

SECTION 00 45 01

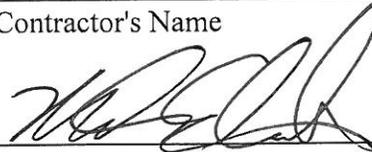
BIDDER'S REPRESENTATION

By the act of submitting a bid for the proposed contract, the Bidder represents that:

1. The Bidder and all subcontractors the Bidder intends to use have carefully and thoroughly reviewed the drawings, specifications and other construction contract documents and have found them free from ambiguities and sufficient for the purpose intended; further that,
2. The Bidder and all workmen, employees and subcontractors the Bidder intends to use are skilled and experienced in the type of construction represented by the construction contract documents bid upon; further that,
3. Neither the Bidder nor any of the Bidder's employees, agents, intended suppliers or subcontractors have relied upon any verbal representations, allegedly authorized or unauthorized from the Owner, or the Owner's employees or agents including architects, engineers or consultants, in assembling the bid figure; and further that,
4. The bid figure is based solely upon the bid documents and the construction contract documents and properly issued written addenda and not upon any other written representation.

Queen City Railroad Constr. Inc.

Contractor's Name



By (Signature)

Mark Edmands President

Typed or Clearly Printed Name and Title

9/9/2014

Date

END OF SECTION 00 45 01

Queen City RR Constr. Inc.
2709 Byington Solway Rd.
Knoxville, TN 37931

SECTION 00 45 19

NON-COLLUSION AFFIDAVIT

STATE OF ~~LOUISIANA~~ TENNESSEE
~~PARISH~~ OF KNOX
COUNTY

BEFORE ME, the undersigned authority, personally came and appeared Mark Edmands, who after being by me duly sworn, deposed and said that he is the fully authorized President of Queen City Railroad Constr. Inc. (hereinafter referred to as bidder) the party who submitted a bid for Project # 08-79-04802 Inland Rivers Marine Terminal Railroad Rehabilitation which bid was received by Port of Greater Baton Rouge on 9/10/2014.

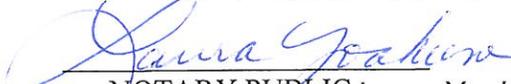
Affiant further said:

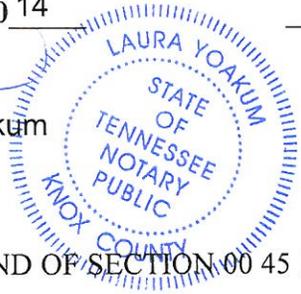
- (1) That bidder employed no person, corporation, firm, association, or other organization, either directly or indirectly, to secure the public contract under which he received payment, other than persons regularly employed by the bidder whose services in connection with the construction of the public building or project or in securing the public contract were in the regular course of their duties for bidder; and
- (2) That no part of the contract price received by bidder was paid or will be paid to any person, corporation, firm, association, or other organization for soliciting the contract, other than the payment of their normal compensation to persons regularly employed by the bidder whose services in connection with the construction of the public building or project were in the regular course of their duties for bidder.
- (3) Said bid is genuine and the bidder has not colluded, conspired or agreed directly or indirectly with any other bidder to offer a sham or collusive bid.
- (4) Said bidder has not in any manner directly or indirectly agreed with any other person to fix the bid price of affiant or any other bidder, or to fix any overhead profit or cost element of said bid price, or that of any other bidder, or to induce any other person to refrain from bidding.
- (5) Said bid is not intended to secure an unfair advantage of benefit from Port of Greater Baton Rouge or in favor of any person interested in the proposed contract.
- (6) All statements contained in said bid are true and correct.

(7) Neither affiant nor any member of his company has divulged information regarding said bid or any data relative thereto to any other person, firm or corporation.

SWORN TO AND SUBSCRIBED
BEFORE ME THIS 9th
DAY OF Sept, 20 14

Signed: 
Mark Edmands
President
Title


NOTARY PUBLIC Laura Yoakum
expires 6/6/2016



END OF SECTION 00 45 19

SECTION 00 45 36

CONTRACTOR EQUAL EMPLOYMENT OPPORTUNITY CLAUSE

CERTIFICATION OF BIDDER REGARDING EQUAL EMPLOYMENT OPPORTUNITY

CERTIFICATION OF BIDDER
REGARDING EQUAL EMPLOYMENT OPPORTUNITY

Instructions

This certification is required pursuant to Executive Order 11246 (30 F.R. 12319-25). The implementing rules and regulations provide that any bidder or prospective contractor, or any of their proposed subcontractors, shall state as an initial part of the bid or negotiations of the contract whether it has participated in any previous contract or subcontract subject to the equal opportunity clause, and if so, whether it has filed all compliance reports due under applicable instructions.

Where the certification indicates that the bidder has not filed a compliance report due under applicable instructions, such bidder shall be required to submit a compliance report within seven (7) calendar days after bid opening. No contract shall be awarded unless such report is submitted.

Queen City Railroad Constr. Inc.

