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Drew Tanner, Vice President

102 Ellisville Blvd.  
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P.O. Box 460  
Ellisville, MS 39437

## **“BID ENCLOSED”**

Tanner Construction Company, Inc.  
Certificate of Responsibility No. 04688-MC

**ADDRESSEE:** Board of Supervisors of Lowndes County, MS

**BID OF:** Tanner Construction Company, Inc.  
**ADDRESS:** P.O. Box 460  
Ellisville, MS 39437

**FOR:** Project Number ERBR-44(01)  
East Lindsey Ferry Road Box Bridge and Approaches  
County of Lowndes

**DATE:** June 17, 2019

**COR NUMBER:** 04688-MC



# State of Mississippi

## BOARD OF CONTRACTORS

**ACTIVE**

TANNER CONSTRUCTION COMPANY, INC

POST OFFICE BOX 460

ELLISVILLE, MS 39437

is duly registered and entitled to perform

- 1) HIGHWAY, STREET AND BRIDGE CONSTRUCTION 2) MUNICIPAL AND PUBLIC  
WORKS CONSTRUCTION

*We have hereunto set our hand and caused the Seal of the Mississippi Board of Contractors to be affixed this 10 day of Jul., 2019*



**CERTIFICATE OF RESPONSIBILITY**

**No. 04688-MC**

Expires Jul. 10, 2019

*Joel A. Canell*

CHAIRMAN OF THE BOARD



**CENTRALBIDDING**  
FROM CENTRAL AUCTION HOUSE

**Lowndes County E Lindsey Ferry Road**  
**Lowndes County**

Project documents obtained from [www.CentralBidding.com](http://www.CentralBidding.com)  
14-Jun-2019 11:59:22 AM



# MISSISSIPPI

## INFRASTRUCTURE MODERNIZATION ACT OF 2018 EMERGENCY ROAD AND BRIDGE REPAIR FUND PROJECT

and

BOARD OF SUPERVISORS

LOWNDES \_\_\_\_\_ County

### PROPOSAL AND CONTRACT DOCUMENTS

FOR THE CONSTRUCTION OF

ERBRF PROJECT NO. ERBR-44(01)



Being a Section of County Road in East Lindsey Ferry Road

Lowndes \_\_\_\_\_ County, Mississippi

TYPE OF CONSTRUCTION Box Bridge and Approaches

BRIDGE NUMBER(S) SA44-A024

Net Length 0.113 \_\_\_\_\_ Miles

Gross Length 0.113 \_\_\_\_\_ Miles Contract Time 100 \_\_\_\_\_ Working Days

By Tanner Construction Company, Inc.

Address P.O. Box 460 Ellisville, MS 39437

Surety Western Surety Company

### Note

Standard Specifications for State Aid Road and Bridge Construction currently approved by the Office of State Aid Road Construction and the Federal Highway Administration are made a part hereof fully and completely as if attached hereto, except where superseded by the Special Provisions, or amended by revisions.

**ADDENDUM NO. 1  
TO**

**CONTRACT DOCUMENTS AND TECHNICAL SPECIFICATIONS AND CONSTRUCTION  
PLANS**

**FOR**

**EAST LINDSEY FERRY ROAD known as project number ERBR- 44(01)**

**FOR**

**LOWNDES COUNTY BOARD OF SUPERVISORS**

**LOWNDES COUNTY, MISSISSIPPI**

**DATE: April 22, 2019**

**CSE PROJECT NUMBER: 216014**

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**CHANGE NO. 1:**

By reference, the Memorandum of Agreement (MOA) between Lowndes County and the Mississippi Department of Transportation (MDOT) for the above project is hereby made a part of this contract between \_\_\_\_\_ CONTRACTOR, and Lowndes County. Under Section S-105.04- Coordination of Plans, Specifications, Supplemental Specifications, Special Provisions and Notice(s) to Bidders, this document follows, in order of priority, Item. 2. Special Provisions.

All references to Project No. LSBP-44(15) contained in these contract documents are hereby modified to Project No. ERBR-44(01).

All references to the State Aid Engineer in the OSARC Standard Specifications for Road and Bridge Construction shall now be the Engineer of Record as identified in the Board Order appointing such for ERBRF project number ERBR-44(01), Calvert-Spradling Engineers, Inc.

Federal Disadvantaged Business Enterprise (DBE) requirements are not applicable to this project, any and all Mississippi DBE requirements and procurements of such services are required for the use of these funds.

Contractors are hereby put on notice that the COUNTY will notify the Mississippi Department of Revenue (DOR) of the award of this contract and the CONTRACTOR is required to remit the applicable taxes to the DOR in a timely manner.

**END OF ADDENDUM NO. 1**



Robert L. Calvert, P.E.  
Registered Professional Engineer  
MS License No. 4499

*Robert L. Calvert*

*Andrew B. Turner*  
Turner Construction Co., Inc.



**BIDDER CHECK LIST FOR STATE FUNDED PROJECTS**

(Items requiring completion and/or signature at bid letting)

\_\_\_\_\_ Envelope has required information on outside and is sealed. (See Subsection S-102.01 and S-102.09)

\_\_\_\_\_ Affidavit regarding Non-Collusion, Debarment and Suspension, etc. : executed (signed and notarized) in duplicate.

\_\_\_\_\_ EEV Certification

\_\_\_\_\_ Section 902 Proposal - Complete the following:

\_\_\_\_\_ Bid sheets : unit prices and item totals, subtotals and project totals, etc. entered.

\_\_\_\_\_ Combination Bid Proposal of Section 902, where applicable: completed and signed for each project which is to be considered in combination. (See Subsection S-102.11)

\_\_\_\_\_ Section 902 Proposal, page 3 : completed and signed.

\_\_\_\_\_ Proposal Guaranty (Bid Bond) : attached. (See Subsection S-103.05)

\_\_\_\_\_ Any issued addenda included and acknowledged as required.

\_\_\_\_\_ Non-resident Bidders: ON STATE FUNDED PROJECTS ONLY, a copy of the current laws regarding any preference for local Contractors from State wherein domiciled have been included. (See Subsection S-103.01)

**DO NOT** remove any part of the contract documents. A stripped proposal is considered as an irregular bid and will be cause for rejection.

*This checklist is to assist the contractor in the submission of a complete Bid Proposal. This checklist in no way relieves the contractor of the responsibility to submit a complete Proposal. Failure to complete any or all of the applicable requirements will be cause for the proposal to be considered irregular.*

OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION

(07-31-2012)

EMERGENCY ROAD AND BRIDGE REPAIR PROJECT NO. ERBR-44(01)

Lowndes COUNTY

MISSISSIPPI STANDARD SPECIFICATIONS FOR STATE AID ROAD AND BRIDGE  
CONSTRUCTION, 2004 EDITION  
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OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION  
AND  
LOWNDES COUNTY BOARD OF SUPERVISORS  
SECTION 900

NOTICE TO CONTRACTORS:

Sealed bids will be received by the Board of Supervisors of Lowndes County, Mississippi at the Lowndes County Courthouse, Columbus, Mississippi, until 10:00 a.m. on the 17<sup>th</sup> day of June, 2019 and shortly thereafter publicly opened for the construction of 0.113 miles of BOX BRIDGE AND APPROACHES on the EAST LINDSEY FERRY ROAD being known as Project No. ERBR-44(01) in Lowndes County, Mississippi.

PRINCIPAL ITEMS OF WORK ARE APPROXIMATELY AS FOLLOWS:

ITEM	QUANTITY	UNIT
ROADWAY ITEMS:		
MOBILIZATION		
CLEARING AND GRUBBING	LUMP SUM	LS
REMOVAL OF BRIDGE @ (STA. 12+87)	LUMP SUM	LS
UNCLASSIFIED EXCAVATION (FM)	1.000	UN
EXCESS EXCAVATION (FM)	765.000	CY
GRANULAR MATERIAL (LVM),	3,106.000	CY
(CLASS 3, GROUP B)	626.000	CY
RIGHT-OF-WAY MARKERS (TYPE II)	12.000	EA
MAINTENANCE OF TRAFFIC	LUMP SUM	LS
ADDITIONAL CONSTRUCTION SIGNS	0.000	SF
TEMPORARY STREAM DIVERSION	1.000	EA
EROSION CONTROL ITEMS:		
AGRICULTURAL LIMESTONE	2.660	TON
COMMERCIAL FERTILIZER (13:13:13)	1.330	TON
SEEDING	1.330	AC
VEGETATIVE MATERIALS FOR MULCH	3.990	TON
TEMPORARY SILT FENCE	1,000.000	LF
LOOSE RIPRAP, 200 LB.	840.000	TON
WATTLES, 20	80.000	LF
BOX BRIDGE ITEMS:		
BOX BRIDGE CONCRETE, CLASS "BB"	225.050	CY
REINFORCEMENT	35,509.000	LB



PROJECT NO. ERBR-44 (01)  
LOWNDES COUNTY

NOTICE TO CONTRACTORS:

CONTRACT TIME: 100 Working Days

BASIS OF AWARD

The award, if made, will be made to the lowest qualified bidder on the basis of published quantities.

The Board of Supervisors hereby notifies all bidders that it will affirmatively insure that in any contract entered into pursuant to this advertisement, minority business enterprise will be afforded full opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color, or national origin in consideration for an award.

PLANS AND SPECIFICATIONS are on file in the Office of the Chancery Clerk of Lowndes County, the LSBP Engineer's office and the Office of the State Aid Engineer, 412 E. Woodrow Wilson Avenue, Jackson, Mississippi. This project shall be constructed in accordance with the latest edition of the Mississippi Standard Specifications for State Aid Road and Bridge Construction.

PLANS AND PROPOSALS may be secured from Robert L. Calvert, LSBP Engineer for Lowndes County, Mississippi, P. O. Drawer 1078, West Point. The Cost is seventy-five dollars (\$75.00) for plans and seventy-five dollars (\$75.00) for the proposal, non-refundable.

Certified check or bid bond for five percent (5%) of the total bid, made payable to Lowndes County and the State of Mississippi must accompany each proposal.

Bidders are hereby notified that any proposal accompanied by letters qualifying in any manner the condition under which the proposal is tendered will be considered an irregular bid and such proposal will not be considered in making the award.

Official bid documents can be downloaded from Central at [www.centralbidding.com](http://www.centralbidding.com). Electronic bids can be submitted at [www.centralbidding.com](http://www.centralbidding.com). For any questions related to the electronic bidding process, please call Central Bidding at 225-810-4814.

