

ORIGINAL

Bid Receipt

ITB #3061-17

Bid Name: Venice Resurfacing Project, Phase 1

Time Stamped:

- 1.
2. Bidder's Acknowledgements
3. Bidder's Representations
4. Bidder's Certifications
5. Basis of Bid
6. Time of Completion
7. Attachments to this Bid
8. Defined Terms
9. Bid Submittal
10. Required Forms

ARTICLE 1 - BID RECIPIENT

- 1.01 The undersigned Bidder proposes and agrees, if this Bid is accepted, to enter into an AGREEMENT with OWNER in the form included in the Bidding Documents to perform all Work as specified or indicated in the Bidding Documents for the price(s) and within the times indicated in this Bid and in accordance with the Bidding Documents.

ARTICLE 2 - BIDDER'S ACKNOWLEDGEMENTS

- 2.01 Bidder accepts all of the terms and conditions of the Advertisement or Invitation to Bid and Instructions to Bidders, including without limitation those dealing with the disposition of Bid security. This Bid will remain subject to acceptance for 90 days after the Bid opening, or for such longer period of time that Bidder may agree to in writing upon request of OWNER. Bidder will sign the AGREEMENT and will furnish the required contract security, and other required documents within the time periods set forth in the Bidding Documents.

ARTICLE 3 - BIDDER'S REPRESENTATIONS

- 3.01 In submitting this Bid, Bidder represents that:

- A. Bidder has examined and carefully studied the Bidding Documents, the other related data identified in the Bidding Documents, if any, and the following Addenda, receipt of all of which is hereby acknowledged.

Addendum No.	Date Received	Addendum No.	Date Received
<u>1</u>	<u>5/31/17</u>	<u>4</u>	<u>6/6/17</u>
<u>2</u>	<u>6/2/17</u>	<u> </u>	<u> </u>
<u>3</u>	<u>6/5/17</u>	<u> </u>	<u> </u>

- B. Bidder has visited the Site and become familiar with and is satisfied as to the general, local and Site conditions that may affect cost, progress, and performance of the Work.
- C. Bidder is familiar with and is satisfied as to all federal, state and local Laws and Regulations that may affect cost, progress and performance of the Work.
- D. Bidder has carefully studied all: (1) reports of explorations and tests of subsurface conditions at or contiguous to the Site and all drawings of physical conditions in or relating to existing surface or subsurface structures at or contiguous to the Site (except Underground Facilities) which have been identified in the Supplementary Conditions as provided in Paragraph 4.02 of the General Conditions, and (2) reports and drawings of Hazardous Environmental Conditions identified at the Site, if any, which that have been identified in the Supplementary Conditions as provided in Paragraph 4.06 of the General Conditions.
- E. Bidder has obtained and carefully studied (or accepts the consequences for not doing so) all additional or supplementary examinations, investigations, explorations, tests, studies and data concerning conditions (surface, subsurface and Underground Facilities) at or contiguous to the Site which may affect cost, progress or performance of the Work or which relate to any aspect of the means, methods, techniques, sequences and procedures of construction to be employed by Bidder, including applying the specific means, methods, techniques, sequences, and procedures of construction expressly required by the Bidding Documents to be employed by Bidder, and safety precautions and programs incident thereto.
- F. Bidder does not consider that any further examinations, investigations, explorations, tests, studies or data are necessary for the determination of this Bid for performance of the Work at the price(s) bid and within the times and in accordance with the other terms and conditions of the Bidding Documents.
- G. Bidder is aware of the general nature of work (if any) to be performed by OWNER and others at the Site that relates to the Work as indicated in the Bidding Documents.

CITY OF VENICE PROCUREMENT- FINANCE DEPARTMENT

401 W. VENICE AVE. - ROOM # 204

VENICE, FL. 34285

(941) 486-2626

FAX (941) 486-2790

ADDENDUM NO. 1

Date: May 31, 2017

To: All Prospective Proposers

Re: ITB# 3061-17 City of Venice Resurfacing – Phase 1

This addendum sets forth changes and/or information as referenced and is hereby made part of and should be attached to the subject Contract Documents. Receipt of this Addendum shall be acknowledged below and in the submitted proposal. It shall be the responsibility of each proposer, prior to submitting a proposal, to contact the City of Venice- Procurement- Finance Department to determine if addenda were issued and to make such addenda a part of their proposal.

The following is to clarify and provide additional information requested during the pre-bid meeting held May 25, 2016 at 1:00 PM. Peter Boers, Procurement Manager, opened the meeting with the following comments:

1. **Important dates:** Bids are due June 8, 2017 at 2:00 p.m. at City Hall room #204. Bids are to be delivered to Suite 204 in City Hall.
2. The Cut-Off for questions will be June 1, 2017 at 1:00 PM
3. Mr. Boers advised the bidders to read through *Instructions to Bidders*, but made note of the following Articles.
 - Article 10 Bid Security - 5% Bid Security is required.
 - Article 11 Contract Times – time to completion is 150 days from NTP, 120 days for Substantial Completion.
 - Article 12 Liquidated Damages - Mr. Boers advised that the stipulated damages for this project are \$3,645 per day.

- Article 23 Contract Securities - The awarded contractor will be required to provide a Performance and Payment Bond equaling 100% of the contact amount. **EXHIBIT A**
 - Article 24 Contractors Insurance -Mr. Boers reviewed **EXHIBIT B: Insurance Requirements**.
 - General Liability -**\$1,000,000 per occurrence/\$2,000,000 aggregate**
 - Business Auto Liability - \$1,000,000 combined single limit
 - Worker's Comp per State Statute
 - Article 29 Local Preference – Local preference is NOT applicable to this bid.
4. Required Forms that must be returned with each firm's submittal. These required forms are listed in the Appendix of the bid document. Even if a form does not pertain to said company - to still mark it with a "N/A" and return it with each submittal. *Required Forms List* can be used as a "check off" sheet for firms to use.
 5. **Additional Forms:** Project is funded primarily with bond funds but there may be some state appropriation funding in state budget if the Governor does not line item veto it. Invoicing will need to be in a specific format to make sure we can segregate costs and coordination prior to setting up project billing will need to be completed.
 - a. MBE Planned Utilization – Section 00410-32 – Good Faith Efforts
 - b. E-Verify – Section 00410-33 – Including subcontractors
 6. **Project Scope: James Clinch, PE – City Project Manager**
 - a. Milling & Resurfacing 32.5 miles of City Roadways
 - b. ADA Curb Ramps, Sidewalk, Curbs, Base Repairs & Striping
 - c. Roadway Resurfacing Table in Section 00910
 - d. Roadway Resurfacing Maps in Section 00920
 - e. Bike Lanes – Some new bike lanes, some travel lane width changes, double stripe bike lanes only where 5 ft. wide.
 7. **Special Conditions – Section 00300:**
 - f. MOT Required per FDOT Specifications
 - g. Restoration – Private driveways, paver driveways, landscaping, irrigation
 - h. All Manholes & Valves shall be adjusted to final grade
 8. **Bid Form – Section 00410:**
 - i. Unit Price Contract
 - j. Pre-Construction Walk-through and Mark-Out
 - k. Project Contingency
 9. **General Provisions – Section 00700:**
 - l. Adapted from Sarasota County GPs

m. GP 9 - 2 Year Warranty

10. **Permits:** Contractor responsible for City ROW Use (City fees waived).

11. **Site Access:** All City Owned ROW

n. Residents – maintain driveway access as best possible

12. **Inspections/Testing:**

a. City/CEI Firm will oversee inspection & testing per FDOT standards

Clarifications:

1. Clarification was requested on where the resurfacing will include the apron returns of intersecting streets. Many of the intersecting streets are also being paved, which will include the aprons, and many are also noted in the Roadway Resurfacing List in Section 00910. The specific limits of paving will be marked out during the pre-construction walk-through with the City, however here are some additional details on the larger roadways for assistance in bidding:
 - a. Triple Diamond Blvd.: Do not include apron at Knights Trail
 - b. Capri Isles Blvd.: No aprons, except where paving intersecting streets.
 - c. Auburn Lakes Dr.: Includes 6 aprons.
 - d. Ridgewood Ave.: Includes 3 aprons.
 - e. Bird Bay Dr. E., N. & W.: No aprons, except where paving intersecting streets.
 - f. Seaboard Ave.: No aprons, except where paving intersecting streets.
 - g. Lucaya Ave.: No aprons, except where paving intersecting streets.
2. City will allow for adjustments of unit pricing per the Asphalt Price Index (API) of bituminous material in accordance with the FDOT Standard Specifications Section 9-2.1.2. If necessary, the additional cost will be paid out of Project Contingency.
3. The proposed 2" Mill/Pave Treatment should consist of 1.25 in. of SP-12.5 and 0.75 in. of FC-9.5.
4. City will allow 24 hours for pave back after milling each street.
5. As detailed in GP 6.8, page 00700-19, Contractor is responsible for protecting all survey monuments from disturbance or damage. If a monument is found within the roadway and must be reset, the Contractor will submit as a contingency request. The City does not have a designated list of survey markers to be replaced as part of this project.
6. Please review the City Special Events Calendar and be aware that paving operations within the special event footprint will need to be scheduled to avoid conflict:
<http://www.venicegov.com/Calendar/Events/webcal.html>

Revisions:

1. 00410 BID FORM: ARTICLE 6 – TIME OF COMPLETION (**Times Extended by 30 days**)
 - 6.01 Bidder agrees that the Work will be substantially complete within ~~120~~ **150** calendar days after the date when the Contract Times commence to run as provided in Paragraph 2.03 of the General Conditions, and will be completed and ready for final payment in accordance with paragraph 14.07.B of the General Conditions within ~~150~~ **180** calendar

days after the date when the Contract Times commence to run, which days will be entered by OWNER into the AGREEMENT as the Contract Times.

2. 00300 SPECIAL CONDITIONS, SECTION 4, PERMITTED WORKING HOURS:

Under normal circumstances, work under this contract shall be permitted only on weekdays, Monday through Friday, from 7:00 a.m. to 5:00 ~~7:00~~ p.m. ~~Except in the event of an emergency involving the safety of the public or the protection of property, no work shall be permitted on weekends or recognized holidays without written permission from the City Engineer.~~ Work shall be permitted on weekends and at night with prior approval from the City Engineer. Emergency work must be reported to the City Engineer in writing, at the next normal work period.

3. The proposed surface treatment for Triple Diamond Blvd., Hostetler Ct. and Bluegrass Ct. is revised to 3.0 in. Hot Mix Mill & Overlay (Traffic Level C).

Peter A. Boers
Procurement Department

Acknowledgment is required with your proposal response. A designated management representative must sign the receipt for this addendum.

Receipt Acknowledged:


Signature

Preferred Materials, Inc.
Company

6/8/17
Date

A copy of the addendum (excluding attachments) is to be included with the proposal response.

**CITY OF VENICE PROCUREMENT-
FINANCE DEPARTMENT**

401 W. VENICE AVE. - ROOM # 204

VENICE, FL. 34285

(941) 486-2626

FAX (941) 486-2790

ADDENDUM NO. 2

Date: June 2, 2017

To: All Prospective Proposers

Re: ITB# 3061-17 City of Venice Resurfacing – Phase 1

This addendum sets forth changes and/or information as referenced and is hereby made part of and should be attached to the subject Contract Documents. Receipt of this Addendum shall be acknowledged below and in the submitted proposal. It shall be the responsibility of each proposer, prior to submitting a proposal, to contact the City of Venice- Procurement- Finance Department to determine if addenda were issued and to make such addenda a part of their proposal.

The following is to clarify additional questions which were submitted prior to the question deadline of June 1st at 1:00 pm:

Clarifications:

1. Contract time given is 150 calendar from the NTP, this contract due to size and included concrete adjustment package and striping with appropriate cure period should include approximately 300 calendar days for completion of work. Please address.

City Response: Please see Addendum 1, Revision 1. The time for completion is now 180 days.

2. Will the FDOT Asphalt Index apply to the contract?

City Response: Yes. Please see Addendum 1, Clarification 2.

3. It was mentioned during the pre-bid meeting that Stantec had performed a pavement analysis report on existing conditions of the city streets. Is this report available to the bidders for review? Have there been any asphalt cores completed to confirm that the milling will only remove asphalt surface and not extend into the existing base materials on the roadways?

City Response: The report data from Stantec has been included in the Roadway Resurfacing Tables, Section 00910 as part of the bid documents. No asphalt cores were completed.

4. Please confirm if the following is true: in areas of 3" milling, a 1.5" Superpave 12.5 TL C structure course and 1.5" FC 12.5 TL C PG76-22 will be placed.

City Response: Yes.

5. Reference page 0300-2, paragraph 8 Quality Control; please confirm that the City is responsible for all asphalt quality control testing that may be required or if the City (or City vendor) is not performing quality control testing, what will the contractor be responsible for regarding acceptance testing.

City Response: The City will be conducting quality control testing throughout the project, however the contractor shall conduct any additional testing they deem necessary to verify that they are building a quality project that meets our project scope. The City will be performing the required testing, but that does not relieve the contractor from doing internal quality control verification and testing.

Peter A. Boers
Procurement Department

Acknowledgment is required with your proposal response. A designated management representative must sign the receipt for this addendum.

Receipt Acknowledged:



Signature

Preferred Materials, Inc.

Company

6/8/17

Date

A copy of the addendum (excluding attachments) is to be included with the proposal response.

CITY OF VENICE PROCUREMENT- FINANCE DEPARTMENT

401 W. VENICE AVE. - ROOM # 204

VENICE, FL. 34285

(941) 486-2626

FAX (941) 486-2790

ADDENDUM NO. 3

Date: June 5, 2017

To: All Prospective Proposers

Re: ITB# 3061-17 City of Venice Resurfacing – Phase 1

This addendum sets forth changes and/or information as referenced and is hereby made part of and should be attached to the subject Contract Documents. Receipt of this Addendum shall be acknowledged below and in the submitted proposal. It shall be the responsibility of each proposer, prior to submitting a proposal, to contact the City of Venice- Procurement- Finance Department to determine if addenda were issued and to make such addenda a part of their proposal.

The City's anticipated State Appropriation for this project (Roads Resurfacing project) was vetoed by the Governor of Florida. This project will now be funded 100% from the City's General Obligation (GO) Bond issued for road resurfacing. Therefore, certain provisions in order to comply with the State Appropriation have amended. Specifically, Local Preference is now applicable to this solicitation.

REVISIONS:

Article 29 of INSTRUCTIONS TO BIDDERS has been added and is now applicable to this solicitation.

ARTICLE 29 – LOCAL PREFERENCE

- 29.01 Unless otherwise noted in the solicitation, preference shall be given to a "local business" in the awarding of any Invitation to Bid (ITB), Request for Proposal (RFP) or Request for Qualifications (RFQ) in accordance with Section 2-217 of the City of Venice's Code. Local preference shall not apply to other types of solicitations unless explicitly stated in the subject solicitation.

- 29.02 "Local business" means the vendor has paid a local business tax to either Sarasota, Manatee, Desoto or Charlotte County, whichever county the Bidder is located, if applicable prior to bid submission that authorizes the Bidder to provide the commodities or services to be purchased, and maintains a permanent physical business address located within the limits of either Sarasota, Manatee, Desoto or Charlotte County from which the Bidder operates or performs business, and at which at least one full time employee is located.
- 29.03 In addition, fifty percent (50%) or more of the employees based at the local business location must reside within Sarasota, Manatee, Desoto or Charlotte County.
- 29.04 In the event the local office is not the primary location of the Bidder, at least ten percent (10%) of the Bidder's entire full-time employees must be based at the local office location. Alternatively, this requirement may be satisfied if at least one corporate officer, managing partner or principal owner of the Bidder resides in Sarasota, Manatee, Desoto or Charlotte County.
- 29.05 Bidders wishing to be given preference as a local business must submit with their Bid, all of the Local Preference documentation identified in the "Required Forms Section" of the solicitation.
- 29.06 For local preference to be granted, the name of the company represented on the required forms must be the same as the name on the Local Preference documentation.
- 29.07 Information regarding Sarasota County's Local Business Tax can be found at www.sarasotataxcollector.governmax.com.
- 29.08 In case of a Bid submitted by more than one entity, any one of those entities can qualify the Bid for the local preference. Sub-contractors or sub-consultants cannot qualify a Bid for local preference.

Bidders MUST complete and return the Local Preference Form attached to this Addendum.

The Bid Due Date and Time has been extended to June 15, 2017 at 2:00 PM

Peter A. Boers
Procurement Department

Acknowledgment is required with your proposal response. A designated management representative must sign the receipt for this addendum.

Receipt Acknowledged:



Signature

Preferred Materials, Inc.

Company

6/5/17

Date

A copy of the addendum (excluding attachments) is to be included with the proposal response.

HOW DO I DETERMINE "LOCAL PREFERENCE"

The following questions will help you determine local preference for your company.

Please answer questions 1 through 4 **FIRST**. If you answer **NO** to any questions 1 through 4, local preference does **NOT** apply.

ONLY if you answer **YES** to questions 1 through 4, may you proceed to question 5.

If you answer **YES** to any questions 5 through 7, local preference applies.

If you are unsure of how to answer any questions, please contact the City of Venice's Purchasing Department at 941-486-2626.

