

Agmt
Bid

CAD/HS

RESOLUTION NO. 2019- 244

A RESOLUTION ACCEPTING THE PROPOSAL OF DALLAS 1 CORPORATION PERTAINING TO CONTRACT 19-C-00011; CULBREATH BAYOU DISTRIBUTION LINE REPLACEMENT, IN THE AMOUNT OF \$1,818,070; AUTHORIZING THE EXECUTION OF THE CONTRACT BY THE MAYOR OF THE CITY OF TAMPA; PROVIDING AN EFFECTIVE DATE.

WHEREAS, on January 15, 2019, the Mayor received bids, tabulation of such bids being hereto attached for informational purposes, for the construction of Culbreath Bayou Distribution Line Replacement, and recommends to this Council that the proposal of Dallas 1 Corporation be accepted, funds therefore being available in the appropriate account;

NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL
OF THE CITY OF TAMPA, FLORIDA, THAT:

Section 1. The proposal of Dallas 1 Corporation in the total amount of \$1,818,070 for construction of the Culbreath Bayou Distribution Line Replacement, in accordance with plans, specifications and other related contract documents prepared by the Contract Administration Department, is hereby approved and accepted; and the Contract is hereby awarded to the said Contractor.

Section 2. This Resolution, which is not part of the contract documents, authorizes the Mayor to execute and the City Clerk to attest and affix the official seal of the City of Tampa to the Contract for and on behalf of the City of Tampa.

Section 3. Plans, specifications and contract documents for the construction of said Project, which documents are now on file in the office of the Contract Administration Department of the City of Tampa, are hereby approved in their entirety or in substantially similar form.

Section 4. The Director of the Contract Administration Department is hereby authorized to issue, in written form only, work directive changes authorizing additions, deletions or revisions resulting from unforeseen conditions or emergencies, said directives to be incorporated in subsequently issued change orders approved by the City Council.

Section 5. Any and all technical errors, informalities and irregularities in the proposal of the Contractor are hereby waived.

Section 6. The bid security of the bidders shall be returned in accordance with the provisions of the contract documents for this project.

Section 7. Funding for an award to Dallas 1 Corporation for construction is available in the amount of \$1,818,070 for use by the Culbreath Bayou Distribution Line Replacement Project within the Water – Capital/2016 State Revolving Loan Fund.

Section 8. Other proper officers of the City of Tampa are authorized to do all things necessary and proper in order to carry out and make effective the provisions of this Resolution, which shall take effect immediately upon its adoption.

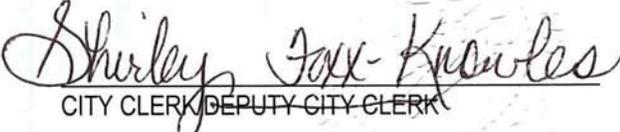
PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF TAMPA, FLORIDA ON MAR 21 2019.



CHAIRMAN/CHAIRMAN PRO-TEM, CITY COUNCIL

APPROVED AS TO LEGAL SUFFICIENCY BY:
Justin R. Vaske, Assistant City Attorney

ATTEST:



CITY CLERK/DEPUTY CITY CLERK

*1% for Art: No

1/2019-9

Tampa Bay Times

tampabay.com

-Receipt-

Ad Proof

Sealed bids will be received by the City of Tampa no later than 1:30 p.m. on January 15, 2019. **CONTRACT NO.: 19-C-00010**; Citywide Roadway Improvements and Street Resurfacing EST.: \$5,400,000 **PRE-BID CONF.:** Dec 18, 2018, 2:00 p.m. **CONTRACT NO.: 19-C-00011**; Culbreath Bayou Distribution Line Replacement EST.: \$1,630,000 **PRE-BID.:** Dec 18, 2018, 2:30 p.m. **CONTRACT NO.: 19-C-00013**; Lowry Park and Davis Islands Seaplane Basin Park Dock Improvements EST.: \$700,000 **PRE-BID.:** Dec 18, 2018, 3:00 p.m. Download documents from www.demandstar.com or <http://www.tampagov.net/contract-administration/programs/construction-project-bidding>. Email Questions to: contractadministration@tampagov.net. (718616) 12/07/2018

Date: 12/05/18
Account #: 45164
Company Name: CITY OF TAMPA -CONTRACT ADMINISTRATION
Contact: JIM GREINER
Address: 306 EAST JACKSON ST, SUITE 4N
City: TAMPA
State: FL
Zip: 33602
Telephone: (813) 274-8006

Publications:

Tampa Bay Times,
TampaBay.com

Ad ID: 718616
Run Dates: 12/07/18 to 12/07/18
Ad Class: Legal
Columns wide: 1
Billed of Lines: 20.0
Total Cost: \$87.00
Account Rep: Virginia Marshall
Phone #: (727) 893-8358
Email: vmarshall@tampabay.com

Payments:

Method	Card Type	Name on Card	Last 4 Digits	Expire Date	Check Number	Amount Paid
	CC	VISA			1007	\$87.00

Gross: \$87.00

Paid Amount: - \$87.00

Amount Due: \$0.00

**City of Tampa
BID TABULATION**

Contract 19-C-00011; Culbreath Bayou Distribution Line Replacement

Bid Opening - January 15, 2019

Posted January 15, 2019 (Updated January 16, 2019)

CONTRACTOR	TOTAL BID AMOUNT
Dallas 1 Corp	\$1,818,070.00 *
Pospiech Contracting, Inc.	\$1,935,192.36

* Arithmetic correction by Contract Administration

Notice of Intent to Award: Unless subsequently indicated otherwise, in a revised posting, the City of Tampa intends to award the referenced project to the lowest bidder listed in this tabulation. A bidder aggrieved by this decision may file a protest not later than 4:30 P.M., five (5) business days from the first posting hereof, pursuant to City of Tampa Code Chapter 2, Article V, Division 3, Section 2-282, Procurement Protest Procedures. Protests not conforming therewith shall not be reviewed.