Harry Sanders, President  
Lowndes County Board of Supervisors

Publish: May 6, 2019  
May 13, 2019

### SPECIAL NOTICE TO BIDDERS

#### CONSTRUCTION SAFETY AND HEALTH STANDARDS

It is a condition of this contract, and shall be make a condition of each subcontract entered into pursuant to this contract, that the contractor and any subcontractor shall not require any laborer or mechanic employed in performance of the contract to work in surroundings or under working conditions which are unsanitary, hazardous, or dangerous to his health or safety, as determined under the following Federal regulations:

1. (a) Occupational Safety and Health Standards, Department of Labor, Occupational Safety and Health Administration, Federal Register of October 18, 1972, pages 22102 to 22356.  
(b) General Industry Guide for Applying Safety and Health Standards, OSHA Publication No. 2072, U. S. Department of Labor, Occupational Safety and Health Administration.
2. Safety and Health Regulations for Construction, Department of Labor, Occupational Safety and Health Administration, Federal Register of December 16, 1972, pages 27503 to 27600.
3. Safety and Health Standards for Maritime Employment, Department of Labor, Occupational Safety and Health Administration, Federal Register of October 19, 1972, pages 22458 to 22564.

Project No. ERBR-44(01)  
Lowndes County, Mississippi

NOTICE TO BIDDERS

DATE: August 4, 2017

SUBJECT: Haul Route

Bidders are hereby notified that no paved State Aid Road or County Road shall be used as a haul route for trucked material to or from this project, except for the road leading from Mississippi Highway No. 45 located near NW corner of the NE  $\frac{1}{4}$  of NE  $\frac{1}{4}$  of Section 17, T-17-N, R-17-E, Lowndes County, Mississippi, and extending easterly on Carson Road for approximately 5.2 miles, northerly on Old Macon Road for approximately 2.1 miles, westerly on East Lindsey Ferry Road for approximately 2.2 miles to the eastern terminus of the project located in the SE  $\frac{1}{4}$  of NW  $\frac{1}{4}$  if Section 1, T-19-N, R-17-E, Lowndes County, Mississippi.

The Contractor may use this haul route with the understanding that the road will be maintained in a passable and satisfactory condition at no cost to the County.

A legal weight limit of 57,650 lbs. and a maximum speed limit of 40 MPH will be strictly enforced over the county haul route.

**OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION**

**NOTICE TO BIDDERS NO. 1**

**DATE:** July 1, 2005

**SUBJECT:** BIDDING REQUIREMENTS AND CONDITIONS

**REFERENCE:** Section S-102.02 of 2004 Edition of the Standard  
Specifications for Road and Bridge Construction

**NOTICE TO BIDDERS**  
**(ALL PROJECTS)**

The current (2004) Edition of the Mississippi Standard Specifications for State Aid Road and Bridge Construction adopted by this Office on July 1, 2005, and approved by the Federal Highway Administration on July 1, 2005 is made a part hereof fully and completely as if it were attached hereto, except where superseded by special provisions, or amended by revisions of the Specifications contained herein. Copies of the specification book may be purchased from the Office of State Aid Road Construction.

A reference in any contract document to controlling requirements in another portion of the contract documents shall be understood to apply equally to any revision or amendment thereof included in the contract.

In the event the plans or proposal inadvertently contain references to the 1982 or 1989 Edition of the Mississippi Standard Specifications for State Aid Road and Bridge Construction, it is to be understood that such references shall mean the comparable provisions of the 2004 Edition of the Standard Specifications.

**NOTICE TO BIDDERS**  
**(FEDERAL AID PROJECTS)**

The Contractor and sub-contractors shall submit one copy each of FORMS CAD-880, "Weekly Summary of Wage Rates" and CAD-881, "Weekly Statement of Compliance" each week to the State Aid Engineer and to the County Engineer. The Contractor and sub-contractors may at their discretion, submit two (2) copies of each form to the County Engineer, who in turn, shall forward one copy to State Aid. The forms may be obtained from:

Office Supervisor  
Office of State Aid Road Construction  
P.O. Box 1850  
Jackson, Mississippi 39215-1850



**OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION**

NOTICE TO BIDDERS NO. 2

DATE: July 1, 2004

SUBJECT: HIGH VOLTAGE OVERHEAD LINES

**NOTICE OF WORK TO BE PERFORMED  
IN PROXIMITY OF HIGH VOLTAGE POWER LINES**

In accordance with Section 45-15-1, et seq., Mississippi Code of 1972 (as amended effective July 1, 1988), \_\_\_\_\_ (herein after referred to as "Applicant") (Supervisor in Charge: \_\_\_\_\_), whose address is \_\_\_\_\_, and whose telephone number is \_\_\_\_\_, hereby gives notice to the electric utility (hereinafter referred to as "Utility") that Applicant will be performing functions or activities at the location of \_\_\_\_\_ and that the estimated starting date of this work is \_\_\_\_\_. This work could reasonably be expected to cause persons, equipment or parts of tools or materials to be brought within ten (10) feet of Utility's high voltage lines at the proposed work area. Applicant hereby requests the Utility to confer with Applicant or his representative at the work site to ascertain the type of work activity that will take place and if further safety measures need to be taken by either the Applicant or the Utility. The Utility will give the Applicant a written cost estimate for safety arrangements to deter contact with on-site power lines. Applicant agrees not to perform such functions or activities until mutually satisfactory arrangements as provided by Section 45-15-9 have been made to deter contact with Utility's line.

Nothing contained in this Notice shall diminish or affect the obligation imposed upon the Utility under Section 45-15-1, et seq., or under existing laws or be construed as a waiver of the Applicant's or the Utility's rights under the law.

NOTICE GIVEN THIS, the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
APPLICANT

BY: \_\_\_\_\_

\_\_\_\_\_  
(Title)

Notice received by the Utility this the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

**OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION**

NOTICE TO BIDDERS NO. 3

DATE: August 4, 2017

SUBJECT: SPECIALTY ITEMS

PROJECT: ERBR-44(01)

COUNTY: Lowndes

Pursuant to the provisions of Section S-108 of the Mississippi Standard Specifications for State Aid Road and Bridge Construction, 2004 Edition, the following work items are hereby designated as "Specialty Items" for this contract.

<u>PAY ITEM NO.</u>	<u>DESCRIPTION</u>
<u>S-618-A</u>	<u>Maintenance of Traffic</u>
<u>S-618-B</u>	<u>Additional Construction Signs</u>
<u>901-S-212-A</u>	<u>Agricultural Limestone</u>
<u>S-212-B</u>	<u>Commercial Fertilizer (13:13:13)</u>
<u>S-214-A</u>	<u>Seeding</u>
<u>S-215-A</u>	<u>Vegetative Materials for Mulch</u>
<u>S-233-A</u>	<u>Temporary Silt Fence</u>
<u>907-237-A</u>	<u>Wattles, 20"</u>

**OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION**

NOTICE TO BIDDERS NO. 5 – ERBR SITE

DATE: August 4, 2017

**SUBJECT: STATUS OF UTILITY ADJUSTMENT AND RIGHT-OF-WAY  
ACQUISITION**

- I. All known utilities within the construction limits of this project are shown on the plans. The owners and addresses of these utilities are as follows:

1. AT&T, Columbus, MS

The Status of the adjustment of each of the utilities is as follows:

1. Conflicting utilities to be relocated as required.

Subsection S-105.06 of the 2004 Edition of the Standard Specifications provides for cooperation between the Contractor and Owner of utilities. All utility agreements are available for inspection by the Contractor in the Chancery Clerk's office. Additional assistance may be obtained by contacting the following:

**MISSISSIPPI ONE-CALL CENTER  
BEFORE YOU DIG CALL:  
MS 1-800-227-6477- JACKSON 362-4374  
OUT-OF-STATE 1-800-445-1988**

- II. Lowndes County has certified to the Office of State Aid Road Construction that it has title to all rights-of-way within the limits shown on the plans for this project.

OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION

SECTION 900- NOTICE TO BIDDERS NO. 6

DATE:

SUBJECT: PETROLEUM PRODUCTS BASE PRICES FOR  
CONTRACT

REFERENCE: SUBSECTION 901-S-109.08

Bidders are advised that No Fuel or Material Adjustment, as addressed in Section S-109.08 of the Standard Specifications, will be allowed on this project.



**OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION**

**NOTICE TO BIDDERS NO. 7**

**DATE:** July 1, 2004

**SUBJECT:    PAYMENTS TO SUBCONTRACTORS**

Bidders are hereby advised that each month, the Contractor will submit to the County/LSBP Engineer form OCR-484-SA certifying payments to all subcontractors. Form OCR-484-SA can be obtained from the Office Of State Aid Road Construction, MDOT Lab Building, 412 Woodrow Wilson Avenue, Jackson, MS, or on the State Aid website (<http://www.osarc.state.ms.us>) under Documents->Forms->State Aid Forms.

**OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION**

NOTICE TO BIDDERS NO. 8

DATE: November 8, 2011

**SUBJECT: Errata and Modifications to the 2004 Edition of the Standard Specifications for State Aid Road and Bridge Construction**

<u>Page</u>	<u>Subsection</u>	<u>Change</u>
1-21	S-103.02	In the third line of the last paragraph, change "contracts in the same" to "contracts, financed wholly with State funds, in the same".
1-42	S-105.17	In line (b) of the third paragraph, add "claim." at the end of the sentence.
1-47	S-106.04	In the next to last paragraph, change "TMD-22-0100-000" to "TMD-22-01-00-000" and change "TMD-21-0100-000" to "TMD-21-01-00-000".
1-84	S-109.06.2	In the eleventh line of the second paragraph, change "of material invoices" to "of paid material invoices".
<u>1-85</u>	<u>S-109.08</u>	Replace 4 <sup>th</sup> paragraph in it's entirety with "The established base prices for bituminous products and fuels shall be the prices for the month prior to the month of the bid date and are available on the State Aid Website."
1-87	S-109.08	On page 1-87, insert the following after item (A6) and before the paragraph in the middle of the page:  "(A7) Asphalt for Fog Seal Mixture -- One half pay quantity in gallons."
1-87	S-109.08	Delete the last paragraph on the page in toto.
1-88	S-109.08	Under ADJUSTMENTS, change paragraph 5 to read as follows:  No adjustment will be made for items of work accomplished after the expiration of Contract Time except for cases involving natural or manmade disasters or other reasons not inherent to the construction industry. The contractor will submit documentation for the adjustment to the Engineer for approval/disapproval. If approved, the Engineer will prepare a supplemental agreement explaining the adjustment and submit the proper number of copies of the agreement to the Board of Supervisors for their consideration and action. If approved by the Board, all copies will be forwarded to the State Aid Engineer for concurrence. Upon concurrence, the State Aid Engineer will, if necessary, forward the agreement to any other involved parties for their action. A copy of the approved agreement will be furnished to all parties by the State Aid Engineer.
2-7	S-202.07	In the first sentence of the first paragraph, change "S-202" To "S-202-A". In the first sentence of the second paragraph, delete "S-202-A".

