

**BID FORM**  
**SPRING LAKE PARK BOARDWALK, PARKING LOT AND STORMWATER RENOVATIONS**  
**BID NO. 2016000440**

TO: Senior Division Manager - Purchasing  
 Board of County Commissioners  
 Charlotte County Administration Center  
 18500 Murdock Circle  
 Port Charlotte, Fl. 33948-1094

The undersigned, as bidder, does hereby declare that he has read the Request for Bids, Instructions to Bidders, General Provisions, Special Provisions, Technical Specifications & Conditions, Insurance, Safety & Health Requirements, Bid Form, Permit Fees, MOT Policy and any other documentation for

**SPRING LAKE PARK BOARDWALK, PARKING LOT AND STORMWATER RENOVATIONS**

and further agrees to furnish all items listed below in accordance with the unit price(s) submitted. The above specified documents are herein incorporated into the Bid Form and shall be defined as the contract documents.

<u>DESCRIPTION:</u>	<u>LUMP SUM PRICE:</u>
A. Boardwalks:	\$ <u>334,969.<sup>00</sup></u>
B. Boat Ramp Pier:	\$ <u>20,000.<sup>00</sup></u>
C. Parking and Stormwater:	\$ <u>105,000.<sup>00</sup></u>

**GRAND TOTAL BID PRICE OF A., B., AND C. ABOVE:**

Four hundred & fifty nine thousand, nine hundred & six, nine (Type/Print) \$ 459,969.<sup>00</sup> (Numeric)  
dollars

Notice needed prior to commencement 20 Calendar Days.

All work shall be completed within 165 calendar days from the date specified in the Notice to Proceed.

Liquidated Damages: \$1,532 per calendar day.

Please indicate by (✓) that you have included the following documentation with your bid:

- (✓) License: Certified General, Certified Marine, Certified Underground Utilities, Registered General, Local Marine Construction, Certified Building, Registered Building, or Registered Underground Utilities
- (✓) Business Tax Receipt: (Only required if claiming status as a "Local Business" and must be valid for at least six months prior to the bid submission).

**Local Business Status:** If Bidder affirms that it is a local business as defined in IB-28 and in accordance with Ordinance 2009-005 adopted by the Charlotte County Board of Commissioners and filed with the Secretary of State on February 17, 2009, and Ordinance 2009-041 adopted by the Charlotte County Board of Commissioners and filed with the Secretary of State on October 19, 2009, then the Affidavit Claiming Status as a Local Business, which is included as a part of this bid package, must be completed and returned.

Yes, our business qualifies as a Local Business and has completed and attached the 'Affidavit Claiming Status as a Local Business' as a part of our submission.

No, our business does not qualify as a Local Business.

**NOTE:** Charlotte County's official bid openings are held in accordance with Florida Statutes, Section 119.071(1)(b)2 except as provided by Florida Statutes 255.0518. Those bidders interested in receiving a copy of the results of this bid once they are released may do so by visiting our website at [www.charlottecountyfl.com/purchasing](http://www.charlottecountyfl.com/purchasing) under "Purchasing Bids On-Line", Document Number 164404. No information regarding the submittal will be divulged over the telephone.

Name of Bidder: Marine Contracting Group, Inc.  
(This form to be returned)

If notified of the acceptance of this bid form, the undersigned agrees to execute a Contract for the stated compensation in the form as prescribed by the County, within the time constraints outlined in Instructions to Bidders.

The signature below is a guarantee that the Bidder will not withdraw his/her bid for a period of sixty (60) days after the scheduled time for opening the bids.

Enclosed is a cashier's check, or bid bond in the amount of \$ 5%, which is not less than 5% of the total bid price, as guarantee that the undersigned will enter into a Contract for the work/material as required in this Bid Document. **Note: Failure to submit a 5% bid bond will be cause for rejection of bid.**

**All contract documents (i.e.; performance and payment bond, cashier's check, bid bond) shall be in the name of "Charlotte County".**

The undersigned acknowledges receipt of the following addenda, and the cost, if any, of such revisions has been included in the price bid.

