

Bid Agmt

RESOLUTION NO. 2019-_____

A RESOLUTION ACCEPTING THE PROPOSAL OF FLORIDA SAFETY CONTRACTORS, INC. PERTAINING TO CONTRACT 18-C-00028; PALMA CEIA WATER MAIN REPLACEMENT - PHASE II, IN THE AMOUNT OF \$1,767,710; AUTHORIZING THE EXECUTION OF THE CONTRACT BY THE MAYOR OF THE CITY OF TAMPA; PROVIDING AN EFFECTIVE DATE.

WHEREAS, on January 4, 2019, the Mayor received bids, the low bidder was rejected for EBOP Compliance, tabulation of such bids being hereto attached for informational purposes, for the construction of Palma Ceia Water Main Replacement - Phase II, and recommends to this Council that the proposal of the second low bidder, Florida Safety Contractors, 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 Florida Safety Contractors, Inc. in the total amount of \$1,767,710 for construction of the Palma Ceia Water Main Replacement - Phase II, 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 Florida Safety Contractors, Inc. for construction is available in the amount of \$1,767,710 for use by the Palma Ceia Water Main Replacement - Phase II Project within the Water - Capital/2016 State Revolving Loan Fund.

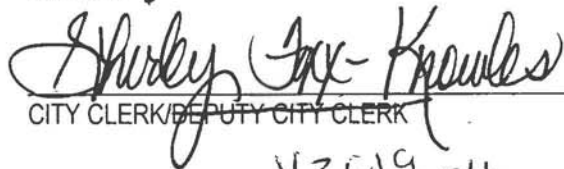
Section 8. Other proper officers of the City of Tampa are authorized to do all things necessary and proper in order to carry out and make effective the provisions of this Resolution, which shall take effect immediately upon its adoption.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF TAMPA, FLORIDA ON FEB 07 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
12019-4

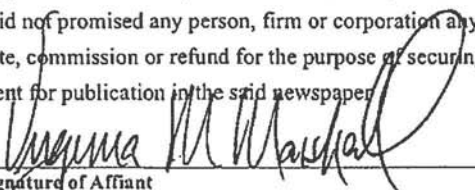
Tampa Bay Times

Published Daily

STATE OF FLORIDA } ss
COUNTY OF Hillsborough County

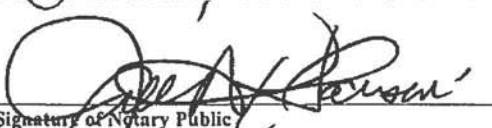
Before the undersigned authority personally appeared Virginia Marshall who on oath says that he/she is Legal Clerk of the Tampa Bay Times a daily newspaper printed in St. Petersburg, in Pinellas County, Florida; that the attached copy of advertisement, being a Legal Notice in the matter RE: CONTRACT: 18-C-00029 was published in Tampa Bay Times: 8/3/18. in said newspaper in the issues of Baylink Hillsborough

Affiant further says the said Tampa Bay Times is a newspaper published in Hillsborough County, Florida and that the said newspaper has heretofore been continuously published in said Hillsborough County, Florida, each day and has been entered as a second class mail matter at the post office in said Hillsborough County, Florida for a period of one year next preceding the first publication of the attached copy of advertisement, and affiant further says that he/she neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.



Signature of Affiant

Sworn to and subscribed before me this 08/03/2018.

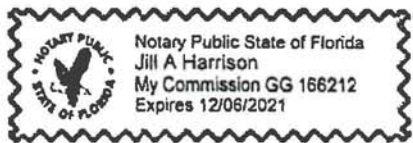
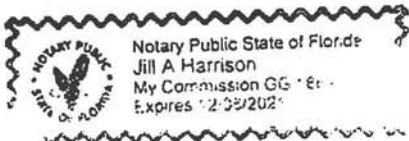