Bids Received By: *Jim Greiner*

Jim Greiner, P.E.
City of Tampa - Contract Administration Department
306 E. Jackson Street - 4N
Tampa, FL 33602

AWB

PROPOSAL

To the Mayor and City Council of the City of Tampa, Florida:

Legal Name of Bidder: Dallas 1 Corp.

Bidder's Fictitious Name, if applicable: Dallas 1 Construction & Development

Bidder is a/an: Individual Partnership* Joint Venture* LLC Corp. Other:

Bidder is organized under the laws of: State of Florida Other:

Bidder Mailing Address: P.O. Box 249, Thonotosassa, FL 33592

Bidder's Federal Employee Identification No. (FEI/EIN): 59-2610376

Bidder's License No.: CUC1225146 Bidder's FDOS (SUNBIZ) Doc. No.: H90183
(See Ch. 489, FS: use entity's, individual's only if applicable)

Bidder Contact Name**: Ed Harris Email: ed.harris@d1cd.com Phone: (813) 865-4125

Bidder's own initial application for employment has criminal history screening practices similar in nature to the practices contained in Chapter 12, Article VI, City of Tampa Code (*Responses, whether "Yes" or "No", are for informational purposes only and will not be used as a basis of award or denial, nor as a basis for any protest*): Yes No

The below named person, appearing before the undersigned authority and after being first duly sworn, for him/herself and on behalf of the entity submitting this Proposal does hereby affirm and declare as follows:

- (1) He/She is of lawful age and is authorized to act on behalf of Bidder (the individual, partnership, corporation, entity, etc. submitting this Proposal) and that all statements made in this document are true and correct to the best of my knowledge.
- (2) If Bidder is operating under a fictitious name, Bidder has currently complied with any and all laws and procedures governing the operation of businesses under fictitious names in the State of Florida
- (3) No person or entity other than Bidder has any interest in this Proposal or in the Contract proposed to be entered into.
- (4) This Proposal is made without any understanding, agreement, or connection with any person or entity making Proposal for the same purposes, and is in all respects fair and without collusion or fraud.
- (5) Bidder is not in arrears to the City of Tampa, upon debt or contract, and is not a defaulter, as surety or otherwise, upon any obligation to the City of Tampa.
- (6) That no officer or employee or person whose salary is payable in whole or in part from the City Treasury is, shall be or become interested, directly or indirectly, as a contracting party, partner, stockholder, surety or otherwise, in this Proposal, or in the performance of the Contract, or in the supplies, materials, or equipment and work or labor to which it relates, or in any portion of the profits thereof.
- (7) Bidder has carefully examined and fully understands the Solicitation and has full knowledge of the scope, nature, and quality of the work to be performed; furthermore, Bidder has carefully examined the site of the work and that, from his own investigations, he has satisfied himself as to the nature and location of the work, the character, quality, and quantity of materials and the kinds and extent of equipment and other facilities needed for the performance of the work, the general and local conditions and all difficulties to be encountered, and all other items which may, in any way, affect the work or its performance.
- (8) Bidder (including its principals) has | has NOT been debarred or suspended from contracting with a public entity.
- (9) Bidder has | has NOT implemented a drug-free workplace program that meets the requirements of Section 287.087, Florida Statutes.
- (10) Bidder has carefully examined and fully understands all the component parts of the Contract Documents and agrees Bidder will execute the Contract, provide the required Public Construction Bond, and will fully perform the work in strict accordance with the terms of the Contract and Contract Documents therein referred to for the following prices, to wit:

* If a Partnership or Joint Venture, attach Partnership or Joint Venture Agreement.

** Someone the City may contact with questions/correspondence regarding this Solicitation and/or permits.

Item No	Description	Unit	Approx. Quantity	Unit Price in Words	Unit Price	Total Computed Price
2102	F&I 6" ductile iron pipe	LF	5,502	Sixty Seven Dollars & fifty Cents	\$ 67.50	\$ 371,385.00
2103	F&I 8" ductile iron pipe	LF	15	One Thousand Dollars & Zero Cents	\$ 1,000.00	\$ 15,000.00
2159	F&I 6" restrained joint PVC pipe by open cut	LF	202	Eighty Six Dollars & Zero Cents	\$ 86.00	\$ 17,372.00
2207	F&I 6" restrained joint PVC pipe by HDD	LF	2,845	Forty Dollars & Zero Cents	\$ 40.00	\$ 113,800.00
2208	F&I 8" restrained joint PVC pipe by HDD at various depths	LF	288	Sixty Five Dollars & Zero Cents	\$ 65.00	\$ 18,720.00
2501	Removal of abandoned pipe 4" - 10" in diameter	LF	176	Fifty Five Dollars & Zero Cents	\$ 55.00	\$ 9,680.00
2600	Cut and plug 3" and smaller in diameter pipe	EA	4	Five Hundred Ten Dollars & Zero Cents	\$ 510.00	\$ 2,040.00
2601	Cut and plug 4", 6" and 8" diameter pipe	EA	15	One Thousand Nine Hundred Dollars & Zero Cents	\$ 1,900.00	\$ 28,500.00
3071	Furnish 6" push-on joint pipe gasket (gripper-type) restraints	EA	134	One Hundred Fifty Dollars & Zero Cents	\$ 150.00	\$ 20,100.00
4004	F&I 6" DI MJ plug or cap	EA	4	Three Hundred Twenty Dollars & Zero Cents	\$ 320.00	\$ 1,280.00
4005	F&I 6" DI MJ bend or sleeve	EA	84	Two Hundred Fifty Dollars & Zero Cents	\$ 250.00	\$ 21,000.00
4006	F&I 6" DI MJ tee	EA	24	Three Hundred Fifty Dollars & Zero Cents	\$ 350.00	\$ 8,400.00
4008	F&I 8" DI MJ plug or cap	EA	1	Two Hundred Twenty Dollars & Zero Cents	\$ 220.00	\$ 220.00
4009	F&I 8" DI MJ bend, offset, sleeve or reducer	EA	8	Three Hundred Ten Dollars & Zero Cents	\$ 310.00	\$ 2,480.00
4010	F&I 8" DI MJ tee	EA	1	Four Hundred Ninety Dollars & Zero Cents	\$ 490.00	\$ 490.00
5000	F&I Full FHA on new or existing mains	EA	12	Four Thousand Six Hundred Forty Dollars & Zero Cents	\$ 4,640.00	\$ 55,680.00

