

**SECTION 00300**  
**BID FORM**  
**DALBEY PARK T0 GILLETTE COLLEGE PATHWAY, PHASE II**  
**16EN48**

**ARTICLE 1 – BID RECIPIENT**

- 1.01 This Bid is submitted to:
- City of Gillette, City Warehouse  
800 N Burma Ave  
P.O. Box 3003  
Gillette, WY 82717
- 1.02 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, and within the times indicated in this Bid and in accordance with the other terms and conditions of the Bidding Documents.

**ARTICLE 2 – BIDDER’S ACKNOWLEDGEMENTS**

- 2.01 The Bidder accepts all of the terms and conditions of the Instructions to Bidders, including without limitation those dealing with the disposition of Bid security. This Bid will remain subject to acceptance for sixty (60) days after the day of the Bid opening, or for such longer period of time that Bidder may agree to in writing upon request of Owner.

**ARTICLE 3 – BIDDER’S REPRESENTATIONS**

- 3.01 In submitting this Bid, Bidder represents:
- A. The Bidder has examined and carefully studied the Bidding Documents, the other related data identified in the Bidding Documents and the following Addenda, receipt of all which is hereby acknowledged.

Addendum No.	Addendum Date
<u>#1</u>	<u>3/16/2020</u>
<u>          </u>	<u>                  </u>
<u>          </u>	<u>                  </u>

- B. The 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 Law and Regulations that may affect cost, progress and performance of the Work.
- D. Bidder has carefully studied all: (1) reports of explorations and test of subsurface conditions at or contiguous to the Site and all drawings of physical conditions in or relating 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 Paragraph 4.02 Supplementary Conditions and (2) reports and drawings of Hazardous Environmental Conditions that have been identified in Paragraph 4.06 Supplementary 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 the 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 the work to be performed by Owner and others at the Site that relates to the Work as indicated in the Bidding Documents.
- H. Bidder has correlated the information known to Bidder, information and observations obtained from visits to the Site, report 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 Biddings 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 the Bid is submitted.
- K. Bidder will submit written evidence of its authority to do business in the state where the Project is located not later than the date of its execution of the Agreement.

#### ARTICLE 4 – FURTHER REPRESENTATIONS

4.01 Bidder further represents that:

- A. This bid is genuine and 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 sought by collusion to obtain for itself any advantage over any other Bidder or over Owner.
- E. Bidder is a corporation or limited liability company? YES (X) NO ( )  
If yes, the Bidder is registered with the Wyoming Secretary of State to do business in the State of Wyoming? YES (X) NO ( )
- F. Bidder acknowledges the wage requirements listed in Section K.