Signature of Notary Public

Personally known _____ or produced identification

Type of identification produced _____

Sealed bids will be received by the City of Tampa no later than 1:30 p.m. on September 4, 2018
CONTRACT: 15-C-00044; Louisiana Pump Station Rehabilitation
EST.: \$7,300,00
PRE-BID CONF.: 8/21/18, 10:30 a.m.
CONTRACT: 18-C-00028; Palma Ceia Water Main Replacement - Phase II
EST.: \$1,750,000
PRE-BID CONF.: 8/21/18, 2:00 p.m.
CONTRACT: 18-C-00035; Roadway Restoration - Water Department
EST.: \$540,000
PRE-BID CONF.: 8/21/18, 2:30 p.m.
Documents may be downloaded from www.demandstar.com. or http://www.tampagov.net/contract-administration/programs/construction-project-bidding. Email Questions to: contractadministration@tampagov.net. (667786) 08/03/2018



**City of Tampa
BID TABULATION**

Contract 18-C-00028 Palma Ceia Water Main Replacement – Phase II

Bid Opening - September 04, 2018

Posted September 04, 2018 (Updated January 04, 2019)

CONTRACTOR	TOTAL BID AMOUNT
Killebrew, Inc. Rejected for EBOP (Sec. 26.5-183) compliance.	\$1,683,309.20
Florida Safety Contractors, Inc.	\$1,767,710.00
Kammaing & Roodvoets, Inc.	\$1,782,827.00
JVS Contracting, Inc.	\$1,879,072.00
Dallas I Corp.	\$2,092,978.20
Westra Construction Corp	\$2,159,957.20
Woodruff & Sons, Inc.	\$2,605,803.69
Crisdel Group, Inc.	\$2,833,333.00

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

Contract 18-C-00028; Palma Ceia Water Main Replacement Phase II

PROPOSAL

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

Legal Name of Bidder: Florida Safety Contractors, Inc.

Bidder's Fictitious Name, if applicable: N/A

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: 11825 Jackson Road, Thonotosassa, FL 33592

Bidder's Federal Employee Identification No. (FEI/EIN): 57-1191566

Bidder's License No.: CGC1516846 Bidder's FDOS (SUNBIZ) Doc. No.: P03000112909
(See Ch. 489, FS; use entity's, individual's only, if applicable)

Bidder Contact Name**: David Borchert Email: estimating@floridasafety Phone: (813) 982-9172

contractors.com

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 with 5' trench or less	LF	8,338	Sixty Dollars and No Cents	\$ 60.00	\$ 500,280.00
2103	F&I 6" ductile iron pipe with more than 5' trench	LF	206	Ninety Five Dollars and No Cents	\$ 95.00	\$ 19,570.00
2600	Cut and plug 3" and smaller in diameter pipe	EA	30	Six Hundred Forty Dollars and No Cents	\$ 640.00	\$ 19,200.00
2601	Cut and plug 4", 6" and 8" diameter pipe	EA	2	One Thousand Two Hundred Dollars and No Cents	\$ 1,200.00	\$ 2,400.00
3001	F&I 6" wedge-action or flange restraint	EA	233	Two Hundred Ten Dollars and No Cents	\$ 210.00	\$ 48,930.00
3041	Furnish & install 6" bell and MJ restraint on existing pipe	EA	6	Six Hundred Dollars and No Cents	\$ 600.00	\$ 3,600.00
3071	Furnish 6" push-on restraint gaskets	EA	199	Three Hundred Dollars and No Cents	\$ 300.00	\$ 59,700.00
4004	F&I 6" ductile iron plug or cap w/ DIP	EA	1	Four Hundred Dollars and No Cents	\$ 400.00	\$ 400.00
4005	F&I 6" ductile iron bends, offset, sleeves or reducers w/ DIP	EA	44	Four Hundred Sixty Five Dollars and No Cents	\$ 465.00	\$ 20,460.00
4006	F&I 6" ductile iron tee w/ DIP	EA	23	Five Hundred Fifty Dollars and No Cents	\$ 550.00	\$ 12,650.00
4007	F&I 6" ductile iron cross w/ DIP	EA	4	Seven Hundred Dollars and No Cents	\$ 700.00	\$ 2,800.00
5000	F&I full fire hydrant assembly on new or existing mains	EA	18	Four Thousand Five Hundred Dollars and No Cents	\$ 4,500.00	\$ 81,000.00
5200	Remove and salvage of fire hydrant	EA	3	One Thousand One Hundred Fifty Dollars and No Cents	\$ 1,150.00	\$ 3,450.00
6002	F&I 6" gate or lapping valve with box on DIP	EA	49	One Thousand One Hundred Fifty Dollars and No Cents	\$ 1,500.00	\$ 73,500.00
6080	F&I 2-ft. Valve Nut Extension	EA	1	Three Hundred Dollars and No Cents	\$ 300.00	\$ 300.00
6102	F&I 6" Linestop on Existing Water Main (0-5')	EA	1	Four Thousand Dollars and No Cents	\$ 4,000.00	\$ 4,000.00