Item No.	Description	Unit	Approx. Quantity	Unit Price in Words	Unit Price	Total Computed Price
5200	Remove & salvage hydrant	EA	5	Four Hundred Sixty Dollars & Zero Cents	\$ 460.00	\$ 2,300.00
6002	F&I 6" gate or tapping valve with box	EA	49	One Thousand One Hundred Twenty Dollars & Zero Cents	\$ 1,120.00	\$ 54,880.00
6003	F&I 8" gate or tapping valve with box	EA	2	One Thousand Three Hundred Ninety Dollars & Zero Cents	\$ 1,390.00	\$ 2,780.00
6102	F&I 6" Linestop on existing water main	EA	1	Seven Thousand Two Hundred Ninety Dollars & Zero Cents	\$ 7,290.00	\$ 7,290.00
6205	F&I 8" TEAM Insertion Valve on existing water main	EA	1	Nine Thousand Four Hundred Dollars & Zero Cents	\$ 9,400.00	\$ 9,400.00
7002	F&I 8" tapping sleeve and make tap	EA	4	Four Thousand Three Hundred Dollars & Zero Cent	\$ 4,350.00	\$ 17,400.00
7003	F&I 12" tapping sleeve and make tap	EA	7	Five Thousand Four Hundred Sixty Dollars & Zero Cents	\$ 5,460.00	\$ 38,220.00
8100	FT&I 3/4" or 1" meter service on PVCP, DIP, or CIP (0-15')	EA	61	One Thousand One Hundred Fifty Dollars & Zero Cents	\$ 1,150.00	\$ 70,150.00
8101	FT&I 3/4" or 1" meter service on PVCP, DIP or CIP (+15-80')	EA	60	One Thousand Four Hundred Dollars & Zero Cents	\$ 1,400.00	\$ 84,000.00
9100	Maintenace of Traffic	LS	1	Seventy Seven Thousand Four Hundred Fifty Dollars & Zero Cents	\$ 77,450.00	\$ 77,450.00
9201	Furnish, place and compact crushed concrete base	CY	740	One Hundred Forty Dollars & Zero Cents	\$ 140.00	\$ 103,600.00
9203	Furnish, place and compact asphalt structural course (Superpave Type B-12.5)	SY-IN	3,300	Twenty Nine Dollars & Zero Cents	\$ 29.00	\$ 95,700.00
9207	Furnish, place, grade and compact asphaltic concrete overlay (Superpave Type SP-9.5)	SY-IN	21,900	Twelve Dollars & Zero Cents	\$ 12.00	\$ 262,800.00
9208	Mobilization to perform mechanical milling	EA	4	Five Hundred Ninety Dollars & Zero Cents	\$ 590.00	\$ 2,360.00
9209	Mechanical milling of asphalt roadways in 1-inch increments	SY-IN	18,625	Two Dollars & Forty Cents	\$ 2.40	\$ 44,700.00
9210	Restore 6" thick concrete driveway	SY	22	One Hundred Dollars & Zero Cents	\$ 100.00	\$ 2,200.00
9250	Furnish materials & Install Signalization loops	EA	1	Two Thousand Seventy Dollars & Zero Cents	\$ 2,070.00	\$ 2,070.00
9300	Furnish and install Type "D" concrete curb	LF	100	Forty Five Dollars & Zero Cents	\$ 45.00	\$ 4,500.00
9303	Furnish and install Type "F" concrete curb	LF	160	Fifty Dollars & Zero Cents	\$ 50.00	\$ 9,500.00

Item No.	Description	Unit	Approx. Quantity	Unit Price in Words	Unit Price	Total Computed Price
9307	Furnish and install 4" thick concrete sidewalk	SY	100	Ninety Five Dollars & Zero Cents	\$ 95.00	\$ 9,500.00
9310	Gravel and sod roadside/ditch bottoms & sides - St Augustine	SY	400	Twelve Dollars & Zero Cents	\$ 12.00	\$ 4,800.00
9400	Grout abandoned pipe	CY	4	Six Hundred Eighty Dollars & Zero Cents	\$ 680.00	\$ 2,720.00
9505	Video photography	LF	8,900	Zero Dollars & Fifteen Cents	\$ 0.15	\$ 1,335.00
9801	Root Pruning	LF	20	Nine Dollars & Forty Cents	\$ 9.40	\$ 188.00
9900	Excavation exploratory pits	EA	5	Eight Hundred Fifty Dollars & Zero Cents	\$ 850.00	\$ 4,250.00
9921	F&I blow-off assembly w/valve & meter box, per Detail 2.17	EA	2	Six Hundred Sixty Dollars & Zero Cents	\$ 660.00	\$ 1,320.00
9931	Furnish, form & pour concrete thrust blocks	CY	1	Five Hundred Seventy Dollars & Zero Cents	\$ 570.00	\$ 570.00
9940	Restore and replace asphalt speed table per COT DPW stds.	LA	3	Three Thousand Four Hundred Eighty Dollars & Zero Cents	\$ 3,480.00	\$ 10,440.00
9980	Contingency allowance - to be used by City	LS	1	One Hundred Fifty Thousand Dollars & no cents	\$ 150,000.00	\$ 150,000.00
10000	Mobilization/demobilization	LS	1	Fifty Seven Thousand Dollars and No Cents	\$ 57,000.00	\$ 57,000.00
					TOTAL	1,819,570.00

Computed Total Price in Words: One Million Eight Hundred Nineteen Thousand Five Hundred Seventy dollars and Zero cents.

Computed Total Price in Figures: \$ 1,819,570.00

Bidder acknowledges that the following addenda have been received and that the changes covered by the addendum(s) have been taken into account in this proposal: #1 none #2 #3 #4 #5 #6 #7 #8 .

Bidder acknowledges the requirements of the City of Tampa's Equal Business Opportunity Program.

