

ORIGINAL

PROPOSAL FORM

DATE: August 18, 2017

Gentlemen:

1. BASE PROPOSAL: \$ 309,579.06

Pursuant to and in compliance with the Advertisement for Proposals and the Specifications relating to:

PROJECT NAME: City of Powder Springs Resurfacing Project

PROPOSAL NUMBER: IFB 17-003

including Addenda (if any) Addendum No. 1 dated 8-15-17, the undersigned, having become thoroughly familiar with terms and conditions of the specifications and with local conditions affecting the performance, progress and cost of the work that is to be completed, hereby proposes and agrees to fully perform the work within the **forty five (45)** day timeframe stated and in accordance with the specifications including furnishing any or all services, labor, materials, and equipment authorized by the City and to do all the work required to complete said work in accordance with the specifications for the following total sum (**Please download and include Unit Price Sheet**):

Total Base Bid \$ 309,579.06

2. TIME OF COMPLETION:

Respondent hereby agrees to commence actual physical work on the site with an adequate force and equipment within ten (10) days of a date to be specified in a written order of the City (Notice to Proceed), and shall be finally completed within **forty five (45)** days of the specified date.

3. The Undersigned agrees that this Proposal may not be revoked or withdrawn after the time set for the opening of Proposals but will remain open for acceptance for a period of ninety (90) days following such time.

4. The Undersigned agrees that upon receipt of the notice of acceptance of his Proposal (Notice of Proceed), it will, within ten (10) days from the Notice of Proceed, execute a formal contract and will deliver evidence of insurance, all required bonds, and all other documentation as required by the specifications, the RFP and the contract and any other applicable document.

ADDENDUM # 1
CITY OF POWDER SPRINGS – RESURFACING

August 15, 2017

For the Specifications Entitled: Resurfacing
Publisher: Chad Kastner, Croy Engineering
Bid Due Date: August 18th 2017 10:00AM
Last Day for Questions: August 14th 2017 5:00PM

This Addendum is issued to modify or interpret the bidding documents

Bidders are hereby instructed that the Specifications for the above referenced project are modified, corrected, or/and supplemented as hereinafter described. Bidders are hereby instructed to acknowledge receipt of this Addendum on the Bid Form.

Contents of Addendum:

1. RFI #1

Initial

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RFI #1

1). Note #2 under the General Description And Scope Of Work states providing Traffic Control, Milling, Base Reclamation, Patching, Asphalt Topping, Striping and Marking. However, there is no Line Item or any information for the Base Reclamation. Can the City clarify if there will be any Base Reclamation and if so, provide a list of streets that it will be required on? **No base reclamation.**

2). Can the City tell us the planned depth for the leveling and a list of streets that it is to be placed on? **As directed by the engineer.**

3). Can the City tell us the planned depth for the patching and provide the planned quantities for which streets it is to be placed on? **As directed by the engineer.**

4). Will the Parking Area be included in the scope of work to be completed on Creekside Lane? **No.**

5). Will there be any work hour restrictions for any of the streets listed in the proposal? **Usual city restrictions.**

6). I am preparing our Bid Package for this project and I don't see a Bid Bond Form included?

I know there was one in the previous project (see attached) – so I wanted to verify whether one was required for this bid - - OR - - if we are supposed to use the Standard AIA Form? **Use AIA Form.**

Initial MLK
MLK

5. PROPOSAL SECURITY:

Proposal security in the amount of five percent (5%) of the base Proposal price is attached in the amount of Five Percent of Base Proposal Price Dollars (\$ --5%--), which is to become the property of the City of Powder Springs in the event the contract and all required bonds are not executed within the time set forth, for the delay and additional cost caused the City.

The Undersigned agrees that upon receipt of the notice of acceptance of his Proposal (Notice of Award), he will, within ten (10) days from the Notice of Award, execute the formal contract and will deliver a surety bond for the faithful performance of the Contract and such other bonds and insurance as required by the specifications.

The Undersigned further agrees that if he fails or neglects to appear within the specified time to execute the contract of which this Proposal, the Proposal documents and the contract documents are a part, the Undersigned will be considered as having abandoned the contract, and the Proposal security bond accompanying this Proposal will be forfeited to the City by reason of such failure on the part of the Undersigned.

