Equipment List		X		
	4. Financial Information and Capacity		X		
	5. Public Works Contract Experience		X		
	6. Comments on Proposed Project		X		
	7. Authorized Employee		X		
8. Affidavit		X			
10	Emery and Sons			Not	
	Categories		Acceptable	Acceptable	Incomplete
	1. Organization of Firm		X		
	2. Management & Construction Experience		X		
	3. Equipment List		X		
	4. Financial Information and Capacity		X		
	5. Public Works Contract Experience		X		
	6. Comments on Proposed Project		X		
	7. Authorized Employee		X		
8. Affidavit		X			
11	Valley Pacific Construction			Not	
	Categories		Acceptable	Acceptable	Incomplete
	1. Organization of Firm		X		
	2. Management & Construction Experience		X		
	3. Equipment List		X		
	4. Financial Information and Capacity		X		
	5. Public Works Contract Experience		X		
	6. Comments on Proposed Project		X		
	7. Authorized Employee		X		
8. Affidavit		X			
12	LZN Construction			Not	
	Categories		Acceptable	Acceptable	Incomplete
	1. Organization of Firm		X		
	2. Management & Construction Experience		X		
	3. Equipment List		X		
	4. Financial Information and Capacity		X		
	5. Public Works Contract Experience		X		
	6. Comments on Proposed Project		X		
	7. Authorized Employee		X		
8. Affidavit		X			
Qualified for Phase 2 A and 4 Only					

13	Bill Booker		Not	
	Categories	Acceptable	Acceptable	Incomplete
	1. Organization of Firm	X		
	2. Management & Construction Experience	X		
	3. Equipment List	X		
	4. Financial Information and Capacity	X		
	5. Public Works Contract Experience	X		
	6. Comments on Proposed Project	X		
	7. Authorized Employee	X		
	8. Affidavit	X		
	Qualified for Phase 2A Only			

14	Wayne Jeskey		Not	
	Categories	Acceptable	Acceptable	Incomplete
	1. Organization of Firm	X		
	2. Management & Construction Experience			X
	3. Equipment List	X		
	4. Financial Information and Capacity	X		
	5. Public Works Contract Experience		X	
	6. Comments on Proposed Project	X		
	7. Authorized Employee	X		
	8. Affidavit	X		
	Phase 2 A Only and check references			

15	GVS Contracting Inc.		Not	
	Categories	Acceptable	Acceptable	Incomplete
	1. Organization of Firm	na		
	2. Management & Construction Experience	X		
	3. Equipment List	X		
	4. Financial Information and Capacity	X		
	5. Public Works Contract Experience		X	
	6. Comments on Proposed Project	X		
	7. Authorized Employee	X		
	8. Affidavit	X		
	Phase 2A Only			

16	N-B Hatch		Not	
	Categories	Acceptable	Acceptable	Incomplete
	1. Organization of Firm	X		
	2. Management & Construction Experience	X		
	3. Equipment List	X		
	4. Financial Information and Capacity	X		
	5. Public Works Contract Experience	X		
	6. Comments on Proposed Project	X		
	7. Authorized Employee	X		
	8. Affidavit	X		
	Phase 4 Only and Check References			

17	Elting Inc.		Not	
	Categories	Acceptable	Acceptable	Incomplete
	1. Organization of Firm	X		
	2. Management & Construction Experience	X		
	3. Equipment List	X		
	4. Financial Information and Capacity	X		
	5. Public Works Contract Experience	X		
	6. Comments on Proposed Project	X		
	7. Authorized Employee	X		
	8. Affidavit	X		

Check References

18	Bones Construction		Not	
	Categories	Acceptable	Acceptable	Incomplete
	1. Organization of Firm	X		
	2. Management & Construction Experience	X		
	3. Equipment List	X		
	4. Financial Information and Capacity	X		
	5. Public Works Contract Experience		X	
	6. Comments on Proposed Project	X		
	7. Authorized Employee	X		
	8. Affidavit	X		

Phase 2A Only

19	Capital Concrete Construction		Not	
	Categories	Acceptable	Acceptable	Incomplete
	1. Organization of Firm	X		
	2. Management & Construction Experience	X		
	3. Equipment List		X	
	4. Financial Information and Capacity	X		
	5. Public Works Contract Experience	X		
	6. Comments on Proposed Project	X		
	7. Authorized Employee	X		
	8. Affidavit	X		