Questions 1 – 4

1. Have you paid a local business tax either to Sarasota, DeSoto or Charlotte County (Manatee County does not have a local business tax) authorizing your company to provide goods or services described in this solicitation ?

YES ____ If "yes", proceed to question 2.

NO ____ If "no", **STOP, local preference does not apply.**

* If the name on the local business tax receipt is not the same as the name on the bid/solicitation submittal, local preference does not apply.

2. Does your company maintain a permanent physical business address located within the limits of Sarasota, Manatee, DeSoto or Charlotte County ?

YES ____ If "yes", proceed to question 3.

NO ____ If "no", **STOP, local preference does not apply.**

3. Does your local business office (identified in question 2) have a least one full time employee ?

YES ____ If "yes", proceed to question 4.

NO ____ If "no", **STOP, local preference does not apply.**

4. Do at least fifty percent (50%) of your company employees who are based in the local business location (identified in question 2) reside within Sarasota, Manatee, DeSoto or Charlotte County ?

YES ____ If "yes", proceed to question 5.

NO ____ If no, STOP, local preference does not apply.

Questions 5 – 7

5. Is your local business office (identified in question 2) the primary location (headquarters) of your company ?

YES ____ If "yes", STOP, local preference applies.

NO ____ If "no", proceed to question 6.

6. If the local business office (identified in question 2) is not the primary location of your company, are at least ten percent (10%) of your company's entire full-time employees based at the local office location ?

YES ____ If "yes", STOP, local preference applies

NO ____ If "no", proceed to question 7

7. If your local business office is not the primary location of your company, does at least one corporate officer, managing partner or principal owner of the company reside in Sarasota, Manatee, DeSoto or Charlotte County ?

YES ____ If "yes", STOP, local preference applies

NO ____ If "no", local preference does not apply.

Sarasota County Business Tax Receipt

2016-17

THIS TAX DOES NOT ASSURE QUALITY OF WORK OR CONFIRM THAT REGULATORY OR ZONING REQUIREMENTS HAVE BEEN MET, IT IS THE OWNER'S RESPONSIBILITY TO ENSURE COMPLIANCE.

Account No.
3800340002599

Business Type: PROFESSIONAL - LICENSED

Business Address: PREFERRED MATERIALS INC
520 GENE GREEN RD
NOKOMIS FL 34275

PAID: 5555251 0002 10/5/2016 \$34.65

PREFERRED MATERIALS INC

5701 E HILLSBOROUGH AVE
STE 1122 TAMPA FL 33610

All businesses in Sarasota County are responsible for complying with the Sarasota County mandatory recycling ordinance.

Valid until 9/30/2017

Sarasota County Tax Collector
Barbara Ford-Coates
101 S. Washington Blvd., Sarasota, FL 34236
(941) 861-8300, option 3
www.SarasotaTaxCollector.com
Info@SarasotaTaxCollector.com

Sarasota County Business Tax Receipt

2016-17

THIS TAX DOES NOT ASSURE QUALITY OF WORK OR CONFIRM THAT REGULATORY OR ZONING REQUIREMENTS HAVE BEEN MET, IT IS THE OWNER'S RESPONSIBILITY TO ENSURE COMPLIANCE.

Account No.
2300490002600

Business Type: CONTRACTOR - LICENSED

Business Address: PREFERRED MATERIALS INC
520 GENE GREEN RD
NOKOMIS FL 34275

PAID: 5555251.0001 10/5/2016 \$12.99

PREFERRED MATERIALS INC

5701 E HILLSBOROUGH AVE
ST 1122 TAMPA FL 33610

All businesses in Sarasota County are responsible for complying with the Sarasota County mandatory recycling ordinance.

Valid until 9/30/2017

Sarasota County Tax Collector
Barbara Ford-Coates
101 S. Washington Blvd., Sarasota, FL 34236
(941) 861-8300, option 3
www.SarasotaTaxCollector.com
Info@SarasotaTaxCollector.com

**CITY OF VENICE PROCUREMENT-
FINANCE DEPARTMENT**

401 W. VENICE AVE. - ROOM # 204

VENICE, FL. 34285

(941) 486-2626

FAX (941) 486-2790

ADDENDUM NO. 4

Date: June 6, 2017

To: All Prospective Proposers

Re: ITB# 3061-17 City of Venice Resurfacing – Phase 1

This addendum sets forth changes and/or information as referenced and is hereby made part of and should be attached to the subject Contract Documents. Receipt of this Addendum shall be acknowledged below and in the submitted proposal. It shall be the responsibility of each proposer, prior to submitting a proposal, to contact the City of Venice- Procurement- Finance Department to determine if addenda were issued and to make such addenda a part of their proposal.

Q. Addendum #2 indicates that paving of the 3" mill and resurface areas should be traffic level C mix and only Friction should be PG Graded; however, the bid form has not been changed to reflect this.

A. The Bid Form, which has been revised to add items 10.1 & 10.2 for the Type C Paving, is attached to this Addendum. Bidders are advised to submit the **Addendum 4 Revision** of the Bid Form with their submittal.

Peter A. Boers
Procurement Department

Acknowledgment is required with your proposal response. A designated management representative must sign the receipt for this addendum.

Receipt Acknowledged:



Signature

Preferred Materials, Inc.

Company

6/6/17

Date

A copy of the addendum (excluding attachments) is to be included with the proposal response.

BID SCHEDULE - ADDENDUM -4 REVISION
VENICE RESURFACING PROJECT, PHASE 1
ITB Number 3061-17

Item No	FDOT Ref. No.	BASE BID - Description	Unit	Qty	Unit Price	Amount
1	101-1	MOBILIZATION	LS	1		
2	102-1	MAINTENANCE OF TRAFFIC (FDOT INDEX)	LS	1		
3	285-704	BASE, OPTIONAL GROUP 4	SY	2,122		
4	327-70-6	ASPHALT, MILL EXISTING 1.5"	SY	402,743		
5	327-70-6	ASPHALT, MILL EXISTING 2.0"	SY	37,821		
6	327-70-6	ASPHALT, MILL EXISTING 3.0"	SY	49,262		
7	334-1-12	ASPHALT, SUPERPAVE, TRAFFIC B	TN	37,313		
8	337-7-71	ASPHALT FRICTION COURSE, TRAFFIC B, FC9.5, PG76-22, ARB	TN	2,198		
9	334-1-24	ASPHALT, SUPERPAVE, TRAFFIC LEVEL D, PG76-22, PMA	TN	2,604		
10	337-7-45	ASPHALT FRICTION COURSE, TRAFFIC LEVEL D, FC12.5, PG76-22, PMA	TN	2,604		
10.1	334-1-13	ASPHALT, SUPERPAVE, TRAFFIC C	TN	1,691		
10.2	337-7-73	ASPHALT FRICTION COURSE, TRAFFIC LEVEL C, FC12.5, PG76-22, PMA	TN	1,691		
11	425-5	MANHOLE ADJUSTMENT	EA	50		
12	425-6	VALVE BOX ADJUSTMENT	EA	20		

13	520-1-10	CURB & GUTTER, TYPE F	LF	1500		
14	520	SIDEWALK CURB RAMP & CURB RETURNS (INDEX 304)	EA	50		
15	522-2	SIDEWALKS & DRIVEWAYS, 4" THICK, 3000 PSI	SY	2200		
16	522-2	SIDEWALKS & DRIVEWAYS, 6" THICK, 3000 PSI	SY	250		
17	527-2	DETECTABLE WARNINGS, BRICK RED IN COLOR (ROADWAY CONCEPTS OR EQUAL)	SF	1200		
18	570-1-1	PERFORMANCE TURF	SY	10000		
19	706-3	RPMs	EA	1000		
20	710-11- 101	Paint pavement markings, std, white, solid, 6"	GM	24		
21	710-11- 123	Paint pavement markings, std, white, solid, crosswalk & roundabout, 12"	LF	500		
22	710-11- 125	Paint pavement markings, std, white, solid, stope line or crosswalk, 24"	LF	3000		
23	710-11- 141	Paint pavement markings, std, white, 2-4 dotted guideline/6-10 dotted extension, 6"	GM	0.25		
24	710-11- 160	Paint pavement markings, std, white, message	EA	20		
25	710-11- 170	Paint pavement markings, std, white, arrows	EA	12		
26	710-11- 224	Paint pavement markings, std, yellow, solid, diagonal or chevron, 18"	LF	100		
27	710-11- 201	Paint pavement markings, std, yellow, solid, 6"	GM	8		
28	710-11- 231	Paint pavement markings, std, yellow, skip, 6"	GM	4		
29	711-11- 123	Thermoplastic, std, white, solid, crosswalk & roundabout, 12"	LF	500		

30	711-11-125	Thermoplastic, std, white, solid, stop line or crosswalk, 24"	LF	3000	
31	711-11-141	Thermoplastic, std, white, dotted/ guideline/6-10 dotted extension, 6"	GM	0.25	
32	711-11-170	Thermoplastic, std, white, arrows	EA	400	
33	711-11-224	Thermoplastic, std, yellow, solid, diagonal or chevron, 18"	LF	100	
34	711-14-160	Thermoplastic, preformed, white, message or symbol	EA	550	
35	711-16-101	Thermoplastic, std, other surface, white, solid, 6"	GM	24	
36	711-16-201	Thermoplastic, std, other surface, yellow, solid, 6"	GM	8	
37	711-16-201	Thermoplastic, std, other surface, yellow, skip, 6"	GM	4	
SUB-TOTAL BID PRICE:					
10% CITY RESERVE (INCLUDE IN BID TOTAL):					
TOTAL BID PRICE:					

- It is the Contractor's responsibility to verify field conditions and inspect the project site to determine the quantities required to complete the project prior to submitting the Unit Price Bid.
- The Engineer and the City do not warranty that the provided quantities are accurate.
- The City reserves the right to remove or reduce line items above from the bid award due to budgeting constraints.
- The City reserves the right to discuss opportunities to value engineer the project with the lowest responsive bidder prior to bid award.
- City Reserve is for the exclusive use of the City (if required) and any request for use of City Reserve must be approved by the City in writing prior to the performance of such work.

NAME OF BIDDER: _____

BIDDER'S SIGNATURE: _____

CURRENT LICENSE NUMBER: _____

DATE: _____

THESE THREE (3) PAGES MUST BE COMPLETED & SUBMITTED WITH OFFER

00410-7

- H. Bidder has correlated the information known to Bidder, information and observations obtained from visits to the Site, reports and drawings identified in the Bidding Documents, and all additional examinations, investigations, explorations, tests, studies and data with the Bidding Documents.
 - I. Bidder has given Engineer written notice of all conflicts, errors, ambiguities, or discrepancies that Bidder has discovered in the Bidding Documents, and the written resolution thereof by Engineer is acceptable to Bidder.
 - J. The Bidding Documents are generally sufficient to indicate and convey understanding of all terms and conditions for the performance of the Work for which this Bid is submitted.
- 3.02 Bidder further represents that:
- A. this Bid is genuine and is not made in the interest of or on behalf of any undisclosed individual or entity and is not submitted in conformity with any agreement or rules of any group, association, organization or corporation;
 - B. Bidder has not directly or indirectly induced or solicited any other Bidder to submit a false or sham Bid; Bidder has not solicited or induced any individual or entity to refrain from bidding;
 - C. Bidder has not sought by collusion to obtain for itself any advantage over any other Bidder or over OWNER; and
 - D. No person or persons acting in any official capacity for the OWNER are directly or indirectly interested in this Bid, or in any portion of the profit thereof.

ARTICLE 4 – BIDDER’S CERTIFICATIONS

- 4.01 Bidder certifies that:
- A. this Bid is genuine and is not made in the interest of or on behalf of any undisclosed individual or entity and is not submitted in conformity with any agreement or rules of any group, association, organization or corporation;
 - B. Bidder has not directly or indirectly induced or solicited any other Bidder to submit a false or sham Bid
 - C. Bidder; has not solicited or induced any individual or entity to refrain from bidding; and
 - D. Bidder has not engaged in corrupt, fraudulent, collusive or coercive practices in competing for the Contract. For the purposes of the Paragraph 4.01.D;
 - 1. “Corrupt practice” means the offering, giving, or soliciting of anything of value likely to influence the action of a public official in the bidding process

2. "Fraudulent practice" means an intentional misrepresentation of facts made (a) to influence the bidding process to the detriment of Owner, (b) to establish bid prices at artificial non-competitive levels, or (c) to deprive Owner of the benefits of free and open competition.
3. "Collusive practice" means to scheme or arrangement between two or more Bidders, with or without the knowledge of Owner, a purpose of which is to establish bid prices at artificial, non-competitive levels.
4. "Coercive practice" means harming or threatening to harm, directly or indirectly, persons or their property to influence their participation in the bidding process or affect the execution of the Contract.

ARTICLE 5 - BASIS OF BID

- 5.01 Bidder will complete the Work in accordance with the Contract Documents for the following price(s):

BID SCHEDULE - ADDENDUM 4 REVISION
VENICE RESURFACING PROJECT, PHASE 1
ITB Number 3061-17

Item No	FDOT Ref. No.	BASE BID - Description	Unit	Qty	Unit Price	Amount
1	101-1	MOBILIZATION	LS	1	100,000.00	100,000.00
2	102-1	MAINTENANCE OF TRAFFIC (FDOT INDEX)	LS	1	125,000.00	125,000.00
3	285-704	BASE, OPTIONAL GROUP 4	SY	2,122	47.07	99,882.54
4	327-70-6	ASPHALT, MILL EXISTING 1.5"	SY	402,743	1.30	523,565.90
5	327-70-6	ASPHALT, MILL EXISTING 2.0"	SY	37,821	1.40	52,949.40
6	327-70-6	ASPHALT, MILL EXISTING 3.0"	SY	49,262	1.65	81,282.30
7	334-1-12	ASPHALT, SUPERPAVE, TRAFFIC B	TN	37,313	83.57	3,118,247.41
8	337-7-71	ASPHALT FRICTION COURSE, TRAFFIC B, FC9.5, PG76-22, ARB	TN	2,198	123.66	271,804.68
9	334-1-24	ASPHALT, SUPERPAVE, TRAFFIC LEVEL D, PG76-22, PMA	TN	2,604	105.41	274,487.64
10	337-7-45	ASPHALT FRICTION COURSE, TRAFFIC LEVEL D, FC12.5, PG76-22, PMA	TN	2,604	98.88	257,483.52
10.1	334-1-13	ASPHALT, SUPERPAVE, TRAFFIC C	TN	1,691	83.57	141,316.87
10.2	337-7-73	ASPHALT FRICTION COURSE, TRAFFIC LEVEL C, FC12.5, PG76-22, PMA	TN	1,691	106.81	180,615.71
11	425-5	MANHOLE ADJUSTMENT	EA	50	254.02	12,701.00
12	425-6	VALVE BOX ADJUSTMENT	EA	20	166.67	3,333.40

13	520-1-10	CURB & GUTTER, TYPE F	LF	1500	28.57	42,855.00
14	520	SIDEWALK CURB RAMP & CURB RETURNS (INDEX 304)	EA	50	1,836.85	91,842.50
15	522-2	SIDEWALKS & DRIVEWAYS, 4" THICK, 3000 PSI	SY	2200	59.19	130,218.00
16	522-2	SIDEWALKS & DRIVEWAYS, 6" THICK, 3000 PSI	SY	250	96.43	24,107.50
17	527-2	DETECTABLE WARNINGS, BRICK RED IN COLOR (ROADWAY CONCEPTS OR EQUAL)	SF	1200	18.88	22,656.00
18	570-1-1	PERFORMANCE TURF	SY	10000	3.92	39,200.00
19	706-3	RPMs	EA	1000	3.06	3,060.00
20	710-11- 101	Paint pavement markings, std, white, solid, 6"	GM	24	918.42	22,042.08
21	710-11- 123	Paint pavement markings, std, white, solid, crosswalk & roundabout, 12"	LF	500	.61	305.00
22	710-11- 125	Paint pavement markings, std, white, solid, stope line or crosswalk, 24"	LF	3000	1.28	3,840.00
23	710-11- 141	Paint pavement markings, std, white, 2-4 dotted guideline/6-10 dotted extension, 6"	GM	0.25	510.24	127.56
24	710-11- 160	Paint pavement markings, std, white, message	EA	20	40.82	816.40
25	710-11- 170	Paint pavement markings, std, white, arrows	EA	12	20.41	244.92
26	710-11- 224	Paint pavement markings, std, yellow, solid, diagonal or chevron, 18"	LF	100	1.02	102.00
27	710-11- 201	Paint pavement markings, std, yellow, solid, 6"	GM	8	918.42	7,347.36
28	710-11- 231	Paint pavement markings, std, yellow, skip, 6"	GM	4	357.17	1,428.68
29	711-11- 123	Thermoplastic, std, white, solid, crosswalk & roundabout, 12"	LF	500	2.04	1,020.00

30	711-11-125	Thermoplastic, std, white, solid, stop line or crosswalk, 24"	LF	3000	3.06	9,180.00
31	711-11-141	Thermoplastic, std, white, dotted/ guideline/6-10 dotted extension, 6"	GM	0.25	1,020.48	255.12
32	711-11-170	Thermoplastic, std, white, arrows	EA	400	51.02	20,408.00
33	711-11-224	Thermoplastic, std, yellow, solid, diagonal or chevron, 18"	LF	100	2.55	255.00
34	711-14-160	Thermoplastic, preformed, white, message or symbol	EA	550	132.66	72,963.00
35	711-16-101	Thermoplastic, std, other surface, white, solid, 6"	GM	24	3,673.69	88,168.56
36	711-16-201	Thermoplastic, std, other surface, yellow, solid, 6"	GM	8	3,673.69	29,389.52
37	711-16-201	Thermoplastic, std, other surface, yellow, skip, 6"	GM	4	1,224.57	4,898.28
SUB-TOTAL BID PRICE:					\$5,859,400.85	
10% CITY RESERVE (INCLUDE IN BID TOTAL):					\$585,940.85	
TOTAL BID PRICE:					\$6,445,341.70	

- It is the Contractor's responsibility to verify field conditions and inspect the project site to determine the quantities required to complete the project prior to submitting the Unit Price Bid.
- The Engineer and the City do not warranty that the provided quantities are accurate.
- The City reserves the right to remove or reduce line items above from the bid award due to budgeting constraints.
- The City reserves the right to discuss opportunities to value engineer the project with the lowest responsive bidder prior to bid award.
- City Reserve is for the exclusive use of the City (if required) and any request for use of City Reserve must be approved by the City in writing prior to the performance of such work.