6. If awarded a contract, the Undersigned's surety will be

Federal Insurance Company
Warren, New Jersey

Respectfully submitted,

Signature of Individual:



Print name of Individual: Michael Kleuckling, Vice President

Doing Business as/for: C. W. MATTHEWS CONTRACTING CO., INC.

Email Address: mikek@cwmatthews.com

Business Address: 1600 Kenview Drive, Marietta, Georgia 30060

Phone Numbers (Office, Fax, Mobile) Office: 770-422-7520
Fax: 770-422-9361
Mobile: 404-277-3637

IFB# 17-003

Initials MLK

MLK

BID PROPOSAL FORM

CONTRACTOR NAME: C. W. MATTHEWS CONTRACTING CO., INC.

DATE: August 18, 2017

1. BASE BID:

Pursuant to and in compliance with the Advertisement for Bids and the Specifications relating to:

PROJECT NAME: City of Powder Springs Resurfacing Silverbrooke Crossing, Silvercrest Court, Falls Avenue, Creekside Lane, Birch Brooke Path, Misty Creek Court and Lilly Brooke Court.

BID NUMBER: IFB 17-003

including Addenda (list addenda, if any) Addendum No. 1 dated 8-15-17, the undersigned, having become thoroughly familiar with terms and conditions of the specifications and with local conditions affecting the performance, progress and cost of the work that is to be completed, hereby proposes and agrees to fully perform the work within the **forty five (45)** days timeframe stated and in accordance with the specifications including furnishing any or all services, labor, materials, and equipment authorized by the City and to do all the work required to complete said work in accordance with the specifications for the following unit prices:

Item ID	DESCRIPTION	QUANTITY	UNIT	UNIT PRICE	BID PRICE
150-1000	TRAFFIC CONTROL	LS	LS	59,042.03	\$59,042.03
402-1802	RECYCLED ASPH CONC PATCHING, INCL BITUM MATL & H LIME	868	TON	85.34	\$74,075.12
402-1811	RECYCLED ASPH CONC LEVELING, INCL BITUM MATL & H LIME	100	TON	135.27	\$13,527.00
402-4510	RECYCLED ASPH CONC 12.5 MM SUPERPAVE, GP 2 ONLY, INCL BITUM MATL & H LIME 1.5 In DEPTH	1,527	TON	69.22	\$105,698.94
413-1000	BITUM TACK COAT	2,776	GAL	1.60	\$4,441.60
432-0206	MILL ASPH CONC PVMT, 1.5 INCH DEPTH	3,915	SY	2.55	\$9,983.25

IFP # 17-003

Initial MLK
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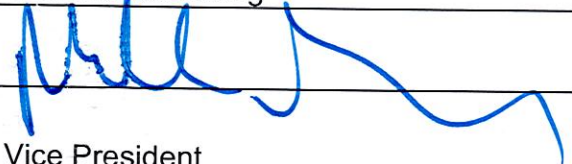
Lindley Circle from Austell Powder Springs Road to Sharon Drive, Louise Street from Austell Powder Springs Road to Lindley Circle, and Park Street from Louise Circle to Sharon Drive.

Item ID	DESCRIPTION	QUANTITY	UNIT	UNIT PRICE	BID PRICE
653-2804	THERMOPLASTIC SOLID TRAF STRIPE, 8 IN. WHITE	1,272	LF	2.21	\$2,811.12
	CONTINGENCY			-	40,000.00

Total Base Bid Price \$ 309,579.06

Bidder C. W. MATTHEWS CONTRACTING CO., INC.