Request Equipment List Clarification on Bid

20	Gelco		Not	
	Categories	Acceptable	Acceptable	Incomplete
	1. Organization of Firm	X		
	2. Management & Construction Experience	X		
	3. Equipment List	X		
	4. Financial Information and Capacity	X		
	5. Public Works Contract Experience	X		
	6. Comments on Proposed Project	X		
	7. Authorized Employee	X		
	8. Affidavit	X		

21	Canby Excavating	Not		
		Acceptable	Acceptable	Incomplete
	Categories			
	1. Organization of Firm	X		
	2. Management & Construction Experience	X		
	3. Equipment List	X		
	4. Financial Information and Capacity	X		
	5. Public Works Contract Experience		X	
	6. Comments on Proposed Project	X		
	7. Authorized Employee	X		
	8. Affidavit	X		
	Phase 2A Only			

22	JAL Construction Inc.	Not		
		Acceptable	Acceptable	Incomplete
	Categories			
	1. Organization of Firm	X		
	2. Management & Construction Experience	X		
	3. Equipment List	X		
	4. Financial Information and Capacity	X		
	5. Public Works Contract Experience		X	
	6. Comments on Proposed Project	X		
	7. Authorized Employee	X		
	8. Affidavit	X		
	Phase 2A Only			

23	Brundidge Construction Inc.	Not		
		Acceptable	Acceptable	Incomplete
	Categories			
	1. Organization of Firm	X		
	2. Management & Construction Experience	X		
	3. Equipment List	X		
	4. Financial Information and Capacity	X		
	5. Public Works Contract Experience	X		
	6. Comments on Proposed Project	X		
	7. Authorized Employee	X		
	8. Affidavit	X		

24	James W. Fowler	Not		
		Acceptable	Acceptable	Incomplete
	Categories			
	1. Organization of Firm	X		
	2. Management & Construction Experience	X		
	3. Equipment List	X		
	4. Financial Information and Capacity	X		
	5. Public Works Contract Experience	X		
	6. Comments on Proposed Project	X		
	7. Authorized Employee	X		
	8. Affidavit	X		

25	Goodfellows Brothers Inc.		Not	
	Categories	Acceptable	Acceptable	Incomplete
	1. Organization of Firm	X		
	2. Management & Construction Experience	X		
	3. Equipment List	X		
	4. Financial Information and Capacity	X		
	5. Public Works Contract Experience	X		
	6. Comments on Proposed Project	X		
	7. Authorized Employee	X		
	8. Affidavit	X		
26	RCI Construction Inc.		Not	
	Categories	Acceptable	Acceptable	Incomplete
	1. Organization of Firm	X		
	2. Management & Construction Experience	X		
	3. Equipment List	X		
	4. Financial Information and Capacity	X		
	5. Public Works Contract Experience	X		
	6. Comments on Proposed Project	X		
	7. Authorized Employee	X		
	8. Affidavit	X		
27	Kerr Contractors Inc.		Not	
	Categories	Acceptable	Acceptable	Incomplete
	1. Organization of Firm	X		
	2. Management & Construction Experience	X		
	3. Equipment List	X		
	4. Financial Information and Capacity	X		
	5. Public Works Contract Experience	X		
	6. Comments on Proposed Project	X		
	7. Authorized Employee	X		
	8. Affidavit	X		
28	Anderson Contractors Inc.		Not	
	Categories	Acceptable	Acceptable	Incomplete
	1. Organization of Firm	na		
	2. Management & Construction Experience	X		
	3. Equipment List	X		
	4. Financial Information and Capacity	X		
	5. Public Works Contract Experience	X		
	6. Comments on Proposed Project	X		
	7. Authorized Employee	X		
	8. Affidavit	X		
	Phase 2A Only			

29	Excel Excavation		Not	
	Categories	Acceptable	Acceptable	Incomplete
	1. Organization of Firm	X		
	2. Management & Construction Experience	X		
	3. Equipment List	X		
	4. Financial Information and Capacity	X		
	5. Public Works Contract Experience		X	
	6. Comments on Proposed Project	X		
	7. Authorized Employee	X		
	8. Affidavit	X		
	Phase 2A Only			

30	Oregon Asphaltic Paving Co.		Not	
	Categories	Acceptable	Acceptable	Incomplete
	1. Organization of Firm	X		
	2. Management & Construction Experience	X		
	3. Equipment List	X		
	4. Financial Information and Capacity	X		
	5. Public Works Contract Experience	X		
	6. Comments on Proposed Project	X		
	7. Authorized Employee	X		
	8. Affidavit	X		

SUMMARY	TOTALS
No. requesting all projects	25
No. requesting Phase 4 & 2A only	1
No. requesting Phase 4 only	1
No. requesting Phase 2A only	3
	<hr style="width: 50%; margin: 0 auto;"/>
	30
No. qualified for all projects	19
No. qualified for Phase 4 & 2A only	1
No. qualified for Phase 4 only	1
No. qualified for Phase 2A only	9
	<hr style="width: 50%; margin: 0 auto;"/>
	30

Note: Six (6) respondents requesting qualification for all projects are restricted to 2A only.

