

LOUISIANA UNIFORM PUBLIC WORK BID FORM

TO: St. Bernard Port, Harbor and Terminal District
100 Port Boulevard
Chalmette, LA 70043

(Owner to provide name and address of owner)

BID FOR: State Project No. H.013882
Port Improvements
Chalmette Terminal Transit Shed
St. Bernard Parish, Louisiana

(Owner to provide name of project and other identifying information)

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: Kyle Associates, LLC 638 Village Lane North, Mandeville, LA 70471 and dated: October 15, 2020

(Owner to provide name of entity preparing bidding documents.)

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) #1-11/20/20 #2-11/23/20 #3-11/24/20 #4-11/25/20 #5-11/25/20

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:

Four Million One hundred eighty six thousand Dollars (\$ 4,186,000.00)
no cents.

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 (Owner to provide description of alternate and state whether add or deduct) for the lump sum of:

N/A Dollars (\$ N/A)

Alternate No. 2 (Owner to provide description of alternate and state whether add or deduct) for the lump sum of:

N/A Dollars (\$ N/A)

Alternate No. 3 (Owner to provide description of alternate and state whether add or deduct) for the lump sum of:

N/A Dollars (\$ N/A)

NAME OF BIDDER: Onshore Construction Company, LLC

ADDRESS OF BIDDER: 127 Lincoln Lane
Thibodaux, LA 70301

LOUISIANA CONTRACTOR'S LICENSE NUMBER: 600129

NAME OF AUTHORIZED SIGNATORY OF BIDDER: Joshua L. Arabic

TITLE OF AUTHORIZED SIGNATORY OF BIDDER: Member Manager

SIGNATURE OF AUTHORIZED SIGNATORY OF BIDDER **: [Signature]

DATE: 12/3/20

THE FOLLOWING ITEMS ARE TO BE INCLUDED WITH THE SUBMISSION OF THIS LOUISIANA UNIFORM PUBLIC WORK BID FORM:

* 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.

** **A CORPORATE RESOLUTION OR WRITTEN EVIDENCE** of the authority of the person signing the bid for the public work as prescribed by LA R.S. 38:2212(B)(5).

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



127 Lincoln Lane | Thibodaux, LA 70301

Onshore Construction Company, LLC
LA State Contractors License # 60129

Phone: (985) 449-0391 | Fax: (985) 447-6729

CERTIFICATE OF AUTHORITY AND RESOLUTION OF ONSHORE CONSTRUCTION COMPANY, LLC

WE UNDERSIGNED, being all of the members and managers of **ONSHORE CONSTRUCTION COMPANY, L.L.C.**, (the "Company"), do hereby certify that the Company is organized and existing as a limited liability company under and by virtue of the laws of the State of Louisiana, with its office at 127 Lincoln Lane.

MEMBER(S), MANAGER(S) AND AUTHORIZED SIGNER(S). We further certify that the following is a complete list of the names of all members and managers of the company with the certification that there are no members or managers except:

JOSHUA L. ARABIE, MEMBER
STEPHAN RAYNAL, MEMBER
BOYD HEBERT, III, MEMBER

WE FURTHER CERTIFY that at a meeting of the members and managers of the Company (or by other duly authorized company action in lieu of a meeting), duly called and held, at which a quorum was present and voting, the following resolutions were adopted:

BE IT RESOLVED that all the members/managers have agreed as follows:


That either member, namely JOSHUA L. ARABIE OR BOYD HEBERT, III, acting independently of each other, is hereby authorized to execute on behalf of ONSHORE CONSTRUCTION COMPANY, L.L.C. any and all construction bids or proposals and to sign any and all performance bonds or any other documents necessary for the operations of ONSHORE CONSTRUCTION COMPANY, LLC including banking transactions as may be necessary in operations of said business and under such terms and conditions and agreements as said members and manager shall deem meet and proper in his own sole and uncontrolled discretion.

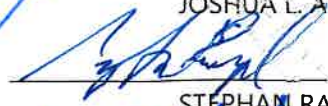
BE IT FURTHER RESOLVED that all that the actions of the member(s)/manager(s) may do by virtue of this authority is hereby ratified and approved.


