

Bid

RESOLUTION NO. 2013-884

A RESOLUTION ACCEPTING THE PROPOSAL OF MJM ELECTRIC, INC. PERTAINING TO CONTRACT 13-C-00035; HOWARD F. CURREN AWTP LARGE MOTOR SOFTSTART ADDITIONS, PHASE 1, IN THE AMOUNT OF \$335,356; AUTHORIZING THE EXECUTION OF THE CONTRACT BY THE MAYOR OF THE CITY OF TAMPA; PROVIDING AN EFFECTIVE DATE.

WHEREAS, on October 8, 2013, the Mayor received bids, tabulation of such bids being hereto attached for informational purposes, for the construction of Howard F. Curren AWTP Large Motor Softstart Additions, Phase 1, and recommends to this Council that the proposal of MJM Electric, Inc. 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 MJM Electric, Inc. in the total amount of \$335,356 for construction of the Howard F. Curren AWTP Large Motor Softstart Additions, Phase 1, 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.

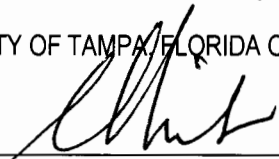
Section 5. Any and all technical errors, informalities and irregularities in the proposal of the Contractor are hereby waived.

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. The project construction costs in the amount of \$335,356 are provided in the City Budget for the Fiscal Year ending September 30, 2014, in the Wastewater Capital Construction 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 NOV 21 2013

  
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

11/20/13 JKL

**City of Tampa  
BID TABULATION**

**13-C-00035; Howard F. Curren AWTP Large Motor Softstart Additions,  
Phase 1**

**Bid Opening - October 08, 2013**

Posted October 08, 2013

<b>CONTRACTOR</b>	<b>TOTAL BID AMOUNT</b>
MJM Electric, Inc.	\$335,356.00
Technical Power Systems, Inc.	\$373,870.00

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

711

Contract 13-C-00035; Howard F. Curren AWTP Large Motor Softstart Additions, Phase 1

PROPOSAL

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

Name of Bidder MJM Electric, Inc.

813-248-1711 scott.barber@mjmelect.com  
Business Phone Number and Email Address

MJM Electric, Inc. 3225 East 4th Ave., Tampa, FL 33605  
Business Name and Mailing Address

813-248-1711 MARK J. MAZUR  
Phone Number and Name of Contact Regarding Permits

Mark J. Mazur 51-0648406  
Contractor/Qualifiers Name and Federal Identification Number

Date of Proposal October 8, 2013

(If Bidder is a firm, fill in the following blanks):

Names and Residential Addresses of Partners

\_\_\_\_\_  
\_\_\_\_\_

(If Bidder is a corporation, fill in the following blanks):

Organized under the laws of the State of Florida

Names and Address of President

Mark J. Mazur - 2801 Ormandy Court, Tampa, FL 33618

Name and Address of Vice President

same as President

Name and Address of Secretary

same as President

Names and Address of Treasurer

same as President

The above-named Bidder affirms and declares:

- (1) That the Bidder is of lawful age and that no other person, firm or corporation has any interest in this Proposal or in the Contract proposed to be entered into.
- (2) That this Proposal is made without any understanding, agreement or connection with any other person, firm, or corporation making Proposal for the same purposes, and is in all respects fair and without collusion or fraud.
- (3) That the 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.
- (4) 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.
- (5) That the 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.

- (6) That the Bidder  
\_\_\_\_\_ Has; Treasury Number \_\_\_\_\_  
 Has not  
(Check applicable box)

previously performed work under the President's Executive Order Nos. 11246 and 11375.

