

**SECTION 00 41 00 - BID FORM**

**LOUISIANA UNIFORM PUBLIC WORKS BID FORM**

TO: Town of Golden Meadow  
P. O. Box 307  
Golden Meadow, LA 70357  
\_\_\_\_\_  
\_\_\_\_\_  
*(Owner to provide name and address of owner)*

BID FOR: Oakridge Park Water System  
Improvements, Phase 3  
\_\_\_\_\_  
\_\_\_\_\_  
*(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: J. Wayne Plaisance, Inc. and dated: July 25, 2013.

Bidders must acknowledge all addenda. The Bidder acknowledges receipt of the following ADDENDA:

No. \_\_\_\_\_ Dated: \_\_\_\_\_ No. \_\_\_\_\_ Dated: \_\_\_\_\_ No. \_\_\_\_\_ Dated: \_\_\_\_\_  
No. \_\_\_\_\_ Dated: \_\_\_\_\_ No. \_\_\_\_\_ Dated: \_\_\_\_\_ No. \_\_\_\_\_ Dated: \_\_\_\_\_

BASE BID: For all work required by the Bidding Documents (including any and all unit prices but not alternates) the sum of:

THIRTY SIX THOUSAND EIGHT HUNDRED Dollars (\$ 36,875.00 )  
SEVENTY FIVE DOLLARS & NO CENTS

ALTERNATES: For any and all work required by the Bidding Documents for Alternates.

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: Phylway Construction, LLC

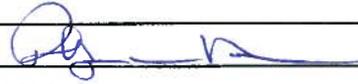
ADDRESS OF BIDDER: 1074-A Hwy. 1

Thibodaux, LA 70301

LOUISIANA CONTRACTOR'S LICENSE NUMBER: 27634

NAME OF AUTHORIZED SIGNATORY OF BIDDER: Phyllis A. Adams

TITLE OF AUTHORIZED SIGNATORY OF BIDDER: Manager

SIGNATURE OF AUTHORIZED SIGNATORY OF BIDDER \*: 

DATE: 9/12/13

\* 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. If a bid bond is provided it shall be on the attached form and only on the attached form.

END SECTION 00 41 00

SECTION 00 43 00 - BID BOND

**BID BOND**  
**FOR**

Town of Golden Meadow  
Oakridge Park Water System Improvements, Phase 3

Date: SEPTEMBER 12, 2013

KNOW ALL MEN BY THESE PRESENTS:

That PHYLWAY CONSTRUCTION, LLC of P.O. BOX 1277, THIBODAU, LA 70302, as Principal, and HARTFORD FIRE INSURANCE COMPANY, as Surety, are held and firmly bound unto the TOWN OF GOLDEN MEADOW (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 that 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:

OAKRIDGE PARK WATERLINE SYSTEM IMPROVEMENTS, PHASE 3

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.

PHYLWAY CONSTRUCTION, LLC  
PRINCIPAL (BIDDER)

HARTFORD FIRE INSURANCE COMPANY  
SURETY

BY:   
AUTHORIZED OFFICER-OWNER-PARTNER  
ATTORNEY-IN-FACT (SEAL)  
PHYLLIS A. ADAMS, MANAGER

BY:   
AGENT  
OR  
ALEXANDER J. ELLSWORTH  
ATTORNEY-IN-FACT

END SECTION 00 43 00

# POWER OF ATTORNEY

Direct Inquiries/Claims to:

THE HARTFORD

BOND, T-4

One Hartford Plaza

Hartford, Connecticut 06155

call: 888-266-3488 or fax: 860-757-5835

Agency Code: 43-480815

KNOW ALL PERSONS BY THESE PRESENTS THAT:

- Hartford Fire Insurance Company, a corporation duly organized under the laws of the State of Connecticut
- Hartford Casualty Insurance Company, a corporation duly organized under the laws of the State of Indiana
- Hartford Accident and Indemnity Company, a corporation duly organized under the laws of the State of Connecticut
- Hartford Underwriters Insurance Company, a corporation duly organized under the laws of the State of Connecticut
- Twin City Fire Insurance Company, a corporation duly organized under the laws of the State of Indiana
- Hartford Insurance Company of Illinois, a corporation duly organized under the laws of the State of Illinois
- Hartford Insurance Company of the Midwest, a corporation duly organized under the laws of the State of Indiana
- Hartford Insurance Company of the Southeast, a corporation duly organized under the laws of the State of Florida

having their home office in Hartford, Connecticut, (hereinafter collectively referred to as the "Companies") do hereby make, constitute and appoint, **up to the amount of unlimited:**