Bidder acknowledges that it is aware of Florida's Trench Safety Act (Sections 553.60-553.64, Florida Statutes), and agrees that Bidder together with any involved subcontractors will comply with all applicable trench safety standards. Bidder further acknowledges that included in the various items of this Proposal and the total bid price (as applicable) are costs for complying with the Trench Safety Act. Bidder further identifies the costs and methods summarized below:

	Trench Safety Measure (Description)	Unit of Measure (LF, SY)	Unit Quantity	Unit Cost	Extended Cost
A.	Trench Box	LS	1	\$ 4,150.00	\$ 4,150.00
B.					
C.					
Total Cost: \$				4,150.00	

Accompanying this Proposal is a certified check, cashier's check or Tampa Bid Bond (form included herein must be used) for at least five percent (5%) of the total amount of the Proposal which check shall become the property of the City, or which bond shall become forthwith due and payable to the City, if this Proposal shall be accepted by the City and the Bidder shall fail to enter into a legally binding contract with and to furnish the required Public Construction Bond to the City within twenty (20) days after the date of its receipt of written Notice of Award by the City so to do.

FAILURE TO COMPLETE THE ABOVE MAY RESULT IN THE PROPOSAL BEING DECLARED NON-RESPONSIVE.

[SEAL]

Name of Bidder: Dallas 1 Corp. dba Dallas 1 Construction and Development
 Authorized Signature: [Signature]
 Signer's Printed Name: Edward Harris
 Signer's Title: Chief Estimator

STATE OF Florida
 COUNTY OF Hillsborough

For an entity: The forgoing instrument was sworn (or affirmed) before me this 15 day of January, 2019 by Edward Harris as Chief Estimator of Dallas 1 Corp., a/n Partnership Joint Venture LLC Corp Other: , on behalf of such entity. Such individual is personally known to me or produced a/n N/A state driver's license as identification.

For an individual: The forgoing instrument was sworn (or affirmed) before me this day of , 20 by , who is personally known to me or produced a/n state driver's license as identification.



[Signature]
 Notary Public, State of Florida
 Notary Printed Name: Shirley H. Wiley
 Commission No.:
 My Commission Expires:

TAMPA BID BOND
19-C-00011 Culbreath Bayou Distribution Line Replacement

KNOW ALL MEN BY THESE PRESENTS, that we, Dallas 1 Corporation dba Dallas 1

Construction & Development

(hereinafter called the Principal) and Westfield Insurance Company

(hereinafter called the Surety) a Corporation chartered and existing under the laws of the State of Ohio, with its principal offices in the City of Westfield Center, and authorized to do business in the State of Florida, are held and firmly bound unto the City of Tampa, a Municipal Corporation of Hillsborough County, Florida, in the full and just sum of 5% of the amount of the (Bid) (Proposal) good and lawful money of the United States of America, to be paid upon demand of the City of Tampa, Florida, to which payment will and truly to be made we bind ourselves, our heirs, executors, administrators, successors, and assigns, jointly and severally and firmly these presents.

WHEREAS, the Principal is about to submit, or has submitted to the City of Tampa, Florida, a Proposal for the construction of certain facilities for the City designated Contract 19-C-00011, Culbreath Bayou Distribution Line Replacement.

WHEREAS, the Principal desires to file this Bond in accordance with law, in lieu of a certified Bidder's check otherwise required to accompany this Proposal.

NOW, THEREFORE: The conditions of this obligation are such that if the Proposal be accepted, the Principal shall, within twenty (20) days after the date of receipt of written Notice of Award, execute a contract in accordance with the Proposal and upon the terms, conditions and price set forth therein, in the form and manner required by the City of Tampa, Florida and execute a sufficient and satisfactory Public Construction Bond payable to the City of Tampa, Florida in an amount of one hundred percent (100%) of the total contract price, in form and with security satisfactory to said City, then this Bid Bond obligation is to be void; otherwise to be and remain in full force and virtue in law, and the Surety shall, upon failure of the Principal to comply with any or all of the foregoing requirements within the time specified above, immediately pay to the aforesaid City, upon demand, the amount thereof, in good and lawful money of the United States of America, not as a penalty, but as liquidated damages.

IN TESTIMONY THEREOF, the Principal and Surety have caused these presents to be duly signed and sealed this 15th day of January, 2019.

Principal

Dallas 1 Corporation dba
Dallas 1 Construction & Development

BY *Edward Harris*

TITLE Edward Harris, Chief Estimator
Westfield Insurance Company

BY *Mary Martha Langley*

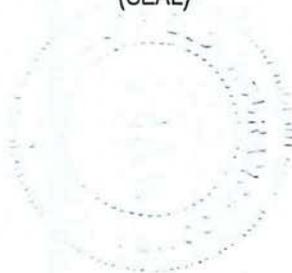
TITLE Mary Martha Langley, Attorney-in-Fact

Mary Martha Langley; #W084373
Producing Agent

400 N Tampa Street, Suite 1900
Tampa, FL 33602
Producing Agent's Address

Lykes Insurance Inc.
Name of Agency

(SEAL)



The addition of such phrases as "not to exceed" or like import shall render the (Bid) (Proposal) non-responsive.