Item No.	Description	Unit	Approx. Quantity	Unit Price in Words	Unit Price	Total Computed Price
7001	F&I 6" tapping sleeve and make tap	EA	1	Two Thousand Seven Hundred Dollars and No Cents	\$ 2,700.00	\$ 2,700.00
7002	F&I 8" tapping sleeve and make tap	EA	7	Three Thousand Dollars and No Cents	\$ 3,000.00	\$ 21,000.00
7003	F&I 12" tapping sleeve and make tap	EA	1	Three Thousand Five Hundred Dollars and No Cents	\$ 3,500.00	\$ 3,500.00
8100	Furnish tap and install 3/4" or 1" meter service on DIP (0-15' HDPE)	EA	125	Three Hundred Dollars and No Cents	\$ 300.00	\$ 37,500.00
8101	Furnish, tap and install 3/4" meter service on DIP (+15-80' HDPE)	EA	105	Four Hundred Ten Dollars and No Cents	\$ 410.00	\$ 43,050.00
9100	Maintenance of Traffic	LS	1	One Hundred Twenty Thousand Dollars and No Cents	\$ 120,000.00	\$ 120,000.00
9200	Furnish, place and compact limerock base	CY	1,170	One Hundred Fifteen Dollars and No Cents	\$ 115.00	\$ 134,550.00
9203	Furnish, place and compact Superpave Type SP-12.5 asphalt base course	SY-IN	5,269	Twelve Dollars and No Cents	\$ 12.00	\$ 63,228.00
9207	Furnish, place, grade and compact Superpave Type SP-9.5 asphaltic concrete overlay	SY-IN	17,608	Six Dollars and No Cents	\$ 6.00	\$ 105,648.00
9208	Mobilization to perform mechanical milling	EA	3	One Thousand Dollars and No Cents	\$ 1,000.00	\$ 3,000.00
9209	Mechanical milling of asphalt roadways in 1-inch increments	SY-IN	12,121	Three Dollars and No Cents	\$ 3.00	\$ 36,363.00
9210	Restore 6" thick concrete driveway	SY	335	Eighty Five Dollars and No Cents	\$ 85.00	\$ 28,475.00
9211	Restore brick pavement, including base material	SY	67	One Hundred Sixty Dollars and No Cents	\$ 160.00	\$ 10,720.00
9303	Furnish and install Type "F" concrete curb	LF	100	Thirty Dollars and No Cents	\$ 30.00	\$ 3,000.00
9305	Remove and install existing stone curb	LF	20	Fifty Dollars and No Cents	\$ 50.00	\$ 1,000.00
9306	Furnish and install asphaltic concrete curb	LF	30	Thirty Two Dollars and No Cents	\$ 32.00	\$ 960.00
9307	Furnish and install 4" thick concrete sidewalk	SY	56	Sixty Five Dollars and No Cents	\$ 65.00	\$ 3,640.00