<u>Page</u>	<u>Subsection</u>	<u>Change</u>
3-30	S-308.1.5	In the third pay item, change "per square yard**" to "per square yard". In the fourth pay item, change " <u>S-308-B-1</u> " to " <u>S-308-B-2</u> ".
<u>4-8</u>	<u>S-401.02.4</u>	At the end of the third sentence, delete the "." and add "and as a base course."
4-8	S-401.02.4	In the table at the end of the Subsection, for the 19 mm, change "2 ¼" to "2 ½" in the Minimum and change "3" to "3 ½" in the Maximum; for the 12.5 mm, change "2" to "2 ½" in the Maximum; for the 9.5 mm, change "1 ½" to "2" in the Maximum; and for the 4.75 mm, change "¾" to "1 ¼" in the Maximum.
4-23	S-401.03.1.4	In the first paragraph, change "92.0 percent" to "the specified percentage (92.0 or 93.0)".
4-32	S-403.03.3	In the first sentence of the second paragraph, change "acceptance and pavement" to "acceptance and payment".
4-45	S-409.02.2	Change "PG 64-22" to "PG 67-22".
6-2	S-601.06	In the first sentence, change "S-804.03" to "S-804.03.5".
6-7	S-602.05	Change the subsection reference for Bending from "S-805.05" to "S-805.03.2".
6-9	S-603.02	Change the subsection reference for Joint Mortar from "707.02" to "714.11".
<u>6-15</u>	<u>S-603.09</u>	After second sentence, add "All lift holes shall be filled and/or sealed to the satisfaction of the Engineer."
6-78	S-620.06	Change the first sentence of the second paragraph, from "Legend will be measured by the square foot.", to "Legend will be measured by the linear foot or square foot, as applicable."
6-78	S-620.07	In the sixth pay item, change "S-620-E-1" to "S-620-E-2".
7-17	S-702.12	In TABLE I, under the heading of Test, in the second line change "140°F, poises" to "275°F, C <sub>s</sub> ".
7-20	S-703.02.1	In line (1) of the first paragraph, change "set-out" to "set out".
7-25	S-703.04.2	In the fifth paragraph, delete "S-703.04.3 and".
7-52	S-708.02.1.2	In the first sentence change "20 percent" to "25%".
7-104	S-714.13.1	Delete the fourth paragraph.
7-154	S-721.02.3.7	Delete Subsection S-721.02.3.7--Ground Plates in toto.
8-37	S-803.03.2.6	In the first sentence of the second paragraph, change "S-803.03.1.5.1" to "S-803.03.2.5".
8-45	S-803.04.1	Delete the second paragraph and replace with the following:  Test piles which require extensions or building up will not be measured for additional payment. Splices required for the extensions will not be measured for payment.

<u>Page</u>	<u>Subsection</u>	<u>Change</u>
		No measurement for payment will be made for cut-off of a test pile.
8-50	S-803	Under COMPENSATION, In the seventh pay item, change " <u>S-803-G: Blank</u> " to " <u>S-803-G: Concrete Piling Cut-off, <u>Size</u> - per each</u> "
8-60	S-804.02.11	In the last sentence of the first paragraph, change "automatically" to "automatic".
8-64	S-804.02.13	In the second line of paragraph (c), place a period after psi and delete "provided both the QC and QA test results are equal to or exceed the minimum compressive strength requirements."
8-66	S-804.02.13.1.3	In the last sentence change, "S-804.02.13.1" to "S-804.02.12".
8-67	S-804.02.13.1.5	Change the equation for % Reduction to:  $\% \text{ Reduction} = \frac{(f'_c - X)}{f'_c} \times 100$
8-121	S-806.04	In the first sentence of the third paragraph, change "by the unit (one unit consists of one wing on each side and end of the abutment cap)" to "per each".
8-121	S-806.08	Change " <u>S-806.08--Basis of Payment.</u> " to " <u>S-806.05--Basis of Payment.</u> "
8-122	S-806.08	In the first pay item, change " _ ' Interior" to " ___ ' Interior".
<u>8-122</u>	<u>S-806.08</u>	On pay item S-806-H, add "or Steel Posts"



**OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION**

NOTICE TO BIDDERS NO. 10

DATE:                      July 1, 2005

SUBJECT:                MONTHLY ESTIMATE RETAINAGE

The monthly retainage for this project shall be two and one half (2-1/2) percent (%) subject to the provisions found in Subsection ~~S-109.06.3—Retainage~~ on page 1-84 of the 2004 Edition of the Mississippi Standard Specifications for State Aid Road and Bridge Construction.

**OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION**

NOTICE TO BIDDERS NO. 16

DATE: November 3, 2008

**SUBJECT: Safety Apparel**

Bidders are advised that the Code of Federal Regulations CFR 23 Part 634 final rule was adopted November 24, 2006 with an effective date of November 24, 2008. This rule requires that “ All workers within the right of way of a Federal-Aid Highway who are exposed either to traffic (vehicles using the highway for the purposes of travel) or to construction equipment within the work area shall wear high-visibility safety apparel”. High-visibility safety apparel is defined in the CFR as “personnel protective safety clothing that is intended to provide conspicuity during both daytime and nighttime usage, and that meets the Performance Class 2 or 3 requirements of the ANSI/ISEA 107-2004 publication entitled American Nation Standard for High-Visibility Safety Apparel and Headwear”. All workers on County right-of-way shall comply with the Federal Regulation. Workers are defined by the CFR as “people on foot whose duties place them within the right-of-way of a Federal-Aid Highway, such as highway construction and maintenance forces, survey crews, utility crews, responders to incidents within the highway right-of-way, and law enforcement personnel when directing traffic, investigating crashes, and handling lane closures, obstructed roadways, and disasters within the right-of-way of a Federal-Aid Highway”.

You can access this final rule at the following link:

<http://a257.g.akamaitech.net/7/257/2422/01jan2006/1800/edocket.access.gpo.gov/2006/pdf/E6-19910.pdf>

Supplemental Specification  
**901-S-102-1**  
Bidding Requirements and  
Conditions

OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION

**DATE:** March 11, 2010

**SUBJECT:** Bid Bond Agent

Delete the first sentence of the second paragraph of S-102.08 on page 1-19, and substitute the following:

If a bid bond is offered as guaranty, the bond must be on a form approved by the State Aid Engineer, made by a Surety, and must be acceptable to the Board and the State Aid Engineer and signed or countersigned by a Mississippi Agent or Qualified Nonresident Agent and the bidder.

Supplemental Specification  
901-S-103-1  
Award and Execution of Contract

OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION

DATE: March 11, 2010

**SUBJECT:** Contract Bond Agent or Liability Insurance Agent

Delete the last sentence of the paragraph of S-103.05 on page 1-22, and substitute the following:

The bond or bonds shall be negotiated for, procured from, signed or countersigned by, and the premium paid to a Mississippi Agent or Qualified Nonresident Agent of the Surety.

Delete the last sentence of the first paragraph of S-103.06.1 on page 1-22, and substitute the following:

Each policy shall be signed or countersigned by a Mississippi Agent or Qualified Nonresident Agent of the insurance company.

Delete the last sentence of the second paragraph of S-103.06.1 on page 1-23, and substitute the following:

Each policy shall be signed or countersigned by a Mississippi Agent or Qualified Nonresident Agent of the insurance company.



Supplemental Specification  
**901-S-104-1**  
Removal and Disposal of Structures  
and Obstructions

OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION

DATE: July 1, 2005

**SUBJECT: Changes in Character of Work and Changed Physical Conditions and Removal and Disposal of Structures and Obstructions:**

Section S-104 - SCOPE OF WORK, of the MISSISSIPPI STANDARD SPECIFICATIONS FOR STATE AID ROAD AND BRIDGE CONSTRUCTION 2004 EDITION is hereby amended as follows:

**901-S-104.02.1--Changes in Character of the Work and Changed Physical Conditions:** Delete the last sentence of the first paragraph and add the following paragraphs:

Upon written notification, the Engineer will investigate the conditions, and if it is determined that the conditions materially differ and cause an increase or decrease in the cost or time required for the performance of any work under the contract, an adjustment, excluding anticipated profits, will be made and the contract modified in writing accordingly. The Engineer will notify the Contractor, in writing, of the determination whether or not an adjustment of the contract is warranted.

No contract adjustment which results in a benefit to the contractor will be allowed unless the contractor has provided the required written notice.

In the second paragraph, after the words " cannot be reached," delete "the State Aid Engineer" and insert "the Board, with the approval of the State Engineer, ". Then delete the words "which the State Aid Engineer has" and insert " which the Board and the State Aid Engineer have".

**901-S-104.05--Removal and Disposal of Structures and Obstructions:** After the last paragraph on page 1-27, add the following paragraph:

The Contractor shall also furnish the Engineer a certified letter stating that the area of disposal is not in a wetland.

**901-S-104.06--Rights in and Use of Materials Found on the Work:** After the first sentence of the third paragraph insert the following sentence:

The Contractor shall also furnish the Engineer a certified letter stating that the area of disposal is not in a wetland.

## **SUBJECT: STORM WATER POLLUTION PREVENTION PLAN**

### **SITE INFORMATION**

The construction site is linear and consists of a box bridge that will involve 1.33 acres. The soils are Griffith Series. Griffith soils are moderately well drained soils on flood plains. Slopes range from flat to 2%. These soils have high shrink-swell characteristics. The site is in the Magowah Creek Watershed. The stream drains into Gilmer Creek and then into the Tombigbee River.

### **SEDIMENT AND EROSION CONTROL REQUIREMENTS**

**VEGETATIVE CONTROLS:** Permanent controls (soil preparation, fertilizing, seeding, sodding and matting) will be placed as shown on the plans. Solid sodding will be placed in side drains at the locations shown on the plans. Phasing-schedule or sequence construction activities so as to concentrate work in certain areas so as to minimize the amount of soil that is exposed at one time. Limit exposure of disturbed areas to the shortest time possible by revegetating disturbed areas as soon as possible. Soil stabilization-vegetative stabilization measures must be initiated whenever any clearing, grading, grubbing, excavating or other land disturbing activities have temporarily or permanently ceased on any portion of the site and will not resume for a period of fourteen (14) calendar days or more. The appropriate temporary or permanent vegetative practices shall be initiated immediately. For the purposes of this permit, "immediately" is to mean no later than the next day.

Permanent seeding is the use of perennial grass to stabilize the soil. The appropriate permanent vegetative practices must be implemented immediately. Use temporary seeding if time of year is not appropriate for permanent seeding. Prepare seed bed by pulverizing soil, fertilizing, seeding, and mulching. Inspect, repair and re-seed as needed. Acceptance or re-sowing will be based on the results of the subsequent growth and coverage of perennial grasses.

Sod stabilization, the most effective vegetative practice available, involves establishing long- term stands of grass with sod on exposed surfaces. Properly installed and maintained sodding can be more than 99% effective in reducing erosion.

Temporary erosion controls consisting of check dams, wattles, and mulching will be used to control erosion in side drains. Check dams can consist of wattles or stone and will be installed as directed by the engineer at no additional cost.