NAME OF BIDDER: Preferred Materials, Inc.

BIDDER'S SIGNATURE: 

Angela McElroy, Authorized Employee

CURRENT LICENSE NUMBER: See attached State of Florida Attorney General Letter

DATE: 6/15/17

THESE THREE (3) PAGES MUST BE COMPLETED & SUBMITTED WITH OFFER

00410-7

- 5.04 Unit prices have been computed in accordance with Paragraph 11.03.B of the General Conditions.
- 5.05 Bidder acknowledges that estimated quantities of items of Unit Price Work are not guaranteed and are solely for the purpose of comparison of Bids, and final payment for all Unit Price items will be based on actual quantities of Unit Price Work determined as provided in the Contract Documents.
- 5.06 All specified cash allowances are included in the price(s) set forth above and have been completed in accordance with Paragraph 11.02 of the General Conditions.

ARTICLE 6 - TIME OF COMPLETION

- 6.01 Bidder agrees that the Work will be substantially complete within 120 calendar days after the date when the Contract Times commence to run as provided in Paragraph 2.03 of the General Conditions, and will be completed and ready for final payment in accordance with paragraph 14.07.B of the General Conditions within 150 calendar days after the date when the Contract Times commence to run, which days will be entered by OWNER into the AGREEMENT as the Contract Times.
- 6.02 Bidder accepts the provisions of the AGREEMENT as to liquidated and special damages, if any, in the event of failure to complete the Work within the Contract Times.

ARTICLE 7 - ATTACHMENTS TO THIS BID

- 7.01 The following documents are attached to and made a condition of this Bid:
- A. Required Bid security.
 - B. Required Bidder Qualifications Statement with supporting data.
 - C. Miscellaneous Bid Forms

ARTICLE 8 - DEFINED TERMS

- 8.01 The terms used in this Bid with initial capital letters have the meanings stated in the Instructions to Bidders and the General Conditions and Supplementary Conditions.

ARTICLE 9 - BID SUBMITTAL

- 9.01 This Bid submitted on June 15th, 2017 by:

If Bidder is:

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N/A

Individual

Name (Typed or Printed): _____

By _____
(Individual's Signature)

Doing business as _____

License or Registration Number: _____

Business Address: _____

Phone No.: _____ Facsimile: _____

A Partnership

Partnership Name: _____

By: _____
(Signature of General Partner - Attach evidence of authority to sign)

(Name (Typed or Printed): _____

License or Registration Number: _____

Business Address: _____

Phone No.: _____ Facsimile: _____

THIS PAGE MUST BE COMPLETED & SUBMITTED WITH OFFER

A Corporation

Corporation Name: Preferred Materials, Inc.

Georgia
(State of Incorporation)

By [Signature]
(Signature - Attach evidence of authority to sign)

Name and Title (Typed or Printed): Angelia McElroy, Authorized Employee

Attest: [Signature] (CORPORATE SEAL)
Marizabed Perez Assistant (Secretary)

License or Registration Number: P25884

Business Address: 5701 E. Hillsborough Ave Suite 1122
Tampa, Florida 33610

Phone No.: 813-612-5740 Facsimile: 813-664-8526

Limited Liability Company

By: _____
(Firm Name)

(State of Formation)

By: _____
(Signature of Member/Authorized to Sign)

(Printed or Typed Name and Title of Member Authorized to Sign)
(Attach evidence of authority to sign.)

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ACTION BY WRITTEN CONSENT
IN LIEU OF AN ANNUAL MEETING OF
THE BOARD OF DIRECTORS
OF
PREFERRED MATERIALS, INC.

The undersigned, being all of the members of the Board of Directors of Preferred Materials, Inc., a Georgia corporation (the "*Corporation*"), do hereby, pursuant to applicable Georgia statute, give this written consent (a) to the dispensation of an annual meeting of the Board of Directors of the Corporation and (b) to the taking of the following actions, such actions to have the same force and effect had a meeting been duly called and held:

I. ELECTION OF OFFICERS

RESOLVED, that effective April 13, 2016 all previous elections of officers are terminated, and the following persons be, and hereby are, elected to serve as officers of the Corporation (each individually, an "*Officer*" and collectively, the "*Officers*") in the capacities set forth opposite their respective names until such time as their successors shall be elected and qualified:

Robert F. Duke	Chief Executive Officer
Earl Losier	President
Charles Brown	Secretary & Treasurer
Darryl W. Fales	Vice President & Assistant Secretary
Domenico D'Aqui	Vice President & Assistant Secretary
Gregory P. Baier	Vice President & Assistant Secretary
Gary Yelvington	Vice President & Assistant Secretary
John R. Hooper	Vice President & Assistant Secretary
John S. Bramonte	Vice President & Assistant Secretary
John W. Taylor	Vice President & Assistant Secretary
Kenneth C. Laing	Vice President & Assistant Secretary
Mark S. Marine	Vice President & Assistant Secretary
Nat Fisher	Vice President & Assistant Secretary
Robert B. Royal	Vice President & Assistant Secretary
Travis Raitt	Vice President & Assistant Secretary
William B. Miller	Admin. Vice President and Assistant Secretary

FURTHER RESOLVED, that the Officers be, and each of them hereby is, authorized to execute and deliver agreements, contracts, documents, certificates, and other instruments, under the seal of the Corporation if required, for the purpose of conducting the Corporation's business, including without limitation, selling products and securing construction work, and to take such other action, as they may deem necessary, advisable, convenient, or appropriate to carry out and fully perform duties incident to the office or offices so appointed, and such other duties as may be prescribed by the Board of Directors from time to time;

FURTHER RESOLVED, that the following persons are hereby designated Officers solely for the purpose of attesting signatures of other Officers signing on behalf of the Corporation, and for executing and attesting various corporate documents, tax returns, affidavits, and other instruments as may be necessary from time to time:

Amy Schuman	Assistant Secretary & Assistant Treasurer
Angelica Espinal	Assistant Secretary & Assistant Treasurer
Bethany Casimir	Assistant Secretary & Assistant Treasurer
Carmen Sutton	Assistant Secretary & Assistant Treasurer
Elizabeth Stafford	Assistant Secretary & Assistant Treasurer
Jacob Duckett	Assistant Secretary & Assistant Treasurer
Sara Brawner	Assistant Secretary & Assistant Treasurer
Tracy Kinney	Assistant Secretary & Assistant Treasurer
Amber Vickrey	Assistant Secretary
Ashley Turner	Assistant Secretary
Cheryl Kitzis	Assistant Secretary
David Lewis	Assistant Secretary
David M. Toolan	Assistant Secretary
Gary P. Hickman	Assistant Secretary
M. Craig Hall	Assistant Secretary
Marizabel Perez	Assistant Secretary
Michael F. Deaton	Assistant Secretary
Michael G. O'Driscoll	Assistant Secretary
Pamela M. Sahr	Assistant Secretary
Rick Jarvis	Assistant Secretary
Sylvia Rocek	Assistant Secretary
Tamara A. Albright	Assistant Secretary
Wendy Newell	Assistant Secretary

II. APPOINTMENT OF AUTHORIZED EMPLOYEES

RESOLVED, that effective April 13, 2016 all previous appointments of authorized employees are terminated, and that the following persons be and each of them hereby is appointed to serve as an authorized employee of the Corporation, which persons shall be authorized to execute and deliver such agreements, contracts, documents, certificates and other instruments, under the seal of the Corporation if required, for the purpose of conducting the Corporation's business including, without limitation, selling products and securing construction work:

Angelia McElroy	Joseph F. Donaruma
Bobbie Reilly	Joshua Martin
Brian Morton	Jon Stebick
Brian Schumm	Lawrence Trace Martell
Carl J. Thompson	Michael Iapaluccio
Charles Blinne	Michael Vickrey
David Cerniglia	Patrick Weaver

Frank Milton
G. Michael Johnson
Grant G. Peterson
Jason Johns
Jeffrey R. Andrews
Jennifer K. Edwards
Jeremy Gerondal
Jeremy Minnillo
Jerry F. Fletcher
John Rauschenbach

Robert Spillman
Shane Taylor
Sylvia Rogers
Ted Kaler
Tony DiPietro
Trevor Craig
W. Charles Molloy
William Sullivan

FURTHER RESOLVED, that the President of the Corporation may, from time to time, without further action by the Board of Directors, appoint other persons to serve as authorized employees, or remove any individuals from this capacity, and to direct those appointed to take such action, as he may deem necessary, advisable, convenient or appropriate to carry out and fully perform the duties incident to the office of President.

III. AUTHORIZATION OF TRADE NAMES

RESOLVED, that the activities and operations of the Corporation may be carried on in any of the following manners or styles as may from time-to-time be deemed necessary or appropriate:

Conrad Yelvington Distributors

FURTHER RESOLVED, that the President of the Corporation may, from time to time, without further action by the Board of Directors, authorize the use of additional trade names, and to deem unauthorized any trade name previously authorized, as he may deem necessary, advisable, convenient or appropriate.

IV. MISCELLANEOUS

RESOLVED, that all actions previously taken by any Officer of the Corporation appointed hereunder in his/her capacity as such Officer be, and each of them hereby is, adopted, ratified, confirmed and approved in all respects as the authorized acts and deeds of the Corporation;

FURTHER RESOLVED, that each undersigned agrees that electronic signatures, whether digital or encrypted, of the Board of Directors are intended to authenticate this consent and to have the same force and effect as manual signatures. As used in the previous sentence, the term "electronic signatures" means any electronic sound, symbol or process attached to or logically associated with this consent and executed and adopted by a member of the Board of Directors with the intent to sign such consent, including, but not limited to, e-mail electronic signatures executed through Adobe® eSign Services; and

FURTHER RESOLVED, that this Consent, following execution by all of the members of the Board of Directors, be filed in appropriate order in the minute book of the Corporation.

Signature: Robert F. Duke
Robert F. Duke (Age 22) (2070)

Email: rob.duke@preferredmaterials.com

Signature: John J. Keating
John J. Keating (Age 22) (2070)

Email: jkeating@oldcastlematerials.com

N/A

License or Registration Number: _____

Business Address: _____

Phone No.: _____ Facsimile: _____

A Joint Venture

Name of Joint Venture: _____

First Joint Venturer Name: _____

By: _____
(Signature of First Joint Venturer - Attach evidence of authority to sign)

Name (Typed or Printed): _____
(Title)

Title: _____

Second Joint Venturer Name: _____

By: _____
(Signature of Second Joint Venturer - Attach evidence of authority to sign)

Name (Typed or Printed): _____
(Title)

(Each joint venturer must sign. The manner of signing for each individual, partnership, corporation or limited liability company that is a party to the joint venture shall be in the manner indicated above).

Business Address: _____

Phone and FAX number and address for receipt of communications to joint venture:

Phone: _____ Facsimile: _____

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ARTICLE 10 – REQUIRED FORMS

Required Forms Check List: ITB# 3061-17: VENICE RESURFACING PROJECT, PHASE 1

- Proposal Bond
- Qualifications Statement
- Co-operative Procurement with Other Jurisdictions
- Form 3A- Interest in Competitive Bid for Public Business
- Indemnification/Hold Harmless
- FDEP & U.S. EPA Construction Notices of Intent (NOI)
- Statement of References for Contractor
- Contractor's Statement of Sub-contractors
- Drug Free Workplace Certification
- Non-Collusive Affidavit
- Public Entity Crime Information
- MBE Planned Utilization
- E-Verify
- "Article 9"- Bid Submittal

All required forms are included in this package. All forms must be filled out and returned with the firm's proposal.

Failure to do so will result in the firm being considered non-responsive and their proposal will be disallowed.

Mark N/A if not applicable to your firm

PROPOSAL BOND

**Not to be completed if a certified check is submitted.*

KNOW ALL MEN BY THESE PRESENTS: That we, the undersigned,

Preferred Materials, Inc. a Corporation as Principal,

and Federal Insurance Company as Surety

are held and firmly bound unto the City of Venice, Florida, in the sum of

Five Percent of Amount Bid \$ 5% of Amt. Bid, for the payment of which, well and truly to be made, we hereby jointly and severally bind ourselves, our heirs, executors, administrators, successors and assigns.

The condition of the above obligation is such that if the attached Proposal of Principal and Surety for work specified as:

Venice Resurfacing Project Phase 1 ITB 3061-17

all as stipulated in said Proposal, by doing all work incidental thereto, in accordance with the plans and specifications provided heretofore, all within Sarasota County, is accepted and the bidder shall within ten (10) days after notice of said award, enter into a contract, in writing, and furnish the required Performance Bond with surety or sureties to be approved by the Director of Purchasing, this obligation shall be void; otherwise the same shall be in full force and virtue by law and the full amount of this Proposal Bond will be paid to the City as stipulated or liquidated damages.

Signed this 8th day of June, 2017.

Preferred Materials, Inc. a Corporation

Federal Insurance Company


Principal
Angella McElroy, Authorized Employee


Surety

Tina Davis, Attorney-in-Fact

Principal must indicate whether corporation, partnership, company, or individual.

The person signing shall, in his own handwriting, sign the Principal's name, his own name, and his title. The person signing for a corporation must, by affidavit, show his authority to bind the corporation.

THIS PAGE MUST BE COMPLETED & SUBMITTED WITH OFFER

State of UT
County of Salt Lake } ss:

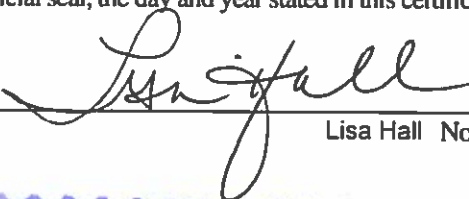
On June 8, 2017 , before me, a Notary Public in and for said County and State, residing therein, duly commissioned and sworn, personally appeared

Tina Davis

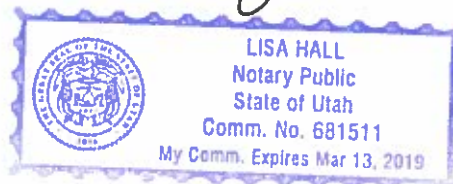
known to me to be Attorney-in-Fact of Federal Insurance Company
the corporation described in and that executed the within and foregoing instrument, and known to me to be the person who executed the said instrument in behalf of the said corporation, and he duly acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year stated in this certificate above.

My Commission Expires 3/13/2019 _____



Lisa Hall Notary Public



CHUBB

Power of Attorney

Federal Insurance Company | Vigilant Insurance Company | Pacific Indemnity Company

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

Know All by These Presents, That FEDERAL INSURANCE COMPANY, an Indiana corporation, VIGILANT INSURANCE COMPANY, a New York corporation, and PACIFIC INDEMNITY COMPANY, a Wisconsin corporation, do each hereby constitute and appoint **Tina Davis, Lisa Hall, Linda Lee Nipper and Lindsey Plattner of Salt Lake City, Utah**

each as their true and lawful Attorney in Fact to execute under such designation in their names and to affix their corporate seals to and deliver for and on their behalf as surety thereon or otherwise, bonds and undertakings and other writings obligatory in the nature thereof (other than bail bonds) given or executed in the course of business, and any instruments amending or altering the same, and consents to the modification or alteration of any instrument referred to in said bonds or obligations.

In Witness Whereof, said FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, and PACIFIC INDEMNITY COMPANY have each executed and attested these presents and affixed their corporate seals on this 18th day of October, 2016.


