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BID PROPOSAL

BID DATE: August 10, 1995

TO:

Jack J. D'Amato, Jr., P.E.
County Engineer
2290 State Road 200
Fernandina Beach, FL 32034
Fax No. (904) 321-5763

FROM: Dynamic Concrete Pumping, Inc.ADDRESS: Post Office Box 19157 Jacksonville, Florida 32245

In accordance with the Invitation to Bid to provide Auger Cast Piles and subject to the Plans, General and Technical Specifications, Details, and Addenda, if any, all of which are made a part of the Proposal thereof, the undersigned proposes to construct the specified work for the Total Bid as follows:

BASE BID:

Provide all materials, equipment and labor for the successful installation of 16 auger cast piles and one test pile per plans and specifications.

Base Bid is in the amount of Twenty-Two Thousand
Dollars & 00/100 Dollars (\$ 22,000.00)

The above said figure is understood to be the basis for establishing the amount of Bid Guaranty.

ALTERNATE BID ITEM:

Provide all materials, equipment and labor for the successful installation of additional 32 auger cast piles at a later date (between 90 and 150 days after Base Bid piles are installed).

Owner shall have the right to adjust the number of the piles up or down by 20% utilizing the unit costs stated below.

ALTERNATE BID is in the Amount of Twenty-Seven Thousand
Dollars & 00/100 Dollars (\$ 27,000.00)

UNIT PRICES: Provide Unit Price per pile specified and per foot of length.

Unit Price/Pile specified	Seven Hundred Twenty-Five
Dollars & 00/100	dollars (\$ 725.00)
Unit Price/Foot of Pile	Twenty
Dollars & 00/100	dollars (\$ 20.00)

A. BASIS OF AWARD

The Owner reserves the right to waive informalities in any bid; to reject any and all bids in whole or in part, with or without cause. The low bid shall be any combination of base bid and alternate bid that best serve the needs and budget of the Owner at the time of bid acceptance. Furthermore, the Owner reserves the right to accept the bids that in its judgment will be in the best interest of Nassau County.

APPENDIX A

The undersigned bidder certifies that this Proposal is made in good faith, without collusion or connection with any person or persons bidding on this Work.

The undersigned bidder has examined and read (cover to cover) all Plans, Specifications, General and Special Conditions, and other Contract Documents, and all Addenda thereto; and is acquainted with and fully understands the extent and character of the work covered by this Proposal and the specified requirements, for the proposed work.

The undersigned Bidder certifies that no officer or agent of the Owner will directly or indirectly benefit from this bid.

The undersigned Bidder states that this Proposal is made in conformity with the Contract Documents, and agrees that in case of any discrepancy or differences between his Proposal and the Contract Documents, the provisions of the latter shall prevail.

The undersigned Bidder certifies that he has carefully examined the foregoing Proposal after the same was completed and has verified every item placed thereon; and agrees to indemnify, defend and save harmless the Owner and the Architect against any cost, damage, or expense which may be incurred or caused by any error in his preparation of same.

APPENDIX B - CONSTRUCTION COMPLETION

The Contractor shall begin work prior to August 15, 1995 after receipt of Notice to Proceed from the Owner by August 11, 1995.

APPENDIX C - PUBLIC ENTITY CRIMES ACT

In accordance with Section 287.133 (3) (a) Florida Statutes 1989 passed in the State of Florida Legislature, the Contractor shall provide a sworn statement on the form included herein and referred to as Attachment "A" to be made part of this Bid Form.

APPENDIX D - ADDENDA ACKNOWLEDGMENT

Bidder acknowledges receipt of the following addenda:

Addendum No. 1 Date: _____ Acknowledged By: _____

APPENDIX E - SUBMITTAL STATEMENT

The undersigned Bidder agrees that if this bid is accepted by Owner he will keep his bid in effect for 30 calendar days thereafter. This time period begins at the time bids are opened and ends upon the signing of the award by the Owner.

A ~~CASH XXXX Check XXXX~~ ~~(XXX)~~ Bid Bond properly executed by the undersigned and by qualified surety in the sum of _____ representing not less than five percent (5%) of the total amount of Bid, made payable to The Nassau County Board of County Commissioners, which Dynamic Concrete Pumping, Inc. (DCP) hereby deposits as a guarantee of good faith and which (DCP) agrees to forfeit to the Owner, not as a penalty, but as fixed and liquidated damages in the event (DCP) fails to enter into a Contract, or fails to furnish the contract bond required in accordance with the Special Conditions within ten (10) days after receipt of the contract.

Dana B. Jewell

PRESIDENT

Robert M. Burt

SECRETARY

Chad H. Jewell

TREASURER

If Corporation, affix
CORPORATE SEAL

DYNAMIC CONCRETE PUMPING, INC.