Addendum No. 1, Dated 11/29/10; Addendum No. \_\_\_\_\_, Dated \_\_\_\_\_; Addendum No. \_\_\_\_\_, Dated \_\_\_\_\_

Addendum No. \_\_\_\_\_, Dated \_\_\_\_\_; Addendum No. \_\_\_\_\_, Dated \_\_\_\_\_; Addendum No. \_\_\_\_\_, Dated \_\_\_\_\_

**HOLD HARMLESS AGREEMENT:**

The bidding firm as indicated below, its officers and members shall, through the signing of this document by any authorized party or agent, indemnify, hold harmless and defend Charlotte County, a political subdivision of the State of Florida, its officers, agents, employees, and volunteers from all suits and actions, including attorney's fees and all costs of litigation and judgment of every name and description brought against the County as a result of loss, damage or injury to person or property by reason of any act or failure to act by the bidding firm, its agents, servants or employees.

Type of Organization (Please Check One): Individual Ownership  Partnership  Joint Venture  Corporation

Name of Bidding Firm Marine Contracting Group, Inc.

Mailing Address 8200 PASCAL DRIVE

Location Address 8200 PASCAL DRIVE

City & State Pointa Gorda, FL ZIP 33950

Telephone 941-505 0221 Fax Number 941-505-0320

E-mail Bmiddle@mcgfl.com

Signature of person authorized to bind the Company: [Signature]

Print Name/Title of person authorized to bind the Company: Brian L. Middle, V.P. Corp. Sec.

Date: Dec. 10, 2010

(This form to be returned)

# AFFIDAVIT Claiming Status as a Local Business

Bidder affirms that it is a local business as defined below and in accordance with the following: Ordinance 2009-005 adopted by the Charlotte County Board of Commissioners and filed with the Secretary of State on February 17, 2009; and Ordinance 2009-041 adopted by the Charlotte County Board of Commissioners and filed with the Secretary of State on October 19, 2009.

**A. Local Business Definition:**

Local business means the company has a valid Business Tax Receipt issued by Charlotte County, Sarasota County or DeSoto County for at least six months prior to the bid submission to do business within Charlotte County, Sarasota County or DeSoto County that authorizes the business to provide the services or goods, and a physical business address located within the limits of Charlotte County, Sarasota County or DeSoto County from which the business operates or performs business. Post Office Boxes are not verifiable and shall not be used for the purpose of establishing said physical address. In addition to the foregoing, a business shall not be considered having a "Local Business" unless it contributes to the economic development and well-being of these Counties in a verifiable and measurable way. Vendors shall affirm in writing their compliance with the foregoing at the time of submitting their bid to be eligible for consideration as having a "Local Business". A business that misrepresents the local preference status of its company in a bid to the County will lose the privilege to claim local preference for a one year period.

**B. Competitive bid (local price match option):**

Each formal competitive bid solicitation shall clearly identify how the price order of the bids received will be evaluated and determined. When a responsive, responsible non-local business submits the lowest price bid, and the bid submitted by one or more responsive, responsible local businesses, as defined below, is within five percent of the price submitted by the non-local business, each of the aforementioned local businesses shall have the opportunity to submit, a best and final bid equal to or lower than the amount of the low bid previously submitted by the non-local business within five days of being notified by the Senior Division Manager of Purchasing in writing. Contract award shall be made to the responsive, responsible business submitting the lowest best and final bid. In the case of a tie in the best and final bid between a local business and a non-local business, contract award shall be made to the local business.

If requested by the County, the bidder will be required to provide documentation substantiating the information given in this affidavit. Charlotte County reserves the right to request supporting documentation as evidence to substantiate the information given in this affidavit. Failure to do so will result in the bidder's submission being deemed non-responsive.

Company Name: Masina Contracting Group, Inc.

Signature: [Handwritten Signature]

Title: Brian L. Middle, V.P. Corp Sec.

Year Business Established: 1992 Circle the appropriate County: Charlotte DeSoto Sarasota

State of Florida  
County of Charlotte

Sworn to and subscribed before me, a Notary Public, for the above State and County on this 6<sup>th</sup> day of December, 2016.

[Handwritten Signature]  
Notary Public

11/15/2019  
Commission Expiration



(Affix Official Seal)  
The signee of this Affidavit guarantees, as evidenced by the sworn affidavit required herein, the truth and accuracy of this affidavit to interrogatories hereinafter made.