February 13, 2001

Wayne Jeskey Construction

Attn.: Wayne Jeskey
PO Box 1712
Clackamas, OR, 97015

RE: Request for Qualifications-Roadway Improvements

Dear John:

Thank you for submitting a Statement of Qualification application for our Roadway Improvements projects. The Technical Review Committee has reviewed your application. Based on the review and scoring process (included below) **Wayne Jeskey Construction** is hereby declared a "responsible bidder" for the **Wilsonville Road-Phase 2A Project** only and is invited to participate in the competitive bid process for said project in accordance with ORS 279.

Statement of Qualifications scoring matrix:

Wayne Jeskey Categories	Acceptable	Not Acceptable	Incomplete
1. Organization of Firm	X		
2. Management & Construction Experience			X
3. Equipment List	X		
4. Financial Information and Capacity	X		
5. Public Works Contract Experience		X	
6. Comments on Proposed Project	X		
7. Authorized Employee	X		
8. Affidavit	X		

Qualified for Phase 2A only

Wilsonville Road-Phase 4 and the Coffee Creek Correctional Facility Infrastructure Roadway Improvement projects are time dependent, traffic intensive, public works roadway projects. As such, extensive proven public works roadway contract experience is a necessity for the timely execution and completion of the projects. The major project's list and the management and construction experience supplied by you in the application does not demonstrate the level of public works roadway experience needed for these projects. The basis for this conclusion is that Wayne Jeskey Construction listed ten major projects, only two of which were public works road contracts. According to the information supplied, of those two public works road projects, none approached the complexities, shortened time frame and coordination involved in the two major projects in the Roadway Improvement package. In addition, one of those projects would be deemed minor, since it was less than \$500,000 and only one approached major project status or greater than \$1,000,000. The Review Committee noted that in the management and construction experience, Section 2.1 of the application packet, the Years Experience column was left unmarked. These findings are specific to ORS 279.029(6)(a)(B)(i). However, we do invite you to bid on the Wilsonville Road-Phase 2A Project, as it does not have the constraints of the

Wilsonville Road-Phase 4 or Coffee Creek Correctional Facility Infrastructure Road Improvement projects.

Plans and Specifications for the Wilsonville Road-Phase 2A Project will be available for pickup at the counter in the City of Wilsonville Annex, 8455 SW Elligsen Road, Wilsonville, Oregon, on February 23, 2001.

Complaint Processes and Remedies

All protests of the City's "responsible bidder" decision by the Respondent must be submitted in writing to the City's primary contact within three (3) business days after the receipt of said notice. Any protest not filed within this time period is waived. The protest must state clearly the basis for the protest and any legal authority in support thereof. Protests may be mailed or delivered to:

By Mail:

John Michael, Engineering Associate
City Of Wilsonville
Mailing address - 30000 SW Town Center Loop East, Wilsonville, OR 97070

Re: Statement of Qualifications Protest – Roadway Improvements, January 2001

By Delivery:

John Michael, Engineering Associate
City of Wilsonville
8445 SW Elligsen Road
Wilsonville, Oregon

Re: Statement of Qualifications Protest – Roadway Improvements, January 2001

Promptly upon receipt of a protest the City will, within thirty (30) days, schedule a hearing before the City Council and City staff and will so notify the applicant of the appropriate date and time. If necessary, the time for a protest hearing will coincide with a special session of the Wilsonville City Council scheduled for February 22, 2001. At such hearing, the protester and other interested parties will have the opportunity to appear and make an oral presentation of the basis for the protest. The City Council will either uphold or deny any protest and will set forth in writing the reasons for the decision. If a protest is denied, the City will proceed as outlined in the Request for Qualifications-Roadway Improvements, dated January 2001.

Sincerely,

John Michael
jm

Enclosure: Copy of Statement of Qualification Application

cc: Michael Stone, City Engineer
Patrick Carroll, MacKay & Sposito Engineers

February 13, 2001

EXHIBIT A-11

Excel Excavation, Inc.
Attn: John Tenneson
7451 SW Coho Court, Suite 201
Tualatin, OR 97062

RE: Request for Qualifications-Roadway Improvements

Dear John:

Thank you for submitting a Statement of Qualification application for our Roadway Improvements projects. The Technical Review Committee has reviewed your application. Based on the review and scoring process (included below) **Excel Excavation, Inc.** is hereby declared a "responsible bidder" for the **Wilsonville Road-Phase 2A Project** only and is invited to participate in the competitive bid process for said project in accordance with ORS 279.