NAME OF BIDDER



SIGNATURE AND TITLE President

904-642-1778

BUSINESS TELEPHONE

904-642-1778

EMERGENCY TELEPHONE

3052 Leon Road

BUSINESS ADDRESS

Jacksonville,

CITY

Florida 32246

STATE AND ZIP CODE

ATTACHMENT "A"
SWORN STATEMENT UNDER SECTION 287.133(3)(a),
FLORIDA STATUTES, ON PUBLIC ENTITY CRIMES

(To be signed in the presence of a notary public or other officer authorized to administer oaths.)

STATE OF Florida

COUNTY OF Duval

Before me, the undersigned authority, personally appeared _____, who, being by me first duly sworn, made the following statement:

1. The business address of Dynamic Concrete Pumping, Inc. (name of bidder or contractor) is: 3052 Leon Road
Jacksonville, Florida 32246
2. My relationship to Dynamic Concrete Pumping, Inc. (name of bidder or contractor) is President (relationship such as sole proprietor, partner, president, vice president).
3. I understand that a public entity crime as defined in Section 287.133 of the Florida Statutes includes a violation of any state or federal law by a person with respect to and directly related to the transaction of business with any public entity in Florida or with an agency or political subdivision of any other state or with the United States, including, but not limited to, any bid or contract for goods or services to be provided to any public entity or such an agency or political subdivision and involving antitrust, fraud, theft, bribery, collusion, racketeering, conspiracy, or material misrepresentation.
4. I understand that "convicted" or "conviction" is defined by the statute to mean a finding of guilt or a conviction of a public entity crime, with or without an adjudication of guilt, in any federal or state trial court of record relating to charges brought by indictment or information after July 1, 1989, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere.

• NASSAU COUNTY COURTHOUSE ADDITION FILES

5. I understand that "affiliate" is defined by the statute to mean (1) a predecessor or successor of a person or a corporation convicted of a public entity crime, or (2) an entity under the control of any natural person who is active in the management of the entity and who has been convicted of a public entity crime, or (3) those officers, directors, executives, partners, shareholders, employees, members, and agents who are active in the management of an affiliate, or (4) a person or corporation who knowingly entered into a joint venture with a person who has been convicted of a public entity crime in Florida during the preceding 36 months.
6. Neither the bidder or contractor nor any officer, director, executive, partner, shareholder, employee, member or agent who is active in the management of the bidder or contractor nor any affiliate of the bidder or contractor has been convicted of a public entity crime subsequent to July 1, 1989.

(Draw a line through paragraph 6 if paragraph 7 below applies).

7. There has been a conviction of a public entity crime by the bidder or contractor, or an officer, director, executive, partner, shareholder, employee, member or agent of the bidder or contractor who is active in the management of the bidder or contractor or an affiliate of the bidder or contractor. A determination has been made pursuant to Section 287.133 (3) by order of the Division of Administrative Hearings that it is not in the public interest for the name of the convicted person or convicted person or affiliate is _____ . A copy of the order of the Division of Administrative Hearings is attached to this statement.

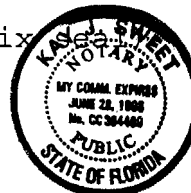
(Draw a line through paragraph 7 if paragraph 6 above applies).

Sworn to and subscribed before me in the state and county first mentioned above on the 9th day of August, 1995.

Kay J. Sweet
Notary Public Kay J. Sweet

June 28, 1995 Commission No. CC364469
My commission expires:

(affix



NASSAU COUNTY COURTHOUSE ADDITION FILES

ATTACHMENT "B"
CONFLICT OF INTEREST CERTIFICATE

I hereby certify that the following named public officials or employees or spouses or children having an interest in this company have filed "Form 3A, Interest in competitive Bid for Public Business" form with the Clerk of the Court, Nassau County, Florida prior to or at the time of submission of Bid.

NAME	TITLE OF POSITION	DATE OF FILING
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NONE

DYNAMIC CONCRETE PUMPING, INC.

Company Name

P. O. Box 19157

Business Address

Jacksonville, Florida 32245

City, State, Zip Code


Signature

Dana B. Jewell, President

Name of Certifying
Official (Please Type)



The Ohio Casualty Insurance Company

136 North Third Street, Hamilton, Ohio 45012

BID BOND

The American Institute of Architects,
AIA Document No. A310 (February, 1970 Edition)

KNOW ALL MEN BY THESE PRESENTS, that we **DYNAMIC CONCRETE PUMPING, INC.**
P.O. BOX 19157
JACKSONVILLE, FL 32245

as Principal, hereinafter called the Principal, and **THE OHIO CASUALTY INSURANCE COMPANY** of Hamilton, Ohio

a corporation duly organized under the laws of the State of Ohio

as Surety, hereinafter called the Surety, are held and firmly bound unto **NASSAU COUNTY BOARD OF COUNTY COMMISSIONERS**

as Obligee, hereinafter called the Obligee, in the sum of **FIVE PER CENT OF AMOUNT BID** - - - - -