Check dams are small dams constructed across swales or drainage ditches to reduce flow velocity and erosion. The purpose of a check dam is to prevent erosion of the swale or drainage ditch. They are not used in streams. Check dams can be constructed of stone,

straw bales, or waddles. The check dam center must be at least six (6) inches lower than the outer edges to prevent erosion around the edges. The maximum spacing between dams should be such that the toe of the upstream dam is at the same elevation as the top of the downstream dam. Sediment will accumulate and should be removed from behind the check dams when it reaches one half the dam height. Erosion around dam edges should be corrected immediately, ensuring that the dam center is six (6) inches lower than the edges. In grass-lined ditches, grass must be established prior to dam removal. The dam site should be seeded and mulched or sodded, as needed. The use of check dams should be limited to small open channels that drain 10 acres or less.

Mulching is the placement of hay, grass, wood chips, straw, of synthetic material on the soil. Mulch holds moisture, dampens temperature extremes and retards erosion on steep slopes during seed establishment. Soils that cannot be seeded due to the season should be mulched to provide temporary protection.

**STRUCTURAL CONTROLS:** Riprap will be placed as shown on the plans. Silt fences will be installed as directed by the engineer to prevent sediment from leaving site at no additional cost.

Riprap outlet protection is placed at the outlet of culverts of channels to reduce the depth, velocity and energy of water so that the flow will not erode the receiving downstream reach.

Silt fences are used below small disturbed areas to capture sediment from sheet flow. Eight inches of fence should be buried in a trench about four inches deep and four inches wide. Silt fences that are not buried are improperly installed, have no useful function, are a waste of money, and could result in substantial fines. The maximum slope length behind a fence is 100 feet with maximum gradient two horizontal to one vertical (2:1). Under no circumstances should silt fences be installed across flowing streams. They may be placed in minor swales or ditch lines where the maximum contributing drainage area is no more than two acres. The fence must be maintained and the sediment removed when deposits reach one-half the fence height. After the fence is no longer needed, the area should be graded, seeded and mulched.

**PROHIBITED NON-STORM WATER DISCHARGES:**

- (A) Wastewater from washout of concrete (unless managed by an appropriate control)
- (B) Wastewater from washout and cleanout of stucco, paint, form release oils, curing compounds and other construction materials
- (C) Fuels, oils, or other pollutants used in vehicle and equipment operation and maintenance
- (D) Soaps or solvents used in vehicle and equipment washing
- (E) Wastewater from sanitary facilities, including portable toilets
- (F) Dewatering activities, including discharges from dewatering of trenches and excavations unless managed by BMPs.

**HOUSEKEEPING PRACTICES:** The contractor is to perform his responsibilities as outlined in section 107 of the Specifications which include equipment maintenance and repair, concrete chute wash off, trash/debris, storage of chemicals and other toxic materials, and sanitary facilities. Storm water pollution prevention best management practice techniques are to be applied throughout the construction of this project the cost of which is to be included in regular bid items.

**POST CONSTRUCTION CONTROLS MEASURES:** Upon completion of construction, vegetative growth along the roadway foreslopes will provide a buffer zone for loose material originating from the roadway. Ditch diversions reduce flow and velocity along the project. Vegetative growth on the backslopes provides a buffer zone for loose material originating beyond the backslope. Flatter grades and ditch treatments minimize erosion. Riprap ditches shown on the plans dissipate energy and reduce flow velocity.

#### **IMPLEMENTATION SEQUENCE**

The following sequence of construction activities to be followed:

1. Install silt fences and erosion checks
2. Construct box bridge
3. Construct roadway, embankment and side drains
4. Complete permanent seeding, sodding and mulching

#### **MAINTENANCE PLAN**

The contractor accompanied by the Engineer will inspect all disturbed areas, erosion, sediment control, and outfalls/discharge points after each significant rainfall but not less than once per week for a minimum of four inspections per month in accordance with ACT6, S-5. Record the results of this inspection on the "Monthly Inspection Report and Certification Form for Erosion and Sediment Controls" included with the permit. The monthly inspection reports and this SWPPP will be available for inspection during construction, and submitted to MDEQ with the Notice of Termination as required. The contractor shall make needed repairs to installed erosion control items weekly and after each significant rainfall as necessary. Along roadway slopes and ditches, contractor shall divert or store flows and otherwise limit runoff from exposed soils and areas. Best management practices are to be implemented as needed. This includes, but is not limited to, construction entrance/exit, silt fences, earth dikes, bush barriers, drainage swales, check dams, subsurface drainage, pipe slope drains, level spreaders, drain inlet protection, outlet protection, detention/retention basins, sediment traps, temporary sediment basins, or equivalent sediment controls.

Supplemental Specification  
**901-S-107-2**  
Material Pits and Quarries

OFFICE OF STATE AID ROAD CONSTRUCTION

MISSISSIPPI DEPARTMENT OF TRANSPORTATION

DATE: July 01, 2005

**SUBJECT: Material Pits:**

Section S-107- LEGAL RELATIONS AND RESPONSIBILITY TO PUBLIC; of the MISSISSIPPI STANDARD SPECIFICATIONS FOR STATE AID ROAD AND BRIDGE CONSTRUCTION 2004 EDITION is hereby amended as follows:

**901-S-107.23--Material Pits:** Delete the first and second paragraph on page 1-66 and replace with the following paragraphs:

Before a pit (quarry) is opened(area cleared or overburden disturbed), furnish to the County Engineer a letter from the Executive Director of the Department of Archives and History, P. O. Box 571, Jackson, Mississippi 39205 (telephone number 601/576-6850), stating that the pit site is satisfactory from an archaeological and historical standpoint. Additionally, the contractor will furnish the Engineer either a copy of the “ Notification of Exempt Operations” or a copy of the (permanent or temporary) Class II Permit approval from the Mississippi Department of Environmental Quality, Office of Geology.

For material pits located in Clarke, Covington, Forrest, George, Greene, Hancock, Harrison, Jackson, Jones, Lamar, Pearl River, Perry, Stone and Wayne Counties, the Contractor will be required to make special considerations regarding gopher tortoises. In addition to the normal required documentation associated with material pits, the Contractor shall, for each site used to obtain or dispose of materials associated with material pits located in these Counties, provide the Engineer with a letter from a qualified biologist certifying that the site was inspected prior to any clearing of vegetation or disposal of project materials and that the site is not inhabited by gopher tortoises, or appropriate avoidance measures have been installed. No individual lacking the proper State or Federal license shall touch or otherwise harass a gopher tortoise.

All costs involved in obtaining letters of clearance shall be born by the Contractor

Supplemental Specification  
**901-S-107-3**  
Permits, Licenses and Taxes

OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION

DATE: May 10, 2006

**SUBJECT: Permits, Licenses and Taxes:**

Section S-107-LEGAL RELATIONS AND RESPONSIBILITY TO PUBLIC, of the MISSISSIPPI STANDARD SPECIFICATIONS FOR STATE AID ROAD AND BRIDGE CONSTRUCTION 2004 EDITION is hereby amended as follows:

**901-S-107.02-Permits, Licenses and Taxes.** Delete in toto Subsection 107.02 on page 1-50, and substitute the following:

Except as provided in S-107.09, and S-107.22, the Contractor or Subcontractor shall procure all permits and licenses, pay all charges, fees, and taxes, and give all notices necessary and incidental to the due and lawful prosecution of the work. At any time during the life of this contract, State Aid may audit the Contractor's or Subcontractor's compliance with the requirements of this section.

The Contractor or Subcontractor is advised that the "Mississippi Special Fuel Tax Law", Section 27-55-501, et seq. and the Mississippi Use Tax Law, Section 27-67-1, et seq., Mississippi Code of 1972, Annotated, and their requirements and penalties apply to any contract or subcontract for construction, reconstruction, maintenance or repairs, for contracts or subcontracts entered into with the State of Mississippi, any political subdivision of the State of Mississippi, or any Department, Agency, Institute of the State of Mississippi or any political subdivision thereof.

The Mississippi State Tax Commission will be notified of the name and address of Contractors or any Subcontractors that are awarded State Aid contracts. The Contractor or Subcontractor will be subject one or more audits during the life of this contract to make certain that all applicable fuel taxes are being paid promptly as outlined in Section 27-55-501, et seq., Mississippi Code of 1972, Annotated, and any sales and/or use taxes, as outlined in Section 27-67-1, et seq., Mississippi Code of 1972, Annotated are being paid in compliance with the law.

Supplemental Specification  
**901-S-212-1**  
Agricultural Limestone

OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION

DATE: January 01, 2005

**SUBJECT:      Agricultural Limestone**

Section S-212-GROUND PREPARATION AND FERTILIZER, of the MISSISSIPPI STANDARD SPECIFICATIONS FOR STATE AID ROAD AND BRIDGE CONSTRUCTION 2004 EDITION is hereby amended as follows:

**901-S-212.07 -- Basis of Payment.** Insert the following paragraph before the first paragraph on page 2-37:

Agricultural limestone will be paid for at the contract unit price per ton. Grade " A " agricultural limestone with an equivalent neutralizing value (ENV), determined in accordance with Subsection 901-S-715-02.2.1.3, of between 60.0% and 62.9% will be paid for at half ( $\frac{1}{2}$ ) the contract price per ton. No payment will be made for Grade " A " agricultural limestone with and ENV less than 60.0%.

Delete the first pay item listed on page 2-37 and substitute the following:

**901-S-212-A:**      Agricultural Limestone

- per ton

## MISSISSIPPI DEPARTMENT OF TRANSPORTATION

SPECIAL PROVISION NO. 907-237-3

CODE: (SP)

DATE: 01/14/2010

SUBJECT: Wattles

Section 907-237, Wattles, is hereby added to and made a part of the 2004 Edition of the Mississippi Standard Specifications for Road and Bridge Construction as follows.

### SECTION 907-237 - WATTLES

907-237.01—Description. This work consists of furnishing, constructing and maintaining wattles for the retention of soil around inlets, swale areas, small ditches, sediment basins and other areas as necessary. Also, the work includes removing and disposing of the wattles and silt accumulations.

Measurement and payment for wattles will be made only when a pay item is included in the bid schedule of the proposal. The quantity is estimated for bidding purposes only and will be dependent upon actual conditions which occur during construction of the project.

907-237.02—Materials. Wattles used around inlets shall have a minimum diameter of twelve inches (12") and a length adequate to meet field conditions. Wattles used at other locations shall have a minimum diameter of twenty inches (20") and a length adequate to meet field conditions. The stakes used in securing the wattles in place shall be placed approximately three feet (3') apart throughout the length of the wattle. Stakes shall be wooden and of adequate size to stabilize the wattles to the satisfaction of the Engineer.

In addition to the requirements of this specifications, wattles shall be listed on the Department's "Approved Sources of Materials".

### 907-237.03—Construction Requirements.

907-237.03.1—General. The wattles shall be constructed at the locations and according to the requirements shown on the erosion control plan.