We each have read all of the provisions of this Certificate of Authority, and we certify and agree to its terms.

This certificate dated this 3rd day of December, 2020

MEMBERS



JOSHUA L. ARABIE


STEPHAN RAYNAL


BOYD HEBERT, III

BID BOND

Onshore Construction Company, LLC, 127 Lincoln Lane, Thibodaux, LA 70301, as Principal (Bidder) and
Endurance Assurance Corporation, 4 Manhattanville Road, Purchase, NY 10577, as Surety, are bound unto the
St. Bernard Port, Harbor and Terminal District, (hereinafter called the Contracting
Agency) in the sum of _____

Five Percent of the Total Bid DOLLARS (\$ 5%)

for payment of which the Principal and Surety bind themselves, their heirs, executors, administrators, successors and assigns, jointly and severally.

Signed and sealed this 1st day of December, 20 20.

The condition of this obligation is such that, whereas the Principal has submitted a bid to the Contracting Agency on a contract for the construction of:

STATE PROJECT NO. H.013882
PORT IMPROVEMENTS
CHALMETTE TERMINAL TRANSIT SHED
ST. BERNARD PARISH

if the said contract is awarded to the Principal and the Principal, within the specified time, enters into the contract in writing and gives bond with Surety acceptable to the Contracting Agency for performance of said contract, this obligation shall be void; otherwise to remain in effect.

Onshore Construction Company, LLC
Principal (Bidder)
BY [Signature]
Authorized Officer-Owner- Partner
Soshud L. Arabie
Typed or Printed Name

Endurance Assurance Corporation
Surety
BY [Signature] (Seal)
Agent or Attorney-in-Fact
Richard V. Dobbs, Attorney-In-Fact
Typed or Printed Name

I certify that I am, as of the date of this bond, contracted with the surety company or bond issuer as an agent of the company or issuer as a licensed agent in the State of Louisiana in good standing with the Louisiana Insurance Commission and reside in Louisiana.

BY [Signature]
Richard V. Dobbs
Type or Printed Name
655212
Agent License Number

Mahorsky Group, Inc. (Seal)
Name of Agency
2100 Quaker Pointe Drive, Quakertown, PA 18951
Address

CONSENT OF SURETY

KNOW ALL MEN BY THESE PRESENTS, that for and in consideration of the sum of \$1.00, lawful money of the United States of America, the receipt whereof is hereby acknowledged, paid the undersigned corporation, and for other valuable consideration, the Endurance Assurance Corporation organized and existing under the laws of the State of DE and licensed to do business in the State of LA certifies and agrees, that if contract for State Project No. H.013882, Port Improvements, Chalmette Terminal Transit Shed, St. Bernard Parish

for St. Bernard Port, Harbor and Terminal District

is awarded to Onshore Construction Company, LLC

the undersigned Corporation will execute the bond or bonds as required of the contract documents and will become Surety in the full amount set forth in the contract documents for the faithful performance of all obligations of the Contractor.

Signed and sealed this 1st day of December, 2020.

Endurance Assurance Corporation

By:



Richard V. Dobbs, Attorney-in-Fact



James J. Donelon

COMMISSIONER OF INSURANCE

CERTIFICATE OF AUTHORITY

Whereas, the Endurance Assurance Corporation located at Delaware has applied for a certificate of authority and made the filings required of such Insurer. Therefore, I, James J Donelon, the undersigned Commissioner of Insurance, do hereby certify that the said Endurance Assurance Corporation is authorized to transact its appropriate business of Fidelity, and Surety Insurance in this State, in accordance with the laws thereof. This certificate shall remain in effect until cancelled, suspended, revoked or the renewal thereof refused.



