

SECTION D

EXHIBIT A

BID FORM/SCHEDULE OF VALUES

BID 20-957 Poe Springs Boardwalk Improvements Project No. 6170050

Date: 6-16-2002

Board of County Commissioners
Alachua County, Florida
Gainesville, Florida

Dear Commissioners:

The undersigned, as Bidder, hereby declares that he has examined the site of the Work and informed himself fully in regard to all conditions pertaining to the place where the Work is to be done, and that he has examined the plans and Specifications for the Work and comments hereto attached. The Bidder further declares that the only persons, company or parties interested in this Bid or the contract to be entered into, as principals, are named herein; that this Bid is made without connection with any other person, company or parties making a Bid; and it is in all respects fair and in good faith and without collusion or fraud.

The Bidder proposes and agrees, if this Bid is accepted, to contract with Alachua County, Florida, through the Board of County Commissioners, Gainesville, Florida, in the form of contract specified, to furnish all necessary materials, equipment, machinery, tools, apparatus, means of transportation, labor and service necessary to complete the work covered by the Bid and Contract Documents for: **BID 20-957 Poe Springs Boardwalk Improvements Project No. 6170050** to furnish the prescribed Performance and Payment Bond for not less than one hundred ten percent (100%) of the bid price; and to furnish the required evidence of the specified insurance.

The undersigned further agrees that in case of failure on his part to execute said contract within thirty (30) consecutive calendar days after written notice being given of award of contract, the certified or cashier's check or bid bond accompanying this bid, and money payable thereon, shall be paid into funds of the Alachua County Board of County Commissioners, Gainesville, Florida, as liquidated damages for such failure; otherwise, the check or bid bond accompanying this proposal shall be returned to the undersigned.

The undersigned agrees to commence work as set forth in the Notice to Proceed and to reach substantial completion within **90** working days from the date on which work commences with final completion within **30** calendar days thereafter.. If the Contractor fails to complete the work within the specified time, the Contractor agrees to pay the County **\$864** per calendar day as liquidated damages for substantial completion and **\$216** per calendar day as liquidated damages for final completion.

Attached is a list of similar projects and a list of Subcontractors as covered in the Instructions to Bidders.

The Bidder agrees to accept in full compensation for each item the prices named in the schedule incorporated herein and attached as "Bid Schedule". The Bidder understands that the quantities shown on the "Bid Schedule" are approximate only and subject to increase or decrease. Should they be increased or decreased, work will be performed at the unit price bid herein. Actual quantities will be determined upon completion of the work.

BID 20-957 Poe Springs Boardwalk Improvements Project No. 6170050

HAYWARD CONSTRUCTION GROUP, LLC **BIDDER**

ADDENDA

The Bidder hereby acknowledges that he has received Addenda Number(s): 1, 2, 3, 4, 5, Bidder shall insert Number of each Addendum received and agrees that all addenda issues are hereby made part of the Contract Documents, and the Bidder further agrees that his Bid(s) includes all impacts resulting from said Addenda.

Witness

Signature: <u>Scot F. Bedingfield</u>	Bidder Signature: <u>Kathleen J. Hayward</u>
Print: <u>Scot Bedingfield</u>	Print: <u>Kathleen Hayward</u>
Title: <u>Vice President</u>	Title: <u>Managing Member</u>

Address: 12058 San Jose Blvd Suite 1003, Jacksonville, FL 32223

Bid Form/Schedule of Values

Bid 20-957 Poe Springs Boardwalk Improvements Project No. 6170050

DESCRIPTION	AMOUNT BID
BASE BID:	
(A) Remove and replace boardwalk per Construction Documents (6' to 8' width) – Lump Sum	(A) \$ 852,150.00
(B) Remove and Replace existing Canoe Launch per Construction Documents – Lump Sum	(B) \$ 65,000.00
ALT 1: Substitute Trex Select 2" Square Edge Composite Decking Boards (or equivalent) for 8' Boardwalk – Lump Sum	\$ ADD 99,000.00 to base "A"
ALT 2: Remove and replace boardwalk per Narrative (6' to 6' width) – Lump Sum	\$ 667,500.00
ALT 3: Substitute Trex Select 2" Square Edge Composite Decking Boards (or equivalent) for 6' Boardwalk – Lump Sum	\$ ADD 68,000.00 to ALT 2
ALT 4: Remove and Replace existing Canoe Launch with Alternate Aluminum Canoe Launch – Lump Sum	\$ 77,150.00
ALT 5: New 8' wide boardwalk (Boardwalk #2) per Construction Documents – Lump Sum	\$ 201,000.00
ALT 6: Substitute Trex Select 2" Square Edge Composite Decking Boards (or equivalent) for 8' Boardwalk #2 – Lump Sum	\$ Add 20,575.00 to ALT. 5

NOTE: This bid is a lump sum price bid. All Base Bids and Alternates must be filled out and completed to be considered a responsive and responsible bidder.