907-237.03.2—Maintenance and Removal. The Contractor shall maintain the wattles and remove and dispose of silt accumulations.

When the wattles are no longer needed, they shall be removed and the Contractor shall dispose of silt accumulations and treat the disturbed areas in accordance with the contract requirements.

907-237.04—Method of Measurement. Wattles of the size specified will be measured per linear foot.



907-237.05--Basis of Payment. Wattles, measured as prescribed above, will be paid for at the contract unit price per linear foot, which price shall be full compensation for installation, maintaining and removal of the wattles, the removal and disposal of silt accumulations and any required restoration of the disturbed areas.

Payment will be made under:

| 907-237-A: Wattles, Size

- per linear foot

## MISSISSIPPI DEPARTMENT OF TRANSPORTATION

| SPECIAL PROVISION NO. 907-247-2

CODE: (SP)

| DATE: 05/20/2014

SUBJECT: Temporary Stream Diversion

Section 907-247, Temporary Stream Diversion, is hereby added to and made a part of the 2004 Edition of the Mississippi Standard Specifications for Road and Bridge Construction as follows.

### SECTION 907-247 -- TEMPORARY STREAM DIVERSION

907-247-.01--Description. Temporary stream diversion shall consist of excavating, stockpiling excavated material, and constructing a stream diversion at a new/existing drainage structure. It shall also include preparation of the diversion stream's bottom and slopes in accordance with the erosion control drawings.

907-247-.02--Materials. Geotextiles of the type specified shall meet the requirements of Subsection 714.13. Riprap of the size specified shall meet the requirements of Section 705.

907-247-.03--Construction Requirements. Temporary stream diversion(s) will be constructed in accordance with the erosion control drawings.

During the excavation of the stream diversion, all excavated material shall be stockpiled and used to backfill the stream diversion when no longer needed. The stockpiled material shall be treated so the sediment runoff from the stockpile shall not contaminate surrounding areas or enter the nearby streams. If the Contractor elects not to stockpile and maintain suitable excavated material, other suitable material will be used to backfill the stream diversion at no additional costs to the State. Any excavated material that the Engineer deems to be unsatisfactory, will be removed from the project and replaced with suitable material when the stream diversion is backfilled.

907-247-.04--Method of Measurement. Temporary stream diversion will be measured per each. Stream diversions that are both left and right of a station number will not be measured separately and will be measured as one unit (each).

Payment for the disposal and replacement of the unsuitable excavated material during the construction of the stream diversion will be measured and payment made under the appropriate pay items.

907-247-.05--Basic of Payment. Temporary stream diversion, measured as prescribed above, will be paid for per each, which prices shall be full compensation for all excavation, backfill, geotextile fabric, pumps, pipe, sandbags, riprap, silt fence, maintenance of the installation, backfill after no longer needed, and for all labor, tools, equipment, and incidentals necessary to complete the work.

Payment will be made under:

907-247-A: Temporary Stream Diversion

- per each

Special Provision  
901-S-618-1  
Project No. ERBR-44(01)  
County: Lowndes

DATE: August 4, 2017

SUBJECT: SUPPLEMENT TO TRAFFIC CONTROL PLAN

The existing roadway from the B.O.P. Station 10+00 to the E.O.P. Station 16+00 shall be closed to thru traffic during the construction of the project. All signs shall be installed in accordance with the sign requirement. The Contractor shall provide access of local traffic to properties fronting the roadway at all times from one end of the construction area to the other.

The Contractor shall install and maintain signs and barricades as shown on the Traffic Control Plan on Sheet No.3 of the plans. There will be no trucks, equipment, or supplies parked or stored within close proximity of a traveled lane in use of public traffic except for vehicles or supplies actually engaged in the work when construction is in progress. The specific requirements of the Contractor's responsibilities are as required by Subsections S-104.04, S-105.15, S-107.07, and S-107.10; Sheet 3 of the plans; and Part VI of the MUTCD latest edition. The requirements of this sheet do not alter or in any way change the requirements of the foregoing or any other requirement of the contract, except as specifically stated herein as an alteration or change.

Within three weeks of a traffic related accident occurring within the limits of the project, the Contractor shall provide the County Engineer with a copy of an accident report for each accident. If analysis of the accident report by appropriate personnel reveals that corrective action is required, the Contractor shall proceed immediately with same.

Dale Rhodes is designated as the responsible person to insure the Contractor constructs, installs, and maintains the devices called for in the Traffic Control Plan. An inspection of the traffic control signs and devices shall be performed at periods not exceeding one week regardless of construction activity within the project. The Contractor will be required to immediately rectify any noted deficiencies.

Supplemental Specification  
**901-S-701-2**  
 Portland Cement

OFFICE OF STATE AID ROAD CONSTRUCTION  
 MISSISSIPPI DEPARTMENT OF TRANSPORTATION

DATE: May 10, 2006

SUBJECT: **Portland Cement**

Section S-701 - HYDRAULIC CEMENT, of the MISSISSIPPI STANDARD SPECIFICATIONS FOR STATE AID ROAD AND BRIDGE CONSTRUCTION 2004 EDITION is hereby amended as follows:

**901-S-701.01--Portland Cement.** Delete the third paragraph and table in Subsection 701.01 on page 7-9, and substitute the following:

When Portland cement concrete or cement for soil stabilization is exposed to moderate or severe soluble sulfates, or to seawater, cement types and replacement of cement by Class F fly ash (FA), ground granulated blast furnace slag (GGBFS), or metakaolin shall be as follows:

**Cementitious Materials for Soluble Sulfate Conditions**

Sulfate Exposure	Water-soluble sulfate (SO <sub>4</sub> ) in soil, % by mass	Sulfate (SO <sub>4</sub> ) in water, ppm	Cementitious material required
Negligible	0.00 - 0.10	0.0 - 150	- - -
Moderate and Seawater	0.10 - 0.20	150 - 1500	Type II*** cement, or Type I cement with one of the following replacements of cement: 25% Class F, FA, or 50% GGBFS, or 10% metakaolin
Severe	0.20 - 2.00	1500 - 10,000	Type II* cement with one of the following replacements of cement: 25% Class F, FA, or 50% GGBFS, or 10% metakaolin

\* Type I cement with a maximum 8% tricalcium aluminate may be used in lieu of Type II Cement.

\*\* Class F, FA or GGBFS may be added as a replacement for Portland cement in accordance with the proportions as listed in this table.

Class C fly ash shall not be used as a replacement for Portland cement in any of the sulfate exposure conditions listed above.

Supplemental Specification  
**901-S-714-1**  
Geotextile Certification

OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION

DATE: July 1, 2005

**SUBJECT:      Geotextile Certification:**

Section S-714 - MISCELLANEOUS MATERIALS; of the MISSISSIPPI STANDARD SPECIFICATION FOR STATE AID ROAD AND BRIDGE CONSTRUCTION 2004 EDITION is hereby amended as follows:

**901-S-714.13.10--Acceptance By Certification.** After the second sentence of Subsection S-714.13.10 on page 7-105 insert the following:

Additionally, at least one certified test report, as per S-700.05.2, for each manufacturer's lot shall be furnished to the Engineer by the Contractor at no additional cost to the project.

Supplemental Specification  
**901-S-714-2**

Miscellaneous Materials

OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION

DATE: May 10, 2006

SUBJECT: Miscellaneous Materials:

Section S-714-MISCELLANEOUS MATERIALS, of the MISSISSIPPI STANDARD SPECIFICATIONS FOR STATE AID ROAD AND BRIDGE CONSTRUCTION 2004 EDITION is hereby amended as follows:

Delete Subsection 714.07 on page 7-92 and substitute the following:

**901-S-714.07--Other Cementitious Materials:**

**901-S-714.07.1--Metakaolin:**

**901-S-714.07.1.1--Metakaolin--General:** Metakaolin shall only be used to bring the cementitious materials in Portland cement concrete and cement for soil stabilization into compliance with the requirements for cementitious materials exposed to soluble sulfate conditions. The approval of each metakaolin source shall be on a case by case basis as determined by the MDOT State Materials Engineer. Source approval will be based on, but not limited to, review of the proposed source's quality control program, production history, certified test reports, certification of shipment from the supplier, and job control sampling and testing requirements.

The Contractor shall provide suitable means for storing and protecting the metakaolin against dampness and contamination Metakaolin which has become partially set, caked, or contains lumps shall not be used.

The MDOT State Materials Engineer shall be notified in writing of the nature, amount and identity of any processing, or other additions made to the metakaolin during production.

Metakaolin from different sources shall not be mixed or used alternately in any one class of construction or structure without written permission from the Engineer. In addition to these requirements, metakaolin shall meet the following specific requirements.

**901-S-714.07.1.2--Specific Requirements:** Metakaolin shall meet the requirements of AASHTO Designation: M 295 Class N with the following modifications:

1. The sum of  $\text{SiO}_2$  +  $\text{Al}_2\text{O}_3$  +  $\text{Fe}_2\text{O}_3$  Shall be at least 85%. The Material Safety Data Sheet shall indicate the amount of crystalline silica, as measure by National Institute of Occupation Safety and Health (NIOSH) 7500 method, after removal of the mica interference, is less than 1.0%.
2. The loss on ignition shall be less than 3.0%.
3. The available alkalies, as equivalent  $\text{Na}_2\text{O}$ , shall not exceed 1.0%.
4. The amount of material retained on the No. 325 Mesh sieve shall not exceed 1.0%.
5. The strength activity index at seven (7) days shall be at least 85%.

Supplemental Specification  
**901-S-715-2**  
Agricultural Limestone

OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION

DATE: August 25, 2005

SUBJECT:     **Agricultural Limestone**

Section S-715-ROADSIDE DEVELOPMENT MATERIALS of the MISSISSIPPI STANDARD SPECIFICATIONS FOR STATE AID ROAD AND BRIDGE CONSTRUCTION 2004 EDITION is hereby amended as follows:

**901-S-715.02.2.1.1 -- Screening Requirements**. Delete the first sentence of Subsection S-715.02.2.1.1 on page 7-109 and substitute the following:

Grade “ A” liming material, including ground shells, shall not have less than 90% of the material passing the No. 10 sieve, and not less than 47.5% passing the No. 6 sieve.

Delete Subsection S-715.02.2.1.2 on page 7-109 and substitute the following:

**901-S-715.02.2.1.2 -- Calcium Carbonate Equivalent**. Grade “ A” liming material shall not have less than 85.5% calcium and magnesium carbonate calculated as calcium carbonate equivalent when expressed on a dry weight basis.

Marl or chalk liming material shall not have less than 70% calcium and magnesium carbonate calculated as calcium carbonate equivalent when expressed on a dry weight basis.