Name Michael Kleuckling

Signature 

Titles Vice President

Date August 18, 2017

Enclosed is a bid bond in the amount of 5% of the total bid price or (\$_____)



**NON-COLLUSION AFFIDAVIT
OF PROPOSER**

State of Georgia) County of Cobb)

I, Michael Kleuckling, being first duly sworn, depose and say that; he/she is Vice President of C. W. MATTHEWS CONTRACTING CO., INC., the Respondent that has submitted the attached Proposal;

He/She is fully informed respecting the preparation and contents of the attached Proposal and of all pertinent circumstances respecting such Proposal; Such Proposal is genuine and is not a collusive or sham Proposal; Neither said Respondent nor any of its officers, partners, owners, agents, representatives, employees, or parties in interest, including this affiant, has in any way colluded, conspired, connived, or agreed, directly or indirectly with any other Respondent, corporation, firm, or person to submit a collusive or sham Proposal in connection with the contract for which the attached Proposal has been submitted or to refrain from Proposing in connection with such contract, or has in any manner, directly or indirectly, sought by agreement, collusion, communication, and/or conference with any other Respondent, corporation, firm, or person to fix the price or prices in the attached Proposal or of any other Respondent, or to fix any overhead, profit, or cost element of the Proposal price or the Proposal price of any other Respondent, or to secure through any collusion, conspiracy, connivance, or unlawful agreement any advantage against the City of Powder Springs or any other person interested in the proposed contract; and

The price or prices quoted in the attached Proposal are fair and proper and are not tainted by any collusion, conspiracy, connivance, or unlawful agreement on the part of the Respondent or any of its agents, representatives, owners, employees, or parties in interest, including this affiant.

Firm/Company: C. W. MATTHEWS CONTRACTING CO., INC.

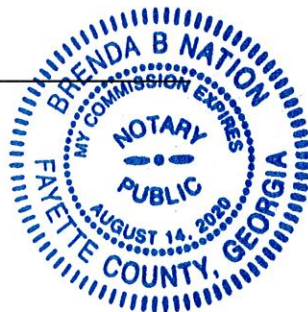
By: [Signature] Title: Vice President

Printed Name: Michael Kleuckling Date: August 18, 2017

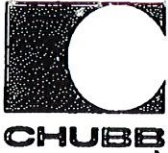
Subscribed and sworn to me this 18th day of August, 2017.

[Signature]
Notary Public Brenda B. Nation

Commission expires: August 14, 2020
IFB# 17-003



Initials MLK
MLK



CHUBB GROUP OF INSURANCE COMPANIES

15 Mountain View Road, P. O. Box 1615, Warren, NJ 07061-1615

AIA DOCUMENT A310 BID BOND

KNOW ALL MEN BY THESE PRESENTS, that we

C.W. MATTHEWS CONTRACTING CO., INC.
1600 Kenview Dr., NW, Marietta, GA 30060

as Principal, hereinafter called Principal, and

FEDERAL INSURANCE COMPANY
15 Mountain View Rd., Warren, NJ 07059

a corporation duly organized under the laws of the State of INDIANA
as Surety, hereinafter called Surety, are held and firmly bound unto

CITY OF POWDER SPRINGS

as Obligee, hereinafter called Obligee, in the sum of FIVE PERCENT OF THE BID AMOUNT-----
----- 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

CITY OF POWDER SPRINGS RESURFACING PROJECT IFB # 17-003

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

18th

day of

August, 2017

~~19~~x

C.W. MATTHEWS CONTRACTING CO., INC.

Brenda B. Nation

(Witness) Brenda B. Nation

Charles E. Matthews

Charles E. Matthews (Principal) (Seal)
Executive Vice President

(Title)

FEDERAL INSURANCE COMPANY

Odie E. Wilson

Odie E. Wilson, Vice President, Attorney-in-Fact (Seal)

(Title)

Retha Harden

Retha Harden (Witness)
Bond Acct Mgr

Printed in cooperation with the American Institute of Architects (AIA) by the Chubb Group of Insurance Companies. The language in this document conforms exactly to the language used in AIA Document A310 February 1970 edition