Dawn M. Chloros, Assistant Secretary




David B. Norris, Jr., Vice President



STATE OF NEW JERSEY

County of Somerset

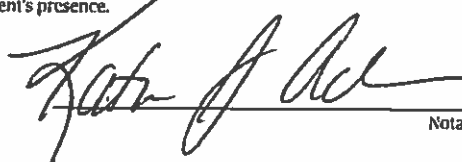
SS

On this 18th day of October, 2016 before me, a Notary Public of New Jersey, personally came Dawn M. Chloros, to me known to be Assistant Secretary of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, and PACIFIC INDEMNITY COMPANY, the companies which executed the foregoing Power of Attorney, and the said Dawn M. Chloros, being by me duly sworn, did depose and say that she is Assistant Secretary of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, and PACIFIC INDEMNITY COMPANY and knows the corporate seals thereof, that the seals affixed to the foregoing Power of Attorney are such corporate seals and were thereto affixed by authority of the By-Laws of said Companies; and that she signed said Power of Attorney as Assistant Secretary of said Companies by like authority; and that she is acquainted with David B. Norris, Jr., and knows him to be Vice President of said Companies; and that the signature of David B. Norris, Jr., subscribed to said Power of Attorney is in the genuine handwriting of David B. Norris, Jr., and was thereto subscribed by authority of said By-Laws and in deponent's presence.

Notarial Seal



KATHERINE J. ADELAAR
NOTARY PUBLIC OF NEW JERSEY
No. 2318885
Commission Expires July 16, 2019


Notary Public

CERTIFICATION

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

"Except as otherwise provided in these By-Laws or by law or as otherwise directed by the Board of Directors, the President or any Vice President shall be authorized to execute and deliver, in the name and on behalf of the Corporation, all agreements, bonds, contracts, deeds, mortgages, and other instruments, either for the Corporation's own account or in a fiduciary or other capacity, and the seal of the Corporation, if appropriate, shall be affixed thereto by any of such officers or the Secretary or an Assistant Secretary. The Board of Directors, the President or any Vice President designated by the Board of Directors may authorize any other officer, employee or agent to execute and deliver, in the name and on behalf of the Corporation, agreements, bonds, contracts, deeds, mortgages, and other instruments, either for the Corporation's own account or in a fiduciary or other capacity, and, if appropriate, to affix the seal of the Corporation thereto. The grant of such authority by the Board or any such officer may be general or confined to specific instances."

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

- (i) the foregoing extract of the By-Laws of the Companies is true and correct,
- (ii) the signature of any authorized officer executing this Power of Attorney or any certificate relating thereto on behalf of the Companies, and the seal of the Companies, may be affixed to such Power of Attorney or certificate by facsimile and such Power of Attorney or certificate shall be valid and binding upon the Companies, and any such Power of Attorney so executed and certified by such facsimile signature and facsimile seal shall be valid and binding upon the Companies with respect to any bond or undertaking to which it is attached.
- (iii) the Companies are duly licensed and authorized to transact surety business in all 50 of the United States of America and the District of Columbia and are authorized by the U.S. Treasury Department; further, Federal and Vigilant are licensed in the U.S. Virgin Islands, and Federal is licensed in Guam, Puerto Rico, and each of the Provinces of Canada except Prince Edward Island; and
- (iv) the foregoing Power of Attorney is true, correct and in full force and effect.

Given under my hand and seals of said Companies at Warren, NJ this June 8, 2017




Dawn M. Chloros, Assistant Secretary

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

HOW DO I DETERMINE "LOCAL PREFERENCE"

The following questions will help you determine local preference for your company.

Please answer questions 1 through 4 **FIRST**. If you answer **NO** to any questions 1 through 4, local preference does **NOT** apply.

ONLY if you answer **YES** to questions 1 through 4, may you proceed to question 5.

If you answer **YES** to any questions 5 through 7, local preference applies.

If you are unsure of how to answer any questions, please contact the City of Venice's Purchasing Department at 941-486-2626.

Questions 1 – 4

1. Have you paid a local business tax either to Sarasota, DeSoto or Charlotte County (Manatee County does not have a local business tax) authorizing your company to provide goods or services described in this solicitation ?

YES X If "yes", proceed to question 2.

NO If "no", **STOP, local preference does not apply.**

* If the name on the local business tax receipt is not the same as the name on the bid/solicitation submittal, local preference does not apply.

2. Does your company maintain a permanent physical business address located within the limits of Sarasota, Manatee, DeSoto or Charlotte County ?

YES X If "yes", proceed to question 3.

NO If "no", **STOP, local preference does not apply.**

3. Does your local business office (identified in question 2) have a least one full time employee ?

YES X If "yes", proceed to question 4.

NO If "no", **STOP, local preference does not apply.**

4. Do at least fifty percent (50%) of your company employees who are based in the local business location (identified in question 2) reside within Sarasota, Manatee, DeSoto or Charlotte County ?

YES ☒ If "yes", proceed to question 5.

NO ☐ If no, STOP, local preference does not apply.

Questions 5 – 7

5. Is your local business office (identified in question 2) the primary location (headquarters) of your company ?

YES ☐ If "yes", STOP, local preference applies.

NO ☒ If "no", proceed to question 6.

6. If the local business office (identified in question 2) is not the primary location of your company, are at least ten percent (10%) of your company's entire full-time employees based at the local office location ?

YES ☐ If "yes", STOP, local preference applies

NO ☒ If "no", proceed to question 7

7. If your local business office is not the primary location of your company, does at least one corporate officer, managing partner or principal owner of the company reside in Sarasota, Manatee, DeSoto or Charlotte County ?

YES ☒ If "yes", STOP, local preference applies

NO ☐ If "no", local preference does not apply.

QUALIFICATIONS STATEMENT

The undersigned certifies under oath the truth and correctness of all statements and all answers to questions made hereinafter:

SUBMITTED TO:

CITY OF VENICE
Procurement- Finance Department
401 W. Venice Avenue
Venice, Florida 34285

CHECK ONE:

- ☒ Corporation
☐ Partnership
☐ Individual
☐ Joint Venture
☐ Other

SUBMITTED BY:

NAME: Preferred Materials, Inc.
ADDRESS: 5701 E. Hillsborough Ave. Tampa, FL 33610
PRINCIPLE OFFICE: Same

State the true, exact, correct and complete legal name of the partnership, corporation, trade or fictitious name under which you do business and the address of the place of business.

The correct name of the Offeror is:

Preferred Materials, Inc.

The address of the principal place of business is:

5701 E. Hillsborough Ave. Ste 1122 Tampa, FL 33610

If the Offeror is a corporation, answer the following:

- a. Date of Incorporation: 9/1/1989
- b. State of Incorporation: GA
- c. President's Name: Earl Losier
- d. Vice President's Name: Gregory P. Baier
- e. Secretary's Name: Charles Brown
- f. Treasurer's Name: Charles Brown
- g. Name and address of Resident Agent: Corporation Service Company
1201 Hayes Street Tallahassee, FL 32301

If Offeror is an individual or partnership, answer the following: N/A

- a. Date of Organization: _____
- b. Name, address and ownership units of all partners:

- c. State whether general or limited partnership: _____

If Offeror is other than an individual, corporation partnership, describe the organization and give the name and address of principals:

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If Offeror is operating under fictitious name, submit evidence of compliance with the Florida Fictitious Name Statute.

How many years has your organization been in business under its present business name?

3 years 5 months

a. Under what other former names has your organization operated?

Gator Asphalt, Couch Construction, Pan American Construction, APAC Florida, APAC Southeast,
Oldcastle Southern Group, Inc.

ACKNOWLEDGEMENT

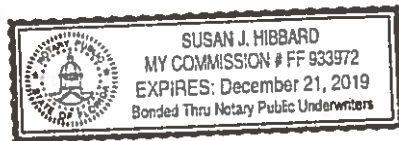
State of Florida

County of Hillsborough

} SS.

On this the 15th day of June, 2017, before me, the undersigned Notary Public of the State of Florida, personally appeared Angelia McElroy and (Name(s) of individual(s) who appeared before notary) whose name(s) is/are Subscribed to the within instrument, and he/she/they acknowledge that he/she/they executed it.

NOTARY PUBLIC
SEAL OF OFFICE:



Susan J. Hibbard
NOTARY PUBLIC, STATE OF Florida

Susan J. Hibbard

(Name of Notary Public: Print, stamp, or type as commissioned)

☒ Personally known to me, or ☐ Produced Identification: _____ ☐ DID take an oath, or ☒ DID NOT take an oath

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COOPERATIVE PROCUREMENT WITH OTHER JURISDICTIONS

The vendor, by submitting a bid, authorizes other Public Agencies to "Piggy-Back" or purchase equipment or services being proposed in this invitation to bid at prices bid unless otherwise noted on the proposal sheet.

Yes X No

AUTHORIZED SIGNATURE

By submission of the ITB, the undersigned certifies that:

1. He/She has not paid or agreed to pay any fee or commission, or any other thing of value contingent upon the award of this contract, to any City of Venice, Florida employee or official or to any current consultant to the City of Venice, Florida;
2. He/She has not paid or agreed to pay any fee or commission or any other thing of value contingent upon the award of this contract to any broker or agent or any other person;
3. The prices contained in this proposal have been arrived at independently and without collusion, consultation, communication or agreement intended to restrict competition.
4. He/She has the full authority of the Offeror or to execute the proposal and to execute any resulting contract awarded as the result of, or on the basis of, the proposal.

Authorized Representative: Angelia McElroy

Signature: 

Title: Authorized Employee

Company Name: Preferred Materials, Inc.

Address: 5701 E. Hillsborough Ave. Ste 1122

City, State, ZIP: Tampa, Florida 33610

Telephone Number: 813-612-5740

Fax Number: 813-664-8526

E-mail address: angie.mcelroy@preferredmaterials.com

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FORM 3A INTEREST IN COMPETITIVE BID FOR PUBLIC BUSINESS

LAST NAME — FIRST NAME — MIDDLE INITIAL			OFFICE / POSITION HELD
MAILING ADDRESS			AGENCY
CITY	ZIP	COUNTY	ADDRESS OF AGENCY

WHO MUST FILE THIS STATEMENT

Sections 112.313(3) and 112.313(7), Florida Statutes, prohibit certain business relationships on the part of public officers and employees, their spouses, and their children. See Part III, Chapter 112, Florida Statutes, and/or the brochure entitled "A Guide to the Sunshine Amendment and Code of Ethics for Public Officers and Employees" for more details on these prohibitions. However, Section 112.313(12), Florida Statutes, provides certain limited exemptions to the above-referenced prohibitions, including one where the business is awarded under a system of sealed, competitive bidding; the public official has exerted no influence on bid negotiations or specifications; AND where disclosure is made, prior to or at the time of the submission of the bid, of the official's or his spouse's or child's interest and the nature of the intended business. This form has been promulgated by the Commission on Ethics for such disclosure, *if and when applicable* to a public officer or employee.

INTEREST IN COMPETITIVE BID FOR PUBLIC BUSINESS (Required by § 112.313(12)(b), Fla. Stat.)

1. The competitive bid to which this statement applies has been / will be (strike one) submitted to the following government agency:		
2. The person submitting the bid is:	NAME ▼	POSITION ▼
3. The business entity with which the person submitting the bid is associated is:		
4. My relationship to the person or business entity submitting the bid is as follows:		
5. The nature of the business intended to be transacted in the event that this bid is awarded is as follows:		
a. The realty, goods, and / or services to be supplied specifically include: _____		
b. The realty, goods, and / or services will be supplied for the following period of time: _____		
c. Will the contract be subject to renewal without further competitive bidding? <input type="checkbox"/> Yes <input type="checkbox"/> No. If so, how often?		
6. Additional comments:		
7. SIGNATURE	DATE SIGNED	DATE FILED

FILING INSTRUCTIONS

If you are a state officer or employee required to disclose the information above, please file this form with the Department of State in Room 316, R.A. Gray Building, 500 South Bronough Street, Tallahassee, Florida 32399-0250. If you are an officer or employee of a political subdivision of this state and are subject to this disclosure, please file the statement with the Supervisor of Elections of the county in which the agency in which you are serving has its principal office.

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.017, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.

CH FORM 3A — REV. 1-95

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INDEMNIFICATION/HOLD HARMLESS

The elected firm shall (if required by City) defend, indemnify and hold the City, the City's representatives or agents, and the officers, directors, agents, employees, and assigns of each harmless for and against any and all claims, demands, suits, judgments, damages to persons or property, injuries, losses or expenses of any nature whatsoever (including attorneys' fees at trial at appellate level) arising directly or indirectly from or out of any negligent act or omission of the elected firm, its Sub-Offerors and their officers, directors, agents or employees; any failure of the elected firm to perform its services hereunder in accordance with generally accepted professional standards; any material breach of the elected firm's representations as set forth in the proposal or any other failure of the elected firm to comply with the obligations on its part to be performed under this contract.

I, Angelia McElroy, Authorized Employee, being an authorized representative of the firm of

Preferred Materials, Inc. located at City

Tampa, State Florida, Zip Code 33610 Phone:

813-612-5740 Fax: 813-664-8526. Having read and

understood the contents above, hereby submit accordingly as of this Date,

June 15th, 2017.

Angelia McElroy
Please Print Name


Signature

This signed document shall remain in effect for a period of one (1) year from the date of signature or for the contract period, whichever is longer.

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CITY OF VENICE, FLORIDA
FDEP & U.S. EPA CONSTRUCTION NOTICES OF INTENT (NOI)

The undersigned bidder acknowledges the requirement of the U.S. Environmental Protection Agency (EPA) and the Florida Department of Environmental Protection (FDEP) which have published the rules for NPDES General Permits for stormwater discharges from construction sites and said bidder agrees to assist the owner in the preparation of these permits and associated plans. The bidder acknowledges that he has taken these permits and associated construction costs into account in the preparation of his lump sum bid. These permits are mandated under Section 402(p) of the Clean Water Act for "Stormwater Discharge from Construction Activities (including clearing, grading, and excavation activities) that result in the disturbance of five (5) or more acres total land area, including areas that are part of a larger common plan of development or sale." The EPA has published summary guidance for: "Developing Prevention Plans and Best Management Practices" (EPA 833-R-92-001, October 1992).

The EPA permit format is a *Notice of Intent (NOI) for Stormwater Discharges Associated with Construction Activity to be covered under a NPDES Permit*, and it is to be submitted according to the NOI instructions. The Stormwater Pollution Prevention Plan which must accompany the NOI must be signed by authorized representatives of the contractor and subcontractors as well as the facility Owner. Copies of the EPA NOI must be provided to state and local agencies who have issued stormwater management, grading, or land alteration permits or approvals.

An NOI must also be submitted to the Florida Department of Environmental Protection, NPDES Stormwater Notices Center, MS 2510, 2600 Blair Stone Road, Tallahassee, FL 32399. FDEP forms may be downloaded from the State's web site <http://www.dep.state.fl.us/water/stormwater/npdes/> or phone 850-921-9870 if you have questions.

Acceptance of the bid to which this certification and disclosure applies in no way represents the Owner or its Representative has evaluated and thereby determined that the information is adequate to comply with the applicable U.S. EPA or FDEP requirements nor does it in any way relieve the contractor of its sole responsibility to comply with the applicable U.S. EPA and FDEP requirements, including inspection of all control measures at least once each week and following any storm (rainfall) event of 0.5 inches or greater and maintaining reports of each inspection.

Bidder (Company): Preferred Materials, Inc.
Name and Title: Angelia McElroy, Authorized Employee
Address: 5701 E. Hillsborough Ave. Suite 1122
Tampa, Florida 33610
Telephone: 813-612-5740

BY SIGNATURE BELOW OF AUTHORIZED REPRESENTATIVE, CONTRACTOR ACKNOWLEDGES RECEIPT OF A COPY OF CITY ORDINANCES 95-12 and 96-09 AND AGREES TO ABIDE BY THE REQUIREMENTS OF SAID ORDINANCES.

Signature:  Date: 6/15/17
Printed name/title: Angelia McElroy, Authorized Employee

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ORDINANCE 95-12

AN ORDINANCE OF THE CITY OF VENICE, FLORIDA, AMENDING THE CODE OF ORDINANCES BY AMENDING CHAPTER 9, HEALTH AND SANITATION, ARTICLE IV, DISPOSAL OF EXCRETA, SECTION 9-71, DISCHARGE OF RAW SEWAGE INTO STORMWATER; DELETING ARTICLE V, PROHIBITED STORMWATER DISCHARGES; ADDING CHAPTER 19, WATER AND SEWERS, ARTICLE VI, STORMWATER QUALITY; DELETING CHAPTER 15, STREETS AND SIDEWALKS, ARTICLE IV, EXCAVATIONS, SECTION 15-53, STORM DRAINAGE AND POLLUTION; PROVIDING FOR CONFLICT WITH OTHER ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, control of stormwater runoff is necessary from individual lots that do not require a permit from the Southwest Florida Water Management District and requiring compliance with the provisions of the Clean Water Act 33 U.S.C.1251 et.seq., as amended by the Water Quality Act of 1987; and

WHEREAS, the City is desirous of complying with its U.S. Environmental Protection Agency National Pollutant Discharge Elimination System Permit and its Stormwater Master Plan, therefore, stormwater runoff and any discharge to the City storm sewer system will be closely monitored and regulated; and

WHEREAS, the control of stormwater runoff is the responsibility of each individual property owner; and

WHEREAS, the City is desirous of controlling stormwater runoff and insuring compliance with the Comprehensive Plan.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF VENICE, FLORIDA:

SECTION 1. Chapter 9, Water and Sewers, Article IV, Disposal of Excreta, Section 9-71, Discharge of Raw Sewage into Storm Sewer, is amended to read as follows:

Sec. 9-71. Discharge of raw sewage into storm sewer.