- - - - - Dollars (\$ **5%** - - - - -),
for the payment of which sum well and truly to be made, the said Principal and the said Surety, bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, the Principal has submitted a bid for **NASSAU COUNTY COURTHOUSE ADDITION**

NOW, THEREFORE, if the Obligee shall accept the bid of the Principal and the Principal shall enter into a Contract with the Obligee in accordance with the terms of such bid, and give such bond or bonds as may be specified in the bidding or Contract Documents with good and sufficient surety for the faithful performance of such Contract and for the prompt payment of labor and material furnished in the prosecution thereof, or in the event of the failure of the Principal to enter such Contract and give such bond or bonds, if the Principal shall pay to the Obligee the difference not to exceed the penalty hereof between the amount specified in said bid and such larger amount for which the Obligee may in good faith contract with another party to perform the Work covered by said bid, then this obligation shall be null and void, otherwise to remain in full force and effect.

Signed and sealed this **10TH** day of **AUGUST** 19 **95**

DYNAMIC CONCRETE PUMPING, INC.

(Principal)

(Seal)

(Witness)

(Title)

THE OHIO CASUALTY INSURANCE COMPANY

(Surety)

(Seal)

By

ROGER R. HURST

(Attorney-in-Fact)

ALSO FL LICENSED RESIDENT AGENT

CERTIFIED COPY OF POWER OF ATTORNEY

THE OHIO CASUALTY INSURANCE COMPANY

HOME OFFICE, HAMILTON, OHIO

No. 28-830

Know All Men by these presents: That THE OHIO CASUALTY INSURANCE COMPANY, in pursuance of authority granted by Article VI, Section 7 of the By-Laws of said Company, does hereby nominate, constitute and appoint: L. Preston Mangus III or Sonjic K. Outlaw or Roger R. Hurst - - - of Jacksonville, Florida - - - its true and lawful agent and attorney -in-fact, to make, execute, seal and deliver for and on its behalf as surety, and as it act and deed any and all BONDS, UNDERTAKINGS, and RECOGNIZANCES, not exceeding in any single instance FIVE MILLION - - - (\$ 5,000,000.00) Dollars, excluding, however, any bond(s) or undertaking(s) guaranteeing the payment of notes and interest thereon

And the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Company, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the Company at its office in Hamilton, Ohio, in their own proper persons.

The authority granted hereunder supersedes any previous authority heretofore granted the above named attorney(s)-in-fact. In WITNESS WHEREOF, the undersigned officer of the said The Ohio Casualty Insurance Company has hereunto subscribed his name and affixed the Corporate Seal of the said The Ohio Casualty Insurance Company this 7th day of October 19 92.

(Signed) *[Signature]*
Assistant Secretary

On this 7th day of October A. D. 19 92 before me, Lloyd E. Geary, Assistant Secretary - - - of THE OHIO CASUALTY INSURANCE COMPANY, to me the subscriber, a Notary Public of the State of Ohio, in and for the County of Butler, duly commissioned and qualified, came personally known to be the individual and officer described in, and who executed the preceding instrument, and he acknowledged the execution of the same, and being by me duly sworn deposes and saith, that he is the officer of the Company aforesaid, and that the seal affixed to the preceding instrument is the Corporate Seal of said Company, and the said Corporate Seal and his signature as officer were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal at the City of Hamilton, State of Ohio, the day and year first above written.

(Signed) *[Signature]*
Notary Public in and for County of Butler, State of Ohio
August 5, 1997.
My Commission expires

"Section 7. Appointment of Attorney-in-Fact, etc. The chairman of the board, the president, any vice-president, the secretary or any assistant secretary shall be and is hereby vested with full power and authority to appoint attorneys-in-fact for the purpose of signing the name of the Company as surety to, and to execute, attach the corporate seal, acknowledge and deliver any and all bonds, recognizances, stipulations, undertakings or other instruments of suretyship and policies of insurance to be given in favor of any individual, firm, corporation, or the official representative thereof, or to any county or state, or any official board or boards of county or state, or the United States of America, or to any other political subdivision."

This instrument is signed and sealed by facsimile as authorized by the following Resolution adopted by the directors of the Company on May 27, 1970:

"RESOLVED that the signature of any officer of the Company authorized by Article VI Section 7 of the by-laws to appoint attorneys in fact, the signature of the Secretary or any Assistant Secretary certifying to the correctness of any copy of a power of attorney and the seal of the Company may be affixed by facsimile to any power of attorney or copy thereof issued on behalf of the Company. Such signatures and seal are hereby adopted by the Company as original signatures and seal to be valid and binding upon the Company with the same force and effect as though manually affixed."

CERTIFICATE

I, the undersigned Assistant Secretary of The Ohio Casualty Insurance Company, do hereby certify that the foregoing power of attorney, Article VI Section 7 of the by-laws of the Company and the above Resolution of its Board of Directors are true and correct copies and are in full force and effect on this date.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Company this 10TH day of AUG A. D., 19 95

Assistant Secretary

[Signature]

