

# LOUISIANA UNIFORM PUBLIC WORK BID FORM

**TO:** Board of Commissioners Port of New Orleans  
1350 Port of New Orleans Place  
P.O. Box 60046  
New Orleans, LA 70160

**BID FOR:** Henry Clay Ave. Wharf Substructure  
Structure Repair Damage by Unknown Perpetrator

**Requisition Number 063060 W. O. 1-033**

The undersigned bidder hereby declares and represents that she/he; a) has carefully examined and understands the Bidding Documents, b) has not received, relied on, or based his bid on any verbal instructions contrary to the Bidding Documents or any addenda, c) has personally inspected and is familiar with the project site, and hereby proposes to provide all labor, materials, tools, appliances and facilities as required to perform, in a workmanlike manner, all work and services for the construction and completion of the referenced project, all in strict accordance with the Bidding Documents prepared by: Morphy - Makofsky, Inc. and dated March, 2012

Bidders must acknowledge all addenda. The Bidder acknowledges receipt of the following **ADDENDA:** (Enter the number the Designer has assigned to each of the addenda that the Bidder is acknowledging) #1 and #2.

**TOTAL BASE BID:** For all work required by the Bidding Documents (including any and all unit prices designated "Base Bid" \* but not alternates) the sum of:  
Three Hundred Thirty-Three Thousand Dollars (\$ 333,000 )

**ALTERNATES:** For any and all work required by the Bidding Documents for Alternates, including any and all unit prices designated as alternates in the unit price description.

**Alternate No. 1** (Describe the alternate) (Add) (Deduct) the lump sum of:

N/A Dollars (\$ N/A )

**Alternate No. 2** (Describe the alternate) (Add) (Deduct) the lump sum of:

N/A Dollars (\$ N/A )

**Alternate No. 3** (Describe the alternate) (Add) (Deduct) the lump sum of:

N/A Dollars (\$ N/A )

**NAME OF BIDDER:** Silverton Construction Company, LLC

**ADDRESS OF BIDDER:** PO Box 13986  
Jackson, MS 39236

**LOUISIANA CONTRACTOR'S LICENSE NUMBER:** 48087

**NAME OF AUTHORIZED SIGNATORY OF BIDDER:** John D. Herlihy

**TITLE OF AUTHORIZED SIGNATORY OF BIDDER:** Member-Manager

**SIGNATURE OF AUTHORIZED SIGNATORY OF BIDDER \*\*:**

**DATE:**

04/02/12

\* The Unit Price Form shall be used if the contract includes unit prices. Otherwise it is not required and need not be included with the form. The number of unit prices that may be included is not limited and additional sheets may be included if needed.

\*\* If someone other than a corporate officer signs for the Bidder/Contractor, a copy of a corporate resolution or other signature authorization shall be required for submission of bid. Failure to include a copy of the appropriate signature authorization, if required, may result in the rejection of the bid unless bidder has complied with La. R.S. 38:2212(A)(1)(c) or RS 38:2212(O).

**BID SECURITY** in the form of a bid bond, certified check or cashier's check as prescribed by LA RS 38:2218.A is attached to and made a part of this bid.

**BID BOND**  
FOR  
HENRY CLAY AVE. WHARF  
SUBSTRUCTURE REPAIR DAMAGE BY UNKNOWN PERPETRATOR

Requisition Number 063060 Work Order 1-033

Date: April 3, 2012

KNOW ALL MEN BY THESE PRESENTS:

That Silverton Construction Company, LLC of Jackson, Mississippi, as Principal, and Travelers Casualty and Surety Company of America, as Surety, are held and firmly bound unto the Board of Commissioners of the Port of New Orleans (Obligee), in the full and just sum of five (5%) percent of the total amount of this bid, including all alternates, lawful money of the United States, for payment of which sum, well and truly be made, we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally firmly by these presents.

Surety represents that it is listed on the current U. S. Department of the Treasury Financial Management Service list of approved bonding companies as approved for an amount equal to or greater than the amount for which it obligates itself in this instrument or that it is a Louisiana domiciled insurance company with at least an A - rating in the latest printing of the A. M. Best's Key Rating Guide. If surety qualifies by virtue of its Best's listing, the Bond amount may not exceed ten percent of policyholders' surplus as shown in the latest A. M. Best's Key Rating Guide.

Surety further represents that it is licensed to do business in the State of Louisiana and that this Bond is signed by surety's agent or attorney-in-fact. This Bid Bond is accompanied by appropriate power of attorney.

THE CONDITION OF THIS OBLIGATION IS SUCH that, whereas said Principal is herewith submitting its proposal to the Obligee on a Contract for:  
Henry Clay Ave. Wharf, Substructure Repair Damage by Unknown Perpetrator  
Requisition Number 063060 Work Order 1-033

NOW, THEREFORE, if the said Contract be awarded to the Principal and the Principal shall, within such time as may be specified, enter into the Contract in writing and give a good and sufficient bond to secure the performance of the terms and conditions of the Contract with surety acceptable to the Obligee, then this obligation shall be void; otherwise this obligation shall become due and payable.