Certification by Bidder
2709 Byington Solway Knoxville TN 37931

Name and Address of Bidder (include zip code)

-
1. Bidder has participated in a previous contract or subcontract subject to the Equal Opportunity Clause. (Executive Orders 11246 and 11375 or preceding Executive Orders 10925 and 11114.)

Yes No

2. Compliance reports were required to be filed in connection with such contract or subcontract. (Reports due under the requirements contained in 40 CRF, Part C, 8.11.)

Yes No

3. Bidder has filed all compliance reports due under applicable instructions, including Monthly Employment Utilization Report (257).

Yes No None Required

4. Have you ever been or are you being considered for sanction due to violation of Executive Order 11246, as amended?

Yes No

Name and Title of Signer (please type)

Mark Edmands, President



Signature

9/9/2014

Date

END OF SECTION 00 45 36

00 45 36-2

Equal Opportunity Clause
Queen City RR Constr. Inc.
2709 Byington Solway Rd.
Knoxville, TN 37931

SECTION 00 45 43

CORPORATE RESOLUTION

Excerpt from minutes of meeting of the board of directors of

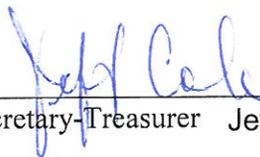
Queen City Railroad Constr. Inc.

At the meeting of directors of Queen City Railroad Constr. Inc.,

duly noticed and held on Jan 1, 20 14,
a quorum being there present, on motion duly made and Seconded. It was:

resolved. That Mark Edmands, be and is hereby appointed, constituted and designated as agent and attorney-in-fact of the corporation with full power and authority to act on behalf of this corporation in all negotiations, bidding, concerns and transactions with the Port of Greater Baton Rouge or any of its agencies, departments, employees or agents, including but not limited to, the execution of all bids, papers, documents, affidavits, bonds, sureties, contracts and acts and to receive and receipt therefor all purchase orders and notices issued pursuant to the provisions of any such bid or contract, this corporation hereby ratifying, approving, confirming and accepting each and every such act performed by said agent and attorney-in-fact.

I hereby certify the foregoing to be a true and correct copy of an excerpt of the minutes of the above dated meeting of the board of directors of said corporation, and the same has not been revoked or rescinded.


Secretary-Treasurer Jeff Cole

9/9/2014
Date

END OF SECTION 00 45 43

QUEEN CITY RAILROAD CONSTRUCTION, INC.

CONSENT OF DIRECTORS
IN LIEU OF ANNUAL MEETING

Pursuant to Section 1701.54 of the Ohio Revised Code, as amended, the undersigned, being all the directors of Queen City Railroad Construction, Inc., an Ohio corporation (the "Corporation"), hereby approve and adopt the following action by written consent in lieu of the annual meeting of the Board of Directors of the Corporation and waive all requirements of notice, statutory or otherwise.

RESOLVED, that the following persons are elected to serve in the offices set forth below until the next annual meeting of the Board of Directors and until their respective successors shall be duly elected.

C.E.O.:	Glenn V. Healey
President:	Mark Edmands
Vice Presidents:	Jim Distin Tom Ramler
Secretary/Treasurer:	Jeffrey A. Cole

No further action is consented to or taken.

EFFECTIVE DATE: January 1, 2014

1-1-2014
Date of Execution

Glenn V. Healey
Glenn V. Healey

Queen City RR Constr. Inc.
2709 Byington Solway Rd.
Knoxville, TN 37931

SECTION 00 61 26

BID BOND

KNOW ALL MEN BY THESE PRESENTS that we, the undersigned,

Queen City Railroad Construction, Inc.

as

PRINCIPAL, and

Liberty Mutual Insurance Company

as

SURETY, are held and firmly bound unto the Port of Greater Baton Rouge, hereinafter called the "OWNER", in the penal sum of:

Five Percent of Bid Amount

DOLLARS

(\$ ^{5%}) lawful money of the United States, for the payment of which sum well and truly to be made, we bind ourselves, our heirs, executors, administrators, successors, and assigns, jointly and severally, firmly by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH, that whereas the Principal has submitted the accompanying Bid dated September 10th, 2014, for

Construct 7500 TF, 5 Turnouts and grade crossings

#08-79-04802

NOW, THEREFORE, if the PRINCIPAL shall not withdraw said Bid within the period specified therein after the opening of the same or, if no period be specified, within forty-five (45) days after the said opening, and shall within the period specified therefor or, if no period be specified, within ten (10) days after the prescribed forms are presented to him for signature, enter into a written Contract with the OWNER in accordance with the Bid as accepted, and give bond with good and sufficient SURETY or sureties, as may be required, for the faithful performance and proper fulfillment of such Contract; or in the event of the withdrawal of said Bid within the period specified, or the failure to enter into such Contract and give such bond within the time specified, if the PRINCIPAL shall pay the OWNER the difference between the amount specified in said Bid and the amount for which the OWNER may procure the required work or supplies, or both, if the latter be in excess of the former, then the above obligation shall be void and of no effect, otherwise, to remain in full force and virtue.