Statement of Qualifications scoring matrix:

Excel Excavation Categories	Not	
	Acceptable	Incomplete
1. Organization of Firm	X	
2. Management & Construction Experience	X	
3. Equipment List	X	
4. Financial Information and Capacity	X	
5. Public Works Contract Experience		X
6. Comments on Proposed Project	X	
7. Authorized Employee	X	
8. Affidavit	X	

Qualified for Phase 2A only

Wilsonville Road-Phase 4 and the Coffee Creek Correctional Facility Infrastructure Roadway Improvement projects are time dependent, traffic intensive, public works roadway projects. As such, extensive proven public works roadway contract experience is a necessity for the timely execution and completion of the projects. The major project's list supplied by you in the application does not demonstrate the level of public works roadway experience needed for these projects. The basis for this conclusion is that Excel Excavation listed ten major projects, only four of which were public works road contracts. According to the information supplied, of those four public works road projects only one approached the complexities, shortened time frame and coordination involved in the two major projects in the Roadway Improvement package. That one project involved road closure, which will not occur on the City's projects. In addition, three of those projects would be deemed minor, since they were less than \$500,000 while only one approached major project status or greater than \$1,000,000. These findings are specific to ORS 279.029(6)(a)(B)(i). However, we do invite you to bid on the Wilsonville Road-Phase 2A Project, as it does not have the constraints of the Wilsonville Road-Phase 4 or Coffee Creek Correctional Facility Infrastructure Road Improvement projects.

Plans and Specifications for the Wilsonville Road-Phase 2A Project will be available for pickup at the counter in the City of Wilsonville Annex, 8445 SW Elligsen Road, Wilsonville, Oregon, on February 23, 2001.

Complaint Processes and Remedies

All protests of the City's "responsible bidder" decision by the Respondent must be submitted in writing to the City's primary contact within three (3) business days after the receipt of said notice. Any protest not filed within this time period is waived. The protest must state clearly the basis for the protest and any legal authority in support thereof. Protests may be mailed or delivered to:

By Mail:

John Michael, Engineering Associate
City Of Wilsonville
Mailing address - 30000 SW Town Center Loop East, Wilsonville, OR 97070

Re: Statement of Qualifications Protest – Roadway Improvements, January 2001

By Delivery:

John Michael, Engineering Associate
City of Wilsonville
8445 SW Elligsen Road
Wilsonville, Oregon

Re: Statement of Qualifications Protest – Roadway Improvements, January 2001

Promptly upon receipt of a protest the City will, within thirty (30) days, schedule a hearing before the City Council and City staff and will so notify the applicant of the appropriate date and time. If necessary, the time for a protest hearing will coincide with a special session of the Wilsonville City Council scheduled for February 22, 2001. At such hearing, the protester and other interested parties will have the opportunity to appear and make an oral presentation of the basis for the protest. The City Council will either uphold or deny any protest and will set forth in writing the reasons for the decision. If a protest is denied, the City will proceed as outlined in the Request for Qualifications-Roadway Improvements, dated January 2001.

Sincerely,

John Michael
jm

Enclosure: Copy of Statement of Qualification Application

cc: Michael Stone, City Engineer
Patrick Carroll, MacKay & Sposito Engineers

February 13, 2001

EXHIBIT A-12

Canby Excavating
Attn: George Schmidt, Jr.
PO Box 848
Canby, OR 97013

RE: Request for Qualifications-Roadway Improvements

Dear John:

Thank you for submitting a Statement of Qualification application for our Roadway Improvements projects. The Technical Review Committee has reviewed your application. Based on the review and scoring process (included below) **Canby Excavating** is hereby declared a "responsible bidder" for the **Wilsonville Road-Phase 2A Project** only and is invited to participate in the competitive bid process for said project in accordance with ORS 279.