Dalbey Park to Gillette College Pathway Phase II 17EN33 CD18408						
ITEM	SPEC	DESCRIPTION	Quantity	UNIT	COST	Extended
	REF NO.					\$ -
1	1020.01	Mobilization	1	LS	\$ 13,500.00	\$ 13,500.00
2	1020.02	Bonds	1	LS	\$ 12,500.00	\$ 12,500.00
3	1020.03	Force account	1	LS	\$ 10,000.00	\$ 10,000.00
4	1500.11	Construction Stormwater Management	1	LS	\$ 2,500.00	\$ 2,500.00
5	1510.01	Traffic Control/Construction Signing	1	LS	\$ 1,500.00	\$ 1,500.00
6	1510.03*	Project Identification Sign	1	EA	\$ 2,500.00	\$ 2,500.00
7	2075.04	Removal of Sidewalk	1365	SF	\$ 2.50	\$ 3,412.50
8	2075.06	Removal of Cub & Gutter	110	LF	\$ 18.80	\$ 2,068.00
9	2190.04*	Crusher Fines	532	SY	\$ 6.57	\$ 3,495.24
10	2210.01	Unclassified Excavation above Subgrade	114	CY	\$ 24.56	\$ 2,799.84
11	2210.03	Rejected Material Disposal	10	CY	\$ 30.00	\$ 300.00
12	2210.05	Imported Borrow	492	CY	\$ 12.50	\$ 6,150.00
13	2220.03	Underground Facility Locates	1	EA	\$ 500.00	\$ 500.00
14	2231.014	4" Aggregate Base	6095	SY	\$ 6.09	\$ 37,118.55
15	2273.01	Riprap, Class 1	16	CY	\$ 50.00	\$ 800.00
16	2280.01	Place Topsoil	677	CY	\$ 4.73	\$ 3,202.21
17	2280.03	Stockpile Topsoil	677	CY	\$ 4.73	\$ 3,202.21
18	2528.01	New 24" Curb & Gutter	110	LF	\$ 112.75	\$ 12,402.50
19	2530.015	5 Sidewalk	44612	SF	\$ 4.35	\$ 194,062.20
20	2530.016	6" Sidewalk	3920	SF	\$ 5.27	\$ 20,658.40
21	2725.0136	Install RCP Drain 36"	74	LF	\$ 135.00	\$ 9,990.00
22	2725.0418	Install Polyethylene Storm Drain 18"	60	LF	\$ 41.66	\$ 2,499.60
23	2725.0424	Install Polyethylene Storm Drain 24"	40	LF	\$ 55.00	\$ 2,200.00
24	2725.0836	36" Concrete FES	6	EA	\$ 2,500.00	\$ 15,000.00
25	2725.1118	18" Polyethylene FES	6	EA	\$ 973.25	\$ 5,839.50
26	2725.1124	24" Polyethylene FES	4	EA	\$ 1,059.18	\$ 4,236.72
27	2900.09	Hydroseeding	2.8	AC	\$ 3,500.00	\$ 9,800.00
28	2900.17*	Bench	3	EA	\$ 1,312.00	\$ 3,936.00
29	2900.18*	Trash Container	5	EA	\$ 1,035.00	\$ 5,175.00
30	2900.19*	Dog Bag Dispenser	5	EA	\$ 575.00	\$ 2,875.00
* Items that relate to special conditions in the specifications.						
		Total				\$ 394,223.47
<b>ARTICLE 5 – BASIS OF BID</b>						
5.01 Bidder will complete the Work in accordance with the Contract Documents for the following prices(s):						
TOTAL BASE BID in Words <u>Three-hundred ninety-four thousand, two-twenty three and forty-seven</u>						
Unit Price work has been computed in accordance with Paragraph 11.03.B of the General Conditions.						
17   Section 00300						

Bidder acknowledges that estimated quantities are not guaranteed, and are solely for the purpose of comparison of Bids, and final payment for all Unit Price Bid items will be based on actual quantities, determined as provided in the Contract Documents.

Note: The Disadvantage Business Enterprise Participation Certification form is required showing that DBE were contacted. Failure to submit this form will disqualify the bid.

**Proposed Sub Contractor**

**Proposed Work**

Broken Link Construction

Concrete Work

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

**Disadvantaged Business Enterprise Participation Certification – see attached form at end of section.**

## **ARTICLE 6 – TIME OF COMPLETION**

- 6.01 Bidder agrees that the Work will be substantially complete within 100 working days after the date when the Contract Time commences 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 10 working days after the date of Substantial Completion. Work time can be stopped and restarted due to cold weather or delays on equipment arrivals, at the contractor request with issuance of stop and start documentation.

Working Day contract times include no allowance for adverse weather days. Fixed Completion Date contract times include an allowance for adverse weather days in accordance with Article 4 of Section 00500 – The Agreement between Owner and Contractor.

- 6.02 The Bidder accepts the provisions of the Agreement as to liquidated damages 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 in the form of Bid Bond.
  - B. As required, a list of Project References
  - C. As required, the BIDDER'S Qualification Statement with supporting data.
  - D. Disadvantaged Business Enterprise Participation Certification.

## ARTICLE 8 – BID SUBMITTAL

8.01 This Bid submitted by:

If Bidder is:

### An Individual

Name (typed or printed): \_\_\_\_\_

By: \_\_\_\_\_ (SEAL-if available)  
(Individual's Signature)

Doing business as: \_\_\_\_\_

### A Partnership

Partnership Name: \_\_\_\_\_ (SEAL-if available)

By: \_\_\_\_\_  
(Signature of general partner – attach evidence of authority to sign)

Name (typed or printed): \_\_\_\_\_

### A Corporation

Corporation Name: Wyoming Earthmoving Corporation (SEAL-if available)


State of Incorporation: Wyoming

Type (General Business, Professional, Service, Limited Liability): Business

By:   
(Signature – attach evidence of authority to sign)

Name (typed or printed): David Wise

Title: President  
(CORPORATE SEAL-if available)

Attest:  Vice President  
(Signature of Corporate Officer)

Bidder's Business address: P.O. Box 454 Rozet, WY 82727

Phone: 307-257-1441 Facsimile: \_\_\_\_\_

Submitted on April 8, 20 20.