General Power of Attorney

Westfield Insurance Co. Westfield National Insurance Co. Ohio Farmers Insurance Co. Westfield Center, Ohio

CERTIFIED COPY

Know All Men by These Presents, That WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY, corporations, hereinafter referred to individually as a "Company" and collectively as "Companies," duly organized and existing under the laws of the State of Ohio, and having its principal office in Westfield Center, Medina County, Ohio, do by these presents make, constitute and appoint RICHARD P. RUSSO, JR., TANYA L. RUSSO, FREDERIC M. ARCHERD, JR., MARY MARTHA LANGLEY, JOINTLY OR SEVERALLY

of TAMPA and State of FL its true and lawful Attorney(s)-in-Fact, with full power and authority hereby conferred in its name, place and stead, to execute, acknowledge and deliver any and all bonds, recognizances, undertakings, or other instruments or contracts of suretyship-

LIMITATION: THIS POWER OF ATTORNEY CANNOT BE USED TO EXECUTE NOTE GUARANTEE, MORTGAGE DEFICIENCY, MORTGAGE GUARANTEE, OR BANK DEPOSITORY BONDS.

and to bind any of the Companies thereby as fully and to the same extent as if such bonds were signed by the President, sealed with the corporate seal of the applicable Company and duly attested by its Secretary, hereby ratifying and confirming all that the said Attorney(s)-in-Fact may do in the premises. Said appointment is made under and by authority of the following resolution adopted by the Board of Directors of each of the WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY:

"Be It Resolved, that the President, any Senior Executive, any Secretary or any Fidelity & Surety Operations Executive or other Executive shall be and is hereby vested with full power and authority to appoint any one or more suitable persons as Attorney(s)-in-Fact to represent and act for and on behalf of the Company subject to the following provisions:

The Attorney-in-Fact. may be given full power and authority for and in the name of and on behalf of the Company, to execute, acknowledge and deliver, any and all bonds, recognizances, contracts, agreements of indemnity and other conditional or obligatory undertakings and any and all notices and documents canceling or terminating the Company's liability thereunder, and any such instruments so executed by any such Attorney-in-Fact shall be as binding upon the Company as if signed by the President and sealed and attested by the Corporate Secretary."

"Be it Further Resolved, that the signature of any such designated person and the seal of the Company heretofore or hereafter affixed to any power of attorney or any certificate relating thereto by facsimile, and any power of attorney or certificate bearing facsimile signatures or facsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached." (Each adopted at a meeting held on February 8, 2000).

In Witness Whereof, WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY have caused these presents to be signed by their National Surety Leader and Senior Executive and their corporate seals to be hereto affixed this 15th day of JULY A.D., 2016 .

Corporate Seals Affixed



WESTFIELD INSURANCE COMPANY WESTFIELD NATIONAL INSURANCE COMPANY OHIO FARMERS INSURANCE COMPANY

By: Dennis P. Baus

Dennis P. Baus, National Surety Leader and Senior Executive

State of Ohio County of Medina ss.:

On this 15th day of JULY A.D., 2016 , before me personally came Dennis P. Baus to me known, who, being by me duly sworn, did depose and say, that he resides in Wooster, Ohio; that he is National Surety Leader and Senior Executive of WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY, the companies described in and which executed the above instrument; that he knows the seals of said Companies; that the seals affixed to said instrument are such corporate seals; that they were so affixed by order of the Boards of Directors of said Companies; and that he signed his name thereto by like order.

Notarial Seal Affixed



David A. Kotnik

David A. Kotnik, Attorney at Law, Notary Public My Commission Does Not Expire (Sec. 147.03 Ohio Revised Code)

State of Ohio County of Medina ss.:

I, Frank A. Carrino, Secretary of WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney, executed by said Companies, which is still in full force and effect; and furthermore, the resolutions of the Boards of Directors, set out in the Power of Attorney are in full force and effect.

In Witness Whereof, I have hereunto set my hand and affixed the seals of said Companies at Westfield Center, Ohio, this 15th day of January A.D., 2019 .



Frank A Carrino Secretary

Frank A. Carrino, Secretary



Good Faith Effort Compliance Plan Guidelines
 for Women/Minority Business Enterprise/Small Local Business Enterprise Participation
 City of Tampa - Equal Business Opportunity Program
 (MBD Form 50 – detailed instructions on page 2 of 2)

Jan. 15, 2019

Contract Name _____
 Bidder/Proposer Dallas 1 Corp., dba Dallas 1 Construction & Development
 Signature  Date 1-15-2019
 Name Edward Harris Title Chief Estimator

The Compliance Plan with attachments is a true account of Good Faith Efforts (GFE) made to achieve the participation goals as specified for Women/Minority Business Enterprises/Small Local Business Enterprises (WMBE/SLBE) on the referenced contract:

The WMBE/SLBE participation **Goal is Met or Exceeded**. See DMI Forms 10 and 20 which accurately report all subcontractors solicited and all subcontractors to-be-utilized.

The WMBE/SLBE participation Goal is **Not Achieved**. The following list is an overview of the baseline GFE action steps already performed. Furthermore, it is understood that these GFE requirements are weighted in the compliance evaluation based on the veracity and demonstrable degree of documentation provided with the bid/proposal:

(Check applicable boxes below. Must enclose supporting documents accordingly with remarks)