It shall be unlawful for any person to discharge raw sewage or to discharge the effluent of and from any septic tank into the storm sewer system of the city or to construct or maintain any system of drainage, pipes, conduits or other apparatus whereby raw sewage or the effluent of and from any septic tank shall or may be discharged into or through the storm sewer system of the city.

SECTION 2. Chapter 9, Water and Sewers, Article V, Prohibited Stormwater Discharges, is deleted in its entirety.

SECTION 3. Chapter 19, Water and Sewers, Article VI, Stormwater Quality is added to read as follows:

ARTICLE VI. STORMWATER QUALITY

Sec. 19-141. Definitions.

As used in this article "industrial stormwater" means stormwater runoff from a site with industrial activities, as defined under 40 CFR Section 122.26(a)(14) U.S. Environmental Protection Agency regulation.

As used in this article "construction sites" refers to all sites.

As used in this article, "illicit discharge" is any discharge of anything other than stormwater to the municipal separate storm sewer system (MS4) or the waters of the State of Florida or the United States.

As used in this article "industrial wastewater" refers to liquids used by an entity in their course of business, that if discharged to the MS4, would degrade the quality of stormwater.

Sec. 19-142. Disposal of industrial stormwater discharges.

The following types of discharges to the municipal separate storm sewer of the city must be controlled as indicated.

(1) **Industrial wastewater/illicit discharge:** Industrial wastewater/illicit discharge may not be discharged to the city's municipal separate storm sewer system.

(2) **Industrial stormwater:** As required to comply with NPDES regulations, the quality of industrial stormwater which is discharged through the city's municipal separate storm sewer system may be subject to regulation or permitting, and any violation of such regulation or permit may be subject to an order to immediately cease such discharge.

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Sec. 19-143. Runoff stormwater and Best Management Practice (BMPs) for construction sites.

BMPs shall be implemented as necessary, to insure that all discharges from construction activities are in compliance with the City of Venice EPA/NPDES Stormwater Permit and the Stormwater Master Plan, or the SWFWMD Permit or EPA's NPDES Construction Activity General Permit, whichever is most stringent in its requirements.

Best Management Practices include but are not limited to, the following requirements:

- (a) All site grading shall be conducted in such a manner that all stormwater management facilities located adjacent to the site are not altered in any way which will diminish their designated flow or pollutant removal capacity or the shape of the drainage facility.
- (b) Maintenance of vegetative buffers or use of a silt fence and/or staked hay bales which minimize erosion and retain sediment on site, shall be implemented prior to any construction activities taking place at sites which discharge to surface water or the municipal separate storm sewer system (MS4). These controls, when utilized, shall be secured and properly maintained during construction activities until the site has been stabilized with sod and/or seed and mulch. A double silt fence may be required as an additional measure to insure that discharges from the site are in compliance with water quality standards as established by the EPA/NPDES Stormwater Permit. Undisturbed vegetative buffers shall be maintained intact to the maximum extent possible to reduce erosion and the discharge of sediment from stormwater runoff. All areas of exposed soil shall be stabilized within 72 hours of attaining final grade.
- (c) Storm sewer systems (eg. inlets, pipes and ditches, etc.) adjacent to the site must be protected by a silt fence and/or staked hay bales during construction, to keep solids from entering conveyance systems.
- (d) Vehicles such as concrete or dump trucks and other construction equipment shall not be washed at locations where the runoff will flow directly into a lake, wetland, watercourse or stormwater conveyance system. Special areas must be designated for washing vehicles. In all new subdivisions, a wash area may be established by the owner/developer which can be used by the site contractor and home builders. If established, wash areas shall be located where the wash water will spread out and evaporate or infiltrate directly into the ground, or where the runoff can be collected in a temporary holding or seepage basin. Gravel or rock bases are recommended for temporary holding or seepage basins, to minimize mud generation. Underdrains shall be installed where infiltration basins are provided as required by the owner/developer's engineer or the Southwest Florida Water Management District. Upon completion of the project, the wash areas shall be graded and stabilized and any trash or waste shall be collected and disposed of properly.
- (e) Fuel, chemicals, cements, solvents, paints, topsoil, or other potential water pollutants shall be stored in areas where they will not cause runoff pollution. Toxic chemicals and materials, such as pesticides, paints, and acids, must be stored in accordance with manufacturer's guidelines. Groundwater resources shall be protected from leaching by placing a plastic mat, packed clay, tar paper, or other impervious material on any areas where toxic liquids are to be opened and stored.
- (f) A minimum of one permitted driveway must be established prior to construction and shall be used as the only access for ingress/egress during construction in order to provide minimum disturbance of drainage facilities and vegetative cover on site.

Sec. 19-44. Owner responsibility for stormwater runoff.

- (a) The control of stormwater runoff is the responsibility of each individual property owner.
- (b) Any property owner constructing or causing to be constructed any building which requires an elevated slab and the elevation of the building pad is higher than that of adjoining properties, will control stormwater runoff during construction. Likewise, any property that is filled more than twelve inches above the adjacent property must provide additional control measures for stormwater during construction. Upon completion of the work, all stormwater runoff shall flow to its natural preconstruction drainage swale, ditch, etc., or be retained in a retention or detention pond(s) designed and constructed for that purpose.
- (c) For any construction where the elevation of the building pad or site fill will be higher than adjoining properties, construction plans certified by a professional engineer registered with the State of Florida, retained by the property owner, will be provided to the City prior to issuance of a building permit.
- (d) Any single lot not covered under Southwest Florida Water Management District rules, exceeding forty-five percent in impervious coverage (including buildings, drives, sidewalks, patios, etc.) shall require stormwater retention facilities to be designed by a Florida registered engineer. The design is to meet the City of Venice EPA/NPDES Permit requirements for quantity and quality of treatment.
- (e) The property owner's engineer will be required to certify to the City Engineer that construction was completed in accordance with the certified plans, prior to issuance of a Certificate of Occupancy.

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(f) All improvements to property affecting stormwater drainage must be done in compliance with the City's Comprehensive Plan.

Sec. 19-145. Illicit discharges.

It shall be unlawful for any person to discharge anything other than stormwater into the city's municipal separate storm sewer system whether such discharges occur through piping connections, runoff, exfiltration, infiltration, seepage, or leaks. No person may maintain, use, or establish any direct or indirect connection to any storm sewer owned by the city that results in any discharge in violation of any provision of federal, state, city, or other law or regulation. This provision is retroactive to January 1, 1995, and applies to connections made prior to the effective date of this provision, regardless of whether made under a permit, or other authorization, or whether permissible under laws or practices applicable or prevailing at the time the connection was made.

No materials other than those composed entirely of stormwater shall be disposed of, dumped, or spilled into the city's municipal separate storm sewer system, whether such materials are in a solid or liquid form.

Sec. 19-146. Inspections.

It shall be the duty of the city engineer or designee to carry out all inspections, surveillance, and monitoring procedures necessary to determine compliance with this article.

SECTION 4. Chapter 15, Streets and Sidewalks, Article IV, Excavations, Section 15-53, Storm Drainage and Pollution, is deleted in its entirety.

SECTION 5. To the extent of any conflict between the provisions of this Ordinance, and any other Ordinance, Resolution, or Agreement of the City of Venice, Florida, the provisions of this Ordinance shall prevail.

SECTION 6. Severability. If for any reason a provision of this Ordinance or the application thereof to any person, group of persons, or circumstances is held invalid, the invalidity shall not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application, and to this end the provisions of the Ordinance are severable.

SECTION 7. Effective Date. This Ordinance shall take effect immediately upon its adoption, as required by law.

PASSED BY THE COUNCIL OF THE CITY OF VENICE, FLORIDA, THIS 23RD DAY OF MAY, 1995.

First Reading: May 9, 1995 - Final Reading: May 23, 1995 - ADOPTION: May 23, 1995

ATTEST: /s/LORI STELZER, CMC, CITY CLERK

/S/ MERLE L. GRASER, MAYOR

I, LORI STELZER, City Clerk of the City of Venice, Florida, a municipal corporation in Sarasota County, Florida, do hereby certify that the foregoing is a full and complete, true and correct copy of an Ordinance duly adopted by the Venice City Council, at a meeting thereof duly convened and held on the 23rd day of May, 1995, a quorum being present.

WITNESS my hand and the official seal of said City this 24th day of May, 1995.

/S/ LORI STELZER, CMC, CITY CLERK Approved as to form: /S/ ROBERT C. ANDERSON, CITY ATTORNEY

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ORDINANCE 96-09

AN ORDINANCE OF THE CITY OF VENICE, FLORIDA, AMENDING THE CODE OF ORDINANCES BY AMENDING CHAPTER 19, WATER AND SEWERS, ARTICLE VI, STORMWATER QUALITY, SECTION 19-141, DEFINITION FOR INDUSTRIAL STORMWATER, SECTION 19-146, INSPECTIONS, PROVIDING FOR CONFLICT WITH OTHER ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Venice is responsible for the conservation, management, protection, control, use and enhancement of stormwater within its corporate limits, and for the acquisition, management, maintenance, extension, and improvement of the stormwater systems in the City; and

WHEREAS, the Environmental Protection Agency/National Pollutant Discharge Elimination System (EPA/NPDES) permit requires certain amendments to the existing Ordinance and extension of inspection authority on private properties.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF VENICE, FLORIDA:

SECTION 1. Chapter 19, Water and Sewers, Article VI, Stormwater Quality, Section 19-141, Definition, for Industrial Stormwater is amended to read as follows:

Sec. 19-141. Definitions.

As used in this article, "industrial stormwater" means stormwater runoff from a site with industrial activities, as defined under 40 CFR Section 122.26 (a) (b) (14), U.S. Environmental Protection Agency regulation.

SECTION 2. Chapter 19, Water and Sewers, Article VI, Stormwater Quality, Section 19-146, Inspections, is amended to read as follows:

Sec. 19-146. Inspections.

It shall be the duty of the city engineer or designee to carry out all inspections, surveillance, and monitoring procedures necessary to determine compliance with this article. The city engineer or his duly authorized agents may enter at all reasonable times in or upon any private or public property for the purpose of inspecting and investigating conditions and practices which may be a violation of this ordinance, regulation or permit. The city engineer may, whenever necessary, make an inspection of construction sites to enforce any of the provisions of this ordinance, regulation or permit issued hereunder, or whenever an authorized official has reasonable cause to believe there exists any condition constituting a violation of this ordinance, regulation or permit issued hereunder. The city engineer shall inspect the work and shall require the owner to obtain services to provide adequate on-site inspection. If the city engineer finds that eroded soils are leaving the construction site, the city engineer may direct the owner(s) or his agents or his contractor on the site by written order to install any and all erosion controls that are deemed necessary to prevent said soil erosion from migrating off site. Notwithstanding the existence or pursuit of any other remedy, the City may maintain an action in its own name in any court of competent jurisdiction for an injunction or other process against any person to restrain or prevent violations of this ordinance.

SECTION 3. To the extent of any conflict between the provisions of this Ordinance, and any other Ordinance, Resolution, or Agreement of the City of Venice, Florida, the provisions of this Ordinance shall prevail.

SECTION 4. Severability. If for any reason a provision of this Ordinance or the application thereof to any person, group of persons, or circumstances is held invalid, the invalidity shall not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application, and to this end the provisions of the Ordinance are severable.

SECTION 5. Effective Date. This Ordinance shall take effect immediately upon its adoption, as required by law.

PASSED BY THE COUNCIL OF THE CITY OF VENICE, FLORIDA, THIS 26TH DAY OF MARCH, 1996.

First Reading: March 12, 1996 - Final Reading: March 26, 1996 - ADOPTION: March 26, 1996

ATTEST: /s/LORI STELZER, CMC, CITY CLERK

/S/ MERLE L. GRASER, MAYOR

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I, LORI STELZER, City Clerk of the City of Venice, Florida, a municipal corporation in Sarasota County, Florida, do hereby certify that the foregoing is a full and complete, true and correct copy of an Ordinance duly adopted by the Venice City Council, at a meeting thereof duly convened and held on the 26th day of March, 1996, a quorum being present.

WITNESS my hand and the official seal of said City this 27th day of March, 1996.

/S/ LORI STELZER, CMC. CITY CLERK Approved as to form: /S/ ROBERT C. ANDERSON, CITY ATTORNEY.

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STATEMENT OF REFERENCES
FOR CONTRACTOR

NAME OF CONTRACTOR: Preferred Materials, Inc.

BUSINESS ADDRESS: 5701 E. Hillsborough Ave. Suite 1122 Tampa, Florida 33610

How many years have you been engaged in the business under the present firm name? 3 years 5 Months

List previous business experience: See attached completed projects

List at least three construction references:

(1) Person to contact: Art Powell

Company Name: Sarasota County Government

Address: 1660 Ringling Blvd. Sarasota, Florida 34236

Telephone: 941-861-0533 Date work performed: 2016

(2) Person to contact: Chris Mollitor

Company Name: Florida Department of Transportation District 1

Address: 801 N Broadway Ave. Bartow, Florida 33630

Telephone: 863519-2629 Date work performed: 2016

(3) Person to contact: Karl D Pyles

Company Name: Kinard-Stone Inc.

Address: 3825 Beck Blvd. # 722 Naples, Florida 34114

Telephone: 239-231-3619 Date work performed: 2016

(4) Person to contact: Timothy Pinter

Company Name: City of Marco Island

Address: 50 Bald Eagle Drive Marco Island, Florida 34145

Telephone: 239-389-5018 Date work performed: 2016

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Preferred Materials, Inc.
Completed Projects
City of Venice 3061-17

Job Name	Owner	Owner Address	Contractor / Sub to	Contract Date	Contract Amount	County	Project Manager
Loop Road	Federal Highway Administration		Subcontractor	2/17/2012	\$660,533	Monroe	Chuck Molloy
FDOT T7302 SR 674	FDOT	605 Suwannee St. Tallahassee, FL 32399 Juanita Moore 850-414-4000	Contractor	4/17/2012	\$1,836,035	Hillsborough	Robert Spillman
FDOT E7H57, SR 43	FDOT	605 Suwannee St. Tallahassee, FL 32399 Juanita Moore 850-414-4000	Contractor	8/2/2012	\$280,395	Hillsborough	Robert Spillman
FDOT T1493, SR 29 Interchange Ramps	FDOT	605 Suwannee St. Tallahassee, FL 32399 Juanita Moore 850-414-4000	Contractor	5/1/2012	\$1,005,978	Collier	Chuck Molloy
FDOT T1528, SR45(US41)	FDOT	605 Suwannee St. Tallahassee, FL 32399 Juanita Moore 850-414-4000	Contractor	3/12/2013	\$114,968	Collier	Chuck Molloy
FDOT E7H96, SR 580	FDOT	605 Suwannee St. Tallahassee, FL 32399 Juanita Moore 850-414-4000	Contractor	9/25/2012	\$1,460,995	Pinellas	Ryan Van Hall
K Bar Ranch			Subcontractor	6/3/2013	\$226,780	Hillsborough	Robert Spillman
FDOT E7113 SR 580 - US 92 Hillsborough Ave.	FDOT	11201 N. McKinley Dr. Tampa, FL 33612 Carlos Valdez 813-975-3606	Contractor	2/5/2013	\$2,545,943	Hillsborough	Robert Spillman

Preferred Materials, Inc.
Completed Projects
City of Venice 3061-17

Deck Replacement Harney Road Bridge	Hillsborough BOCC		Subcontractor	8/29/2013	\$51,920	Hillsborough	Robert Spillman
SR 60 Adamo Drive E7103	FDOT	11201 N. McKinley Dr. Tampa, FL 33612 Carlos Valdez 813-975-3606	Contractor	9/25/2012	\$624,666	Hillsborough	Dave Carney
Preserve @ Corkscrew			Subcontractor	5/13/2013	\$204,779	Collier	Chuck Molloy
Lee County Resurfacing	Lee County	1825 Hendry St 3rd Fl Ft. Myers, FL 33901	Contractor	6/25/2013	\$1,114,408	Lee	Chuck Molloy
City of Ft Myers Repair	City of Fort Myers	2600 Dr. Martin Luther King Jr. Blvd., Suite 101, Fort Myers, Florida	N/A	4/24/2013	\$313,067	Lee	Chuck Molloy
56th St. E7H36	FDOT	11201 N. McKinley Dr. Tampa, FL 33612 Carlos Valdez 813-975-3606	N/A	3/8/2012	\$7,614,547	Hillsborough	
Hillsborough Ave E7100	FDOT	11201 N. McKinley Dr. Tampa, FL 33612 Carlos Valdez 813-975-3606	N/A	8/21/2012	\$3,448,445	Hillsborough	
FDOT T7313, US 98,	Florida Department of Transportation	605 Suwannee Street Tallahassee, FL 32399 Juanita Moore 850-414-4000	N/A	9/3/2013	\$1,385,209	Pasco	Robert Spillman