Acknowledge Receipt of Addendum(s) (if applicable circle):

#1 ☒ Yes No #2 ☒ Yes No #3 ☒ Yes No #4 ☒ Yes No

Bidder: Kathleen Hayward Company: HAYWARD CONSTRUCTION GROUP, LLC

Address: 12058 San Jose Blvd Suite 1003, Jacksonville, FL 32223

Authorized Signature:  Title: Managing Member

Clearly Print Name: Kathleen Hayward

Phone: 904-886-7122

Fax: 904-886-7992

Date: 6/16/2020

Email Address: Haywardconstruct@bellsouth.net

RESPONSIBLE AGENT FORM

The Contractor shall designate a responsible agent and alternate as necessary, for all dealings, communications, or notices or contracts between the Entities and the contractor by completing and returning this Responsible Agent Form. Any notice or communication to or from the responsible agent shall be deemed to be a communication to the contractor

RESPONSIBLE AGENT: Kathleen Hayward

ADDRESS: 12058 San Jose Blvd Suit 1003, Jacksonville, FL 32223

PHONE NO.: 904-886-7122

FAX NO.: 904-886-7992

EMAIL ADDRESS: haywardconstruction@bellsouth.net

ALTERNATE RESPONSIBLE AGENT: Scot Bedingfield

ADDRESS: 12058 San Jose Boulevard, #1003, Jacksonville, FL 32223

PHONE NO.: 904-886-7122

FAX NO.: 904-886-7992

EMAIL ADDRESS: haywardconstruct@bellsouth.net

SIGNED: Kathleen Hayward DATE: 6/16/2020

PROPOSED SUBCONTRACTORS FORM

BID 20-957 Poe Springs Boardwalk Improvements Project No. 6170050

This form is for all Subcontractors being utilized on this project.
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Name of Contractor: G S & S ConcreteAddress: 78 Coriander Terrace Middleburg, FL 32068Scope of Work to be Performed: Sidewalk and concrete stairsTotal \$ Value: \$ 28,000.00 % of Total BID/RFP: 3 %Name of Contractor: Holbrooke Metal FabricationAddress: 341 N Hwy 17 Palatka, FL 32177Scope of Work to be Performed: Aluminum HandrailsTotal \$ Value: \$ 9,000.00 % of Total BID/RFP: less than 1 %Name of Contractor: All American Surveyors of Florida, IncAddress: 3751 San Jose Place, Suite 15 Jacksonville, Florida 32257Scope of Work to be Performed: SurveysTotal \$ Value: \$ 19,000.00 % of Total BID/RFP: 2 %Name of Contractor: Kudzue 3 Trucking, IncAddress: P.O. Box 1799 Yulee, FL 32041Scope of Work to be Performed: AsphaltTotal \$ Value: \$ 20,000 % of Total BID/RFP: 2 %

Name of Contractor: _____

Address: _____

Scope of Work to be Performed: _____

Total \$ Value: \$ _____ % of Total BID/RFP: _____ %

If additional space is required for your subcontractor listing, make copies of this Exhibit C and submit with you bid package.



DRUG FREE WORKPLACE

Section 22.09 Competitive Sealed Bidding of the Alachua County Procurement Code states that in the evaluation of bids, all factors in the bidding process being equal, both as to dollar amount and ability to perform, priority will be given, first, to those vendors certifying a drug-free workplace.