- (1) Solicited through reasonable and available means the interest of WMBE/SLBEs that have the capability to perform the work of the contract. The Bidder or Proposer must solicit this interest within sufficient time to allow the WMBE/SLBEs to respond. The Bidder or Proposer must take appropriate steps to follow up initial solicitations with interested WMBE/SLBEs. See DMI report forms for subcontractors solicited. See enclosed supplemental data on solicitation efforts. Qualifying Remarks:
- (2) Provided interested WMBE/SLBEs with adequate, specific scope information about the plans, specifications, and requirements of the contract, including addenda, in a timely manner to assist them in responding to the requested-scope identified by bidder/proposer for the solicitation. See enclosed actual solicitations used. Qualifying Remarks:
- (3) Negotiated in good faith with interested WMBE/SLBEs that have submitted bids (e.g. adjusted quantities or scale). Documentation of negotiation must include the names, addresses, and telephone numbers of WMBE/SLBEs that were solicited; the date of each such solicitation; a description of the information provided regarding the plans and specifications for the work selected for subcontracting; and evidence as to why agreements could not be reached with WMBE/SLBEs to perform the work. Additional costs involved in soliciting and using subcontractors is not a sufficient reason for a bidder/proposer's failure to meet goals or achieve participation, as long as such costs are reasonable. Bidders are not required to accept excessive quotes in order to meet the goal.
 - DMI Utilized Forms for sub-(contractor/consultant) reflect genuine negotiations This project is an RFQ/RFP in nature and negotiations are limited to clarifications of scope/specifications and qualifications. See enclosed documentation.
 - Qualifying Remarks:
- (4) Not rejecting WMBE/SLBEs as being unqualified without justification based on a thorough investigation of their capabilities. The WMBE/SLBEs standing within its industry, membership in specific groups, organizations / associations and political or social affiliations are not legitimate causes for rejecting or not soliciting bids to meet the goals.
 - Not applicable. See attached justification for rejection of a subcontractor's bid or proposal. Qualifying Remarks:
- (5) Made scope(s) of work available to WMBE/SLBE subcontractors and suppliers; and, segmented portions of the work or material consistent with the available WMBE/SLBE subcontractors and suppliers, so as to facilitate meeting the goal. Sub-Contractors were allowed to bid on their own choice of work or trade without restriction to a pre-determined portion. See enclosed comments. Qualifying Remarks:
- (6) Made good faith efforts, despite the ability or desire of Bidder/Proposer to perform the work of a contract with its own forces/organization. A Bidder/Proposer who desires to self-perform the work of a contract must demonstrate good faith efforts if the goal has not been met. Sub-Contractors were not prohibited from submitting bids/proposals and were solicited on work typically self-performed by the prime. Qualifying Remarks:
- (7) Segmented portions of the work to be performed by WMBE/SLBEs in order to increase the likelihood that the goals will be met. This includes, where appropriate, breaking out contract work items into economically feasible units (quantities/scale) to facilitate WMBE/SLBE participation, even when the Bidder/Proposer might otherwise prefer to perform these work items with its own forces. Sub-Contractors were allowed to bid on their own choice of work or trade without restriction to a pre-determined portion. Sub-Contractors were not prohibited from submitting bids/proposals and were solicited on work typically self-performed by the prime. See enclosed comments. Qualifying Remarks:
- (8) Made efforts to assist interested WMBE/SLBEs in obtaining bonding, lines of credit, or insurance as required by the city or contractor.
 - See enclosed documentation on initiatives undertaken and methods to accomplish. Qualifying Remarks:
- (9) Made efforts to assist interested WMBE/SLBEs in obtaining necessary equipment, supplies, materials, or related assistance or services, including participation in an acceptable mentor-protégé program. See enclosed documentation of initiatives and/or agreements. Qualifying Remarks:
- (10) Effectively used the services of the City and other organizations that provide assistance in the recruitment and placement of WMBE/SLBEs.
 - See enclosed documentation. The following services were used:

Note: Provide any unsolicited information that will support the Bid/RFP Compliance Evaluation. Named Documents Are:



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Page 1 of 4 – DMI Solicited/Utilized Schedules
City of Tampa – Schedule of All Solicited Sub-(Contractors/Consultants/Suppliers)
(FORM MBD-10)

Contract No.: 19-C-00011 Contract Name: Culbreath Bayou Distribution Line Replacement
 Company Name: Dallas 1Corp. Address: P.O. Box 249, Thonotassassa, FL 33592
 Federal ID: 59-2610376 Phone: 813-986-1922 Fax: 813-986-4250 Email: ed.harris@d1cd.com

Check applicable box(es). Detailed Instructions for completing this form are on page 2 of 4.

No Firms were contacted or solicited for this contract.

No Firms were contacted because: _____

See attached list of additional Firms solicited and all supplemental information (List must comply to this form)

Note: Form MBD-10 must list ALL subcontractors solicited including Non-minority/small businesses

NIGP Code Categories: Buildings = 909, General = 912, Heavy = 913, Trades = 914, Architects = 906, Engineers & Surveyors = 925, Supplier = 912-77

S = SLBE W=WMBE O = Neither	Company Name Address Phone, Fax, Email	Type of Ownership (F=Female M=Male) BF BM = African Am. HF HM = Hispanic AF AM = Asian Am. NF NM = Native Am. CF CM = Caucasian	Trade or Services NIGP Code (listed above)	Contact Method L=Letter F=Fax E=Email P=Phone	Quote or Response Received Y/N
	All attached U-WMBE Availability Contact List was Solicited				
<u>0</u>	<u>Aeriel Innovations, Inc.</u> <u>3703 W. Azalea Tampa, FL 33609</u> <u>813-254-7339</u>	<u>CF</u>	<u>Video</u>	<u>E</u>	<u>Y</u>
<u>59-2502607</u>					
<u>59-2327224</u>	<u>Aero Photo - 400 16th St. N.</u> <u>St. Petersburg, FL 33703</u> <u>727-520-8181, 727-525-6350</u>	<u>CF</u>	<u>Video</u>	<u>E</u>	<u>Y</u>
<u>0</u>					
<u>81-4984764</u>	<u>Black Rock Asphalt Co.</u> <u>2011 W. Cleveland St. A</u> <u>Tampa, FL 33604</u>	<u>Hm</u>	<u>Asphalt</u>	<u>E</u>	<u>Y</u>
<u>S & W</u>					
<u>59-1197714</u>	<u>Capital Paving, LLC</u> <u>2915 SR 590, Suite 21</u> <u>Clearwater, FL 33759</u> <u>727-286-8922, 727-286-8923</u>	<u>CM</u>	<u>Asphalt</u>	<u>E</u>	<u>N</u>
<u>0</u>					
<u>65-0903834</u>	<u>Brooks Land Surveying</u> <u>115 S. Palmor St, Plant City, FL</u> <u>813-754-6620, 813-717-1504</u> <u>33563</u>	<u>CM</u>	<u>Survey</u>	<u>E</u>	<u>N</u>
<u>0</u>					
<u>59-3151668</u>	<u>CreeRide Nursery</u> <u>16316 Bellamy Brothers Blvd.</u> <u>Dade City, FL 33523</u> <u>352-589-1078; 846-588-5012</u>	<u>CM</u>	<u>Sod</u>	<u>E</u>	<u>Y</u>
<u>0</u>					

It is hereby certified that the information provided is an accurate and true account of contacts and solicitations for sub-contracting opportunities on this contract.