- (7) That the undersigned, as Bidder, also declares that he has carefully examined and fully understands all the component parts of the Contract Documents and agrees that he will execute the Contract and finish the required Performance Bond and will completely perform the work in strict accordance with the terms of the Contract and the Contract Documents therein referred to for the following prices, to wit:

Contract 13-C-00035; Howard F. Curren AWTP Large Motor Softstart Additions, Phase 1

Contract Item No.	Estimated Quantity	Description and Price in Words	Computed Total Price for Item in Figures
BASE BID	LS	<p>The work includes the furnishing of all labor, equipment, and material for the addition of eleven (11) motor softstarters and required modifications to existing motors, any Contingency Allowances that may listed in Section SP-60, and with all associated work required for a complete project in accordance with the Contract Documents.</p> <p style="text-align: center;"> <u>THREE HUNDRED THIRTY FIVE THOUSAND THREE</u>  <u>HUNDRED FIFTY SIX</u>            dollars         </p> <p>and <u>00</u> cents</p>	<p style="text-align: right;">\$ <u>335,356.00</u></p>
(BASE BID)	LS		

Computed Total Price In Words:

THREE HUNDRED THIRTY FIVE THOUSAND THREE HUNDRED FIFTY SIX

----- dollars and 00 cents.

Computed Total Price in Figures: \$ 335,356.00


The 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 \_\_\_ #2 \_\_\_ #3 \_\_\_ #4 \_\_\_ #5 \_\_\_ NONE

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

Bidder acknowledges that included in the various items of the proposal and the Total Bid Price are costs for complying with the Florida Trench Safety Act (90096), (Laws of Fla.) effective October 1, 1990. The bidder further identifies the costs to be summarized below:

	Trench Safety Measure (Description)	Unit of Measure (LF, SY)	Unit Quantity	Unit Cost	Extended Cost
A.	NOT APPLICABLE				
B.					
C.					
D.					

Total Cost \$ \_\_\_\_\_

Signed  SENIOR ESTIMATOR

Failure to complete the above may result in the bid being declared non-responsive.

Accompanying this Proposal is a certified check, cashier's check or Bid Bond (form included herein must be used) on the form at least five (5) percent of the total amount of the Proposal which check shall become the property of the

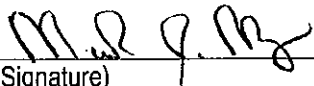
THE HANOVER INSURANCE COMPANY of WORCESTER, MA  
(Name of Bank or Surety) (City & State)

City of Tampa, or which bond shall become forthwith due and payable to the City of Tampa, if this Proposal shall be accepted by the City of Tampa and the undersigned shall fail to execute a contract with and to furnish the required Performance Bond and Payment Bond to the City of Tampa within twenty (20) days after the date of receipt of written Notice of Award by the City of Tampa to the undersigned so to do.

Dated OCTOBER 08, 2013

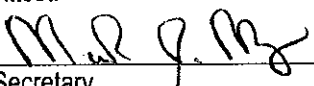
MJM Electric, Inc.  
(Name of Bidder)

3225 East 4th Ave, Tampa, FL 33605  
(Address of Bidder)

  
(Signature)

President  
(Title)

Where Bidder is a Corporation:

Attest:  
  
Secretary

AFFIX  
CORPORATE  
SEAL

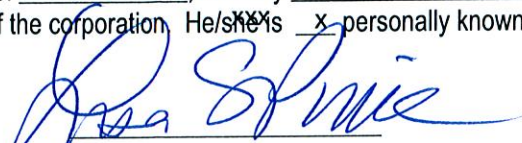
(ACKNOWLEDGMENT OF PRINCIPAL)

STATE OF Florida )  
 ) SS:  
COUNTY OF Hillsborough )

For a Corporation:

STATE OF FL  
COUNTY OF Hillsborough

The foregoing instrument was acknowledged before me this 8th of October, 2013 by Mark J. Mazur of MJM Electric, a FL corporation, on behalf of the corporation. He/~~she~~ x personally known or has \_\_\_\_\_ produced \_\_\_\_\_ as identification.

  
Notary

My Commission Expires: \_\_\_\_\_



For an Individual:

STATE OF \_\_\_\_\_  
COUNTY OF \_\_\_\_\_

The foregoing instrument was acknowledged before me this \_\_\_ of \_\_\_\_\_, 2013 by \_\_\_\_\_ who is \_\_\_ personally known to me or has \_\_\_ produced \_\_\_\_\_ as identification.