*In Testimony Whereof, I hereunto subscribe my name,
and affix the seal of my office at Baton Rouge this
1st day of September A.D 2016.*


James J. Donelon
Commissioner of Insurance

Amended: Original certificate effective date September 7, 2007

**SOMPO INTERNATIONAL**

INSURANCE

POWER OF ATTORNEY**11908**

KNOW ALL BY THESE PRESENTS, that **Endurance Assurance Corporation**, a Delaware corporation, **Endurance American Insurance Company**, a Delaware corporation, **Lexon Insurance Company**, a Texas corporation, and/or **Bond Safeguard Insurance Company**, a South Dakota corporation, each, a "Company" and collectively, "**Sompo International**," do hereby constitute and appoint: **Scott C. Mahorsky, Richard V. Dobbs, Kimberly G. Rively** as true and lawful Attorney(s)-In-Fact to make, execute, seal, and deliver for, and on its behalf as surety or co-surety; bonds and undertakings given for any and all purposes, also to execute and deliver on its behalf as aforesaid renewals, extensions, agreements, waivers, consents or stipulations relating to such bonds or undertakings provided, however, that no single bond or undertaking so made, executed and delivered shall obligate the Company for any portion of the penal sum thereof in excess of the sum of **ONE HUNDRED MILLION Dollars (\$100,000,000.00)**.

Such bonds and undertakings for said purposes, when duly executed by said attorney(s)-in-fact, shall be binding upon the Company as fully and to the same extent as if signed by the President of the Company under its corporate seal attested by its Corporate Secretary.

This appointment is made under and by authority of certain resolutions adopted by the sole shareholder of each Company by unanimous written consent effective the 15th day of June, 2019, a copy of which appears below under the heading entitled "Certificate".

This Power of Attorney is signed and sealed by facsimile under and by authority of the following resolution adopted by the sole shareholder of each Company by unanimous written consent effective the 15th day of June, 2019 and said resolution has not since been revoked, amended or repealed:

RESOLVED, that the signature of an individual named above and the seal of the Company may be affixed to any such power of attorney or any certificate relating thereto by facsimile, and any such power of attorney or certificate bearing such facsimile signature or seal shall be valid and binding upon the Company in the future with respect to any bond or undertaking to which it is attached.

IN WITNESS WHEREOF, each Company has caused this instrument to be signed by the following officers, and its corporate seal to be affixed this 15th day of June, 2019.

Endurance Assurance Corporation
By: *Richard M Appel*
Richard Appel; SVP & Senior Counsel



Endurance American Insurance Company
By: *Richard M Appel*
Richard Appel; SVP & Senior Counsel



Lexon Insurance Company
By: *Richard M Appel*
Richard Appel; SVP & Senior Counsel



Bond Safeguard Insurance Company
By: *Richard M Appel*
Richard Appel; SVP & Senior Counsel

**ACKNOWLEDGEMENT**

On this 15th day of June, 2019, before me, personally came the above signatories known to me, who being duly sworn, did depose and say that he/she is an officer of each of the Companies; and that he executed said instrument on behalf of each Company by authority of his office under the by-laws of each Company.

By: *Amy Taylor*
Amy Taylor, Notary Public - My Commission Expires 5/9/23

**CERTIFICATE**

I, the undersigned Officer of each Company, DO HEREBY CERTIFY that:

1. That the original power of attorney of which the foregoing is a copy was duly executed on behalf of each Company and has not since been revoked, amended or modified; that the undersigned has compared the foregoing copy thereof with the original power of attorney, and that the same is a true and correct copy of the original power of attorney and of the whole thereof;
2. The following are resolutions which were adopted by the sole shareholder of each Company by unanimous written consent effective June 15, 2019 and said resolutions have not since been revoked, amended or modified:

"RESOLVED, that each of the individuals named below is authorized to make, execute, seal and deliver for and on behalf of the Company any and all bonds, undertakings or obligations in surety or co-surety with others: **RICHARD M. APPEL, BRIAN J. BEGGS, CHRISTOPHER DONELAN, SHARON L. SIMS, CHRISTOPHER L. SPARRO, MARIANNE L. WILBERT**

; and be it further

RESOLVED, that each of the individuals named above is authorized to appoint attorneys-in-fact for the purpose of making, executing, sealing and delivering bonds, undertakings or obligations in surety or co-surety for and on behalf of the Company."

3. The undersigned further certifies that the above resolutions are true and correct copies of the resolutions as so recorded and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal this 1st day of December, 2020.