**Chubb
Surety**

**POWER
OF
ATTORNEY**

**Federal Insurance Company
Vigilant Insurance Company
Pacific Indemnity Company**

**Attn: Surety Department
15 Mountain View Road
Warren, NJ 07059**

Know All by These Presents, That **FEDERAL INSURANCE COMPANY**, an Indiana corporation, **VIGILANT INSURANCE COMPANY**, a New York corporation, and **PACIFIC INDEMNITY COMPANY**, a Wisconsin corporation, do each hereby constitute and appoint Vivian R. Crutchfield, James R. Elrod, A.D. Little, Brenda Ray, William D. Smith, Jr., William D. Smith, Odie E. Wilson and William B. Witcher of Marietta, Georgia

each as their true and lawful Attorney- in- Fact to execute under such designation in their names and to affix their corporate seals to and deliver for and on their behalf as surety thereon or otherwise, bonds and undertakings and other writings obligatory in the nature thereof (other than bail bonds) given or executed in the course of business, and any instruments amending or altering the same, and consents to the modification or alteration of any instrument referred to in said bonds or obligations.
In Witness Whereof, said **FEDERAL INSURANCE COMPANY**, **VIGILANT INSURANCE COMPANY**, and **PACIFIC INDEMNITY COMPANY** have each executed and attested these presents and affixed their corporate seals on this **18th** day of **August, 2014**.

Dawn M. Chloros

Dawn M. Chloros, Assistant Secretary

David B. Norris, Jr.

David B. Norris, Jr., Vice President



STATE OF NEW JERSEY

ss.

County of Somerset

On this **18th** day of **August, 2014** before me, a Notary Public of New Jersey, personally came Dawn M. Chloros, to me known to be Assistant Secretary of **FEDERAL INSURANCE COMPANY**, **VIGILANT INSURANCE COMPANY**, and **PACIFIC INDEMNITY COMPANY**, the companies which executed the foregoing Power of Attorney, and the said Dawn M. Chloros, being by me duly sworn, did depose and say that she is Assistant Secretary of **FEDERAL INSURANCE COMPANY**, **VIGILANT INSURANCE COMPANY**, and **PACIFIC INDEMNITY COMPANY** and knows the corporate seals thereof, that the seals affixed to the foregoing Power of Attorney are such corporate seals and were thereto affixed by authority of the By- Laws of said Companies; and that she signed said Power of Attorney as Assistant Secretary of said Companies by like authority; and that she is acquainted with David B. Norris, Jr., and knows him to be Vice President of said Companies; and that the signature of David B. Norris, Jr., subscribed to said Power of Attorney is in the genuine handwriting of David B. Norris, Jr., and was thereto subscribed by authority of said By- Laws and in deponent's presence.

Notarial Seal



**KATHERINE J. ADELAAR
NOTARY PUBLIC OF NEW JERSEY
No. 2316685
Commission Expires July 16, 2019**

Katherine J. Adelaar

Notary Public

CERTIFICATION

Extract from the By- Laws of **FEDERAL INSURANCE COMPANY**, **VIGILANT INSURANCE COMPANY**, and **PACIFIC INDEMNITY COMPANY**:

"All powers of attorney for and on behalf of the Company may and shall be executed in the name and on behalf of the Company, either by the Chairman or the President or a Vice President or an Assistant Vice President, jointly with the Secretary or an Assistant Secretary, under their respective designations. The signature of such officers may be engraved, printed or lithographed. The signature of each of the following officers: Chairman, President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary and the seal of the Company may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing Assistant Secretaries or Attorneys- in- Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such power of attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached."

I, Dawn M. Chloros, Assistant Secretary of **FEDERAL INSURANCE COMPANY**, **VIGILANT INSURANCE COMPANY**, and **PACIFIC INDEMNITY COMPANY** (the "Companies") do hereby certify that

- (i) the foregoing extract of the By- Laws of the Companies is true and correct,
- (ii) the Companies are duly licensed and authorized to transact surety business in all 50 of the United States of America and the District of Columbia and are authorized by the U.S. Treasury Department; further, Federal and Vigilant are licensed in the U.S. Virgin Islands, and Federal is licensed in American Samoa, Guam, Puerto Rico, and each of the Provinces of Canada except Prince Edward Island; and
- (iii) the foregoing Power of Attorney is true, correct and in full force and effect.