*Ralph J. LeBlanc, Alexander J. Ellsworth, William F. Wunderlich, Charles F. Coward, Anthony Currena, Lauren Nuss*  
of  
*Metairie, LA*

their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign its name as surety(ies) only as delineated above by , and to execute, seal and acknowledge any and all bonds, undertakings, contracts and other written instruments 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, and as authorized by a Resolution of the Board of Directors of the Companies on August 1, 2009 the Companies have caused these presents to be signed by its Vice President and its corporate seals to be hereto affixed, duly attested by its Assistant Secretary. Further, pursuant to Resolution of the Board of Directors of the Companies, the Companies hereby unambiguously affirm that they are and will be bound by any mechanically applied signatures applied to this Power of Attorney.



*Wesley W. Cowling*

Wesley W. Cowling, Assistant Secretary

*M. Ross Fisher*

M. Ross Fisher, Vice President

STATE OF CONNECTICUT }  
COUNTY OF HARTFORD } ss. Hartford

On this 12<sup>th</sup> day of July, 2012, before me personally came M. Ross Fisher, to me known, who being by me duly sworn, did depose and say: that he resides in the County of Hartford, State of Connecticut; that he is the Vice President of the Companies, the corporations described in and which executed the above instrument; that he knows the seals of the said corporations; that the seals affixed to the said instrument are such corporate seals; that they were so affixed by authority of the Boards of Directors of said corporations and that he signed his name thereto by like authority.



CERTIFICATE

*Kathleen T. Maynard*

Kathleen T. Maynard  
Notary Public

My Commission Expires July 31, 2016

I, the undersigned, Vice President of the Companies, DO HEREBY CERTIFY that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is still in full force effective as of SEPTEMBER 12, 2013 .  
Signed and sealed at the City of Hartford.



*Gary W. Stumper*

Gary W. Stumper, Vice President

**SECTION 00 45 48 - ATTESTATION CLAUSE**

<u>OAKRIDGE PARK WATER SYSTEM IMPROVEMENTS, PHASE 3</u>	
<u>NAME OF PROJECT</u>	
<u>PROJECT NUMBER</u>	<u>September 12, 2013</u>
	<u>DATE OF BID</u>

**ATTESTATION CLAUSE REQUIRED BY  
LA. R.S. 38:2227 (PAST CRIMINAL CONVICTIONS OF BIDDERS)**

Appearer, as a Bidder on the above-entitled Public Works Project, does hereby attest that:

A. No sole proprietor or individual partner, incorporator, director, manager, officer, organizer, or member who has a minimum of a ten percent (10%) ownership in the bidding entity named below has been convicted of, or has entered a plea of guilty or nolo contendere to any of the following state crimes or equivalent federal crimes:

- |                                       |                                   |
|---------------------------------------|-----------------------------------|
| (a) Public bribery (R.S. 14:118)      | (c) Extortion (R.S. 14:66)        |
| (b) Corrupt influencing (R.S. 14:120) | (d) Money laundering (R.S. 14:23) |

B. Within the past five years from the project bid date, no sole proprietor or individual partner, incorporator, director, manager, officer, organizer, or member who has a minimum of a ten percent (10%) ownership in the bidding entity named below has been convicted of, or has entered a plea of guilty or nolo contendere to any of the following state crimes or equivalent federal crimes, during the solicitation or execution of a contract or bid awarded pursuant to the provisions of Chapter 10 of Title 38 of the Louisiana Revised Statutes:

- |   |  |
|---|--|
| (a) Theft (R.S. 14:67)                            | (f) Bank fraud (R.S. 14:71.1)                                |
| (b) Identity Theft (R.S. 14:67.16)                | (g) Forgery (R.S. 14:72)                                     |
| (c) Theft of a business record<br>(R.S. 14:67.20) | (h) Contractors; misapplication of<br>payments (R.S. 14:202) |
| (d) False accounting (R.S. 14:70)                 | (i) Malfeasance in office (R.S. 14:134)                      |
| (e) Issuing worthless checks<br>(R.S. 14:71)      |  |