Item No.	Description	Unit	Approx. Quantity	Unit Price in Words	Unit Price	Total Computed Price
9310	Grade and sod roadside/ditch bottoms & sides - St. Augustine	SY	1,169	Six Dollars and No Cents	\$ 6.00	\$ 7,014.00
9400	Grout abandoned pipe	CY	14	Four Hundred Fifty Dollars and No Cents	\$ 450.00	\$ 6,300.00
9505	Video photography	LF	8,544	Zero Dollars and Fifty Cents	\$.50	\$ 4,272.00
9801	Root pruning	LF	20	Thirty Dollars and No Cents	\$ 30.00	\$ 600.00
9900	Excavation exploratory pits	EA	9	Nine Hundred Dollars and No Cents	\$ 900.00	\$ 8,100.00
9910	Valve box adjustment or removal	EA	39	One Hundred Fifty Dollars and No Cents	\$ 150.00	\$ 5,850.00
9980	Contingency allowance (Water) to be used as directed by the Engineer	LS	1	One Hundred Sixty Thousand Dollars and No Cents	\$ 160,000.00	\$ 160,000.00
10000	Mobilization/demobilization	LS	1	One Hundred Five Thousand Dollars and No Cents	\$ 105,000.00	\$ 105,000.00
					TOTAL \$	1,767,710.00

Computed Total Price in Words: One Million Seven Hundred Sixty Seven Thousand Seven Hundred Ten dollars and NO cents.

Computed Total Price in Figures: \$ 1,767,710.00

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 N/A #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.	<u>Sloping</u>	<u>LF</u>	<u>206</u>	<u>2.00</u>	<u>412.00</u>
B.	_____	_____	_____	_____	_____
C.	_____	_____	_____	_____	_____
Total Cost: \$				<u>412.00</u>	_____

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: Florida Safety Contractors, Inc.
Authorized Signature: [Signature]
Signer's Printed Name: Michael K. Reichart
Signer's Title: President

STATE OF Florida
COUNTY OF Hillsborough

For an entity: The forgoing instrument was sworn (or affirmed) before me this 4th day of September, 2018 by Michael K. Reichart as President of Florida Safety Contractors, Inc., 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.

[NOTARY SEAL]



Notary Public, State of Florida
Notary Printed Name: Melinda Lindsay
Commission No.: FF958560
My Commission Expires: 6/8/2020

TAMPA BID BOND
Contract 18-C-00028; Palma Ceia Water Main Replacement Phase II

KNOW ALL MEN BY THESE PRESENTS, that we, _____

Florida Safety Contractors, Inc.

(hereinafter called the Principal) and The Guarantee Company of North America USA

(hereinafter called the Surety) a Corporation chartered and existing under the laws of the State of Michigan, with its principal offices in the City of Southfield, MI, 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 18-C-00028, Palma Ceia Water Main Replacement Phase II.

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 4th day of September, 2018.

Principal

Florida Safety Contractors, Inc.

BY _____

TITLE _____

BY _____

TITLE Kevin R. Wojtowicz, Attorney-in-Fact

Kevin R. Wojtowicz

Producing Agent

1000 Central Ave. Ste 200, St. Petersburg FL 33705

Producing Agent's Address

Nielson, Wojtowicz, Neu & Associates

Name of Agency

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



The Guarantee Company of North America USA
Southfield, Michigan

POWER OF ATTORNEY

NOW ALL BY THESE PRESENTS: That THE GUARANTEE COMPANY OF NORTH AMERICA USA, a corporation organized and existing under the laws of the State of Michigan, having its principal office in Southfield, Michigan, does hereby constitute and appoint

Kevin R. Wojtowicz, Tracey C. Brown, David R. Turcios, Jessica Pamela Reno, Daniel F. Oaks
Nielson, Wojtowicz, Neu & Associates

its true and lawful attorney(s)-in-fact to execute, seal and deliver for and on its behalf as surety, any and all bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof, which are or may be allowed, required or permitted by law, statute, rule, regulation, contract or otherwise.

The execution of such instrument(s) in pursuance of these presents, shall be as binding upon THE GUARANTEE COMPANY OF NORTH AMERICA USA as fully and amply, to all intents and purposes, as if the same had been duly executed and acknowledged by its regularly elected officers at the principal office.