**This page to be returned only if Contractor is claiming a Local Business Status.**

**SOURCE OF SUPPLY AND SUBCONTRACTORS**

The following sources of supply and subcontractors shall be used for the **SPRING LAKE PARK BOARDWALK, PARKING LOT AND STORMWATER RENOVATIONS** project. If bidder does not have a source of supply or subcontractor, insert "to be determined". When a source or subcontractor is determined, selection will be subject to County approval. (If not applicable, state N/A).

Source of Supply	Subcontractor(s)
1. <u>Deeks &amp; Deeks</u>	1. <u>Innovative Metal Works</u>
2. _____	2. <u>JH McCaslin Surveying</u>
3. _____	3. _____
4. _____	4. _____
5. _____	5. _____

**DRUG FREE WORKPLACE FORM**

The undersigned vendor in accordance with Florida Statute 287.087 hereby certifies that Marine Contracting Group, Inc. (name of business) does:

1. Publish a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the workplace and specifying the actions that will be taken against employees for violations of such prohibition.
2. Inform employees about the dangers of drug abuse in the workplace, the business's policy of maintaining a drug-free workplace, any available drug counseling, rehabilitation, and employee assistance programs, and the penalties that may be imposed upon employees for drug abuse violations.
3. Give each employee engaged in providing the commodities or contractual services that are under bid a copy of the statement specified in subsection (1).
4. In the statement specified in subsection (1), notify the employees that, as a condition of working on the commodities or contractual services that are under bid, the employee will abide by the terms of the statement and will notify the employer of any conviction of, or plea of guilty or nolo contendere to; any violation of Chapter 893 or of any controlled substance law of the United States or any state, for a violation occurring in the workplace no later than five (5) days after such conviction.
5. Impose a sanction on, or require the satisfactory participation in a drug abuse assistance or rehabilitation program if such is available in the employee's community, by any employee who is so convicted.
6. Make a good faith effort to continue to maintain a drug-free workplace through implementation of this section.

As the person authorized to sign the statement, I certify that this firm complies fully with the above requirements.

Signature

[Handwritten Signature]

Dated

Dec. 6, 2016

Name of Bidder:

Marine Contracting Group, Inc.  
(This form to be returned)



**STATE OF FLORIDA  
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**CONSTRUCTION INDUSTRY LICENSING BOARD  
2601 BLAIR STONE ROAD  
TALLAHASSEE FL 32399-0783**

**(850) 487-1395**

**MIDOLO, BRIAN LOUIS  
MARINE CONTRACTING GROUP, INC.  
8260 PASCAL DRIVE  
PUNTA GORDA FL 33950**

Congratulations! With this license you become one of the nearly one million Floridians licensed by the Department of Business and Professional Regulation. Our professionals and businesses range from architects to yacht brokers, from boxers to barbeque restaurants, and they keep Florida's economy strong.

Every day we work to improve the way we do business in order to serve you better. For information about our services, please log onto [www.myfloridalicense.com](http://www.myfloridalicense.com). There you can find more information about our divisions and the regulations that impact you, subscribe to department newsletters and learn more about the Department's initiatives.

Our mission at the Department is: License Efficiently, Regulate Fairly. We constantly strive to serve you better so that you can serve your customers. Thank you for doing business in Florida, and congratulations on your new license!



DETACH HERE

RICK SCOTT, GOVERNOR

KEN LAWSON, SECRETARY

**STATE OF FLORIDA  
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION  
CONSTRUCTION INDUSTRY LICENSING BOARD**

<b>LICENSE NUMBER</b>	
SCC131151730	

The MARINE SPECIALTY CONTRACTOR  
Named below IS CERTIFIED  
Under the provisions of Chapter 489 FS.  
Expiration date: AUG 31, 2018

**MIDOLO, BRIAN LOUIS  
MARINE CONTRACTING GROUP, INC.  
8260 PASCAL DRIVE  
PUNTA GORDA FL 33950**



ISSUED: 07/24/2016

DISPLAY AS REQUIRED BY LAW

SEQ # L1607240002362

**2016 / 2017 CHARLOTTE COUNTY  
LOCAL BUSINESS TAX RECEIPT**

MUST BE DISPLAYED IN A CONSPICUOUS PLACE

ACCOUNT 2044  
EXPIRES SEPTEMBER 30, 2017

TYPE OF BUSINESS 135 CONTRACTOR SPECIAL TRADE (MARINE SPECIALTY-QUALIFIER-BRIAN MIDOLO)