**901-S-715.02.2.1.3 -- Neutralizing Values**. Grade “ A” liming material shall have a minimum equivalent neutralizing value (ENV) of 63.0%, which is determined as follows:

$$\text{ENV} = \text{Fineness Value} \times \text{Assay}(\%)$$

Where Fineness value =  $((\% \text{ Passing \#10} - \% \text{ Passing \#60}) \times \frac{1}{2}) + \% \text{ Passing No. 60}$ , expressed as a whole number.

Assay = % calcium carbonate equivalent

Supplemental Specification  
**901-S-804-1**  
Concrete Bridges And Structures

OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION

DATE: May 5, 2006

**SUBJECT: Concrete Bridges And Structures:**

Section S-804 - CONCRETE BRIDGES AND STRUCTURES; of the MISSISSIPPI STANDARD SPECIFICATIONS FOR STATE AID ROAD AND BRIDGE CONSTRUCTION 2004 EDITION is hereby amended as follows:

**901-S-804.02.1-General.** Add the following materials to the list of materials in Subsection 804.02.01 on page 8-51.

Ground Granulated Blast Furnace Slag (GGBFS) . . . . . S-714.06  
Metakaolin . . . . . 901-S-714.07.01

**901-S-804.02.10-Portland Cement Concrete Mix Design.** Change Note \*\*\*\*\* of Subsection S-804.02.10 on page 8-56 as follows:

\*\*\*\*\* Class DS Concrete for drilled shafts shall have an 8± 1-inch slump. In the event of free fall method of concrete placement is used, the slump shall be 6± 1 inch.

Delete the last paragraph of Subsection S-804.02.10 on page 8-57 and substitute the following:

Either Type A, D, F, G or mid-range chemical admixture shall be used in all classes of concrete. Any combination of water reducing admixtures shall be approved by the Engineer before their use.

**901-S-804.05-Basis of Payment.** Add "901" prefix to the pay items listed on page 8-108.



**OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION**

**AFFIDAVIT**

(To be Executed in Duplicate)

State of Mississippi  
County of Jones

I, Andrew B Tanner (Name of person signing affidavit), individually, and in my capacity as Vice President (Title) of Tanner Construction Co., Inc. (Name of Firm, Partnership, or Corporation) being duly sworn, on oath, do depose and say as follows:

That Tanner Construction Co., Inc. (Name of Firm, Partnership, or Corporation), Bidder on Project No. ERBR-44(01) in Louises County, Mississippi has not either directly or indirectly entered into any agreement, participated in any collusion; or otherwise taken any action in restraint of free competitive bidding in connection with this contract; nor have any of its officers, partners, employees, or principal owners.

Further, being duly sworn or under penalty of perjury under the laws of the United States and the State of Mississippi; certifies that, except as noted below, the company or any person associated therewith in the capacity of owner, partner, director, manager, auditor, or any position involving the administration of federal funds:

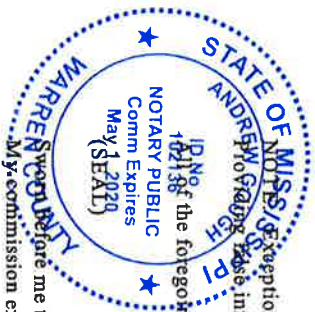
- (a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency;
- (b) Have not within a three-year period preceding this proposal been convicted of or had a civil judgement rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;
- (c) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State or local) with commission of any of the offenses enumerated in Item (b) of this subsection; and
- (d) Have not within a three-year period preceding this application/proposal had one or more public transactions (Federal, State or local) terminated for cause or default.

Initial here " " if exceptions are attached and made a part thereof. Any exceptions shall address to whom it applies, initiating agency and dates of such action.

The Bidder shall provide immediate written notice to the Board of Supervisors and the State Aid Engineer at any time, prior to or after award, that it is known a certification was erroneous when executed or has become erroneous by reason of changed circumstances.

NOTES: Exceptions will not necessarily result in denial of award but will be considered in determining bidder responsibility. Providing false information may result in criminal prosecution or administrative sanctions.

One of the foregoing and attachments (when indicated) are true and correct.



Signature: Andrew B Tanner  
Title: Vice President  
Notary Public: Paul Lee  
My commission expires 5-1-2020 day of June 20 19

NOTE: **FAILURE TO PROPERLY SIGN AND NOTARIZE THIS AFFIDAVIT WILL DISQUALIFY THE BID.**

**OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION**

**AFFIDAVIT**

(To be Executed in Duplicate)

State of Mississippi  
County of Jones

I, Andrew B. Tanner (Name of person signing affidavit), individually, and in my

capacity as Vice President (Title) of Tanner Construction Co., Inc.  
(Name of Firm, Partnership, or Corporation) being duly sworn, on oath, do depose and say as follows:

That Tanner Construction Co., Inc. (Name of Firm, Partnership, or Corporation), Bidder  
on Project No. ERBR-44(b1) in Lovhades County, Mississippi has not either directly

or indirectly entered into any agreement, participated in any collusion; or otherwise taken any action in restraint of free competitive bidding in connection with this contract; nor have any of its officers, partners, employees, or principal owners.

Further, being duly sworn or under penalty of perjury under the laws of the United States and the State of Mississippi; certifies that, except as noted below, the company or any person associated therewith in the capacity of owner, partner, director, manager, auditor, or any position involving the administration of federal funds:

- (a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency;
- (b) Have not within a three-year period preceding this proposal been convicted of or had a civil judgement rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;
- (c) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State or local) with commission of any of the offenses enumerated in Item (b) of this subsection; and
- (d) Have not within a three-year period preceding this application/proposal had one or more public transactions (Federal, State or local) terminated for cause or default.

Initial here " " if exceptions are attached and made a part thereof. Any exceptions shall address to whom it applies, initiating agency and dates of such action.

The Bidder shall provide immediate written notice to the Board of Supervisors and the State Aid Engineer at any time, prior to or after award, that it is known a certification was erroneous when executed or has become erroneous by reason of changed circumstances.

NOTICE: Exceptions will not necessarily result in denial of award but will be considered in determining bidder responsibility. Providing false information may result in criminal prosecution or administrative sanctions.



Signature: Andrew B. Tanner

Sworn before me this 17 day of June 2019 Title: Vice President  
My commission expires 5-1-2020 Notary Public: And Bst

NOTE: FAILURE TO PROPERLY SIGN AND NOTARIZE THIS AFFIDAVIT WILL DISQUALIFY THE BID.

EEV Certification  
REV. 06-12

MISSISSIPPI DEPARTMENT OF TRANSPORTATION  
OFFICE OF STATE AID ROAD CONSTRUCTION

CONTRACTOR EEV CERTIFICATION AND AGREEMENT

Project No: ERRR-44(01)

County: Lauderdale

By executing this Certification and Agreement, the undersigned verifies its compliance with Senate Bill 2988 from the 2008 Mississippi Legislative Session, "Mississippi Employment Protection Act," as published in Laws, 2008 and codified in the Mississippi Code of 1972, as amended, and any rules or regulations promulgated by Office of State Aid Road Construction, Department of Employment Security, State Tax Commission, Secretary of State, and Department of Human Services in accordance with the Mississippi Administrative Procedures Law (Section 25-43-1 et seq., Mississippi Code of 1972, as amended), stating affirmatively that the individual, firm, or corporation which is contracting with the County and the Office of State Aid Road Construction has registered with and is participating in a federal work authorization program\* operated by the United States Department of Homeland Security to electronically verify information of newly hired employees pursuant to the Immigration Reform and Control Act of 1986, Pub.L. 99-603, 100 Stat 3359, as amended. The undersigned agrees to inform the Office of State Aid Road Construction if the undersigned is no longer registered or participating in the program.

The undersigned agrees that, should it employ or contract with any subconsultant(s) and/or subcontractor(s) in connection with the performance of this Contract, the undersigned will secure from such subconsultant(s) and/or subcontractor(s) verification of compliance with the Mississippi Employment Protection Act. The undersigned further agrees to maintain records of such compliance and provide a copy of each such verification to the Office of State Aid Road Construction, if requested, for the benefit of the County and the Office of State Road Construction or this Contract.

701207

EEV\* Company Identification Number [Required]

The undersigned certifies that the above information is complete, true and correct to the best of my knowledge and belief. The undersigned acknowledges that any violation may be subject to the cancellation of the contract, ineligibility for any state or public contract for up to three (3) years, the loss of any license, permit, certificate or other document granted by any agency, department or government entity for the right to do business in Mississippi for up to one (1) year, or both, any and all additional costs incurred because of the contract cancellation or the loss of any license or permit, and may be subject to additional felony prosecution for knowingly or recklessly accepting employment for compensation from an unauthorized alien as defined by 8 U.S.C §1324a(b)(3), said action punishable by imprisonment for not less than one (1) year nor more than five (5) years, a fine of not less than One Thousand Dollars (\$1,000.00) nor more than Ten Thousand Dollars (\$10,000.00), or both, in addition to such prosecution and penalties as provided by Federal law.

BY: Andrew B. Tanner

Date

6-17-19

Authorized Officer or Agent

Printed Name of Authorized Officer or Agent Andrew B. Tanner

Title of Authorized Officer or Agent of Contractor Vice President

SWORN TO AND SUBSCRIBED before me on this the 17 day of June, 2019.



NOTARY PUBLIC

April Pelt

My Commission Expires: 5-1-2020

\* As of the effective date of the Mississippi Employment Protection Act, the applicable federal work authorization program is E-Verify™ operated by the U. S. Citizenship and Immigration Services of the U.S. Department of Homeland Security, in conjunction with the Social Security Administration.



SECTION 902

PROPOSAL

Date 6-17-19

Proposal of Tanner Construction Co., Inc.  
of P.O. Box 460  
Ellisville, MS 39437

for constructing the following designated project within the time hereinafter specified.

The Plans are composed of drawings and blue prints on file in the offices of the Chancery Clerk of Louwdes  
County at Columbus Mississippi.

The Specifications are the currently approved Standard Specifications of the Office of State Aid Road Construction of the Mississippi Department of Transportation and the Federal Highway Administration, except where superseded or amended by Special Provisions and Revisions of the Specifications attached hereto and made a part thereof.

Board of Supervisors

Louwdes County, Columbus Mississippi

Sirs: The following is made on behalf of Tanner Construction Co., Inc.  
P.O. Box 460  
Ellisville, MS 39437

(Names and addresses of those interested)

and no others. Evidence of my (our) authority to submit the Proposal is hereby furnished. The Proposal is made without collusion on the part of any person, firm or corporation. I (we) certify that I (we) have carefully examined the Plans, and the Specifications, including the Special Provisions and Revisions herein, and have personally examined the site of the work. On the basis of the Specifications, Special Provisions, Revisions and Plans I (we) propose to furnish all necessary machinery, tools, apparatus and other means of construction and do all the work and furnish all the materials in the manner specified. I (we) understand that the quantities mentioned below are approximate only and are subject to either increase or decrease, and hereby propose to perform any increased or decreased quantities of work at the unit prices bid.