The Power of Attorney is executed and may be certified so, and may be revoked, pursuant to and by authority of Article IX, Section 9.03 of the By-Laws adopted by the Board of Directors of THE GUARANTEE COMPANY OF NORTH AMERICA USA at a meeting held on the 31st day of December, 2003. The President, or any Vice President, acting with any Secretary or Assistant Secretary, shall have power and authority:

1. To appoint Attorney(s)-in-fact, and to authorize them to execute on behalf of the Company, and attach the Seal of the Company thereto, bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof, and
2. To revoke, at any time, any such Attorney-in-fact and revoke the authority given, except as provided below
3. In connection with obligations in favor of the Florida Department of Transportation only, it is agreed that the power and authority hereby given to the Attorney-in-Fact includes any and all consents for the release of retained percentages and/or final estimates on engineering and construction contracts required by the State of Florida Department of Transportation. It is fully understood that consenting to the State of Florida Department of Transportation making payment of the final estimate to the Contractor and/or its assignee, shall not relieve this surety company of any of its obligations under its bond.
4. In connection with obligations in favor of the Kentucky Department of Highways only, it is agreed that the power and authority hereby given to the Attorney-in-Fact cannot be modified or revoked unless prior written personal notice of such intent has been given to the Commissioner – Department of Highways of the Commonwealth of Kentucky at least thirty (30) days prior to the modification or revocation

Further, this Power of Attorney is signed and sealed by facsimile pursuant to resolution of the Board of Directors of the Company adopted at a meeting duly called and held on the 6th day of December 2011, of which the following is a true excerpt:

RESOLVED that the signature of any authorized officer and the seal of the Company may be affixed by facsimile to any Power of Attorney or certification thereof authorizing the execution and delivery of any bond, undertaking, contracts of indemnity and other writings obligatory in the nature thereof, and such signature and seal when so used shall have the same force and effect as though manually affixed

IN WITNESS WHEREOF, THE GUARANTEE COMPANY OF NORTH AMERICA USA has caused this instrument to be signed and its corporate seal to be affixed by its authorized officer, this 2nd day of October, 2015



THE GUARANTEE COMPANY OF NORTH AMERICA USA

STATE OF MICHIGAN
County of Oakland

Stephen C. Ruschak, President & Chief Operating Officer

Randall Musselman, Secretary

On this 2nd day of October, 2015 before me came the individuals who executed the preceding instrument, to me personally known, and being by me duly sworn, said that each is the herein described and authorized officer of The Guarantee Company of North America USA, that the seal affixed to said instrument is the Corporate Seal of said Company; that the Corporate Seal and each signature were duly affixed by order of the Board of Directors of said Company



Cynthia A. Takai
Notary Public, State of Michigan
County of Oakland
My Commission Expires February 27, 2018
Acting in Oakland County

IN WITNESS WHEREOF, I have hereunto set my hand at The Guarantee Company of North America USA offices the day and year above written

I, Randall Musselman, Secretary of THE GUARANTEE COMPANY OF NORTH AMERICA USA, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney executed by THE GUARANTEE COMPANY OF NORTH AMERICA USA, which is still in full force and effect



IN WITNESS WHEREOF, I have thereunto set my hand and attached the seal of said Company this 4th day of September, 2018

Randall Musselman, 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)

Contract Name 18-C-00028 Palma Ceia Water Main Replacement Project Phase II Bid Date 9/04/2018

Bidder/Proposer Florida Safety Contractors, Inc.