\_\_\_\_\_  
Notary

My Commission Expires:  
\_\_\_\_\_

For a Firm:

STATE OF \_\_\_\_\_  
COUNTY OF \_\_\_\_\_

The foregoing instrument was acknowledged before me this \_\_\_ of \_\_\_\_\_, 2013 by \_\_\_\_\_ who signed on behalf of the said firm. He/she is \_\_\_ personally known or has \_\_\_ produced \_\_\_\_\_ as identification.

\_\_\_\_\_  
Notary

My Commission Expires:  
\_\_\_\_\_  
\_\_\_\_\_



TAMPA BID BOND  
Contract 13-C-00035; Howard F. Curren AWTP Large Motor Softstart Additions, Phase 1

KNOW ALL MEN BY THESE PRESENTS, that we, MJM Electric, Inc.

(hereinafter called the Principal) and The Hanover Insurance Company

(hereinafter called the Surety) a Corporation chartered and existing under the laws of the State of NH, with its principal offices in the City of Worcester, MA, 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 13-C-00035, Howard F. Curren AWTP Large Motor Softstart Additions, Phase 1.

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 Performance Bond and Payment 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 8th day of October, 2013.

Principal

MJM Electric, Inc.

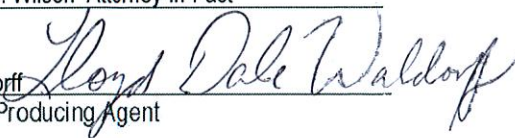
BY 

TITLE Mark J. Mazur, President  
The Hanover Insurance Company

BY 

TITLE Jeffrey M. Wilson Attorney-in-Fact

Countersigned:  
(SEAL)

Lloyd Dale Waldorf   
Local Resident Producing Agent

45 Eglin Parkway N.E., Suite 202, Fort Walton, FL 32548  
Local Resident Producing Agent's Address

Waldorf Insurance and Bonding, Inc.  
Name of Local Agency

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

THE HANOVER INSURANCE COMPANY  
MASSACHUSETTS BAY INSURANCE COMPANY  
CITIZENS INSURANCE COMPANY OF AMERICA

POWERS OF ATTORNEY  
CERTIFIED COPY

KNOW ALL MEN BY THESE PRESENTS: That THE HANOVER INSURANCE COMPANY and MASSACHUSETTS BAY INSURANCE COMPANY, both being corporations organized and existing under the laws of the State of New Hampshire, and CITIZENS INSURANCE COMPANY OF AMERICA, a corporation organized and existing under the laws of the State of Michigan, do hereby constitute and appoint

**Mark W. Edwards, II, Ronald B. Giadrosich, Jeffrey M. Wilson, Robert R. Freel and/or Evondia H. Woessner**

of **Birmingham, AL** and each is a true and lawful Attorney(s)-in-fact to sign, execute, seal, acknowledge and deliver for, and on its behalf, and as its act and deed any place within the United States, or, if the following line be filled in, only within the area therein designated any and all bonds, recognizances, undertakings, contracts of indemnity or other writings obligatory in the nature thereof, as follows:

**Any such obligations in the United States, not to exceed Forty Million and No/100 (\$40,000,000) in any single instance**

and said companies hereby ratify and confirm all and whatsoever said Attorney(s)-in-fact may lawfully do in the premises by virtue of these presents. These appointments are made under and by authority of the following Resolution passed by the Board of Directors of said Companies which resolutions are still in effect:

"RESOLVED, That the President or any Vice President, in conjunction with any Vice President, be and they are hereby authorized and empowered to appoint Attorneys-in-fact of the Company, in its name and as its acts, to execute and acknowledge for and on its behalf as Surety any and all bonds, recognizances, contracts of indemnity, waivers of citation and all other writings obligatory in the nature thereof, with power to attach thereto the seal of the Company. Any such writings so executed by such Attorneys-in-fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company in their own proper persons." (Adopted October 7, 1981 - The Hanover Insurance Company; Adopted April 14, 1982 - Massachusetts Bay Insurance Company; Adopted September 7, 2001 - Citizens Insurance Company of America)

IN WITNESS WHEREOF, THE HANOVER INSURANCE COMPANY, MASSACHUSETTS BAY INSURANCE COMPANY and CITIZENS INSURANCE COMPANY OF AMERICA have caused these presents to be sealed with their respective corporate seals, duly attested by two Vice Presidents, this **27th** day of **October 2011**.