The following is my (our) itemized Proposal:

**SECTION 902-Proposal (Continued)**

In the event of award of the Contract to me (us) under this Proposal, I (we) contemplate the sub-contracting of the following items, to the persons or firms named after each item in accordance with Special Provisions providing for the sub-contracting attached hereto if such sub-contracting thereof is approved by the Board of Supervisors and the State Aid Engineer. In the event of disapproval of such sub-contracting, I (we) agree to perform such item or items of work with my (our) own organization, in full compliance with all applicable terms of this Proposal.

NOTE: Bidder will insert below a list of the specific Pay Items and Quantities thereof which he proposes to sub-contract, and the names and addresses of the persons or firms to whom he proposes to sub-contract each item.

Pay Item No. 5-68-A: 1 lump sum Maintenance of Traffic  
(quantity) (description)  
to Traffic Maintenance Service of Columbus, MS

Pay Item No. _____	_____	_____	_____
	<small>(quantity)</small>		<small>(description)</small>
to _____	_____	_____	_____
	<small>(quantity)</small>		<small>(description)</small>
Pay Item No. _____	_____	_____	_____
	<small>(quantity)</small>		<small>(description)</small>
to _____	_____	_____	_____
	<small>(quantity)</small>		<small>(description)</small>
Pay Item No. _____	_____	_____	_____
	<small>(quantity)</small>		<small>(description)</small>
to _____	_____	_____	_____
	<small>(quantity)</small>		<small>(description)</small>
Pay Item No. _____	_____	_____	_____
	<small>(quantity)</small>		<small>(description)</small>
to _____	_____	_____	_____
	<small>(quantity)</small>		<small>(description)</small>
Pay Item No. _____	_____	_____	_____
	<small>(quantity)</small>		<small>(description)</small>
to _____	_____	_____	_____
	<small>(quantity)</small>		<small>(description)</small>

I hereby certify that the persons or firms are named above as sub-contractors with the knowledge and consent of the persons or firms named.

Signed Andrew B. Tanner  
By Andrew B. Tanner, Vice President

In the event of the award of this contract to the above named bidder, for the performance of the work, and in the further event that the sub-contractor(s) named herein are approved by the Board of Supervisors and the State Aid Engineer, the sub-contractor or sub-contractors shall execute the following:

I (we) hereby certify that the use of our names as sub-contractors on the above items, was and is with our knowledge and consent.

_____	20	_____
_____	20	_____
_____	20	_____
_____	20	_____

For the construction of: BOX BRIDGE AND APPROACHES on 0.113 mile(s) of county road known as EAST LINDSEY FERRY ROAD in Lowdes County, Mississippi under Emergency Road and Bridge Repair Project No. ERBR-44 (01).

I (We) agree to complete the entire project within 100 working days.

\*\*\*SPECIAL NOTICE TO BIDDERS\*\*\*

BIDS WILL NOT BE CONSIDERED UNLESS BOTH UNIT PRICES AND ITEM TOTALS ARE ENTERED

Ref. No.	Pay Item No.	Description	Approx. Quantity	Unit	Unit Price		Item Total	
					Dollars	Cents	Dollars	Cents
<b>Roadway Items</b>								
1	S-200-A	MOBILIZATION	Lump Sum	LS	XXXXXXXXXXXX	XXXXXX	30,000	00
2	S-201-A	CLEARING AND GRUBBING	Lump Sum	LS	XXXXXXXXXXXX	XXXXXX	55,000	00
3	S-202-B	REMOVAL OF BRIDGE @ (STA. 12+87)	1.000	UN	37,000	00	37,000	00
4	S-203-A	UNCLASSIFIED EXCAVATION (FM)	765.000	CY	6	45	4,934	25
5	S-203-H	EXCESS EXCAVATION (FM)	3,106.000	CY	6	80	21,120	80
6	S-304-A	GRANULAR MATERIAL (LVM), (CLASS 3, GROUP B)	626.000	CY	26	20	16,401	20
7	S-617-A	RIGHT-OF-WAY MARKERS (TYPE II)	12.000	EA	185	00	2,220	00
8	S-618-A	MAINTENANCE OF TRAFFIC	Lump Sum	LS	XXXXXXXXXXXX	XXXXXX	3,000	00
9	S-618-B	ADDITIONAL CONSTRUCTION SIGNS	0.000	SF	10	00	0	00
10	907-247-A	TEMPORARY STREAM DIVERSION	1.000	EA	5,000	00	5,000	00
Subtotal Roadway Items							174,676	25
<b>Erosion Control Items</b>								
11	S-212-A	AGRICULTURAL LIMESTONE	2.660	TON	300	00	798	00
12	S-212-B	COMMERCIAL FERTILIZER (13:13:13)	1.330	TON	500	00	665	00
13	S-214-A	SEEDING	1.330	AC	2,200	00	2,926	00
14	S-215-A	VEGETATIVE MATERIALS FOR MULCH	3.990	TON	400	00	1,596	00
15	S-233-A	TEMPORARY SILT FENCE	1,000.000	LF	4	00	4,000	00
16	S-815-A	LOOSE RIPRAP, 200 LB.	840.000	TON	50	00	42,000	00
17	907-237-A	WATTLES, 20	80.000	LF	7	00	560	00
Subtotal Erosion Control Items							52,545	00
18	901-S-804-B	BOX BRIDGE CONCRETE, CLASS "BB"	225.050	CY	685	00	149,656	25

PROJECT NO. ERBR-44 (01)  
LOWNDES COUNTY, MISSISSIPPI

Ref. No.	Pay Item No.	Description	Approx. Quantity	Unit	Unit Price		Item Total
					Dollars	Cents	
19	S-805-A	REINFORCEMENT	35,509.000	LB	1	10	
					Dollars	Cents	
					Dollars	Cents	
					Subtotal Box Bridge Items		179,716 15
					Total Bid		406,937 40



SECTION 902 - Proposal (Continued)

I (we) further propose to perform all "force account or extra work" that may be required of me (us) on the basis provided in the Specifications and to give such work my (our) personal attention in order to see that it is economically performed.

I (we) further propose to execute the attached contract agreement (Section 903) as soon as the work is awarded to me (us), and to begin and complete the work within the time limit provided for in the Specifications and Notice to Contractors. I (we) also propose to execute the attached contract bond (Section 904) in an amount not less than one hundred (100) per cent of the total of my (our) bid. This bond shall not only serve to guarantee the completion of the work on my (our) part, but also to guarantee the excellence of both workmanship and materials until the work is finally accepted.

I (we) enclose a certified check (bid bond) for 5% (\$ Amt Bid) Dollars and hereby agree that in case of my (our) failure to execute the contract and furnish bond with FIFTEEN (15) days after notice of award, the amount of this check (bid bond) will be forfeited to the County of Lauderdale, State of Mississippi, as liquidated damages arising out of my (our) failure to execute the contract as proposed. It is understood that in case I am (we are) not awarded the work, the check will be returned as provided in the Specifications.

Respectfully submitted,

Andrew B. Tanner Signed

By Andrew B. Tanner

Title Vice President

Address 102 Ellisville Blvd  
Laurel, MS 39440

Date June 17th, 20 19

(To be filled in if a corporation)

Our corporation is chartered under the Laws of the State of Mississippi and the names, titles and business addresses of the executives are as follows:

<u>Gary C. Tanner</u>	<u>102 Ellisville Blvd, Laurel MS 39440</u>
President	Address
<u>Lorrie Tanner</u>	<u>102 Ellisville Blvd, Laurel MS 39440</u>
Secretary	Address
<u>Lorrie Tanner</u>	<u>102 Ellisville Blvd, Laurel MS 39440</u>
Treasurer	Address





# AIA<sup>®</sup> Document A310<sup>™</sup> – 2010

## Bid Bond

**CONTRACTOR:**

*(Name, legal status and address)*  
Tanner Construction Company, Inc.  
P. O. Box 460  
Ellisville, MS 39437

**SURETY:**

*(Name, legal status and principal place of business)*  
Western Surety Company  
151 N. Franklin Street  
Chicago, IL 60606

**OWNER:**

*(Name, legal status and address)*  
Lowndes County Board of Supervisors  
P.O. Box 1365  
Columbus, MS 39701

**BOND AMOUNT:** Five Percent (5%) of the Amount Bid-----

This document has important legal consequences. Consultation with an attorney is encouraged with respect to its completion or modification. Any singular reference to Contractor, Surety, Owner or other party shall be considered plural where applicable.

**PROJECT:**

*(Name, location or address, and Project number, if any)*

**Project No. ERBR-44(01)**

**0.113 Miles of Box Bridge and Approaches on East Lindsey Ferry Road**

**Lowndes County, Mississippi**

The Contractor and Surety are bound to the Owner in the amount set forth above, for the payment of which the Contractor and Surety bind themselves, their heirs, executors, administrators, successors and assigns, jointly and severally, as provided herein. The conditions of this Bond are such that if the Owner accepts the bid of the Contractor within the time specified in the bid documents, or within such time period as may be agreed to by the Owner and Contractor, and the Contractor either (1) enters into a contract with the Owner in accordance with the terms of such bid, and gives such bond or bonds as may be specified in the bidding or Contract Documents, with a surety admitted in the jurisdiction of the Project and otherwise acceptable to the Owner, for the faithful performance of such Contract and for the prompt payment of labor and material furnished in the prosecution thereof, or (2) pays to the Owner the difference, not to exceed the amount of this Bond, between the amount specified in said bid and such larger amount for which the Owner may in good faith contract with another party to perform the work covered by said bid, then this obligation shall be null and void, otherwise to remain in full force and effect. The Surety hereby waives any notice of an agreement between the Owner and Contractor to extend the time in which the Owner may accept the bid. Waiver of notice by the Surety shall not apply to any extension exceeding sixty (60) days in the aggregate beyond the time for acceptance of bids specified in the bid documents, and the Owner and Contractor shall obtain the Surety's consent for an extension beyond sixty (60) days.

If this Bond is issued in connection with a subcontractor's bid to a Contractor, the term Contractor in this Bond shall be deemed to be Subcontractor and the term Owner shall be deemed to be Contractor.

When this Bond has been furnished to comply with a statutory or other legal requirement in the location of the Project, any provision in this Bond conflicting with said statutory or legal requirement shall be deemed deleted herefrom and provisions conforming to such statutory or other legal requirement shall be deemed incorporated herein. When so furnished, the intent is that this Bond shall be construed as a statutory bond and not as a common law bond.

Signed and sealed this      **17th**      day of      **June**      ,      **2019**

**Tanner Construction Company, Inc.**

*(Contractor as Principal)*

*(Seal)*

*(Witness)*

*(Title)*

**Andrew B. Tanner, Vice President**

**Western Surety Company**

*(Surety)*

*(Seal)*

*(Witness)*

*(Title)*

**Dewey B. Mason, Attorney-In-Fact  
MS Resident Agent**

Init.