Contractor License No. 1277.



☐ Bidder does not intend to subcontract

### DISADVANTAGED BUSINESS ENTERPRISE PARTICIPATION CERTIFICATION

The Bidder has contacted the following Disadvantaged Business Enterprises (DBE) to solicit quotations for work to be subcontracted or for materials to be used on this project. If one DBE firm is contacted as a supplier of materials and for other subcontract work (i.e. furnish sign materials as a supplier and performing flagging and traffic control as a subcontractor) the firm must be shown twice, once as a supplier and once for the subcontract work.

Information from all DBE firms that submitted quotes, whether solicited or not solicited, must be retained in the project file.

Disadvantaged Business Entity	Specific Subcontract Work or Materials Requested	Contact Method	Contact Date	Contact Result
Alexander Construction Co. PO Box 24 Wheatland, WY 82201	Concrete work	Email	4/3/2020	<input checked="" type="checkbox"/> No Response <input type="checkbox"/> Not Interested <input type="checkbox"/> Not quoting on this project <input type="checkbox"/> Quote submitted – See Bid <input type="checkbox"/> Quote submitted – Not used
Advanced Traffic Services, LLC 2323 S. Troy Street, Bldg. 1 Suite 300A Aurora, CO 80014	Traffic Control	Email	4/3/2020	<input checked="" type="checkbox"/> No Response <input type="checkbox"/> Not Interested <input type="checkbox"/> Not quoting on this project <input type="checkbox"/> Quote submitted – See Bid <input type="checkbox"/> Quote submitted – Not used
Asphalt Plus, Inc. 425 Johnson Lane Billings, MT 59101	Concrete work	Email	4/3/2020	<input checked="" type="checkbox"/> No Response <input type="checkbox"/> Not Interested <input type="checkbox"/> Not quoting on this project <input type="checkbox"/> Quote submitted – See Bid <input type="checkbox"/> Quote submitted – Not used
				<input type="checkbox"/> No Response

					<input type="checkbox"/> Not Interested <input type="checkbox"/> Not quoting on this project <input type="checkbox"/> Quote submitted – See Bid <input type="checkbox"/> Quote submitted – Not used
Bairco Construction, Inc. 1164 Road 7 Lovell, WY 82434	Gravel Surfacing and hauling	Email	4/3/2020	<input checked="" type="checkbox"/> No Response <input type="checkbox"/> Not Interested <input type="checkbox"/> Not quoting on this project <input type="checkbox"/> Quote submitted – See Bid <input type="checkbox"/> Quote submitted – Not used	
Contractor Services Inc PO Box 1306 North Platte, NE 69103	Traffic Control	Email	4/3/2020	<input checked="" type="checkbox"/> No Response <input type="checkbox"/> Not Interested <input type="checkbox"/> Not quoting on this project <input type="checkbox"/> Quote submitted – See Bid <input type="checkbox"/> Quote submitted – Not used	
Pavement Solutions, Inc. P.O. Box 1790 Queen Creek, AZ 85142	Concrete Work	Email	4/3/2020	<input checked="" type="checkbox"/> No Response <input type="checkbox"/> Not Interested <input type="checkbox"/> Not quoting on this project <input type="checkbox"/> Quote submitted – See Bid <input type="checkbox"/> Quote submitted – Not used	
Hydro Logic, LLC P.O. Box 427 Ten Sleep, WY 82442	Hydroseeding	Email	4/7/2020	<input type="checkbox"/> No Response <input type="checkbox"/> Not Interested <input type="checkbox"/> Not quoting on this project <input type="checkbox"/> Quote submitted – See Bid <input checked="" type="checkbox"/> Quote submitted – Not used	
				<input type="checkbox"/> No Response <input type="checkbox"/> Not Interested <input type="checkbox"/> Not quoting on this project <input type="checkbox"/> Quote submitted – See Bid <input type="checkbox"/> Quote submitted – Not used	
				<input type="checkbox"/> No Response <input type="checkbox"/> Not Interested <input type="checkbox"/> Not quoting on this project <input type="checkbox"/> Quote submitted – See Bid <input type="checkbox"/> Quote submitted – Not used	
				<input type="checkbox"/> No Response <input type="checkbox"/> Not Interested <input type="checkbox"/> Not quoting on this project <input type="checkbox"/> Quote submitted – See Bid <input type="checkbox"/> Quote submitted – Not used	