Signed: Name/Title: Ed Harris, Chief Estimator Date: 1-15-2019

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S = SLBE W=WMBE O = Neither	Company Name Address Phone, Fax, Email	Type of Ownership (F=Female M=Male) BF BM = African Am. HF HM = Hispanic AF AM = Asian Am. NF NM = Native Am. CF CM = Caucasian	Trade or Services NIGP Code (listed above)	Contact Method L=Letter F=Fax E=Email P=Phone	Quote or Response Received Y/N
	All attached U-WMBE Availability Contact List was Solicited				
62-1833805 D	Dooley Underground Utilities 18403 Eastwyck Dr. Tampa, FL 33647 813-973-7340, jdooley1@tampabay.rr.com	CM	Directional Drill	E	Y
51-1757462 D	D-S Boring Underground 14315 Wadsworth Dr. Odessa, FL 33551 813-920-8610, denverdouglass09@gmail.com	CM	Directional Drill	E	N
27-1607319 D	EA Tapping, LLC 626 Cooper Industrial Parkway 407-880-6786, Jason@eatapping.com	CM	Inserta Valve	E	Y
 D	Ferguson Land Surveyors, LLC 806 Franklin St., Clearwater, FL 33766 727-230-9606, ferry@FLSurveyors.com	CM	Survey	E	Y
46-3169967 D	HDDA 5975 94th Ave. N, Pinellas Park, FL 33782 727-544-3564, HDDofamerica@gmail.com	CM	Directional Drill	E	Y
 D	John S. Webb Assoc. 925 S. Denning Dr. Winter Park, FL 32789 407-622-9322, webbengr@aol.com	CM	Survey	E	Y

It is hereby certified that the information provided is an accurate and true account of contacts and solicitations for sub-contracting opportunities on this contract.

Signed: Name/Title: Ed Harris, Chief Estimator Date: 1-15-2019

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S = SLBE W=WMBE O = Neither	Company Name Address Phone, Fax, Email	Type of Ownership (F=Female M=Male) BF BM = African Am. HF HM = Hispanic AF AM = Asian Am. NF NM = Native Am. CF CM = Caucasian	Trade or Services NIGP Code (listed above)	Contact Method L=Letter F=Fax E=Email P=Phone	Quote or Response Received Y/N
	All attached U-WMBE Availability Contact List was Solicited				
59-30 42773 D	Trans-Phos 4201 Bonnie Mine Rd. Mulberry, FL 33860 813-689-8686, cgoodison@transphos.com	CM	Trucking	E	Y
618052 1-59749 D	Whitney Transport 9038 Camden Field Parkway, Riverview, FL 33578 813-467-6004, nickwhitney@whitneytransport.com	CM	Trucking	E	Y
S, W 13-4250933	Sunbelt Sod & Grading Co. 819 9th St. NE, Ruskin, FL 33570 813-641-9855, sunbeltsod@verizon.net	CF	Sod 79050	E	Y
W 03-0476653	Hyatt Survey 2012 Lena Rd., Brandon, FL 34211 941-744-1443, Pam@hyatt-survey.com	CF	Survey 92586	E	Y
W 59-2882822	Traffic Control Products of Florida Inc 5514 Carmack Rd. Tampa, FL 33610 813-621-8184, kw@trafficcontrolproducts.org	CF	Traffic Loops 55078	E	Y
W 65-0530148	Terrell Industries, Inc. 2067 1st Ave. N, St. Petersburg, FL 33713 727-823-4424, gradyterrell@terrellindustries.com	AM	Supplier 912-77	E	Y

It is hereby certified that the information provided is an accurate and true account of contacts and solicitations for sub-contracting opportunities on this contract.

Signed: Name/Title: Ed Harris, Chief Estimator Date: 1-15-2019

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Page 3 of 4 – DMI Solicited/Utilized Schedules
City of Tampa – Schedule of All To-Be-Utilized Sub-(Contractors/Consultants/Suppliers)
(FORM MBD-20)

Contract No.: 19-C-00011 Contract Name: Culbreath Bayou Distribution Line Replacement
 Company Name: Dallas 1 Corp. Address: P.O. Box 249, Thonotosassa, FL 33592
 Federal ID: 59-2610376 Phone: 813-986-1922 Fax: 813-986-4250 Email: ed.harris@dlcd.com

Check applicable box(es). Detailed Instructions for completing this form are on page 4 of 4.

See attached list of additional Firms Utilized and all supplemental information (List must comply to this form)

Note: Form MBD-20 must list ALL subcontractors To-Be-Utilized including Non-minority/small businesses

No Subcontracting/consulting (of any kind) will be performed on this contract.

No Firms are listed to be utilized because: _____

NIGP Code General Categories: Buildings = 909, General = 912, Heavy = 913, Trades = 914, Architects = 906, Engineers & Surveyors = 925, Supplier = 912-77

Enter "S" for firms Certified as Small Local Business Enterprises, "W" for firms Certified as Women/Minority Business Enterprise, "O" for Other Non-Certified

S = SLBE W = WMBE O = Neither	Company Name Address Phone, Fax, Email	Type of Ownership (F=Female M=Male) BF BM = African Am. HF HM = Hispanic Am. AF AM = Asian Am. NF NM = Native Am. CF CM = Caucasian	Trade, Services, or Materials NIGP Code Listed above	\$ Amount of Quote. Letter of Intent (LOI) if available	Percent of Scope or Contract %
S, W 81-4984764	Black Rock Asphalt 1401 W. Swann Ave. Tampa, FL 33606 813-600-0381, josca@blackrockasphalt.com	FM	Asphalt Paving	296,977.87	16.26
S, W 13-4250933	Sunbelt Sod & Grading Co. 819 9th St. NE, Ruskin, FL 33570 813-641-9855, sunbeltsoda@verizon.net	CF	Sod 79050	9,173.88	0.50
W 03-0476653	Hyatt Survey 2012 Lena Rd., Bradenton, FL 34211 941-744-1643, Pam@hyatt-survey.com	CF	Survey 92586	17,950.00	0.99
W 59-2582822	Traffic Control Products of Florida, Inc. 5514 Carmack Rd. Tampa, FL 33610 813-621-8484, kwa@trafficcontrolproducts.org	CF	Traffic Loops 55078	8,800.00	0.48
W 65-0530148	Terrell Industries, Inc. 2067 1st Ave. N, St. Petersburg, FL 33713 727-823-4424, gradyterrell@terrellindustries.com	AM	Supplier 912-77	300,675.08	16.52
O 46-3169967	HDDA 5975 94th Ave. N, Pinellas Park, FL 33782 727-544-3564, HDDofAmerica@gmail.com	CM	Directional Drill	54,701.00	3
O 27-1602319	EA Tapping, LLC 626 Cooper Industrial Parkway, Apopka, FL 32703 407-880-6786, jason@eatapping.com	CM	Inserta Valve	7,000	0.3