Surety bonds shall be procured according to Louisiana State Law. Any surety bond written for a public works project shall be written by a surety or insurance company currently on the U.S. Department of the Treasury Financial Management Service list of approved bonding companies which is published annually in the Federal Register, or by a Louisiana domiciled insurance

company with at least an A rating in the latest printing of the A.M. Best's Key Rating Guide to write individual bonds up to ten percent of policyholder's surplus as shown in the A.M. Best's Key Rating Guide.

IN WITNESS WHEREOF, the above bounded parties have executed this instrument under their several seals this 10th day of September, 2014, the name and corporate seal of each corporate party being hereto affixed and these presents signed by its undersigned representative, pursuant to authority of its governing body.

00 61 26-2

Bid Bond

Queen City RR Constr. Inc.
2709 Byington Solway Rd.
Knoxville, TN 37931

In Presence of:

(Individual Principal)

(Business Address, including Zip Code)

(Partnership)

(Seal)

(Business Address, including Zip Code)

ATTEST:

Laura Yachon
WHS D

BY: *Mark Edmonds*

President

Mark Edmonds

(Corporate Principal)

QUEEN CITY RAILROAD CONSTRUCTION, INC.
2709 Byington-Solway Rd., Knoxville, TN 37931

(Business Address, including Zip Code)

BY: *Mark Edmonds*

AFFIX CORPORATE SEAL

ATTEST:

James Steh
Robert

Liberty Mutual Insurance Company

(Corporate Surety)

10045 Red Run Blvd Ste. 370, Owings Mills, MD 21117

BY: *Kathleen M Moore*

AFFIX SEAL

Kathleen M Moore, Attorney in Fact

Countersigned:

BY: n/a
Attorney-in-Fact*

State of _____

00 61 26-3

Bid Bond

Queen City RR Constr. Inc.
2709 Byington Solway Rd.
Knoxville, TN 37931

THIS POWER OF ATTORNEY IS NOT VALID UNLESS IT IS PRINTED ON RED BACKGROUND.

This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

Certificate No. 6600636

American Fire and Casualty Company
The Ohio Casualty Insurance Company

Liberty Mutual Insurance Company
West American Insurance Company

POWER OF ATTORNEY

KNOWN ALL PERSONS BY THESE PRESENTS: That American Fire & Casualty Company and The Ohio Casualty Insurance Company are corporations duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, Clinton J. Diers; Deborah J. Harbour; Hunter Bendall; Hunter F. Avery; Jacqueline L. Joiner; Jeannette Wright; Jeffrey Johnson; Jessica J. Winfree; Joann E. Stahr; John C. Stanchina; Kathleen M. Moore; Martin D. Pallazza; Patricia L. Lewis; Paula Faivre; Richard L. Hall; Thomas J. Druhan

all of the city of Richmond, state of VA each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 5th day of June, 2014.



American Fire and Casualty Company
The Ohio Casualty Insurance Company
Liberty Mutual Insurance Company
West American Insurance Company

By: David M. Carey
David M. Carey, Assistant Secretary

STATE OF PENNSYLVANIA ss
COUNTY OF MONTGOMERY

On this 5th day of June, 2014, before me personally appeared David M. Carey, who acknowledged himself to be the Assistant Secretary of American Fire and Casualty Company, Liberty Mutual Insurance Company, The Ohio Casualty Insurance Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute 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 have hereunto subscribed my name and affixed my notarial seal at Plymouth Meeting, Pennsylvania, on the day and year first above written.



Notarial Seal
Teresa Pastella, Notary Public
Plymouth Twp., Montgomery County
My Commission Expires March 28, 2017
Member, Pennsylvania Association of Notaries

By: Teresa Pastella
Teresa Pastella, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of American Fire and Casualty Company, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:

ARTICLE IV – OFFICERS – Section 12. Power of Attorney. Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

ARTICLE XIII – Execution of Contracts – SECTION 5. Surety Bonds and Undertakings. Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

Certificate of Designation – The President of the Company, acting pursuant to the Bylaws of the Company, authorizes David M. Carey, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

Authorization – By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Gregory W. Davenport, the undersigned, Assistant Secretary, of American Fire and Casualty Company, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 10 day of SEPT, 2014.

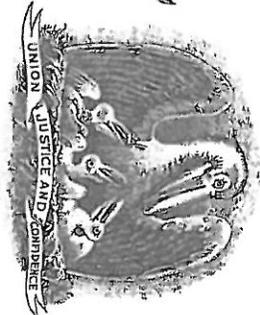


By: Gregory W. Davenport
Gregory W. Davenport, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, currency rate, interest rate or residual value guarantees.

To confirm the validity of this Power of Attorney call 1-610-832-8240 between 9:00 am and 4:30 pm EST on any business day.

State of Louisiana



State Licensing Board for Contractors

This is to Certify that:

QUEEN CITY RAILROAD CONSTRUCTION, INC.
P. O. Box 190
Midlothian, VA 23113

is duly licensed and entitled to practice the following classifications

SPECIALTY: RAILROADS



Expiration Date: January 08, 2015

License No: 59323

Witness our hand and seal of the Board dated,
Baton Rouge, LA 8th day of January 2014


Director


Chairman

This License Is Not Transferrable


Secretary-Treasurer