Preferred Materials, Inc.
Completed Projects
City of Venice 3061-17

FDOT T7336, SR 60 (Gulf to Bay)	Florida Department of Transportation	605 Suwannee Street Tallahassee, FL 32399 Juanita Moore 850-414-4000	N/A	10/28/2013	\$861,650	Pinellas	Ryan Van Hall
I-75 (SR 93A) @ SR60	Florida Department of Transportation	11201 N. McKinley Dr. Tampa, FL 33612 Carlos Valdez 813-975-3606	Pepper Contracting Service, Inc.	12/10/2013	\$197,864	Hillsborough	Ryan Van Hall
Lift Station 85 Albert Whitted Master 30	City of St. Petersburg	One 14th Street North St. Petersburg, Florida 33701	Kamminga & Roodvoets, Inc. 5219 Cone Rd. Tampa, FL 33610 D. Funkhouser 813-623-3031	1/29/2013	\$530,105	Pinellas	Ryan Van Hall
US 41 E7/15	FDOT	605 Suwannee Street Tallahassee, FL 32399 Juanita Moore 850-414-4000	N/A	2/27/2013	\$994,191	Hillsborough	Ryan Van Hall
Albert Whitted Force Main Part D	City of St. Petersburg	175 Fifth Street North St Petersburg, FL 33701	Dallas One	4/11/2013	\$411,805	Pinellas	Robert Spillman
I-75 @ University			Florida Safety Contractors		\$46,359		Robert Spillman
Pinellas Bayway Bridge E7H56	Florida Department of Transportation	11201 N. McKinley Dr. Tampa, FL 33612 813-975-3606	Orion Marine f/n/a Misner	2/13/2012	\$790,709	Hillsborough	Ryan Van Hall

Preferred Materials, Inc.
Completed Projects
City of Venice 3061-17

Gulf Drive	FDOT - E7112	605 Suwannee Street Tallahassee, FL 32399 Juanita Moore 850-414-4000	Contractor	3/22/2013	\$3,161,501	Pinellas	Ryan Van Hall
4th Street - T7320	Florida Department of Transportation	605 Suwannee Street Tallahassee, FL 32399 Juanita Moore 850-414-4000	N/A	6/25/2013	\$6,628,741	Pinellas	Ryan Van Hall
US 301 & Gall Blvd. E7120	Florida Department of Transportation	11201 N. McKinley Dr. Tampa, FL 33612 Carlos Valdez 813-975-3606	N/A	7/3/2013	\$2,053,847	Pasco	Ryan Van Hall
FDOT E1M24, I-275 / US19 Ramp	Florida Department of Transportation	605 Suwannee Street Tallahassee, FL 32399 Juanita Moore 850-414-4000	N/A	12/6/2013	\$380,952	Hillsborough	Robert Spillman
CW Bill Young Reservoir	Hillsborough County BOCC	601 East Kennedy Blvd. 18th Floor, Tampa, Florida 33601	Kiewit Infrastructure	11/15/2013	\$465,000	Hillsborough	Ryan Van Hall
Reclaimed Water Expansion	Hillsborough County Aviation Authority	TIA Tampa Florida P.O. Box 22287 Tampa, Florida 33622	Kamminga & Roodvoets Inc.	12/2/2013	\$162,514	Hillsborough	Ryan Van Hall
Park Street Bridge	Pinellas County BOCC	400 S Fort Harrison Ave. Clearwater FL 33756	Cone & Graham	5/1/2013	\$29,301	Hillsborough	Ryan Van Hall

Preferred Materials, Inc.
Completed Projects
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I-75 Rest Area Collier County	FDOT	11201 N. McKinley Dr. Tampa, FL 33612 813-975-3606	Wright Construction	3/1/2014	\$481,353	Collier	Chuck Molloy
Boyette Road Phase 3	Hillsborough County BOCC	601 East Kennedy Blvd. 18th Floor, Tampa, Florida 33601	Prince Contracting Company, Inc. 10210 Highland Manor Dr. Tampa, FL 33610 813-699-5900	11/16/2010	\$2,695,945	Hillsborough	Ryan Van Hall
North Trail RV Facility	Lexington Blvd. LLC	5270 Orange River Blvd. Fort Myers, FL 33905	Haskins, Inc	11/12/2013	\$567,880	Lee	Jerry Fletcher
FDOT T1581 SR72	Florida Department of Transportation	605 Suwannee Street Tallahassee, FL 32399 Juanita Moore 850-414-4000	N/A	10/28/2013	\$796,613	Sarasota	Jerry Fletcher
Citywide Resurfacing PB-14- 008 FY 2013-14	City of Oldsmar	City of Oldsmar 100 State Street West Oldsmar, Florida 34677-3655 813-749- 1100	N/A	6/2/2014	\$295,000	Pinellas	
SR 694 E7177	Florida Department of Transportation	11201 N. McKinley Dr. Tampa, FL 33612 813-975-3606	N/A	1/14/2014	\$3,923,453	Pinellas	Ryan Van Hall
Paving of Unpaved Rds RFB 14-008	City of Bonita Springs	9101 Bonita Beach Rd Bonita Springs, FL 34135 239-949-6246	N/A	6/12/2014	\$175,320	Lee	Jerry Fletcher

Preferred Materials, Inc.
Completed Projects
City of Venice 3061-17

Venice High School	Sarasota County	1660 Ringling Blvd. Sarasota, FL 34236 941-232-3043	E.T. Mackenzie of FL 6212 33rd Street East Bradenton, FL 34203 941-238-7393	6/9/2010	\$680,190	Sarasota	Chuck Molloy
Sunset Waterway 3.65 Control Structure	Charlotte County	18500 Murdock Circle Port Charlotte, FL 33948 Tel: 239.267.8778	Quality Enterprises USA, Inc.	2/2/2014	\$74,909	Charlotte	Jerry Fletcher
I-4/Leroy Selmon Crossdown Expressway Connector Interchange	Florida Department of Transportation	605 Suwannee Street Tallahassee, FL 32399 Juanita Moore 850-414-4000	PCL/Archer Western A Joint Venture 1451 Channelside Dr. Ste. 100 Tampa, FL 33605 Joseph Richard 813-247-2070	1/26/2010	\$4,268,608	Hillsborough	Robert Spillman
B140270 Cnty Wide Resurfacing FY 14 Contract 3	Lee County	1825 Hendry St. Fort Myers FL. 33901 239.533.5875	N/A	8/5/2014	\$691,769	Lee County	Jerry Fletcher
2014-31 Road Bond 2014 Phase 2 Rd Rehab	City of Northport	4970 City Hall Blvd. North Port FL 34286 941.429.7172	N/A	6/23/2014	\$3,259,180	Sarasota County	Jerry Fletcher
T1585 CR 31 & CR 45 @ Horseshoe Dr Naples	Florida Department of Transportation	605 Suwannee Street Tallahassee, FL 32399 Juanita Moore 850-414-4000	Wright	8/19/2014	\$90,076	Collier	Jerry Fletcher
Sr 739 (US 41) T 1551	FDOT	605 Suwannee Street Tallahassee, FL 32399 Juanita Moore 850-414-4000	Wright Construction	3/1/2014	\$581,326	Lee	Jerry Fletcher

Preferred Materials, Inc.
Completed Projects
City of Venice 3061-17

I-275 - T7298	Florida Department of Transportation	605 Suwannee Street Tallahassee, FL 32399 Juanita Moore 850-414-4000	Prince Contracting Company, Inc. 10210 Highland Manor Dr. Tampa, FL 33610 813-699-5900	5/7/2012	\$2,205,291	Hillsborough	Ryan Van Hall
Fletcher Avenue	Hillsborough County BOCC	Hillsborough County BOCC 601 East Kennedy Blvd. 18th Floor, Tampa, Florida 33601 813-301-7097	N/A	5/15/2013	\$4,361,678	Hillsborough	Ryan Van Hall
I-75 Prince - E1J72	Florida Department of Transportation	605 Suwannee Street Tallahassee, FL 32399 Juanita Moore 850-414-4000	Prince Contracting Company, Inc. 10210 Highland Manor Dr. Tampa, FL 33610 813-699-5900	12/20/2012	\$6,673,000	Lee	Chuck Molloy
Winchester Avenue Blvd - South Project	Charlotte County	18500 Murdock Circle Port Charlotte, FL 33948 Tel: 239.267.8778	Zep Construction	11/3/2013	\$2,164,693	Charlotte	Jerry Fletcher
142661CS Resurface Uplands Subdivision & Various Rds	Sarasota County	1660 Ringling Blvd. Sarasota, FL 34236 941-232-3043	N/A	1/13/2015	\$2,952,096	Sarasota	Jerry Fletcher
Perrine Ranch Road	Pasco County	Pasco County BOCC 8919 Government Road New Port Richey, FL 34654 727-847-8194	David Nelson Construction Co.	10/21/2013	\$919,533	Pasco	Robert Spillman
Starkey Road/Bryan Dairy Road	Pinellas County BOCC	Pinellas County BOCC 400 S Fort Harrison Ave. Clearwater FL 33756 727-464-3154	Pepper Contracting Service, Inc.	4/2/2013	\$578,225	Hillsborough	Ryan Van Hall
FDOT T7335, SR580 (Main Street)	Florida Department of Transportation	605 Suwannee Street Tallahassee, FL 32399 Juanita Moore 850-414-4000	N/A	12/9/2013	\$1,905,525	Pinellas	Ryan Van Hall

Preferred Materials, Inc.
Completed Projects
City of Venice 3061-17

FDOT T7329, SR580/60	Florida Department of Transportation	605 Suwannee Street Tallahassee, FL 32399 Juanita Moore 850 414-4000	N/A	12/9/2013	\$5,019,226	Hillsborough	Ryan Van Hall
I-75 SR 93A E7G79	Florida Department of Transportation	FDOT 605 Suwannee Street Tallahassee, FL 32399 Juanita Moore 850 414-4000	Cone & Graham	6/9/2014	\$7,320	Hillsborough	
FY 15 Annual Street & Roadway Resurfacing	City of Marco Island	50 Bald Eagle Dr. Marco Island, FL	N/A	4/10/2015	\$533,293	Collier	Jason Bates
US 41 E7J98	Florida Department of Transportation	11201 N. McKinley Dr. Tampa, FL 33612 813-975-3606	N/A	1/15/2015	\$1,378,500	Hillsborough	Andrew Brooks
FDOT T7331 SR 60 Causeway Blvd	Florida Department of Transportation	605 Suwannee Street Tallahassee, FL 32399 Juanita Moore 850 414-4000	Pepper Contracting Service, Inc.	11/25/2013	\$1,599,613	Pinellas	Ryan Van Hall
E7J30 Various Rds Hills. CNTY	Florida Department of Transportation	11201 N. McKinley Dr. Tampa, FL 33612 813-975-3606	N/A	3/31/2014	\$381,500	Hillsborough	
SR 699 T7358	Florida Department of Transportation	FDOT 605 Suwannee Street Tallahassee, FL 32399 Juanita Moore 850 414-4000	N/A	1/12/2015	\$1,033,200	Pinellas	Jacob Unger
Resurfacing 2014 Fort Myers	City of Fort Myers	2600 Dr. Martin Luther King Blvd. Ste 101 Fort Myers FL 33916	N/A	4/29/2013	\$256,929	Lee	Chuck Molloy

Preferred Materials, Inc.
Completed Projects
City of Venice 3061-17

SR 55 (US 19) T7151	Florida Department of Transportation	605 Suwannee Street Tallahassee, FL 32399 Juanita Moore 850 414-4000	Russell Engineering	7/24/2012	\$3,279,456	Pinellas	Ryan Van Hall
FDOT T7337 SR 580 (Hillsborough Ave) Silvermill	Florida Department of Transportation	605 Suwannee Street Tallahassee, FL 32399 Juanita Moore 850 414-4000	N/A	3/1/2014	\$4,224,761	Hillsborough	Ryan Van Hall
MacDill Visiting Quarters	MacDill AFB		Martin Paving 400 Kokomo Rd. PO Box 332 Lake Hamilton FL 33851	4/10/2013	\$412,819	Hillsborough	Robert Spillman
SR 93 (I75) T7347	Florida Department of Transportation	11201 N. McKinley Dr. Tampa, FL 33612 813-975-3606	Cone & Graham	8/12/2014	\$640,985	Hillsborough County	Ryan Van Hall
Hills Cnty Rd Reconstruction Term Contract	Hillsborough County	Hillsborough County BOCC 601 East Kennedy Blvd. 18th Floor, Tampa, Florida 33601 813-301-7097	David Nelson	9/12/2014	\$229,996	Hillsborough	Ryan Hall
SR 583 FDOT E7K82	Florida Department of Transportation	FDOT 605 Suwannee Street Tallahassee, FL 32399 Juanita Moore 850 414-4000	N/A	8/21/2015	\$498,624	Hillsborough	Matt Trespalacios
SR 583 FDOT E7K82	Florida Department of Transportation	FDOT 605 Suwannee Street Tallahassee, FL 32399 Juanita Moore 850 414-4000	N/A	8/21/2015	\$498,624	Hillsborough	Matt Trespalacios
Hills Cnty Rd Reconstruction Term Contract	Hillsborough County	Hillsborough County BOCC 601 East Kennedy Blvd. 18th Floor, Tampa, Florida 33601 813-301-7097	David Nelson	9/12/2014	\$229,996	Hillsborough	Ryan Hall

Preferred Materials, Inc.
Completed Projects
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FDOT E7K07 SR 574 (MLK Blvd.) @ Gallagher Rd.	Hillsborough County	11201 N. McKinley Dr. Tampa, FL 33612 813-975-3606	Blacklip Services, Inc.	9/17/2015	\$338,964	Hillsborough	Richard Straily
T7343 SR 616 Boy Scout Rd	Florida Department of Transportation	11201 N. McKinley Dr. Tampa, FL 33612 813-975-3606	David Nelson	7/17/2014	\$989,257	Hillsborough	Jacob Unger
SR 699 Gulf Blvd FDOT T7363	Florida Department of Transportation	FDOT 605 Suwannee Street Tallahassee, FL 32399 Juanita Moore 850- 414-4000	N/A	7/15/2015	\$2,925,112	Pinellas	Corey Gathers
SR 84 E1N74	Florida Department of Transportation	FDOT 605 Suwannee Street Tallahassee, FL 32399 Juanita Moore 850- 414-4000	N/A	1/23/2015	\$3,107,573	Collier	Jerry Fletcher
Lee County RAP FY 2015 # B-150424	Lee County	1825 Hendry St . 3rd Floor Fort yers, FL 33901 239.533.5450	N/A	9/15/2015	\$300,346	Lee	Jerry Fletcher
Burnt Store Rd Phase III	Charlotte County	18500 Murdock Circle Port Charlotte, FL 33948 Tel: 239.267.8778	Gibbs & Register, Inc	9/4/2014	\$2,324,479	Charlotte	Jerry Fletcher
FDOT T1616 SR 45 US 41 Gulf Shore Blvd	Florida Department of Transportation	FDOT 605 Suwannee Street Tallahassee, FL 32399 Juanita Moore 850- 414-4000	Quality Enterprise USA	11/16/2015	\$48,000	Collier	Jerry Fletcher
T1604 SR 867 & SR 82	Florida Department of Transportation	FDOT 605 Suwannee Street Tallahassee, FL 32399 Juanita Moore 850- 414-4000	Wright Construction	11/9/2015	\$89,830	Lee	Jerry Fletcher
T7311 US 301 Widening to Fowler	Florida Department of Transportation	605 Suwannee Street Tallahassee, FL 32399 Juanita Moore 850- 414-4000	Prince Contracting	3/3/2014	\$3,637,450	Hillsborough	Ryan Van Hall

Preferred Materials, Inc.
Completed Projects
City of Venice 3061-17

SR 54 Suncoast FDOT E7146	Florida Department of Transportation	11201 N. McKinley Dr. Tampa, FL 33612 813-975-3606	Pepper Contracting Service, Inc.	11/25/2014	\$4,479,094	Pasco	Corey Gathers
Breakwater Blvd @ US 19	Hernando County		BRW Contracting	12/14/2015	\$76,934	Hernando	
Alt US 19 EK704	Florida Department of Transportation		N/A	4/15/2015	\$2,680,382	Pinellas	Matt Trespalacios
FDOT E7K80 Drainage Improvement	Florida Department of Transportation	FDOT 605 Suwannee Street Tallahassee, FL 32399 Juanita Moore 850-414-4000	N/A	9/14/2015	\$1,052,289	Hillsborough	Andrew Brooks
E7K90 SR 569	Florida Department of Transportation	11201 N. McKinley Dr. Tampa, FL 33612 813-975-3606	N/A	3/15/2016	\$795,744	Hillsborough	Andrew Brooks
E7170 SR 45 (US 41)	Florida Department of Transportation	11201 N. McKinley Dr. Tampa, FL 33612 813-975-3606	N/A	6/18/2014	\$10,449,830	Hillsborough County	Jacob Unger
SR 693 T7356	Florida Department of Transportation	FDOT 605 Suwannee Street Tallahassee, FL 32399 Juanita Moore 850-414-4000	N/A	1/12/2015	\$6,377,897	Pinellas	Jacob Unger
City of Marco Island FY 16 Annual St & Rdway Resurfacing	City of Marco Island	50 Bald Eagle Drive Marco Island FL 34145	N/A	4/8/2016	\$537,777	Collier	Jason Bates
CR 570 ITB-0172-0-2014/DV	Hillsborough County	Hillsborough County BOCC 601 East Kennedy Blvd. 18th Floor, Tampa, Florida 33601 813-301-7097	Kaminga & Roodvoets	1/28/2015	\$841,425	Hillsborough	Matt Trespalacios

Preferred Materials, Inc.
Completed Projects
City of Venice 3061-17

Hillsborough County Resurfacing	Hillsborough County BOCC	Hillsborough County BOCC 601 East Kennedy Blvd. 18th Floor, Tampa, Florida 33601 813-301- 7097	N/A	1/24/2013	\$2,431,799	Hillsborough	Ryan Van Hall Matthew Trespalacios
152996CS Central County Solid Waste Disposal Center Phase II	Sarasota County	1660 Ringling Blvd. Sarasota, FL 34236 941-232-3043	N/A	3/22/2016	\$1,032,149	Sarasota	Jason Bales
Resurfacing Laurel Rd & Mission Valley Blvd	Sarasota County	1660 Ringling Blvd. Sarasota, FL 34236 941-232-3043	N/A	1/12/2016	\$2,410,277	Sarasota	Jerry Fletcher
15--00032 Palm Ave (N Blvd to Nebraska Ave) Walk/Bike lane	City of Tampa	306 E Jackson Street Tampa Florida 33602 813.274.8456	BUN Construction	11/18/2015	\$183,206	Hillsborough	Jacob Unger
Alico Turn Lane	Vulcan Materials		N/A	8/1/2016	\$115,255	Lee	Jerry Fletcher

**CONTRACTOR'S STATEMENT OF
SUBCONTRACTORS TO BE USED FOR THIS WORK**

NAME OF CONTRACTOR: Preferred Materials, Inc.