# Wyoming Earthmoving Corporation

PO Box 454 Rozet, WY 82727

Telephone 307-257-1441

Admin@wyoearth.com

I Glen Wise Vice President of Wyoming Earthmoving Corporation, a Wyoming Corporation, hereby certify that the following resolution was duly adopted by the Board of Directors of Wyoming Earthmoving Corporation effective January 6, 2016.

RESOLVED, that on the 20 day of July, 2016, David Wise who was appointed as President of Wyoming Earthmoving Corporation on the 6<sup>th</sup> day of January hereby is authorized and directed to enter into, sign, execute, deliver and perform on behalf of Wyoming Earthmoving Corporation.

I further certify that on this date, said RESOLUTION has not been amended or repealed, that it is still in full and effect and that David Wise is still President of Wyoming Earthmoving Corporation.

IN WITNESS WHEREOF, I set my hand and affixed the seal of Wyoming Earthmoving Corporation this 20 day of July, 2016.

  
Glen Wise-Vice President



SUBSCRIBED AND SWORN TO before me by Glen Wise, Vice President of Wyoming Earthmoving Corporation this 20 day of July, 2016.

Witness my hand and official seal.

  
Notary Public



## BID BOND

Any singular reference to Bidder, Surety, Owner, or other party shall be consider plural where applicable

BIDDER (Name and Address):

WYOMING EARTHMOVING CORPORATION  
P.O. BOX 454  
ROZET, WY 82727

SURETY (Name and Address of Principal Place of Business):

WESTCHESTER FIRE INSURANCE COMPANY  
436 WALNUT STREET WA10H,  
PHILADELPHIA, PA 19106

OWNER (Name and Address):

City of Gillette  
201 East Fifth Street  
PO Box 3003  
Gillette, WY 82716

BID

Bid Due Date: **APRIL 8, 2020**

Project (Brief Description Including Location):

**DALBEY PARK TO GILLETTE COLLEGE PATHWAY-PHASE II, 17EN33**

BOND

Bond Number: **BID BOND**

Date (Not later than Bid due date): **APRIL 8, 2020**

Penal sum FIVE PERCENT OF AMOUNT BID

(Words)

5%

(Numerals)

Surety and Bidder, intending to be legally bound hereby, subject to the term printed on the reverse side hereof, do each cause this Bid Bond to be duly executed on its behalf by its authorized officer, agent, or representative.

BIDDER

SURETY

WYOMING EARTHMOVING CORPORATION (Seal) WESTCHESTER FIRE INSURANCE COMPANY (Seal-If Avail)

Bidder's Name and Corporate Seal (If Avail)

Surety's Name and Corporate Seal

By:

Signature and Title

By:

Signature and Title JAMES P. ALLEN, ATTORNEY-IN-FACT  
(Attach Power of Attorney)

Attest:

Signature and Title

Attest:

Signature and Title

Note: Above addresses are to be used for giving required notice.

# CHUBB®

## Power of Attorney

Federal Insurance Company | Vigilant Insurance Company | Pacific Indemnity Company  
Westchester Fire Insurance Company | ACE American Insurance Company

Know All by These Presents, that **FEDERAL INSURANCE COMPANY**, an Indiana corporation, **VIGILANT INSURANCE COMPANY**, a New York corporation, **PACIFIC INDEMNITY COMPANY**, a Wisconsin corporation, **WESTCHESTER FIRE INSURANCE COMPANY** and **ACE AMERICAN INSURANCE COMPANY** corporations of the Commonwealth of Pennsylvania, do each hereby constitute and appoint James Patrick Allen

Surety Bond Number: Bid Bond

Obligee: City of Gillette

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**, **PACIFIC INDEMNITY COMPANY**, **WESTCHESTER FIRE INSURANCE COMPANY** and **ACE AMERICAN INSURANCE COMPANY** have each executed and attested these presents and affixed their corporate seals on this 1<sup>st</sup> day of November, 2019.