# Western Surety Company

## POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

**Know All Men By These Presents**, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

**John B Sneed, Patrick Thomas Mason, Lisa R Butler, Joseph Russell Beattie, Individually, of Gulfport, MS**  
**Jim E Brashier, Troy P Wagener, Loren Richard Howell, Jr, Kathleen Scarborough, Dewey B Mason, Susan Skremetta, Individually, of Biloxi, MS**  
**Ross Bell, Richard Teb Jones, Mary J Norval, David Robin Forenberry, Kim Barthum, Individually, of Hattiesburg, MS**  
**Sharon Tuten, Chris Boone, Individually, of Jackson, MS**  
**John Nance, Individually, of Tupelo, MS**  
**Andrew P Underwood, Individually, of Mobile, AL**

its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

### - In Unlimited Amounts -

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney, pursuant to the authority hereby given, are hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law printed on the reverse hereof, duly adopted, as indicated, by the shareholders of the corporation.

**In Witness Whereof**, WESTERN SURETY COMPANY has caused these presents to be signed by its Vice President and its corporate seal to be hereto affixed on this 20th day of May, 2019.



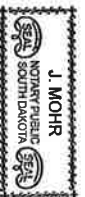
*Paul T. Bruflat*  
Paul T. Bruflat, Vice President

State of South Dakota }  
County of Minnehaha } ss

On this 20th day of May, 2019, before me personally came Paul T. Bruflat, to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is the Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

My commission expires

June 23, 2021



*J. Mohr*  
J. Mohr, Notary Public

### CERTIFICATE

I, L. Nelson, Assistant Secretary of WESTERN SURETY COMPANY do hereby certify that the Power of Attorney hereinabove set forth is still in force, and further certify that the By-Law of the corporation printed on the reverse hereof is still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said corporation this 17th day of June, 2019.



WESTERN SURETY COMPANY

*L. Nelson*  
L. Nelson, Assistant Secretary

**Authorizing By-Law**

**ADOPTED BY THE SHAREHOLDERS OF WESTERN SURETY COMPANY**

This Power of Attorney is made and executed pursuant to and by authority of the following By-Law duly adopted by the shareholders of the Company.

Section 7. All bonds, policies, undertakings, Powers of Attorney, or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, and Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys in Fact or agents who shall have authority to issue bonds, policies, or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile.

### **Proposal Guaranty**

Insert here or attach hereto certified check or Proposal Guaranty Bond in the amount as required in the Notice to Contractors.

Each agent representing such Surety Company must file with the contracting county his power of attorney duly executed by said Surety Company.

# MISSISSIPPI DEPARTMENT OF TRANSPORTATION

SECTION 903

## CONTRACT

(Rev. 03-11-2010)

CONTRACT FOR \_\_\_\_\_

LOCATED IN THE COUNTY OF \_\_\_\_\_

STATE OF MISSISSIPPI

COUNTY OF \_\_\_\_\_

This contract entered into by and between the Board of Supervisors of \_\_\_\_\_  
County, Mississippi, on the one hand, and the  
undersigned contractor, on the other, witnesseth:

That in consideration of the payment by the Board of Supervisors of the prices set out in the proposal hereto attached, to the undersigned contractor, such payment to be made in the manner and at the time or times specified in the specifications and the special provisions, if any, the undersigned contractor hereby agrees to accept the prices stated in the proposal in full compensation for the furnishing of all materials and equipment and the executing of all the work contemplated in this contract.

It is understood and agreed that the advertising according to law, the notice to contractors, the instructions to bidders, the proposal for the contract, the specifications, the revisions of the specifications, the special provisions, and also the plans for the work herein contemplated, said plans showing more particularly the details of the work to be done, shall be held to be, and are hereby made a part of this contract by specific reference thereto and with like effect as if each and all of said instruments had been set out fully herein in words and figures.

It is further agreed that for the same consideration the undersigned contractor shall be responsible for all loss or damage arising out of the nature of the work aforesaid, or from the action of the elements, and unforeseen obstructions or difficulties which may be encountered in the prosecution of the same and for all risks of every description connected with the work for faithfully completing the whole work in good and workmanlike manner according to the approved Plans, Specifications, Special Provisions and requirements of the Board of Supervisors and the State Aid Engineer.

It is further agreed that the work shall be done under the direct supervision and to the complete satisfaction of the County Engineer, or his authorized representatives, subject to inspection at all times and approval by the State Aid Engineer, and when Federal Funds are involved, by the Federal Highway Administration, or their agents as the case may be, in accordance with those Acts of the Legislature of the State of Mississippi approved by the Governor and such rules and regulations issued pursuant thereto by the State Aid Engineer of the Mississippi Department of Transportation Authorized Federal Agencies.

The Contractor agrees that all labor as outlined in the Special Provisions will be secured from list furnished by

It is agreed and understood that each and every provision of law and clause required by law to be inserted in this, contract shall be deemed to be inserted herein and this contract shall be read and enforced as though it were included herein and, if through mere mistake or otherwise any such provision is not inserted, or is not correctly inserted, then upon the application of either party hereto, the contract shall forthwith be physically amended to make such insertion.

The Contractor agrees that he has read each and every clause of this Contract, and fully understands the meaning of same and that he will comply with all the terms, covenants and agreements therein set forth.

Witness our signatures this the \_\_\_\_\_ day of \_\_\_\_\_ 20 \_\_\_\_

(1) \_\_\_\_\_ APPROVED \_\_\_\_\_ 20 \_\_\_\_  
Contractor(s)

By \_\_\_\_\_ (3) \_\_\_\_\_  
State Aid Engineer

TITLE \_\_\_\_\_  
Signed and Sealed in the presence of:  
(names and addresses of witnesses) APPROVED \_\_\_\_\_ 20 \_\_\_\_

(1) \_\_\_\_\_ (4) TRANSPORTATION COMMISSION OF THE  
STATE OF MISSISSIPPI (Approval of the  
Commission not Required when no Federal Funds are  
involved.)

(2) BOARD OF SUPERVISORS \_\_\_\_\_  
\_\_\_\_\_ County

By \_\_\_\_\_ By \_\_\_\_\_  
President Executive Director

Award authorized by the Board of Supervisors of \_\_\_\_\_  
County in session on the \_\_\_\_\_ Day of \_\_\_\_\_ 20 \_\_\_\_  
Minute Book No. \_\_\_\_\_, Page no. \_\_\_\_\_.

# MISSISSIPPI DEPARTMENT OF TRANSPORTATION

SECTION 904

## CONTRACT BOND (Rev. 03-11-2010)

CONTRACT BOND FOR \_\_\_\_\_

LOCATED IN THE COUNTY OF \_\_\_\_\_

STATE OF MISSISSIPPI

COUNTY OF \_\_\_\_\_

Know all men by these presents: that we, \_\_\_\_\_  
Principal, a \_\_\_\_\_ residing at \_\_\_\_\_  
in the State of \_\_\_\_\_ and \_\_\_\_\_  
residing at \_\_\_\_\_ in the State of \_\_\_\_\_  
authorized to do business in the State of Mississippi, under the laws thereof, as surety, are held and  
firmly bound unto the Board of Supervisors of \_\_\_\_\_ County,  
State of Mississippi, in the Penal sum of \_\_\_\_\_  
(\$ ) \_\_\_\_\_ Dollars, lawful money of the United States of America. to be paid  
to it for which payment well and truly to be made, we bind ourselves, our heirs, administrators,  
successors, or assigns jointly and severally by these presents.

Signed and sealed this the \_\_\_\_\_ day of \_\_\_\_\_ A. D., 20 \_\_\_\_\_.

The conditions of this bond are such, that whereas the said \_\_\_\_\_

principal, has (have) entered into a contract with the Board of Supervisors of \_\_\_\_\_  
County of the State of Mississippi, bearing the date of \_\_\_\_\_ day of \_\_\_\_\_

A. D., 20 \_\_\_\_\_ hereto annexed, for the construction of certain highways in the  
said county as mentioned in said contract in accordance with the plans, specifications and special  
provisions therefor, on file in the office of the Chancery Clerk of the county and state herein named.

Now, therefore, if the above bounden \_\_\_\_\_  
in all things shall stand to and abide by and well and truly observe, do, keep and perform all and  
singular the terms, covenants, conditions, guarantees and agreements in said contract, contained on  
his (their) part to be observed, done, kept and performed and each of them, at the time and in the  
manner and form and furnish all of the material and equipment specified in said contract in strict  
accordance with the terms of said contract which said plans, specifications and special provisions  
are included in and form a part, of said contract and shall maintain, the said work contemplated until



its final completion and acceptance as specified in the currently approved specifications, and save harmless said Board of Supervisors from any loss or damage arising out of or occasioned by the negligence, wrongful or criminal act, overcharge, fraud, or any other loss or damage whatsoever, on the part of said principal(s), his (their) agents, servants, or employees in the performance of said work or in any manner connected therewith, an shall be liable and responsible in a civil action instituted by the Board of Supervisors at the instance of the State Aid Engineer or any officer of the said county authorized in such cases, for double any amount in money or property, the Board of Supervisors may lose or be overcharged or otherwise defrauded of, by reason of any wrongful or criminal act, if any, of the Contractor(s), his (their) agents, or employees, and shall promptly pay the said agents, servants and employees and all persons furnishing labor, material, equipment or supplies therefor, including premiums incurred, for Surety Bonds, Liability Insurance, and Workmen's Compensation Insurance; with the additional obligation that such Contractor shall promptly make payment of all taxes, licenses, assessments, contributions, damages, penalties and interest thereon, when and as the same may be due this State, or any county, municipality, board, department Commission or political Subdivision; in the course of the performance of said work, and in accordance with Sections 31-5-51 et seq. of the Mississippi Code of 1972, and other State statutes applicable thereto, and shall carry out to the letter and to the satisfaction of both the Board of Supervisors of the aforesaid county and the State Aid Engineer all, each and every one of the stipulations, obligations, conditions, covenants and agreements and terms of said contract in accordance with all terms thereof and all of the expense and cost and Attorney's fees that may be incurred in the enforcement of the performance of said contract, or in the enforcement of the conditions and obligations of this bond, then this obligation shall be null and void, otherwise to be and remain in full force and virtue.

Witness our signatures this the \_\_\_\_\_ day of \_\_\_\_\_ A. D., 20 \_\_\_\_\_

_____ (CONTRACTORS) Principal	_____ SURETY
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By: _____	By: _____ (Signature) ATTORNEY IN FACT.
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TITLE _____ (Contractor's Seal)	_____
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\_\_\_\_\_  
Name and address of MS agent or qualified non-resident agent

(Surety Seal)

## BOARD OF SUPERVISORS

Lowndes County

Bill Bringham District 2 John Holliman District 3

Jeff Smith District 4 Leroy Brooks District 5

Harry Sanders District 1  
*President*