Phylway Construction, LLC

NAME OF BIDDER

9/12/13

DATE

Phyllis A. Adams

NAME OF AUTHORIZED SIGNATORY OF BIDDER

Manager

TITLE OF AUTHORIZED SIGNATORY OF BIDDER



SIGNATURE OF AUTHORIZED  
SIGNATORY OF BIDDER

END SECTION 00 45 48



**RESOLUTION OF  
PHYLWAY CONSTRUCTION, L.L.C.**

The undersigned, being the sole manager and the members of Phylway Construction, L.L.C. (hereinafter referred to as the "Company"), a Louisiana limited liability company with its principal address at 1074-A Highway 1, Thibodaux, Louisiana 70301, hereby adopts the following resolutions pursuant to LSA-R.S. 12:1305(C)(5), Article VII of the Company Articles of Organization, and Article V, Section 5.3 of the Company Operating Agreement:

**BE IT RESOLVED**, that Phyllis A. Adams, sole manager and a member of the Company, is hereby authorized to negotiate for and sign any and all bid proposals and/or contracts which the Company may enter into for the furnishing of Company services under such terms, conditions, and stipulations, and for such consideration, as she deems to be in the best interest of the Company.

**THUS DONE AND SIGNED** this 12<sup>th</sup> day of SEPTEMBER, 2013.

Witnesses:

Kelly Dano  
Name: KELLY DANO

Dawn Massey  
Name: Dawn Massey

Phylway Construction, L.L.C.

By: Phyllis A. Adams  
Phyllis A. Adams,  
Manager and Member

Phyllis Adams Phylway Family Trust,  
Member of Phylway Construction, L.L.C.

By: Iris Dempster  
Iris Dempster, Co-Trustee

By: Tammy Ratley  
Tammy Ratley, Co-Trustee

## CERTIFICATION OF AUTHORITY

Pursuant to the requirements of LSA-R.S. 38:2212-O, the undersigned does certify that she is the manager of Phywlay Construction, LLC, and that Phyllis A. Adams is duly authorized to submit bids and to execute contracts with all public entities.

THUS DONE AND SIGNED this 12<sup>th</sup> day of SEPTEMBER, 2013  
At Thibodaux, Louisiana.

A handwritten signature in black ink, appearing to read 'Phyllis A. Adams', written over a horizontal line.

Phyllis A. Adams, *Manager*

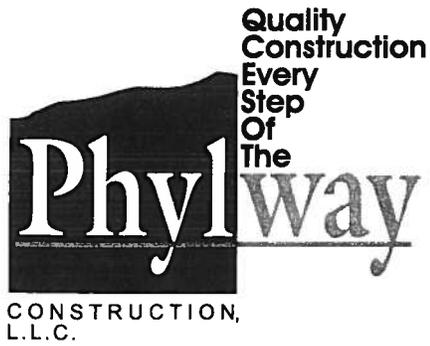
## CERTIFICATE AS TO COMPANY PRINCIPAL

The undersigned, being a member and the sole manager of Phylway Construction, L.L.C. (hereinafter referred to as the "Company"), hereby certifies, pursuant to LSA-R.S. 12:1305(C)(5), Article VII of the Company Articles of Organization, and Article V, Section 5.3 of the Company Operating Agreement, that she signed the bond on behalf of the Company while acting as Manager of the Company, that her signature on the bond is genuine, and that the bond was duly signed for and on behalf of the Company and by authority of the Company.

THUS DONE AND SIGNED on this 12<sup>th</sup> day of SEPTEMBER, 2013.



Phyllis A. Adams, Manager and  
Member



Any and all communications regarding this bid shall be directed to Ms. Phyllis Adams at any of the following:

Mail:  
1074-A Hwy 1  
Thibodaux, LA. 70301

Phone:  
985-446-9644 ext. 112

Email:  
[padams@phylway.com](mailto:padams@phylway.com)



# CERTIFICATE OF LIABILITY INSURANCE

OP ID: AB

DATE (MM/DD/YYYY)

03/05/13

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

**IMPORTANT:** If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER <b>HUB International Gulf South</b> 11100 Mead Road; Suite 300 Baton Rouge, LA 70816 Jim Tassin	225-218-2400	CONTACT NAME:	
	225-218-2401	PHONE (A/C, No, Ext):	FAX (A/C, No):
		E-MAIL ADDRESS:	
		PRODUCER CUSTOMER ID #:	<b>PHYLW-1</b>
		<b>INSURER(S) AFFORDING COVERAGE</b>	
INSURED <b>Phylway Construction, LLC</b> 1074 A Hwy 1 Thibodaux, LA 70301	INSURER A : Liberty Mutual Insurance Co.		NAIC # <b>23043</b>
	INSURER B : First Specialty Insurance Corp		
	INSURER C :		
	INSURER D :		
	INSURER E :		
	INSURER F :		