*Dawn M. Chloros*

Dawn M. Chloros, Assistant Secretary

*Stephen M. Haney*

Stephen M. Haney, Vice President



STATE OF NEW JERSEY  
County of Hunterdon

SS.

On this 1<sup>st</sup> day of November, 2019, before me, a Notary Public of New Jersey, personally came Dawn M. Chloros and Stephen M. Haney, to me known to be Assistant Secretary and Vice President, respectively, of **FEDERAL INSURANCE COMPANY**, **VIGILANT INSURANCE COMPANY**, **PACIFIC INDEMNITY COMPANY**, **WESTCHESTER FIRE INSURANCE COMPANY** and **ACE AMERICAN INSURANCE COMPANY**, the companies which executed the foregoing Power of Attorney, and the said Dawn M. Chloros and Stephen M. Haney, being by me duly sworn, severally and each for herself and himself did depose and say that they are Assistant Secretary and Vice President, respectively, of **FEDERAL INSURANCE COMPANY**, **VIGILANT INSURANCE COMPANY**, **PACIFIC INDEMNITY COMPANY**, **WESTCHESTER FIRE INSURANCE COMPANY** and **ACE AMERICAN INSURANCE COMPANY** and know 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 said Companies; and that their signatures as such officers were duly affixed and subscribed by like authority.

Notarial Seal



KATHERINE J. ADELAAR  
NOTARY PUBLIC OF NEW JERSEY  
No. 2316685  
Commission Expires July 16, 2024

*Katherine J. Adelaar*  
Notary Public

### CERTIFICATION

Resolutions adopted by the Boards of Directors of **FEDERAL INSURANCE COMPANY**, **VIGILANT INSURANCE COMPANY**, and **PACIFIC INDEMNITY COMPANY** on August 30, 2016; **WESTCHESTER FIRE INSURANCE COMPANY** on December 11, 2006; and **ACE AMERICAN INSURANCE COMPANY** on March 20, 2009:

"RESOLVED, that the following authorizations relate to the execution, for and on behalf of the Company, of bonds, undertakings, recognizances, contracts and other written commitments of the Company entered into in the ordinary course of business (each a "Written Commitment"):

- (1) Each of the Chairman, the President and the Vice Presidents of the Company is hereby authorized to execute any Written Commitment for and on behalf of the Company, under the seal of the Company or otherwise.
- (2) Each duly appointed attorney-in-fact of the Company is hereby authorized to execute any Written Commitment for and on behalf of the Company, under the seal of the Company or otherwise, to the extent that such action is authorized by the grant of powers provided for in such person's written appointment as such attorney-in-fact.
- (3) Each of the Chairman, the President and the Vice Presidents of the Company is hereby authorized, for and on behalf of the Company, to appoint in writing any person the attorney-in-fact of the Company with full power and authority to execute, for and on behalf of the Company, under the seal of the Company or otherwise, such Written Commitments of the Company as may be specified in such written appointment, which specification may be by general type or class of Written Commitments or by specification of one or more particular Written Commitments.
- (4) Each of the Chairman, the President and the Vice Presidents of the Company is hereby authorized, for and on behalf of the Company, to delegate in writing to any other officer of the Company the authority to execute, for and on behalf of the Company, under the Company's seal or otherwise, such Written Commitments of the Company as are specified in such written delegation, which specification may be by general type or class of Written Commitments or by specification of one or more particular Written Commitments.
- (5) The signature of any officer or other person executing any Written Commitment or appointment or delegation pursuant to this Resolution, and the seal of the Company, may be affixed by facsimile on such Written Commitment or written appointment or delegation.

FURTHER RESOLVED, that the foregoing Resolution shall not be deemed to be an exclusive statement of the powers and authority of officers, employees and other persons to act for and on behalf of the Company, and such Resolution shall not limit or otherwise affect the exercise of any such power or authority otherwise validly granted or vested."

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

- (i) the foregoing Resolutions adopted by the Board of Directors of the Companies are true, correct and in full force and effect,
- (ii) the foregoing Power of Attorney is true, correct and in full force and effect.

Given under my hand and seals of said Companies at Whitehouse Station, NJ, this April 8, 2020.



*Dawn M. Chloros*

Dawn M. Chloros, Assistant Secretary

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