BUSINESS ADDRESS: 5701 E. Hillsborough Ave. Suite 1122 Tampa, Florida 33610

LIST SUBCONTRACTORS TO BE USED IN THE PROJECT:

- (1) Company Name: Southern Striping Solutions, LLC dba South Florida Milling
Address: 6089 Janes Lane Naples FL 34109
Telephone: 239-280-0744 Phase of Work Sublet: Milling
- (2) Company Name: Alers Hauling Inc.
Address: 19349 Yellow Clover Dr. Tampa, Florida 33647
Telephone: 813-610-0038 Phase of Work Sublet: Hauling
- (3) Company Name: Pavement Maintenance, LLC
Address: 1640 Benchmark Ave. Fort Myers, FL 33905
Telephone: 239-334-6760 Phase of Work Sublet: Milling Cleanup/Concrete
- (4) Company Name: AKCA Inc.
Address: 4603 Reece Rd. Plant City, Florida 33566
Telephone: 813-752-4471 Phase of Work Sublet: Pavement Marking

THIS PAGE MUST BE COMPLETED & SUBMITTED WITH OFFER

DRUG FREE WORKPLACE CERTIFICATION

If identical tie bids exist, preference will be given to the vendor who submits a certification with their bid/proposal certifying they have a drug-free workplace in accordance with Section 287.087, Florida Statutes. The drug-free workplace preference is applied as follows:

IDENTICAL TIE BIDS: Preference shall be given to businesses with drug-free workplace programs. Whenever two or more bids, which are equal with respect to price, quality, and service, are received by the State or by any political subdivision for the procurement of commodities or contractual services, a bid received from a business that certifies that it has implemented a drug-free workplace program shall be given preference in the award process. Established procedures for processing tie bids will be followed if none of the tied vendors have a drug-free workplace program.

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

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

Preferred Materials, Inc.

Contractor's Name Signature  Angela McElroy, Authorized Employee

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NON-COLLUSIVE AFFIDAVIT

State of Florida

County of Hillsborough

SS.

Angelia McElroy being first duly sworn, deposes and says that:

1. He/she is the Authorized Employee, (Owner, Partner, Officer, Representative or Agent) of Preferred Materials, Inc. the Offeror that has submitted the attached Proposal;
2. He/she is fully informed respecting the preparation and contents of the attached Proposal and of all pertinent circumstances respecting such Proposal;
3. Such Proposal is genuine and is not a collusive or sham Proposal;
4. Neither the said Offeror nor any of its officers, partners, owners, agents, representatives, employees or parties in interest, including this affiant, have in any way colluded, conspired, connived or agreed, directly or indirectly, with any other Offeror, firm, or person to submit a collusive or sham Proposal in connection with the Work for which the attached Proposal has been submitted; or have in any manner, directly or indirectly sought by agreement or collusion, or have in any manner, directly or indirectly, sought by agreement or collusion, or communication or conference with any Offeror, firm, or person to fix the price or prices in the attached Proposal or of any other Offeror, or to fix any overhead, profit, or cost elements of the Proposal price or the Proposal price of any other Offeror, or to secure through any collusion, conspiracy, connivance, or unlawful agreement any advantage against (Recipient), or any person interested in the proposal Work.

Signed, sealed and delivered
in the presence of:



Bethany Casimir, Assistant Secretary

By:



Angelia McElroy

(Printed Name)

Authorized Employee


(Title)

ACKNOWLEDGEMENT

State of Florida

County of Hillsborough

On this 15th day of May, 2017, before me, the undersigned Notary Public of the State of Florida, personally appeared Angelia McElroy and (Name(s) of Individual(s) who appeared before notary) whose name(s) in/are Sub-scribed to the written instrument, and he/she/they acknowledge that he/she/they executed it.


NOTARY PUBLIC, STATE OF Florida

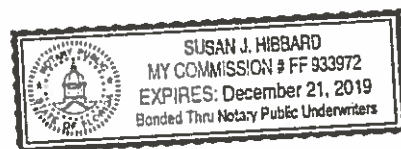
NOTARY PUBLIC
SEAL OF OFFICE:

Susan J. Hibbard

(Name of Notary Public: Print, stamp, or type as commissioned)

☒ Personally known to me, or ☐ Produced Identification ☐ DID take an oath, or ☒ DID NOT take an oath

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PUBLIC ENTITY CRIME INFORMATION

A person or affiliate who has been placed on the State of Florida's convicted vendor list following a conviction for a public entity crime may not submit a BID/ITB proposal on a contract to provide any goods or services to a public entity, may not submit a response on a contract with a public entity for services in the construction or repair of a public building or public work, may not submit bids on leases of real property to a public entity, may not be awarded or perform work as a Contractor, supplier, Sub-Contractor, or Contractor under a contract with any public entity, and may not transact business with any public entity in excess of the threshold amount provided in Section 2876.017, for CATEGORY TWO for a period of 36 months from the date of being placed on the convicted vendor list.

I, Angelia McElroy, being an authorized representative
of the firm of Preferred Materials, Inc., located at City:
Tampa State: Florida Zip: 33610, have
read and understand the contents of the Public Entity Crime Information and of this
formal BID/ITB package, hereby submit our proposal accordingly.

Signature:


Angella McElroy

Date: 6/15/17

Phone:

813-612-5740

Fax: 813-664-8526

Federal ID#: 58-1401468

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MBE PLANNED UTILIZATIONPROCUREMENT NO. 3061-17 FINANCIAL PROJECT NO. _____
(DEPARTMENT USE ONLY)DESCRIPTION: City of Venice Venice Resurfacing Project, Phase II, Angelia McElroy, Authorized Employee
(name) (title)of Preferred Materials, Inc.plan to subcontract at least 6.9 % (percent) of the project costs on the above referenced project to Minority Business Enterprises.

If I have indicated above that a portion of the project costs will be subcontracted to MBE(s), the firms considered as proposed subconsultants/contractors and the types of services or commodities to be subcontracted are as follows:

MBE SUBCONSULTANTS/CONTRACTORSTYPES OF SERVICES/COMMODITIES

Lomski Engineering & Testing, Inc.

QC Testing

GCE Services, Inc.

Sodding

Alers Hauling

Trucking

I understand that I will need to submit Minority Business Enterprises (MBE) payment certification forms to the Department for reporting purposes only.

Signed: Angelia McElroy
Title: Authorized Employee
Date: 6/15/17

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Hibbard, Susan (Preferred Materials)

From: Hibbard, Susan (Preferred Materials)
Sent: Monday, June 05, 2017 4:17 PM
To: Hibbard, Susan (Preferred Materials)
Cc: McElroy, Angie (Preferred Materials)
Subject: ITB City of Venice Resurfacing Project Phase 1ITB 3061-17
Attachments: ITB City of Venice Resurfacing Phase 1.doc

Importance: High

Good afternoon,

Please see attached ITB and **respond by 6/14/17 prior to noon** with your quote.
Respectfully,

Susan Hibbard
Contracts/Estimating Assistant



5701 E. Hillsborough Ave. Suite 1122 | Tampa, Florida 33610
O: (813) 612-5740 | F: (813) 664-8526
susan.hibbard@preferredmaterials.com
www.preferredmaterials.com

Follow us on Social Media!





Preferred
MATERIALS, INC.

Preferred Materials, Inc.

Asphalt Division

5701 E. Hillsborough Avenue; Suite 1122

Tampa, Florida 33610

Phone: (941) 504-0822

INVITATION TO BID

Date: June 5, 2017

From: Angie McElroy

Project: City of Venice Resurfacing Project, Phase I Sarasota County, FL

Bids: 6/15/17

We are pleased to invite your company to quote us on the above referenced project. For your convenience, plans and specifications can be downloaded from our Preferred Materials FTP site. Contractor assumes full responsibility for review of all current contract documents, to include any addenda that may be issued, with his/her submission of a quote.

<http://usftp1.oldcastlematerials.com/thinclient/Login.aspx>

Username: tampaestimating@preferredmaterials.com

Password: preferred

Folder: 6-JUNE-2017

A partial listing of the job scope includes:

- Trucking/Hauling
- Milling
- Milling Cleanup
- Concrete Flatwork
- Pavement Markings
- Sodding

We request bids be submitted by: 6/14/17 prior to noon.

Please advise ASAP of your intent to send us a quote via email to susan.hibbard@preferredmaterials.com

In addition for future Invitations to Bid, please notify us of your current email address.

Please do not hesitate to contact Susan Hibbard (susan.hibbard@preferredmaterials.com) or Angie McElroy (angie.mcelroy@preferredmaterials.com) should you have any further questions. Thank you!

Safety First *Always*

Sub List									
Acme Barricades	rabell@acmebarricades.com	813.623.2263	813.623.2045			barricades/MOT	Russell Abell		
Acme Barricades	Rlee@acmebarricadesstripping.com	813.925.3414				Stripping	Ryan Lee		
AKCA, Inc.	dbussey@akcainc.com	813-752-4471	813.377.1156			stripping, signs	Dale Bussey		
Asphalt Milling Services	Catherine@asphaltmillingservices.com	954.581.8418	954.581.8419			Milling	Catherine Remington		
Blackrock Milling	pat@blackrockmill.com	813.251.6455				milling	Pat McNight		
Blacktip Services	blacktipemail@yahoo.com	954-324-5300	954-772-2780			conc.grading, drainage	Gina Spencer		
Bob's Barricades, Inc.	jlbaldwin@bobsbarricades.com	754-224-0034				barricades	John Baldwin		
Broom Power	jcat03@lampabay.ir.com	941-479-7846	941-479-7847			milling cleanup	James Cato		
Bussey Construction Services	kbussey@busseyconstruction.com	813-857-3844	813-907-2188	Hills County DWBE		Stripping	Krislen Bussey		
Coco Sod Farms	rcrawford@cocosodfarms.com	863.763.1517	863.763.6621			sod	Randy Crawford		
C-Squared CGC Inc. Bradenton	seand@c-squaredcgc.com	941.345.3093	941.746.3703			concrete flatwork	Sean		
Curb Systems of SW FL & Sarasota	mark@curbsystems.net	239.947.3777	239.947.1386			concrete curb & gutter	Tony Pope on disability 4/4/14		

Sub List									
Acme Barricades	rabell@acmebarricades.com	813.623.2263	813.623.2045			barricades/MOT	Russell Abell		
Doan Construction	ramirez@doancompanies.com	941.234.2777				concrete	Roger Ramirez		
Fullerton Sod	fullertonsod@embarrmail.com	863.494.4491				Sod			
General Contracting Services, Inc.	tim@gcswf.com	941.697.2047	941.697.7306	wbe		Conc FW, GC	Tim Howard		
Grovin Fams, LLC	chase-elliott@grovinfarms.com	352.204.0102	N/A			sod, seeding, mulching, grading if forestry work	Chase Elliott cell 352-812-3777		
Jason's Hauling, Inc.	jason@jasonshauling.com	813.872.8440	813.875.7202	DBE		hauling	Jason Freyre		
Leo's Sod	fred@leosod.net	239.732.6131	239.732.1800			Sod	Fred Hurt		
McShea Contracting LLC	stevem@mcsheacontracting.com	239.368.5200	239.368.7095			pavmt markings	Steve Matland		
Mid-Atlantic Milling, Inc.	sal.damato2@gmail.com (check)	321.779.4396	321.779.9390			milling	Sal Damato		
Mill N Clean LLC	cyhavron1617@gmail.com	727.524.5165	727.938.4563	no certs at this time		Cleanup only	Cy Havron Operations Manager 727-301-9579		
Mill-It Corporation	bbortell@mill-it.com	407.661.1181	407.661.1187			milling	Ben		
Milling Cleanup Services	operations@millingcleanup.com	727.939.8600	727.939.1343			Milling/Cleanup	Dave Miller		

Sub List									
Acme Baricades	rabell@acmebaricades.com	813.623.2263	813.623.2045			baricades/MOT	Russell Abell		
Neubert Construction	tyler@neubertconstruction.com	239-332-8800	239-332-1991			Concrete/site work	Tyler or Bob Neubert		
PAVEMASTER	pavemastersabc@aol.com	813-671-7300				Milling Cleanup	Steve Stevens 813-401-3045		
Pavement Maintenance Inc.	jward@pmioffortmyers.com	239-334-6760	239-334-6553			milling/paving	Todd Weber		
Professional Concrete	david@professionalconcrete.com	941-921-3660				Concrete	David Oriente		
Road Safe Traffic Systems	tfoskolos@roadsafetraffic.com	800.842.6813	305.675.2860			mot. baricades	Teri Foskolos		
Roadway Concepts	gideon.fox@roadwayconcepts.com	813.874.3600	813.874.3604	none		Detectable Warnings	Gideon Fox		
Southern Striping Solutions, LLC dba South Florida Milling	dbanks@southfloridamilling.com	239.771.0089	239.353.9538			Milling	Daniel Banks		
Southern Seal	sstestimating@yahoo.com	386-719-8980				conc saw/seal	James Blankenship		
Superior Roadway Services	srsrgene@cfl.rr.com	407-654-6407	407-654-6407			Milling & milling cleanup	Sterling Baker		
Sweep It	lp_aranda@yahoo.com	407-324-0736				Milling/Cleanup	Lupe Aranda		
T. Disney Trucking Inc.	stephen.disney@disneytrucking.com	239-567-1111	800-530-2126			Trucking/Hauling	Stephen Disney		

Sub List									
Acme Barricades	rabell@acmebarricades.com	813.623.2263	813.623.2045			barricades/MOT	Russell Abell		
Tincher Concrete Construction, Inc.	miken@tincherconcrete.com	239-267-7766				Concrete	Mike		
Traffic Control Products of Florida Tampa office	estimate@trafficcontrolproducts.org	813.621.8484	813.621.4611	DBE see note		striping, signs, MOT, HR	Lynn Richards		
Traffic Solutions	mcrampton@trafficsolutionsfl.com	888-931-9737				striping	Mark Crampton		
Turtle Southeast, Inc.	estimating@turtlese.com	727.518.0962	727.518.9621			milling	Dave or Tom Ando		
YD West Coast Home, Inc.	yamil@ydwestcoasthome.com	813-879-0077	813-879-5724			Milling, Paving, Striping, Chemical Grouting	Yamil Dominguez President cell 813-704-7941		

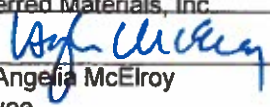
E-VERIFY375-040-68
PROCUREMENT
01/11

Contract No: 3061-17
Financial Project No(s): _____
Project Description: City of Venice Venice Resurfacing Project, Phase I

Vendor/Consultant acknowledges and agrees to the following:

Vendor/Consultant shall utilize the U.S. Department of Homeland Security's E-Verify system, in accordance with the terms governing use of the system, to confirm the employment eligibility of;

1. all persons employed by the Vendor/Consultant during the term of the Contract to perform employment duties within Florida; and
2. all persons, including subcontractors, assigned by the Vendor/Consultant to perform work pursuant to the contract with the Department.

Company/Firm: Preferred Materials, Inc.
Authorized Signature: 
Title: Authorized Employee
Date: 6/15/17

THIS PAGE MUST BE COMPLETED & SUBMITTED WITH OFFER

N/A

NO BID RESPONSE

IMPORTANT: If you choose not to submit a bid for the attached "Invitation to Bid," please complete and return this form only on/before bid closing date. Failure to respond will result in your company being negatively registered as non-responsive. In the event five (5) "no responses" are posted, you will be automatically dropped from our mailing list for future solicitations for the described product/service.

Thank you for taking this opportunity to help us update and improve the solicitation process.