Given under my hand and seals of said Companies at Warren, NJ this 18th day of August, 2017



Dawn M. Chloros

Dawn M. Chloros, Assistant Secretary

IN THE EVENT YOU WISH TO NOTIFY US OF A CLAIM, VERIFY THE AUTHENTICITY OF THIS BOND OR NOTIFY US OF ANY OTHER MATTER, PLEASE CONTACT US AT ADDRESS LISTED ABOVE, OR BY Telephone (908) 903-3493 Fax (908) 903-3656 e-mail: surety@chubb.com

MLK



GEORGIA SECURITY AND IMMIGRATION COMPLIANCE ACT

Senate Bill 529 is the "Georgia Security and Immigration Compliance Act of 2006 (Act 457). **Section 2** of SB 529 enacted new work eligibility verification requirements that apply to Georgia's public employers, and the contractors and subcontractors of Georgia's public employers. Under Section 2 of B 529, public employers, their contractors, and subcontractors are required to verify the work eligibility of all newly hired employees through an electronic federal work authorization program. The new requirements became effective on July 1, 2007.

As required under SB 529, the Georgia Department of Labor has promulgated new rules for the implementation of Section 2. The Department added a new Chapter 300-10- 1, entitled "Public Employers, Their Contractors and Subcontractors Required to Verify New Employee Work Eligibility Through a Federal Work Authorization Program," to the Rules and Regulations of the State of Georgia. The new rules designate the "**Employment Eligibility Verification (EEV) / Basic Pilot Program**" operated by the U.S. Citizenship and Immigration Services Bureau of the U.S. Department of Homeland Security as the electronic federal work authorization program to be utilized for these purposes. The EEV/Basic Pilot Program can be accessed at <https://e-verify.uscis.gov/enroll/>.

View the Department's new rules for Chapter 300-10-1, "Public Employers, Their Contractors, and Subcontractors Required to Verify New Employee Work Eligibility through a Federal Work Authorization Program."

The new rules are effective June 18, 2007.
PLEASE COMPLETE THE ATTACHED AFFIDAVIT AND RETURN IT TO:

Pam Conner
Director of Community Development
4484 Marietta Street
Powder Springs, Georgia 30127
Office # (770) 943-8001x354
Fax # (770) 293-0103
Email: PBConner@cityofpowdersprings.org

DECLARATION OF EMPLOYEE-NUMBER CATEGORIES

Please affirmatively indicate by checking the appropriate box the employee- number category applicable to your organization:

500 or more employees

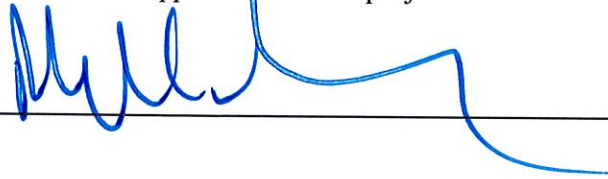
100 or more employees

Fewer than 100 employees

Organization Name: C. W. MATTHEWS CONTRACTING CO., INC.

I certify that the above information is true and correct and that the classification noted is applicable for this project.

Signed: _____



Printed: Michael Kleuckling

Title: Vice President

Date: August 18, 2017



**GEORGIA SECURITY AND IMMIGRATION CONTRACTOR
AFFIDAVIT**

Instructions:

Contractors must attest to compliance with the requirements of O.C.G.A 13-10- 91 and the Georgia Department of Labor Rule 300-10-01-.02 by executing the Contractor Affidavit.

**GEORGIA SECURITY AND IMMIGRATION SUBCONTRACTOR
AFFIDAVIT**

Instructions:

In the event that your company is awarded the contract for this project, and will be utilizing the services of any subcontractor(s) in connection with the physical performance of services pursuant to this contract, the following affidavit must be completed by such subcontractor(s). Your company must provide a copy of each such affidavit to City of Powder Springs, Georgia, Purchasing & Inventory Control Department with the proposal submittal.

All subcontractor affidavit(s) shall become a part of the contract and all subcontractor(s) affidavits shall be maintained by your company and available for inspection by the City of Powder Springs Government at any time during the term of the contract. All subcontractor(s) affidavit(s) shall become a part of any contractor/subcontractor agreement(s) entered into by your company.