RENEWAL

BUSINESS ADDRESS 8260 PASCAL DRIVE  
PUNTA GORDA, FL 33950

BUSINESS NAME MARINE CONTRACTING GROUP INC

OWNER BRIAN L MIDOLO, MIDOLO A BRUCE

MAILING ADDRESS 8260 PASCAL DRIVE  
PUNTA GORDA, FL 33950



AMOUNT 35.00  
PENALTY 0.00

TOTAL 35.00  
Vickie L. Potts  
Charlotte County Tax Collector

THIS FORM BECOMES A RECEIPT ONLY WHEN VALIDATED

Paid 08/17/2016 Receipt # INT-00032127 35.00

This receipt does not constitute a franchise, an agreement, or permission or authority to perform the services or operate the business described hereon when a franchise, agreement, or other county commission, state or federal permission or authority is required by county, state or federal law.

**2016 / 2017 CHARLOTTE COUNTY  
LOCAL BUSINESS TAX RECEIPT**

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Charlotte County Tax Collector  
18500 Murdock Circle  
Port Charlotte, Florida 33948  
<http://taxcollector.charlottecountyfl.gov> Tel: (941) 743-1350

Dear Business Owner:

Your 2016 - 2017 Charlotte County Local Business Tax Receipt is attached above. Please detach the receipt and display it in a place that is visible to the public and available for inspection.

The Charlotte County Local Business Tax Receipt is in addition to any other license or certificate that may be required by law and does not signify compliance with zoning, health, or regulatory requirements. The Charlotte County Local Business Tax Receipt is non-regulatory and is not an endorsement of work quality.

Your 2016 - 2017 Local Business Tax Receipt is valid from September 01, 2016 through September 30, 2017. Annual account notices are mailed in June to the address of record at that time. Any Changes to your Local Business Tax Account due to change of Business Name, Ownership, Physical Address or you are Closing your Business please contact our office at 941-743-1350.

VICKIE L. POTTS  
Charlotte County Tax Collector

THE AMERICAN INSTITUTE OF ARCHITECTS



AIA Document A310

Bid Bond

KNOW ALL MEN BY THESE PRESENTS, that we Marine Contracting Group, Inc., 8260 Pascal Drive, Punta Gorda, FL 33950 (941) 505-0221

(Here insert full name and address or legal title of Contractor)

as Principal, hereinafter called the Principal, and Fidelity and Deposit Company of Maryland, 1400 American Lane, Tower I, 18th Floor, Schaumburg, Illinois 60196 (800) 987-3373

(Here insert full name and address or legal title of Surety)

a corporation duly organized under the laws of the State of Maryland as Surety, hereinafter called the Surety, are held and firmly bound unto Charlotte County, 18500 Murdock Circle, Port Charlotte, FL 33948-1094 (941) 743-1378

(Here insert full name and address or legal title of Obligee)

as Obligee, hereinafter called the Obligee, in the sum of 5% of the Bid amount Dollars (\$ NA ), 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 Project #2016000440, Spring Lake Park Boardwalk, Parking Lot and Stormwater Renovations, 3520 Lakeview Blvd, Port Charlotte, FL 33948

(Here insert full name, address and description of project)

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 23rd day of November 2016

[Signature] (Witness)

Marine Contracting Group, Inc. (Principal) [Signature] (Seal) (Title)

Ann Minnis (Witness)

Fidelity and Deposit Company of Maryland (Surety) [Signature] (Seal) (Title) Jody M. Tift, Attorney-in-Fact Florida Resident Agent

**ZURICH AMERICAN INSURANCE COMPANY  
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY  
FIDELITY AND DEPOSIT COMPANY OF MARYLAND  
POWER OF ATTORNEY**