Signature [Signature] Date 9/04/2018

Name Michael K. Reichart Title President

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:



Failure to Complete, Sign and Submit Both Forms 10 & 20 SHALL render the Bid or Proposal Non-Responsive

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

Contract No.: 18-C-00028 Contract Name: Palma Ceia Water Main Replacement -Phase- II
 Company Name: Florida Safety Contractors Inc. Address: P O Box 16628 Tampa FL 33687
 Federal ID: 57-1191566 Phone: 813-982-9172 Fax: 813-982-9183 Email: estimating@floridasafetycontractors.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
BBE 830461047	Dean & #39's Enviromental 2644 Whispering Trails Winter Haven FL 33884 deank8859@gmail.com 863-595-8255	BM	914	E-8222018 P-VM 8292018	N
BBE 464723775	Promise Care LLC 10711 N 53rd ST Tampa FL 33617 promisecarellc@outlook.com 813-988-8633	BM	914	E-8222018 P-Spoke with Brittney 8292018 May Quote	N
BBE 463223645	T.C.C. Enterprises Inc. 3902 E Powhatan Ave Tampa FL 33610 tcc_inc@live.com 813-806-9148	BM	914	E-8222018 P-VM was full 8292018	N

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: Michael K. Reichart Date: 08/30/2018

Failure to Complete, Sign and Submit Both Forms 10 & 20 SHALL render the Bid or Proposal Non-Responsive
 Forms must be included with Bid / Proposal



Failure to Complete, Sign and Submit Both Forms 10 & 20 SHALL render the Bid or Proposal Non-Responsive

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.: 18-C-00028 Contract Name: Palma Ceia Water Main Replacement Phase II
Company Name: Florida Safety Contractors, Inc. Address: 11825 Jackson Road, Thonotosassa, FL 33592
Federal ID: 57-1191566 Phone: 813-982-9172 Fax: 813-982-9183 Email: estimating@floridasafetycontractors.com

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

- [X] 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

Table with 6 columns: S/W/O, Company Name, Address, Phone/Fax/Email, Type of Ownership, Trade/Services/Materials, NIGP Code, \$ Amount of Quote, Letter of Intent, Percent of Scope or Contract. Includes entries for Terrell Industries and Butler Paving.

Total ALL Subcontract / Supplier Utilization \$ 489,204.00
Total SLBE Utilization \$ 0
Total WMBE Utilization \$ 303,985.00
Percent SLBE Utilization of Total Bid/Proposal Amt. 0 % Percent WMBE Utilization of Total Bid/Proposal Amt. 17.9 %

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: Michael K. Reichart, President Date: September 4, 2018

Failure to Complete, Sign and Submit Both Forms 10 & 20 SHALL render the Bid or Proposal Non-Responsive
Forms must be included with Bid / Proposal



CITY OF TAMPA

Bob Buckhorn, Mayor

Office of the Chief of Staff

Minority and Small Business Development

DATE: January 8, 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: 18-C-00028: Palma Ceia Water Main Replacement – Phase II

2nd LOW BIDDER: Florida Safety Contractors, Inc.

BID AMOUNT: \$1,767,710.00

U-WMBE/Underutilized BBE Subcontract Goal: 16.8%

U-WMBE Goal Attainment: 17.19%

Good Faith Effort Compliance: Sufficient (Exceeded)

The Minority and Small Business Development Office evaluated the Good Faith Effort Compliance Plan (GFCEP) submitted by the second low bidder, Florida Safety Contractors, Inc. 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 Underutilized-WMBE (BBE) eligible companies to quote divisions of work commensurate with the participation goal. The project goal was narrowly-tailored on the basis of five (5) out of eight (8) subcontract categories wherein the requisite, eligible U-WMBE companies represented a minimum availability group of twenty-eight (28) firms, within an overall availability group of one hundred fifteen (115+) 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.

U-WMBE Subcontract Goal Attainment

Certification Type	Classification	Classification	Totals
U-WMBE Disparity	BBE	---	17.19%

Ancillary WMBE/SLBE Participation

Certification Type	Classification	Totals
None	-0-	0.0%

Compliance Statement: Total WMBE participation is 17.19% representing U-WMBE/BBE (African American Enterprise). Florida Safety Contractors, Inc. is eligible for contract award.

Gregory Hart

Gregory K. Hart, CPPA

GKH: /FC/RT

cc: Water Department

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