Statement of Qualifications scoring matrix:

Canby Excavating Categories	Not	
	Acceptable	Incomplete
1. Organization of Firm	X	
2. Management & Construction Experience	X	
3. Equipment List	X	
4. Financial Information and Capacity	X	
5. Public Works Contract Experience		X
6. Comments on Proposed Project	X	
7. Authorized Employee	X	
8. Affidavit	X	

Qualified for Phase 2A only

Wilsonville Road-Phase 4 and the Coffee Creek Correctional Facility Infrastructure Roadway Improvement projects are time dependent, traffic intensive, public works roadway projects. As such, extensive proven public works roadway contract experience is a necessity for the timely execution and completion of the projects. The major project's list supplied by you in the application does not demonstrate the level of public works roadway experience needed for these projects. The basis for this conclusion is that Canby Excavating listed ten major projects, only one of which involved public works road construction. According to the information supplied, that one project involved sewer and water main installation, of which there is none on the Roadway Improvements projects. In addition, that one project did not meet major project status, since it was less than \$1,000,000. This finding is specific to ORS 279.029(6)(a)(B)(i). However, we do invite you to bid on the Wilsonville Road-Phase 2A Project, as it does not have the constraints of the Wilsonville Road-Phase 4 or Coffee Creek Correctional Facility Infrastructure Road Improvement projects.

Plans and Specifications for the Wilsonville Road-Phase 2A Project will be available for pickup at the counter in the City of Wilsonville Annex, 8445 SW Elligsen Road, Wilsonville, Oregon, on February 23, 2001.

Complaint Processes and Remedies

All protests of the City's "responsible bidder" decision by the Respondent must be submitted in writing to the City's primary contact within three (3) business days after the receipt of said notice. Any protest not filed within this time period is waived. The protest must state clearly the basis for the protest and any legal authority in support thereof. Protests may be mailed or delivered to:

By Mail:

John Michael, Engineering Associate
City Of Wilsonville
Mailing address - 30000 SW Town Center Loop East, Wilsonville, OR 97070

Re: Statement of Qualifications Protest – Roadway Improvements, January 2001

By Delivery:

John Michael, Engineering Associate
City of Wilsonville
8445 SW Elligsen Road
Wilsonville, Oregon

Re: Statement of Qualifications Protest – Roadway Improvements, January 2001

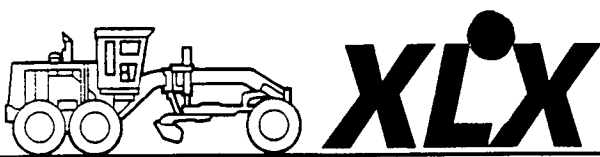
Promptly upon receipt of a protest the City will, within thirty (30) days, schedule a hearing before the City Council and City staff and will so notify the applicant of the appropriate date and time. If necessary, the time for a protest hearing will coincide with a special session of the Wilsonville City Council scheduled for February 22, 2001. At such hearing, the protester and other interested parties will have the opportunity to appear and make an oral presentation of the basis for the protest. The City Council will either uphold or deny any protest and will set forth in writing the reasons for the decision. If a protest is denied, the City will proceed as outlined in the Request for Qualifications-Roadway Improvements, dated January 2001.

Sincerely,

John Michael
jm

Enclosure: Copy of Statement of Qualification Application

cc: Michael Stone, City Engineer
Patrick Carroll, MacKay & Sposito Engineers



EXCEL EXCAVATION, INC.

7451 SW Coho Court. Suite #201

Tualatin, OR 97062
CCB #106170

February 19, 2001

EXHIBIT A-13

Mr. John Michael
Engineering Associate
City of Wilsonville
8445 SW Elligsen Road
Wilsonville, OR 97070

RE: Prequalification of Roadway Improvements

Dear Mr. Michael:

As stated in our February 16, 2000 letter, Excel Excavation, Inc. hereby disagrees with the findings and wishes to state our case with the City Council on February 22, 2001.

In your letter of February 13, 2001 it states that Excel Excavation only had one project that had the complexities, shortened time frame and coordination that would be involved in your Roadway projects. Also that our one project was during the road being closed.

It is our intent to show to the City of Wilsonville, that we have the background and ability to perform the work involved on these projects. If you review our Statement of Qualification Application you will see under our biographies, and under section 5.4 that Eric Jochim had owned Northwest Earthmovers. While he was with NEI, both JT and Steve worked with him there. From the years of 1984-1990 Eric was in charge of all Field operations.

Our intent from the jobs listed on the Qualification Application was to show you that we were capable of completing our work in a timely manner, and within Budget. If you need to look further into our background you will see from the following projects listed that we have more than enough experience to do the projects you have set forth. Our experience may not have been under the Excel name, but it is still the experience you are looking for.

The following projects were done under the Northwest Earthmovers name while Eric was an owner, and JT & Steve were employees.