Bid Open/Close Date: **JUNE 8, 2017 at 2:00 PM**

Bid Number: **3061-17**

Description: **VENICE RESURFACING PROJECT, PHASE 1**

Contact: Peter Boers, Procurement- Finance Department

Please check the appropriate response. We respectfully submit "No bid" for the following reason(s):

- ☐ 1. We are unable to meet the required delivery date
- ☐ 2. We cannot provide a product to meet the required specifications.
- ☐ 3. We no longer provide the requested product.
- ☐ 4. We do not represent the required brand name product.
- ☐ 5. The bid closing date does not allow adequate time to prepare a response.
- ☐ 6. The specifications are too restrictive.
- ☐ 7. We have chosen not to do business with the City
- ☐ 8. Other (feel free to provide our response on your company letterhead.)

Company Name _____ Vendor No. _____

Authorized Signature _____

Print Name _____

Title _____

Date _____ Telephone No. _____

++ END OF BID FORM ++



Florida Department of Transportation

RICK SCOTT
GOVERNOR

605 Suwannee Street
Tallahassee, FL 32399-0450

JIM BOXOLD
SECRETARY

May 20, 2016

PREFERRED MATERIALS INC.
11482 COLUMBIA PARK DR W
JACKSONVILLE FL 32258

RE: CERTIFICATE OF QUALIFICATION

Dear Sir/Madam:

The Department of Transportation has qualified your company for the type of work indicated below. Unless your company is notified otherwise, this Certificate of Qualification will expire 7/2/2017. However, the new application is due 5/2/2017.

In accordance with S.337.14 (1) F.S. your next application must be filed within (4) months of the ending date of the applicant's audited annual financial statements.

If your company's maximum capacity has been revised, you can access it by logging into the Contractor Prequalification Application System via the following link:

<https://www3.dot.state.fl.us/ContractorPreQualification/>

Once logged in, select "View" for the most recently approved application, and then click the "Manage" and "Application Summary" tabs.

FDOT APPROVED WORK CLASSES:

DEBRIS REMOVAL (EMERGENCY), DRAINAGE, FENCING, FLEXIBLE PAVING, GRADING, GRASSING, SEEDING AND SODDING, GUARDRAIL, HOT PLANT-MIXED BITUM. COURSES, INTERMEDIATE BRIDGES, MINOR BRIDGES, PORTLAND CEMENT CONCRETE ROADWAY PAVING, ROADWAY SIGNING, MILLING, REHABILITATION OF CONCRETE PAVEMENT, CONCRETE SLAB REPLACEMENT, SIDEWALKS, CURB AND GUTTER, DRIVEWAYS, REINFORCED EARTH WALLS, SLIP FORM BARRIER WALL, TRAFFIC SEPARATORS, ATTENUATORS UNDERGROUND UTILITIES, WATER, SEWER, FORCE MAIN, LIFT STATION, LEACHATE AND GAS PIPING.

You may apply for a Revised Certificate of Qualification at any time prior to the expiration date of this certificate according to Section 14-22.0041(3), Florida Administrative Code (F.A.C.), by accessing your most recently approved application as shown above and choosing "Update" instead of "View." If certification in additional classes of work is desired, documentation is needed to show that your company has done such work with your own forces and equipment or that experience was gained with another contractor and that you have the necessary equipment for each additional class of work requested.

PREFERRED MATERIALS INC.

May 20, 2016

Page Two

All prequalified contractors are required by Section 14-22.006(3), F.A.C., to certify their work underway monthly in order to adjust maximum bidding capacity to available bidding capacity. You can find the link to this report at the website shown above.

Sincerely,

Alan D Autry

Alan Autry, Manager
Contracts Administration Office

Digitally signed by Alan D Autry
DN: c=US, o=IdemTrust ACES Business Representative,
ou=FLORIDA DEPARTMENT OF TRANSPORTATION,
cn=Alan D Autry,
0.9.2342.19200100.100.1.1=A01097C0000014DE28739
1800004776
Date: 2016.05.20 13:58:32 -0400

AA:cj

**STATE OF FLORIDA**

BILL MCCOLLUM
ATTORNEY GENERAL

May 10, 2010

10-17

Mr. Terrell K. Arline
Office of County Attorney
840 West 11th Street
Panama City, Florida 32401

Dear Mr. Arline:

As County Attorney for Bay County, Florida, you have asked for my opinion on substantially the following question:

Can a county require contractors qualified by the Florida Department of Transportation pursuant to section 337.14, Florida Statutes, to possess additional contracting licenses (such as Chapter 489 licenses) as a condition to qualifying to contract for local government entity bridge, road, street, highway, or railroad construction projects?

In sum:

Bay County may require persons seeking to bid on county bridge, road, street, highway, or railroad projects at a cost in excess of \$250,000 to be qualified to perform such work. A prequalified contractor considered eligible by the Florida Department of Transportation to bid to perform the type of work described in the contract is presumptively qualified. The county is required to establish prequalification criteria and procedures for contractors who are not prequalified by the Department of Transportation and the county is not precluded from requiring additional contracting licenses for projects on which those qualifications are relevant to performance, but such a requirement may not be imposed on Florida Department of Transportation prequalified transportation contractors.

Pursuant to the Florida Constitution, noncharter counties such as Bay County have such powers of self-government as are provided by general or special law.¹ In this regard, the Legislature has granted noncharter counties broad powers to carry on county government. Section 125.01(1), Florida Statutes, provides that "[t]he legislative

Mr. Terrell K. Arline
Page Two

and governing body of a county shall have the power to carry on county government [and to] the extent not inconsistent with general or special law" to exercise the general powers enumerated therein. Section 1(f), Article VIII, Florida Constitution, provides that the governing bodies of non-charter counties may enact ordinances not inconsistent with general or special law. Thus, non-charter counties, pursuant to section 125.01(1), Florida Statutes, may exercise the general powers enumerated therein. Those powers that may be exercised by county governments, however, are ultimately derived from the state and the jurisdiction of every county may be qualified by law.²

Section 125.01(1), Florida Statutes, provides that a non-charter county "shall have the power to carry on county government." To the extent there is no conflict with general or special law, this grant includes the power to:

- (h) Establish, coordinate, and enforce zoning and such business regulations as are necessary for the protection of the public.
- (i) Adopt, by reference or in full, and enforce housing and related technical codes and regulations.³

Thus, non-charter counties, such as Bay County, have been authorized to enact business regulations that may be necessary for the protection of the public. Regulations applying to the construction industry have been declared to be advantageous to the public health, safety and welfare by the Florida Legislature.⁴

Section 255.20, Florida Statutes, describes the process for bids and contracts for public construction works undertaken by local governmental entities, including counties. The statute authorizes a local governmental entity to adopt criteria and procedures for certain transportation contractors to bid on local construction projects:

- (a) Notwithstanding any other law, a governmental entity seeking to construct or improve bridges, roads, streets, highways, or railroads, and services incidental thereto, at a cost in excess of \$250,000 may require that persons interested in performing work under contract first be certified or qualified to perform such work. A contractor may be considered ineligible to bid if the contractor is behind by 10 percent or more on completing an approved progress schedule for the governmental entity at the time of advertising the work. A prequalified contractor considered eligible by the Department of Transportation to bid to perform the type of work described under the contract is presumed to be qualified to perform the work described. The governmental entity may provide an appeal process to overcome that presumption with de novo review based on the record below to the circuit court.

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Page Three

(b) For contractors who are not prequalified by the Department of Transportation, the governmental entity shall publish prequalification criteria and procedures prior to advertisement or notice of solicitation. Such publications must include notice of a public hearing for comment on such criteria and procedures prior to adoption. The procedures must provide for an appeal process within the authority for making objections to the prequalification process with de novo review based on the record below to the circuit court within 30 days.⁶

Thus, a county may develop its own prequalification criteria and procedures for local bids and contracts for public construction works for bridges, roads, streets, highways, or railroads which will cost in excess of \$250,000. Prequalification by the Florida Department of Transportation (DOT) under Chapter 337, Florida Statutes, will present a presumption that the bidder on any such projects is qualified to do the work, but the county may appeal that presumption.

The statute authorizes a local governmental entity to adopt its own criteria and procedures for prequalification of those contractors who are not prequalified by DOT and does not preclude a requirement for additional contracting license requirements for those contractors. In fact, section 255.20(1)(b), Florida Statutes, specifically recognizes that a governmental entity must publish prequalification criteria and procedures for contractors who are not prequalified by DOT prior to advertisement or notice of solicitation so that those contractors who have not qualified with the department may bid on county projects. An appeals procedure must also exist for objections to the local prequalification process.⁸

However, those contractors who have been successfully prequalified by DOT pursuant to section 337.14, Florida Statutes, have been granted a legislative presumption that they are qualified to perform work on county projects. While an appeals process is contemplated by the statute to overcome the presumption, any attempt to impose additional requirements for contracting licenses under Part I, Chapter 489, Florida Statutes, on these contractors would conflict with provisions of general law.⁷

The Legislature, through the adoption of Part I, Chapter 489, Florida Statutes, has enacted regulations applying to the construction industry "in the interest of the public health, safety, and welfare[.]"⁹ A contractor subject to Part I, Chapter 489, Florida Statutes, is a person who

for compensation, undertakes to, submits a bid to, or does himself or herself or by others construct, repair, alter, remodel, add to, demolish,

Mr. Terrell K. Arline
Page Four

subtract from, or improve any building or structure, including related improvements to real estate[.]⁹

Part I, Chapter 489, Florida Statutes, was adopted to regulate designated trades in the construction industry: "prime contractors designated as general, building, and residential; and subcontractors providing services in the sheet metal, roofing, air conditioning, mechanical, and swimming pool trades."¹⁰ The list of designated trades falling within the scope of the term "contractor" and subject to regulation under Part I, Chapter 489, Florida Statutes, has been expanded over the years, but all of the contractors falling within the scope of this part are involved primarily with residential or commercial building construction.¹¹

Section 489.113(2), Florida Statutes, states that "[n]o person who is not certified or registered shall engage in the business of contracting in this state."¹² However, the statutes recognize a number of exemptions from this mandatory language including exemptions for authorized employees of the United States, or a municipality or county, and an exemption for an owner of property when acting as their own contractor.¹³

Section 489.103, Florida Statutes, codifies specific exemptions and states that Part I, Chapter 489, Florida Statutes, does not apply to, among others:

Contractors in work on bridges, roads, streets, highways, or railroads, and services incidental thereto. The board, in agreement with the Department of Transportation, shall, by rule, define "services incidental thereto" for the purposes of this subsection only.

Thus, those persons performing the work described in section 489.103(1), Florida Statutes, are not required to be either certified or registered by the Florida Department of Business and Professional Regulation under Part I, Chapter 489, Florida Statutes to perform this work. They are not involved in trades that are subject to the certification or registration provisions under Part I, Chapter 489, Florida Statutes, and there is no procedure in place for these individuals to secure certification or registration for performing the designated trade as described therein.

While section 489.103(1), Florida Statutes, exempts contractors who work on bridges, roads, streets, highways, or railroads from the licensure provisions of Part I, Chapter 489, Florida Statutes, these contractors are subject to the prequalification procedures administered by DOT. As is mentioned in the discussion above, contractors who have been prequalified by DOT to perform the work described are presumed to be qualified for county transportation construction projects.

Mr. Terrell K. Arline
Page Five

Section 337.14, Florida Statutes, requires DOT to adopt regulations for the qualification of competent and responsible bidders. If an applicant for qualification is found to possess the qualifications prescribed by law, then a certificate of qualification is issued. Such certificate shall authorize the holder to bid on all work on which bids are taken by the department for which the certificate indicates he or she is qualified. In addition, the department has promulgated administrative rules outlining the general procedural requirements for applicants to be certified by the department as qualified to bid on these contracts.¹⁴ The application submitted to the department requests information on the applicant, the applicant's stakeholder, the applicant's affiliates, and will include the applicant firm's background, current and historical contract detail, construction experience, and expertise, financial information and requested classes of work.¹⁵ Audited financial statements are also required to be submitted.¹⁶ A list of equipment owned by the applicant that will be utilized in performing the requested classes of work must be included with the application with its book or salvage value, make, model, and description shown.¹⁷ Applicants are rated based upon their organization and management; equipment; integrity; and financial resources.¹⁸

These provisions authorize the department to create a roster of contractors who have the experience, equipment, and financial resources to perform the classes of work for which that applicant seeks to be qualified. However, nothing in Chapter 337, Florida Statutes, relates to the registration or certification of contractors or requires that these contractors be tested. Rather, the statute appears to facilitate development of a list for use by DOT of certain construction contractors who have the necessary experience, equipment and financial resources to undertake large construction projects which the department may let for bid.

DOT is authorized to prequalify contractors desiring to bid for the performance of certain construction contracts which the department proposes to let, and this qualification establishes the presumption that a contractor bidding on county contracts is qualified to perform this work. Any attempt by a county to impose additional licensing requirements, such as those set forth in Part I, Chapter 489, Florida Statutes, on transportation contractors prequalified by DOT would appear to conflict with provisions of general law. However, nothing in Chapter 337, Florida Statutes, precludes a county from adopting licensure or examination requirements or other requirements relating to the qualifications of contractors bidding on county projects or enforcing those that the county may currently have in effect when those contractors have not been prequalified by the department.

Therefore, it is my opinion that Bay County may require persons seeking to bid on county bridge, road, street, highway, or railroad projects at a cost in excess of \$250,000 to be qualified to perform such work. A prequalified contractor considered

Mr. Terrell K. Arline
Page Six

eligible by the Florida Department of Transportation to bid to perform the type of work described in the contract is presumptively qualified. The county is required to establish prequalification criteria and procedures for contractors who are not prequalified by the Department of Transportation and the county is not precluded from requiring additional contracting licenses for projects on which those qualifications are relevant to performance but such a requirement may not be imposed on transportation contractors prequalified by the Florida Department of Transportation.

Sincerely,



Bill McCollum
Attorney General

BM/tgh

¹ See s. 1(f), Art. VIII, Fla. Const.

² See *Cross Key Waterways v. Askew*, 351 So. 2d 1062 (Fla. 1st DCA 1977), *affirmed*, 372 So. 2d 913 (Fla. 1978).

³ Section 125.01(1)(h) and (i), Fla. Stat.

⁴ See s. 489.101, Fla. Stat.

⁵ Section 255.20(1), Fla. Stat.

⁶ And see s. 255.20(1)(a), Fla. Stat., providing an appeals process for overcoming the prequalification eligibility presumption when a contractor has been prequalified by DOT.

⁷ See Art. VIII, s. 1(f), Fla. Const., authorizing non-charter county governments to enact county ordinances "not inconsistent with general or special law," and s. 125.01(1)(h), Fla. Stat., providing that non-charter county governments may act to the extent there is no conflict with general or special law; *Speer v. Olson*, 367 So. 2d 207, 211 (Fla. 1979).

⁸ See s. 489.101, Fla. Stat.

⁹ See s. 489.105(3), Fla. Stat., defining the term "[c]ontractor."

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Page Seven

¹⁰ See Senate Staff Analysis and Economic Impact Statement, CS/SB 302, (subsequently designated Ch. 79-200, Laws of Fla.), 1979 Session of the Florida Legislature.

¹¹ Part I, Ch. 489, Fla. Stat., now provides for regulation of such other designated trades in the construction industry as pollutant storage systems contractors and solar contractors.

¹² And see s. 489.115(1), Fla. Stat.

¹³ See, e.g., s. 489.103(3) and (7), Fla. Stat., and s. 489.113(2), Fla. Stat., recognizing that a person who is not certified or registered may perform construction work under the supervision of a person who is certified or registered, provided that the work is within the scope of the supervisor's license and provided that the person being supervised is not engaged in construction work which would require a license as otherwise provided.

¹⁴ See Rule 14-22, Fla. Admin. Code.

¹⁵ Rule 14-22.002(1)(a), Fla. Admin. Code.

¹⁶ *Id.*

¹⁷ Rule 14-22.002(3), Fla. Admin. Code.

¹⁸ Rule 14-22.003, Fla. Admin. Code.

Mr. Terrell K. Arline
Page Eight

RE: COUNTIES – CONTRACTORS – TRANSPORTATION – ROADS
AND BRIDGES – RAILROADS – authority of noncharter county to impose
licensing requirements on transportation construction contractors.
ss. 125.01, 337.14, and 489.103, Fla. Stat.

State of Florida

Department of State

I certify from the records of this office that PREFERRED MATERIALS, INC. is a Georgia corporation authorized to transact business in the State of Florida, qualified on September 1, 1989.

The document number of this corporation is P25884.

I further certify that said corporation has paid all fees due this office through December 31, 2017, that its most recent annual report/uniform business report was filed on April 18, 2017, and that its status is active.

I further certify that said corporation has not filed a Certificate of Withdrawal.

*Given under my hand and the
Great Seal of the State of Florida
at Tallahassee, the Capital, this
the Ninth day of May, 2017*



Ken Detjen
Secretary of State

Tracking Number: CU6832610352

To authenticate this certificate, visit the following site, enter this number, and then follow the instructions displayed.

<https://services.sunbiz.org/Filings/CertificateOfStatus/CertificateAuthentication>