Silverton Construction Company, LLC  
PRINCIPAL (BIDDER)

Travelers Casualty and Surety Company of America  
SURETY

BY: [Signature]  
AUTHORIZED OFFICER-OWNER-PARTNER

BY: Linda D. Whittington  
AGENT OR ATTORNEY-IN-FACT (SEAL)

Linda D. Whittington  
Bottrell Insurance

Countersigned by:  
[Signature]  
Stephen L. Cory, Louisiana Resident Agent



**TRAVELERS** **POWER OF ATTORNEY**

Farmington Casualty Company  
 Fidelity and Guaranty Insurance Company  
 Fidelity and Guaranty Insurance Underwriters, Inc.  
 St. Paul Fire and Marine Insurance Company  
 St. Paul Guardian Insurance Company

St. Paul Mercury Insurance Company  
 Travelers Casualty and Surety Company  
 Travelers Casualty and Surety Company of America  
 United States Fidelity and Guaranty Company

Attorney-In Fact No. 224464

Certificate No. 004677792

**KNOW ALL MEN BY THESE PRESENTS:** That St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company and St. Paul Mercury Insurance Company are corporations duly organized under the laws of the State of Minnesota, that Farmington Casualty Company, Travelers Casualty and Surety Company, and Travelers Casualty and Surety Company of America are corporations duly organized under the laws of the State of Connecticut, that United States Fidelity and Guaranty Company is a corporation duly organized under the laws of the State of Maryland, that Fidelity and Guaranty Insurance Company is a corporation duly organized under the laws of the State of Iowa, and that Fidelity and Guaranty Insurance Underwriters, Inc., is a corporation duly organized under the laws of the State of Wisconsin (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint

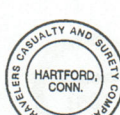
S. Lyle Bates, Jr., Jerry Eugene Horner, Jr., Robert L. Elliott, Jim A. Armstrong, Jerry G. Veazey, Jr., Jason J. Young, Trina Cobb, Linda D. Whittington, Peggy L. Jackson, William E. Howard Jr., David L. Ashcraft, Janice E. Brady, Johnette K. Herrington, Tonji G. Keith, Thomas Brent Tyler, Brody Eric Buckley, Angela Bullie, and Katie Aldridge

of the City of Jackson, State of Mississippi, their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 4th day of January, 2012.

Farmington Casualty Company  
 Fidelity and Guaranty Insurance Company  
 Fidelity and Guaranty Insurance Underwriters, Inc.  
 St. Paul Fire and Marine Insurance Company  
 St. Paul Guardian Insurance Company

St. Paul Mercury Insurance Company  
 Travelers Casualty and Surety Company  
 Travelers Casualty and Surety Company of America  
 United States Fidelity and Guaranty Company



State of Connecticut  
 City of Hartford ss.

By: 

George W. Thompson, Senior Vice President

On this the 4th day of January, 2012, before me personally appeared George W. Thompson, who acknowledged himself to be the Senior Vice President of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

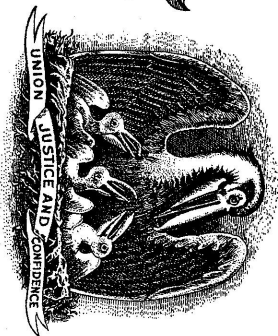
In Witness Whereof, I hereunto set my hand and official seal.  
 My Commission expires the 30th day of June, 2016.



  
 Marie C. Tetreault, Notary Public



# State of Louisiana



## State Licensing Board for Contractors

This is to Certify that:

SILVERTON CONSTRUCTION COMPANY, LLC  
P.O. Box 13986  
Jackson, MS 39236

is duly licensed and entitled to practice the following classifications

HEAVY CONSTRUCTION



Expiration Date: August 18, 2011

License No: 48087

Witness our hand and seal of the Board dated,  
Baton Rouge, LA 1st day of January 2009

*Michael D. Mays*  
Director

*Ben E. Jell*  
Chairman

This License Is Not Transferrable

*Indira K. Kaur*  
Secretary-Treasurer

RESOLUTION OF SILVERTON  
CONSTRUCTION COMPANY, LLC


We, the undersigned members of Silvertown Construction Company, LLC, a limited liability company organized and existing under the laws of the State of Mississippi and duly qualified to do business in the State of Louisiana, do hereby certify and resolve the following:

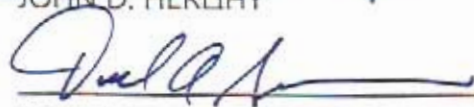
1. We, John D. Herlihy and Donald A. Barnes, are the sole and only members of Silvertown Construction Company, LLC. The Limited Liability Company Agreement for Silvertown Construction Company, LLC provides at Article VI thereof that Silvertown Construction Company, LLC shall be managed solely by its Manager. The Manager of Silvertown Construction Company, LLC is John D. Herlihy. Section 6.03 of the Limited Liability Agreement for Silvertown Construction Company, LLC gives the Manager, John D. Herlihy, the authority to bind Silvertown Construction Company, LLC.

2. BE IT RESOLVED THAT John D. Herlihy, as Manager of Silvertown Construction Company, LLC, is authorized to submit bid proposals and execute agreements on behalf of Silvertown Construction Company, LLC with the Parish of Orleans for the construction of public improvements for Parish of Orleans and/or any city within the Parish of Orleans.

3. BE IT FURTHER RESOLVED THAT said authorization and appointment shall remain in full force and effect, unless revoked in writing by resolution of the members of Silvertown Construction Company, LLC, and that said revocation will not take effect until the purchasing agency of the Parish of Orleans shall have been furnished a copy of said resolution, duly certified.

We, John D. Herlihy and Donald A. Barnes, hereby certify that we are the sole members of Silvertown Construction Company, LLC, a limited liability company organized under the laws of the State of Mississippi and duly qualified to do business in the State of Louisiana; and that the foregoing is a true and exact copy of a resolution duly adopted by all of the members of Silvertown Construction Company, LLC in accordance with the Limited Liability Agreement of Silvertown Construction Company, LLC on the 28<sup>th</sup> day of March, 2012, as said resolution appears of record in the records of Silvertown Construction Company, LLC in the possession of its Manager, John D. Herlihy, on March 28, 2012.

  
JOHN D. HERLIHY

  
DONALD A. BARNES