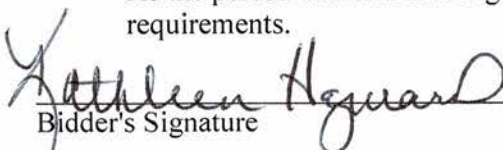
The undersigned vendor in accordance with §287.087, Florida Statute and Section 22.09 of the Alachua County Procurement Code hereby certifies that

HAYWARD CONSTRUCTION GROUP, LLC
Name of Business

Does:

1. Publish a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession or use of a controlled substance is prohibited in the workplace and specifying the actions that will be taken against employees for violations of such prohibition.
2. Inform employees about the dangers of drug abuse in the workplace, the business's policy of maintaining a drug-free workplace, any available drug counseling, rehabilitation, and employee assistance programs, and the penalties that may be imposed upon employees for drug abuse violations.
3. Give each employee engaged in providing the commodities or contractual services that are under bid a copy of the statement specified in subsection (1).
4. In the statement specified in subsection (1), notify the employees that, as a condition of working on the commodities or contractual services that are under bid, the employee will abide by the terms of the statement and will notify the employer of any conviction of, or plea of guilty or nolo contendere to, any violation of Chapter 1893 or of any controlled substance law of the United States or any state, for a violation occurring in the workplace no later than five (5) days after such conviction.
5. Impose a sanction on, or require the satisfactory participation in a drug abuse assistance or rehabilitation program if such is available in the employee's community, by any employee who is so convicted.
6. Make a good faith effort to continue to maintain a drug-free workplace through implementation of this section.

As the person authorized to sign the statement, I certify that this firm complies fully with the above requirements.


Bidder's Signature

6/16/2020
Date

BIDDER'S QUESTIONNAIRE

Bidder's Name: HAYWARD CONSTRUCTION GROUP, LLCBidder's Address: 12058 San Jose Blvd Suite 1003, Jacksonville, FL 32223Phone: 904-886-7122Number of years in this type of service? 14Number of years licensed in Alachua County: 0Number of employees "ON THE JOB" each week: 30Number of employees "ON CALL" each week: Will you subcontract any part of this work: ☒ Yes ☐ No

If so, give details:

Professional service surveys, aluminum handrails, concrete work and asphalt will be subcontracted.List all major equipment which will be available upon commencement of the agreement to perform the required service: Skid Steers, Mini Excavator with Auger,Do you currently hold any municipality contracts: Yes ☐ No ☒

If so, please indicate below:

List three references of firms receiving similar service to that requested in this bid (comparable facility size):

- 1) Firm: PUTNAM COUNTY Board of County Commissioners Phone: 386-329-1208
Contact Person: Kevin Stevens Putnam County - Parks
- 2) Firm: City of Jacksonville Phone: Office: 904-255-8925 Cell: 904-588-6020
Contact Person: Daryl Weinstein (COJ), Eric Stephens (COJ)
- 3) Firm: City of Fernandina Beach Phone: (904) 310-3357
Contact Person: Nan Voit

Are your employees screened by: (indicate below)

- 1) Polygraph
- 2) ☒ General Interview
- 3) ☒ Background Investigation
- 4) Police Record Check
- 5) ☒ Additional

Have any leases, contracts or agreements for services held by your firm ever been canceled or terminated before the end of the term by either party: Yes No ☒. If the answer is yes, state the location and circumstances on an "attachment" to this questionnaire.What constitutes your normal business days and working hours: Monday through Friday, 7:00 a.m. to 5:00 p.m.

Describe below, your firm's operational plan for providing the services under this agreement:

Mobilization to include facilities and dumpsters for demolition of existing boardwalk. Begin to set pilings for new boardwalk with additional crew coming in behind piling crew to begin framing and installation of decking. Handrails will then be installed and begin concrete work for canoe launch.

The undersigned swears to the truth and accuracy of all statements and answers contained herein:

DATE: 6/16/20 AUTHORIZED SIGNATURE: Kathleen Hayward

EXHIBIT F

FORM OF BID BOND

STATE OF FLORIDA

COUNTY OF ALACHUA

KNOW ALL MEN BY THESE PRESENTS:

That we, Hayward Construction Group, LLC (hereinafter called Bidder), and The Ohio Casualty Insurance Company as Surety, are bound to the Board of County Commissioners of Alachua County, Florida, as Obligee hereinafter called COUNTY, in the amount of Five Percent of Amount Bid Dollars (\$ 5%), for the payment of whereof BIDDER and Surety bind themselves, their heirs, executors, administrators, successors, and assigns jointly and severally.