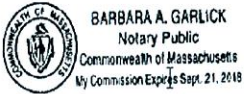
THE HANOVER INSURANCE COMPANY  
MASSACHUSETTS BAY INSURANCE COMPANY  
CITIZENS INSURANCE COMPANY OF AMERICA

  
Robert Thomas, Vice President

  
Mark Fitzgerald, Vice President

THE COMMONWEALTH OF MASSACHUSETTS )  
COUNTY OF WORCESTER ) ss.

On this **27th** day of **October 2011** before me came the above named Vice Presidents of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, to me personally known to be the individuals and officers described herein, and acknowledged that the seals affixed to the preceding instrument are the corporate seals of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, respectively, and that the said corporate seals and their signatures as officers were duly affixed and subscribed to said instrument by the authority and direction of said Corporations.



  
Barbara A. Garlick, Notary Public  
My Commission Expires September 21, 2018

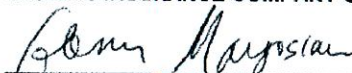
I, the undersigned Vice President of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, hereby certify that the above and foregoing is a full, true and correct copy of the Original Power of Attorney issued by said Companies, and do hereby further certify that the said Powers of Attorney are still in force and effect.

This Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America.

"RESOLVED, That any and all Powers of Attorney and Certified Copies of such Powers of Attorney and certification in respect thereto, granted and executed by the President or any Vice President in conjunction with any Vice President of the Company, shall be binding on the Company to the same extent as if all signatures therein were manually affixed, even though one or more of any such signatures thereon may be facsimile." (Adopted October 7, 1981 - The Hanover Insurance Company; Adopted April 14, 1982 - Massachusetts Bay Insurance Company; Adopted September 7, 2001 - Citizens Insurance Company of America)

GIVEN under my hand and the seals of said Companies, at Worcester, Massachusetts, this **8th** day of **October 2013**

THE HANOVER INSURANCE COMPANY  
MASSACHUSETTS BAY INSURANCE COMPANY  
CITIZENS INSURANCE COMPANY OF AMERICA

  
Glenn Margosian, Vice President



Page 3 of 4DMI - Solicited/Utilized

City of Tampa - DMI Schedule of Sub-(Contractors/Consultants/Suppliers) to be Utilized (FORM MBD-20)

Contract No.: 13C-00035 Contract Name: CURREN AWTPLARGE MOTOR SOFTSTARTS Ph 1
Contractor Name: MJM ELECTRIC, INC. Address: 3225 E. 4th AVE. TAMPA 33605
Federal ID: 51-0648406 Phone: 813-248-174 Fax: 813-247-5011 Email: SCOTT.BARBER@MJMELECT.COM

- X See attached documents.
[ ] No Subcontracting (of any kind) will be performed on this contract.

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

This DMI Schedule Must Be Submitted with the Bid or Proposal (Do Not Modify This Form)

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

Table with 6 columns: S/W, Company Name, Address, Phone & Fax, Type of Ownership, Trade/Services, NIGP Code, Amount of Quote, Letter of Intent, Percent of Scope/Contract. Row 1: W, ICOM TECHNOLOGIES, INC., 11323 CARROLLWOOD DR. TAMPA, FL 33618, HF, 912-77, \$132,597, 40%

Total Subcontract/Supplier Utilization \$ 132,597.00

Total SLBE Utilization \$ 0

Total WMBE Utilization \$ 132,597.00

Percent SLBE Utilization of Total Bid/Proposal Amt. 0% Percent WMBE Utilization of Total Bid/Proposal Amt. 40%

It is hereby certified that the following information is a true and accurate account of utilization for sub-contracting opportunities on this contract. This form must be completed and submitted with the bid or proposal. Modifying or failing to sign DMI forms may result in Non-Compliance and/or deemed non-responsive.

Signed: Scott Barber Name/Title: SR. ESTIMATOR Date: 10/08/2013