Total ALL Subcontract / Supplier Utilization \$ 740,978.72

Total SLBE Utilization \$ —

Total WMBE Utilization \$ 632,606.83

Percent SLBE Utilization of Total Bid/Proposal Amt. — % Percent WMBE Utilization of Total Bid/Proposal Amt. 34.75 %

It is hereby certified that the following information is a true and accurate account of utilization for sub-contracting opportunities on this Contract.

Signed: [Signature] Name/Title: Edward Harris, Chief Estimator Date: Jan. 15, 2019

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Check applicable box(es). Detailed Instructions for completing this form are on page 4 of 4.

See attached list of additional Firms Utilized and all supplemental information (List must comply to this form)

Note: Form MBD-20 must list ALL subcontractors To-Be-Utilized including Non-minority/small businesses

No Subcontracting/consulting (of any kind) will be performed on this contract.

No Firms are listed to be utilized because: _____

NIGP Code General Categories: Buildings = 909, General = 912, Heavy = 913, Trades = 914, Architects = 906, Engineers & Surveyors = 925, Supplier = 912-77

Enter "S" for firms Certified as Small Local Business Enterprises, "W" for firms Certified as Women/Minority Business Enterprise, "O" for Other Non-Certified

S = SLBE W=WMBE O =Neither	Company Name Address Phone, Fax, Email	Type of Ownership (F=Female M=Male) BF BM = African Am. HF HM = Hispanic Am. AF AM = Asian Am. NF NM = Native Am. CF CM = Caucasian	Trade, Services, or Materials NIGP Code Listed above	\$ Amount of Quote. Letter of Intent (LOI) if available	Percent of Scope or Contract %
O	Whitney Transport 9038 Camden Field Parkway, Riverview, FL 33578 813-467-6004, rickwhitney@whitneytransport.com	CM	Trucking	45,645.89	2.5
O	Aero Photo 400 16th St. N St. Petersburg, FL 33703 727-520-8181, 727-525-6350	CF	Video	1,025.00	0.05

Total ALL Subcontract / Supplier Utilization \$ _____
 Total SLBE Utilization \$ _____
 Total WMBE Utilization \$ _____
 Percent SLBE Utilization of Total Bid/Proposal Amt. _____% Percent WMBE Utilization of Total Bid/Proposal Amt. _____%

See page #1

It is hereby certified that the following information is a true and accurate account of utilization for sub-contracting opportunities on this Contract.

Signed: [Signature] Name/Title: Edward Harris, Chief Estimator Date: Jan. 15, 2019

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CITY OF TAMPA

Bob Buckhorn, Mayor

Office of the Chief of Staff

Minority and Small Business Development

DATE: February 25, 2019
 TO: Michael Chucran, Director, Contract Administration Department
 FROM: Gregory K. Hart, MBD Manager
 RE: EBO Bid Compliance Evaluation - GFCEP Solicitation and Utilization Audit

PROJECT: 19-C-00011: Culbreath Bayou Distribution Line Replacement
LOW BIDDER: Dallas 1 Corp.
BID AMOUNT: \$1,818,070.00
U-WMBE (BBE) and SLBE Subcontract Goal: 26.3%
U-WMBE/SLBE Goal Attainment: 36.15%
Good Faith Effort Compliance: Sufficient (Exceeded)

The Minority and Small Business Development Office evaluated the Good Faith Effort Compliance Plan (GFCEP) submitted by the low bidder, Dallas 1 Corp., and determined they complied with the requirements of the Equal Business Opportunity Program (EBO) by having performed meaningful action steps to (a) identify and (b) directly solicit U-WMBE (BBE) and SLBE eligible companies to quote divisions of work commensurate with the participation goal. The project goal was narrowly-tailored on the basis of six (6) out of nine (9) subcontract categories wherein the requisite, eligible U-WMBE/SLBE companies represented a minimum availability group of sixty five (65) firms, within an overall availability group of ninety (90+) available COT certified companies by subcontract tasks.

NOTE: The subcontract goal is narrowly-tailored (per policy) to target underutilization of affected groups in specific trade/industry categories. Any WMBE/SLBE achievement that was not a variable in calculation of the narrowly-tailored goal is considered ancillary. Ancillary participation cannot be credited toward meeting the narrowly-tailored goal, but may count toward the bidder's overall project participation when GFCEP criteria for the underutilized group are met.

COMPLIANCE STATEMENT: Total U-WMBE/SLBE participation is 36.15% representing 19.38% BBE (African American), 16.27% HBE (Hispanic) and 0.5% SLBE (Women). Additionally, the bidder achieved ancillary participation of 1.47%. The overall WMBE/SLBE participation including ancillary is 37.62%. Dallas 1 Corp. has executed Official Letters of Intent (LOI) with each City of Tampa certified vendor.

U-WMBE/SLBE Subcontract Goal Attainment

Certification Type	Classification	Classification	Totals
Dual Certified	WBE	SLBE	0.50%
Dual Certified	HBE	SLBE	16.27%
U-WMBE Disparity	BBE		19.38%

Ancillary WMBE/SLBE Participation

Certification Type	Classification	Totals
WMBE	WBE	1.47%

Gregory Hart
 Gregory K. Hart, MPA, CPPA
 GKH:/RT

306 E. Jackson St., 5N • Tampa, Florida 33602 • (813) 274-5522 • FAX: (813) 274-5544