By: *Daniel S. Lurie*
Daniel S. Lurie, Secretary

NOTICE: U. S. TREASURY DEPARTMENT'S OFFICE OF FOREIGN ASSETS CONTROL (OFAC)

No coverage is provided by this Notice nor can it be construed to replace any provisions of any surety bond or other surety coverage provided. This Notice provides information concerning possible impact on your surety coverage due to directives issued by OFAC. **Please read this Notice carefully.**

The Office of Foreign Assets Control (OFAC) administers and enforces sanctions policy, based on Presidential declarations of "national emergency". OFAC has identified and listed numerous foreign agents, front organizations, terrorists, terrorist organizations, and narcotics traffickers as "Specially Designated Nationals and Blocked Persons". This list can be located on the United States Treasury's website - <https://www.treasury.gov/resource-center/sanctions/SDN-List>.

In accordance with OFAC regulations, if it is determined that you or any other person or entity claiming the benefits of any coverage has violated U.S. sanctions law or is a Specially Designated National and Blocked Person, as identified by OFAC, any coverage will be considered a blocked or frozen contract and all provisions of any coverage provided are immediately subject to OFAC. When a surety bond or other form of surety coverage is considered to be such a blocked or frozen contract, no payments nor premium refunds may be made without authorization from OFAC. Other limitations on the premiums and payments may also apply.

Any reproductions are void.

Surety Claims Submission: LexonClaimAdministration@sompo-intl.com

Telephone: 615-553-9500 Mailing Address: Sompo International; 12890 Lebanon Road; Mount Juliet, TN 37122-2870

ENDURANCE ASSURANCE CORPORATION

Balance Sheet - Statutory Basis

December 31, 2019

Assets:

Bonds	\$	1,639,905,403
Preferred stocks		2,377,867
Investment in subsidiaries		1,258,298,596
Other invested assets		36,414,404
Cash and cash equivalents		189,113,830
Receivables for securities		2,412,814
Total cash and invested assets	\$	3,128,522,914

Agents' balances or uncollected premiums		549,501,972
Reinsurance recoverables on paid claims		66,626,268
Funds held by or deposited with reinsurance companies		9,352,472
Net deposit assets		12,395,332
Net deferred tax assets		43,996,926
Accrued investment income		10,274,407
Current federal income tax recoverable		1,676,163
Receivable from subsidiaries and affiliates		1,826,563
Total admitted assets	\$	3,824,173,017

Liabilities:

Loss and loss adjustment expenses	\$	1,138,067,442
Reinsurance payable on paid loss and loss adjustment expenses		25,093,227
Unearned premiums		690,841,035
Ceded reinsurance premiums payable		95,329,833
Commissions payable, contingent commissions and other similar items		10,997,649
Amounts withheld or retained by company for account of others		76,541,008
Other expenses payable		28,674,615
Net deposit liability		3,747,735
Payable to parent, subsidiaries and affiliates		33,182,262
Provision for reinsurance		25,306,133
Other liabilities		27,523,762
Total Liabilities	\$	2,155,304,701

Capital and surplus:

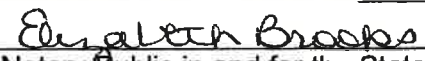
Special surplus funds - retroactive reinsurance gain	\$	1,283,729
Common capital stock		5,000,000
Gross paid in and contributed surplus		1,942,282,258
Unassigned deficit		(279,697,671)
Total capital and surplus	\$	1,668,868,316
Total liabilities and capital and surplus	\$	3,824,173,017

I, Daniel S. Lurie, Secretary of Endurance Assurance Corporation (the "Company") do hereby certify that to the best of my knowledge and belief, the foregoing is a full and true Statutory Statement of Admitted Assets, Liabilities, Capital and Surplus of the Company as of December 31, 2019 prepared in conformity with accounting practices prescribed or permitted by the State of Delaware Department of Insurance. The foregoing statement should not be taken as a complete statement of financial condition of the Company. Such a statement is available upon request at the Company's office located at 4 Manhattanville Road, Purchase, NY 10577.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Company.


Daniel S. Lurie

Subscribed and sworn to before me this 23rd day of March, 2020


Notary Public in and for the State of Tennessee, Davidson County



MY COMMISSION EXPIRES:
JULY 6, 2020