185th Road Reconstruction - This project was a 9 million dollar project that was 2 miles long and involved a complete road reconstruction from a 2-lane road to a 5-lane road. This project was done under continuous traffic with no road closures. It involved a 24' fill at 185th & Baseline under traffic- double 10x14 concrete box culverts 450' long. ½ mile of sound walls, sanitary under flow, storm, water, major stoplights, RxR tracks, and sidewalks the full length. This project was done for Washington County with David Evans & Associates as the Engineer.

Cedar Hills/Walker Road intersection – This project was approximately 1 million dollars. It involved storm. water, traffic signal, sidewalks, and changing Walker Road from 2 lane to 5 lanes East to West. These two roadways are major arterials in the City of Beaverton and the project was done under continuous traffic. The project was done for the City of Beaverton, with Jerry Williams overseeing the job.

Farmington Rd/ Lombard Rd intersection- This project was about 1.1 million. It is the largest continuous intersection with R x R crossing and span in the state of Oregon. This project also was done under continuous traffic. The project was completed 6 weeks ahead of schedule. This project was also done for the City of Beaverton, with Jerry Williams overseeing the job.

Farmington Rd. – Hawkins to Hall - Another project done for the City of Beaverton. This was a reconstruct under continuous traffic. We ground out all a/c and replaced with concrete. The project was done using innovative construction methods. The intersections of these streets were done on weekends. They worked from Friday nights until 6:30 Monday morning to remove a/c and replace with concrete that had special additives so that the concrete would cure quickly to eliminate traffic congestion. This took exceptional coordination between the Prime contractor, the Sub, and the concrete supplier. The project was over 1 million.

Tualatin Sherwood Road – from Tigard Sand to Sherwood - This project was approximately 2 miles in length and involved changing an existing 2-lane road to a 3 lane. This job had sidewalk, storm, sanitary, water, and box culverts. The project was done for Washington County. It too was under continuous traffic.

Shute Rd – Evergreen to Hwy 26 – Road reconstruct for Washington County. Involving 2-lane to 4-lane with center median, utilization of cement treated base. This required a tight schedule- limited work time was used.

St. Marys – New Road - Construction for the City of Beaverton. Milliken Way from Murray Rd. to TV Hwy. The project was a new 3 lane concrete road. The project was over \$4 million.


I've had the opportunity to discuss several of these projects with Jerry Williams at the City of Beaverton. He has expressed an interest in having the opportunity to discuss these projects with the City of Wilsonville. He has known Eric for at least the last 25 years. He has worked with Eric on the jobs listed above that were with the City of Beaverton, as well as many more. His opinion of what Excel Excavation, Inc. is capable of with Eric Jochim in charge of our Field operations is one that should be heard. I would encourage you to please contact him at (503)526-2445.

I would also like to encourage you to contact Al Girard with Washington County at (503) 846-7851. He, like Jerry, has known of Eric for many years, and would be able to give you an idea of what our company is capable of.

As you can see from the brief list of jobs above, our experience goes way beyond what we have done under the company name of Excel Excavation, Inc. If we had full access to the files involving these projects we could provide you with even more details. What we are asking of you is that you give Excel Excavation, Inc. the opportunity to have our experience level reviewed by appearing before the City Council. Eric Jochim, and John Tenneson are prepared to come before your committee and answer any additional questions you may have to show that we are more than qualified to do the projects that you have forthcoming.

Thank you.

Respectfully,
EXCEL EXCAVATION, INC.



Lisa Watts
Treasurer/CFO

CC: Bradach Law Office



MEMORANDUM

EXHIBIT B

To: Honorable Mayor and City Council

From: Joan Kelsey, Assistant City Attorney

Re: Resolution No. XXXX, Protest of Disqualification of Statement of Qualifications for bidding on Wilsonville Road - Phase 4 and Coffee Creek Correctional Facility Infrastructure

Date: February 20, 2001

The City of Wilsonville issued a Request for Qualifications ("RFQ") on three projects in January 2001. The RFQ pertained to three public works projects including Wilsonville Road - Phase 4, Coffee Creek Correctional Facility Infrastructure, and Wilsonville Road - Phase 2A. The first two are complex, time-sensitive, major construction projects. The third project is a minor roadway project that does not involve the complexities of the first two projects. The Request for Qualifications included a provision for protest or appeal of any aspect of the RFQ or Statement of Qualifications application form. No protests were filed.

From the information submitted by three companies, the City deemed after review that they did not have the major public works roadway experience to qualify as bidders for the two major projects. On February 13, 2001, the City sent notice of such disqualification. The notice also provided that all three companies were qualified to submit bids for Wilsonville Road - Phase 2A.