KNOW ALL MEN BY THESE PRESENTS: That the ZURICH AMERICAN INSURANCE COMPANY, a corporation of the State of New York, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, a corporation of the State of Maryland, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND a corporation of the State of Maryland (herein collectively called the "Companies"), by **MICHAEL BOND, Vice President**, in pursuance of authority granted by Article V, Section 8, of the By-Laws of said Companies, which are set forth on the reverse side hereof and are hereby certified to be in full force and effect on the date hereof, do hereby nominate, constitute, and appoint **William J. PALMER, Patricia D. POST, Jason Cory BROADAWAY, Julie A. PEARSON, Jody M. TIFT and Steven W. HOLTZ, all of Maitland, Florida, EACH** its true and lawful agent and Attorney-in-Fact, to make, execute, seal and deliver, for, and on its behalf as surety, and as its act and deed: **any and all bonds and undertakings**, and the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Companies, 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 ZURICH AMERICAN INSURANCE COMPANY at its office in New York, New York., the regularly elected officers of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at its office in Owings Mills, Maryland., and the regularly elected officers of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at its office in Owings Mills, Maryland., in their own proper persons.

The said Vice President does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article V, Section 8, of the By-Laws of said Companies, and is now in force.

IN WITNESS WHEREOF, the said Vice-President has hereunto subscribed his/her names and affixed the Corporate Seals of the said **ZURICH AMERICAN INSURANCE COMPANY, COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and FIDELITY AND DEPOSIT COMPANY OF MARYLAND**, this 5th day of April, A.D. 2016.

ATTEST:

**ZURICH AMERICAN INSURANCE COMPANY  
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY  
FIDELITY AND DEPOSIT COMPANY OF MARYLAND**



By: Eric D. Barnes  
*Eric D. Barnes*  
Secretary  
Eric D. Barnes

Michael Bond  
*Michael Bond*  
Vice President  
Michael Bond

State of Maryland  
County of Baltimore

On this 5th day of April, A.D. 2016, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, **MICHAEL BOND, Vice President, and ERIC D. BARNES, Secretary**, of the Companies, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and acknowledged the execution of same, and being by me duly sworn, depose and saith, that he/she is the said officer of the Company aforesaid, and that the seals affixed to the preceding instrument are the Corporate Seals of said Companies, and that the said Corporate Seals and the signature as such officer were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporations.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal the day and year first above written.

Maria D. Adamski  
*Maria D. Adamski*



Maria D. Adamski, Notary Public  
My Commission Expires: July 8, 2019

**EXTRACT FROM BY-LAWS OF THE COMPANIES**

"Article V, Section 8, Attorneys-in-Fact. The Chief Executive Officer, the President, or any Executive Vice President or Vice President may, by written instrument under the attested corporate seal, appoint attorneys-in-fact with authority to execute bonds, policies, recognizances, stipulations, undertakings, or other like instruments on behalf of the Company, and may authorize any officer or any such attorney-in-fact to affix the corporate seal thereto; and may with or without cause modify or revoke any such appointment or authority at any time."

**CERTIFICATE**

I, the undersigned, Vice President of the ZURICH AMERICAN INSURANCE COMPANY, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, do hereby certify that the foregoing Power of Attorney is still in full force and effect on the date of this certificate; and I do further certify that Article V, Section 8, of the By-Laws of the Companies is still in force.

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the ZURICH AMERICAN INSURANCE COMPANY at a meeting duly called and held on the 15th day of December 1998.

RESOLVED: "That the signature of the President or a Vice President and the attesting signature of a Secretary or an Assistant Secretary and the Seal of the Company may be affixed by facsimile on any Power of Attorney...Any such Power or any certificate thereof bearing such facsimile signature and seal shall be valid and binding on the Company."

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at a meeting duly called and held on the 5th day of May, 1994, and the following resolution of the Board of Directors of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at a meeting duly called and held on the 10th day of May, 1990.

RESOLVED: "That the facsimile or mechanically reproduced seal of the company and facsimile or mechanically reproduced signature of any Vice-President, Secretary, or Assistant Secretary of the Company, whether made heretofore or hereafter, wherever appearing upon a certified copy of any power of attorney issued by the Company, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seals of the said Companies, this 23<sup>rd</sup> day of November, 2016.



*Gerald F. Haley*

Gerald F. Haley, Vice President