**COVERAGES****CERTIFICATE NUMBER:****REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS	
A	<input checked="" type="checkbox"/> GENERAL LIABILITY			YV2-Z91-420327-033	03/01/13	03/01/14	EACH OCCURRENCE	\$ 1,000,000
	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY						DAMAGE TO RENTED PREMISES (Ea occurrence)	\$ 300,000
	<input type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> OCCUR						MED EXP (Any one person)	\$ 5,000
	GEN'L AGGREGATE LIMIT APPLIES PER:							PERSONAL & ADV INJURY
	<input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC						GENERAL AGGREGATE	\$ 2,000,000
							PRODUCTS - COMP/OP AGG	\$ 2,000,000
								\$
A	<input checked="" type="checkbox"/> AUTOMOBILE LIABILITY			AS7-Z91-420327-023	03/01/13	03/01/14	COMBINED SINGLE LIMIT (Ea accident)	\$ 1,000,000
	<input checked="" type="checkbox"/> ANY AUTO						BODILY INJURY (Per person)	\$
	<input checked="" type="checkbox"/> ALL OWNED AUTOS						BODILY INJURY (Per accident)	\$
	<input checked="" type="checkbox"/> SCHEDULED AUTOS						PROPERTY DAMAGE (Per accident)	\$
	<input checked="" type="checkbox"/> HIRED AUTOS							\$
<input checked="" type="checkbox"/> NON-OWNED AUTOS				\$				
								\$
B	<input checked="" type="checkbox"/> UMBRELLA LIAB	<input checked="" type="checkbox"/> OCCUR		IRE 15279	03/01/13	03/01/14	EACH OCCURRENCE	\$ 5,000,000
	<input type="checkbox"/> EXCESS LIAB	<input type="checkbox"/> CLAIMS-MADE					AGGREGATE	\$ 5,000,000
	<input type="checkbox"/> DEDUCTIBLE							\$
	<input type="checkbox"/> RETENTION \$							\$
A	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY			WC2-Z91-420327-583	03/01/13	03/01/14	WC STATUTORY LIMITS <input checked="" type="checkbox"/> OTHER	
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH)	<input type="checkbox"/> Y/N	N/A				E.I. EACH ACCIDENT	\$ 1,000,000
	If yes, describe under DESCRIPTION OF OPERATIONS below						E.I. DISEASE - EA EMPLOYEE	\$ 1,000,000
							E.I. DISEASE - POLICY LIMIT	\$ 1,000,000
A	Contractors Equip			YM2-Z91-720327-063	03/01/13	03/01/14	Equipment	7,434,195
							Lsd/Rtd	700,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)  
 Workers Comp policy grants Waiver of Subrogation status "if" required by written contract. Auto, General Liability, Umbrella grants Additional Insured and Waiver of Subrogation status "if" required by written contract.

**CERTIFICATE HOLDER****CANCELLATION**

<b>PHYLW-1</b>  <b>Phylway Construction LLC</b> 1074 A Highway 1 Thibodaux, LA 70301	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.
	AUTHORIZED REPRESENTATIVE 

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# STATE OF LOUISIANA



# State Licensing Board for Contractors

This is to Verify that:

PHYLWAY CONSTRUCTION, L.L.C.  
1074 A Highway 1  
Thibodaux, LA 70301

is duly licensed and entitled to practice the following classifications

BUILDING CONSTRUCTION; ELECTRICAL WORK (RESTRICTED); HEAVY CONSTRUCTION; HIGHWAY,  
STREET AND BRIDGE CONSTRUCTION; MECHANICAL WORK (RESTRICTED); MUNICIPAL AND PUBLIC  
WORKS CONSTRUCTION; SPECIALTY: COASTAL RESTORATION & HABITAT ENHANCEMENT

Witness our hand and seal of the Board dated,  
Baton Rouge, LA 18th day of September 2012

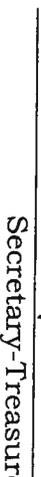
Expiration Date: September 17, 2015

License No: 27634

  
Director

  
Chairman

This License Is Not Transferrable

  
Secretary-Treasurer