Wayne Jeskey Construction Co., Excel Excavation, Inc., and Canby Excavating, Inc. filed protests of their disqualifications within the time period allowed for appeal. Under ORS 279.041(2): "If the agency finds that the prospective bidder is not qualified as to any contracts covered by the rule, resolution, ordinance or other regulation, the notice shall specify the reasons found under ORS 279.029(6)(a)(B) for not prequalifying the prospective bidder and inform the person of the right to a hearing under ORS 279.043 and 279.045."

The standards set forth in ORS 279.029(6)(a)(B) provide that in determining if a prospective bidder has met the standards of responsibility, the public contracting agency shall consider whether a prospective bidder has: "[a]vailable the appropriate financial, material, equipment, facility and personnel resources and expertise, or ability to obtain the resources and expertise, necessary to indicate the capability of the prospective bidder to meet all contractual responsibilities." There are also four other standards, including a



satisfactory record of performance and integrity, legal qualifications, and supply of necessary information. (See ORS 279.029(6), attached.)

The notice sent to each appellant specifically recited the findings of the City Engineer in regard to the individual company's application, and provided the reasons and conclusions of the review team in regard to the information submitted.

Under ORS 279.045(3), the City Council acting as Local Contract Review Board " shall consider de novo the notice of disqualification . . . of a prequalification", the reasons listed in ORS 279.029(6)(a)(B) on which the public contracting agency based the denial of prequalification, and any evidence provided by the parties. Thus each appellant has an opportunity to testify and present evidence, including new evidence.

(d) This subsection shall apply only to public improvements with a contract value of more than \$75,000.

(4) After having been opened the bids shall be filed for public inspection.

(5) A surety bond, irrevocable letter of credit issued by an insured institution as defined in ORS 706.008, cashier's check or certified check of the bidder shall be attached to all bids as bid security unless the contract for which the bid is submitted has been exempted from this requirement pursuant to ORS 279.033. Such security shall not exceed 10 percent of the amount bid for the contract. [Formerly 279.070; 1997 c.351 §2; 1999 c.88 §2; 1999 c.689 §3]

279.028 [Repealed by 1975 c.771 §33]

279.029 Award of contract; bond; waiver of bond in case of emergency. (1) After the bids are opened as required by ORS 279.027, and after a determination is made that a contract is to be awarded, the public contracting agency shall award the contract to the lowest responsible bidder.

(2) In determining the lowest responsible bidder, a public contracting agency shall:

(a) If the contract is for a public improvement, check the list created by the Construction Contractors Board under ORS 701.227 for bidders who are not qualified to hold a contract for a public improvement; and

(b) For the purpose of awarding the contract, add a percent increase on the bid of a nonresident bidder equal to the percent, if any, of the preference given to that bidder in the state in which the bidder resides.

(3) The Oregon Department of Administrative Services on or before January 1 of each year shall publish a list of states that give preference to in-state bidders with the percent increase applied in each such state. The public contracting agency may rely on the names of states and percentages so published in determining the lowest responsible bidder without incurring any liability to any bidder.

(4) The successful bidder shall:

(a) Promptly execute a formal contract.

(b) If the contract is for a public improvement, execute and deliver to the public contracting agency a good and sufficient bond, to be approved by the public contracting agency, in a sum equal to the contract price for the faithful performance of the contract. In lieu of a surety bond, the public contracting agency may permit the successful bidder to submit a cashier's check or certified check in an amount equal to 100 percent of the contract price. If the public

improvement contract is with a single person to provide both design and construction of a public improvement, the obligation of the surety bond, or the obligation of the bidder on the cashier's check or certified check, for the faithful performance of the contract required by this paragraph, shall be also for the preparation and completion of the design and related services covered under the contract. Notwithstanding when a cause of action, claim or demand accrues or arises, the surety or the bidder on the cashier's check or certified check shall not be liable after final completion of the contract, or longer if defined in the contract, for damages of any nature, economic or otherwise and including corrective work, attributable to the design aspect of a design-build project, or for the costs of design revisions needed to implement corrective work.

(5) In cases of emergency, or where the interest or property of the public contracting agency probably would suffer material injury by delay or other cause, the requirement of furnishing a good and sufficient bond for the faithful performance of any public contract may be excused, if a declaration of such emergency is made and concurred in by all members of the governing board of the public contracting agency.