Initial MLK
MLK



Contractor Affidavit under O.C.G.A. § 13-10-91(b)(1)

By executing this affidavit, the undersigned contractor verifies its compliance with O.C.G.A. § 13-10-91, stating affirmatively that the individual, firm or corporation which is engaged in the physical performance of services on behalf of the City of Powder Springs, Georgia has registered with, is authorized to use and uses the federal work authorization program commonly known as E-Verify, or any subsequent replacement program, in accordance with the applicable provisions and deadlines established in O.C.G.A. § 13-10-91. Furthermore, the undersigned contractor will continue to use the federal work authorization program throughout the contract period and the undersigned contractor will contract for the physical performance of services in satisfaction of such contract only with subcontractors who present an affidavit to the contractor with the information required by O.C.G.A. § 13-10-91(b). Contractor hereby attests that its federal work authorization user identification number and date of authorization are as follows:

Federal Work Authorization User Identification Number (Should be all numbers) **32751**

Date of Authorization **August 18, 2006**

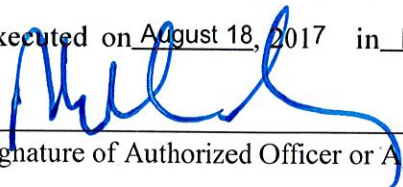
Name of Contractor **C. W. MATTHEWS CONTRACTING CO., INC.**

Name of Project **City of Powder Springs, Resurfacing Project #17-003**

Name of Public Employer **City of Powder Springs, Georgia**

I hereby declare under penalty of perjury that the foregoing is true and correct.

Executed on August 18, 2017 in Marietta (city), Georgia (state).



Signature of Authorized Officer or Agent

Michael Kleuckling, Vice President
Printed Name and Title of Authorized Officer or Agent

SUBSCRIBED AND SWORN BEFORE ME
ON THIS THE 18th DAY OF August 2017

NOTARY PUBLIC Brenda B. Nation
Brenda B. Nation
My Commission Expires: August 14, 2020



Initial MLK
MLK



Subcontractor Affidavit under O.C.G.A. § 13-10-91(b)(3)

By executing this affidavit, the undersigned subcontractor verifies its compliance with O.C.G.A. § 13-10-91, stating affirmatively that the individual, firm or corporation which is engaged in the physical performance of services under a contract with (Please insert name of primary contractor) on behalf of the City of Powder Springs, Georgia has registered with, is authorized to use and uses the federal work authorization program commonly known as E-Verify, or any subsequent replacement program, in accordance with the applicable provisions and deadlines established in O.C.G.A. § 13- 10-91. Furthermore, the undersigned subcontractor will continue to use the federal work authorization program throughout the contract period and the undersigned subcontractor will contract for the physical performance of services in satisfaction of such contract only with sub-subcontractors who present an affidavit to the subcontractor with the information required by O.C.G.A. § 13-10-91(b). Additionally, the undersigned subcontractor will forward notice of the receipt of an affidavit from a sub- subcontractor to the contractor within five business days of receipt. If the undersigned subcontractor receives notice of receipt of an affidavit from any sub-subcontractor that has contracted with a sub-subcontractor to forward, within five business days of receipt, a copy of such notice to the contractor. Subcontractor hereby attests that its federal work authorization user identification number and date of authorization are as follows:

Federal Work Authorization User Identification Number (Should be all numbers) 182906

Date of Authorization 1/28/09

Name of Subcontractor Highway Services, Inc

Name of Project Powder Springs 2017 Resurfacing

Name of Public Employer City of Powder Springs

I hereby declare under penalty of perjury that the foregoing is true and correct.

Executed on August 14, 2017 in Dul (city), GA (state).

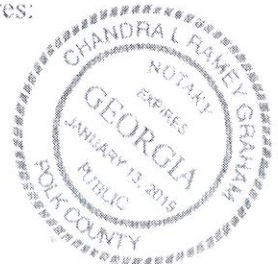
Signature of Authorized Officer or Agent Kim B. Coleman

Printed Name and Title of Authorized Officer or Agent KIM B COLEMAN, PRES.

SUBSCRIBED AND SWORN BEFORE ME ON THIS THE 14 DAY OF August, 2017

NOTARY PUBLIC Chandra L Ramey Graham

My Commission Expires:



MK