(6) As used in this section:

(a) "Lowest responsible bidder" means the lowest bidder who is not on the list established by the Construction Contractors Board pursuant to ORS 701.227 and who has:

(A) Substantially complied with all prescribed public bidding procedures and requirements;

(B) Met the standards of responsibility. In determining if a prospective bidder has met the standards of responsibility, the public contracting agency shall consider whether a prospective bidder has:

(i) Available the appropriate financial, material, equipment, facility and personnel resources and expertise, or ability to obtain the resources and expertise, necessary to indicate the capability of the prospective bidder to meet all contractual responsibilities;

(ii) A satisfactory record of performance. The public contracting agency shall document the record of performance of a prospective bidder if the public contracting agency finds the prospective bidder not to be responsible under this sub-subparagraph;

(iii) A satisfactory record of integrity. The public contracting agency shall document the record of integrity of a prospective bidder if the public contracting agency finds the prospective bidder not to be responsible under this sub-subparagraph;

(iv) Qualified legally to contract with the public contracting agency; and

(v) Supplied all necessary information in connection with the inquiry concerning responsibility. If a prospective bidder fails to promptly supply information requested by the public contracting agency concerning responsibility, the public contracting agency shall base the determination of responsibility upon any available information, or may find the prospective bidder not to be responsible; and

(C) Not been disqualified by the public contracting agency under ORS 279.037.

(b) "Resident bidder" means a bidder that has paid unemployment taxes or income taxes in this state during the 12 calendar months immediately preceding submission of the bid, has a business address in this state and has stated in the bid whether the bidder is a "resident bidder" pursuant to this subsection.

(c) "Nonresident bidder" means a bidder who is not a "resident bidder" as defined by paragraph (b) of this subsection. [Formerly 279.075; 1981 c.466 §2; 1987 c.865 §1; 1999 c.462 §1; 1999 c.647 §§1,1a]

279.030 [Amended by 1971 c.659 §1; repealed by 1975 c.771 §33]

279.031 Return or retention of bid security. Upon the execution of the contract and bond by the successful bidder, the bid security of the successful bidder shall be returned to the bidder. The bidder who is awarded a contract and who fails promptly and properly to execute the contract or bond shall forfeit the bid security that accompanied the successful bid. The bid security shall be taken and considered as liquidated damages and not as a penalty for failure of the bidder to execute the contract and bond. The bid security of unsuccessful bidders may be returned to them when the bids have been opened and the contract has been awarded, and shall not be retained by the public body after the contract has been duly signed. [Formerly 279.080; 1981 c.712 §2]

279.032 [Repealed by 1975 c.771 §33]

279.033 Exemption of contracts from bid security and bond. The Director of the Oregon Department of Administrative Services or a local contract review board may exempt certain contracts or classes of contracts from the requirement for bid security and from the requirement that a good and sufficient bond be furnished to assure performance of the contract and payment of obligations incurred in the performance; provided, however, the public contracting agency may require bid security and a good and sufficient performance and payment bond even though the contract is of a class ex-

empted by the director or board. [1975 c.771 §11; 1983 c.690 §7]

279.034 [Repealed by 1975 c.771 §33]

279.035 Rejection of bids. The public contracting agency may reject any bid not in compliance with all prescribed public bidding procedures and requirements, and may, for good cause, reject any or all bids upon a finding of the agency it is in the public interest to do so. In any case where competitive bids are required and all bids are rejected, and the proposed contract is not abandoned, new bids may be called for as in the first instance. [1975 c.771 §12; 1985 c.724 §2]

279.036 [Amended by 1969 c.607 §1; repealed by 1975 c.771 §33]

279.037 Disqualification from consideration for award of contracts; written decision required. (1) A public contracting agency may disqualify a person from consideration for award of that agency's contracts for the reasons listed in subsection (2) of this section after providing the person with notice and a reasonable opportunity to be heard. The disqualification shall not be for a period of more than three years.

(2) A person may be disqualified from consideration for award of an agency's contracts for any of the following reasons:

(a) Conviction for the commission of a criminal offense as an incident in obtaining or attempting to obtain a public or private contract or subcontract, or in the performance of such contract or subcontract.

(b) Conviction under state or federal statutes of embezzlement, theft, forgery, bribery, falsification or destruction of records, receiving stolen property, or any other offense indicating a lack of business integrity or business honesty that currently, seriously and directly affects the person's responsibility as a contractor.

(c) Conviction under state or federal antitrust statutes.

(d) Violation of a contract provision that is regarded by the public contracting agency to be so serious as to justify disqualification. A violation may include but is not limited to a failure to perform the terms of a contract or an unsatisfactory performance in accordance with the terms of the contract. However, a failure to perform or an unsatisfactory performance caused by acts beyond the control of the contractor may not be considered to be a basis for disqualification.

(3) A public contracting agency shall issue a written decision to disqualify a person pursuant to this section. The decision shall:

(a) State the reasons for the action taken; and