WHEREAS, Bidder contemplates submitting or has submitted, as a bid to the COUNTY for furnishing certain materials and labor in connection with the construction of: **BID 20-957 Poe Springs Boardwalk Improvements Project No. 6170050**, including all incidental and necessary work thereto covered by these specifications.

WHEREAS, it was a condition precedent to the submission of said bid that a certified check or bid bond in the amount of five percent (5%) of the base bid be submitted with said bid as a guarantee that the bidder would, if awarded the contract, enter into a written contract with the COUNTY for the performance of said contract, within ten (10) consecutive calendar days after written notice having been given of the award of the contract.

THE CONDITION OF THIS BOND IS, if:

1. The bid of the Bidder is accepted by the COUNTY and within ten (10) consecutive calendar days after written notice of such acceptance, the Bidder shall enter into a written contract with the COUNTY and furnish a contract surety bond in an amount equal to one hundred ten percent (100%) of the base bid, satisfactory to the COUNTY (if required in the detailed specifications), then

THIS BOND IS VOID; OTHERWISE, IT REMAINS IN FULL FORCE AND EFFECT, AND

The sum herein stated shall be due and payable to the COUNTY, and the Surety herein agrees to pay said sum immediately upon demand of the COUNTY in good and lawful money of the United States of America, as liquidated damages for failure thereof of said Bidder.

Signed and sealed this 17th day of June, 2020.

WITNESSES:

Hayward Construction Group, LLC

(Name of Corporation)

[Signature]
Secretary Marg Mbr

By [Signature] - Mgrm
(Signature and Title)

(CORPORATE SEAL)

Kathleen Hayward - Marg Mbr.
(Type Name and Title Signed Above)

IN THE PRESENCE OF:

[Signature]
Tracey C. Brown-Boone
~~Witness to Surety~~
Witness to Surety

1000 Central Avenue #200
St. Petersburg, FL 33705

(Street)

INSURANCE COMPANY:

The Ohio Casualty Insurance Company

By [Signature]
Kevin Wojtowicz, Attorney-in-Fact and
Florida Licensed Agent

Address 1000 Central Avenue #200

St. Petersburg, FL 33705

(City/State/Zip Code)

Telephone No. 727-209-1803



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

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

Certificate No: **8198058-964008**

POWER OF ATTORNEY

KNOWN ALL PERSONS BY THESE PRESENTS: That The Ohio Casualty Insurance Company is a corporation duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, Laura D. Mosholder; Brett Rosenhaus; Tracey Boone-Brown; Emily Golecki; John R. Neu; Daniel F. Oaks; Becky Stanton; Kevin Wojtowicz

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

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 29th day of November, 2018.



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

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

State of PENNSYLVANIA ss
County of MONTGOMERY

On this 29th day of November, 2018 before me personally appeared David M. Carey, who acknowledged himself to be the Assistant Secretary of Liberty Mutual Insurance Company, The Ohio Casualty Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at King of Prussia, Pennsylvania, on the day and year first above written.



COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Teresa Pastella, Notary Public
Upper Merion Twp., Montgomery County
My Commission Expires March 28, 2021
Member, Pennsylvania Association of Notaries

By: Teresa Pastella
Teresa Pastella, Notary Public

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

ARTICLE IV - OFFICERS: Section 12. Power of Attorney.

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

ARTICLE XIII - Execution of Contracts: Section 5. Surety Bonds and Undertakings.

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

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

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

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

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 19 day of JUNE, 2020



By: Renee C. Llewellyn
Renee C. Llewellyn, Assistant Secretary

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

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

(Execute either section I. or II, but not both; bidder may not modify language)

Bidder's Signature _____

Gathleen Hgrend

Date:

PEOE/71/9

- - - OR - - -

By claiming that all or part of the bid or proposal is exempt from the public records law, the undersigned bidder or proposer agrees to protect, defend, indemnify and hold the County, its officers, employees and agents free and harmless from and against any and all claims arising out of a request to inspect or copy the bid or proposal. The undersigned bidder or proposer agrees to investigate, handle, respond to, provide defense (including payment of attorney fees, court costs, and expert witness fees and expenses up to and including any appeal) for and defend any such claim at its sole cost and expense through counsel chosen by the County and agrees to bear all other costs and expenses related thereto, even if they (claims, etc.) are groundless, false, or fraudulent.

Bidder's Signature: _____

Date: _____

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EXHIBIT H

**CORPORATE RESOLUTION GRANTING SIGNING AUTHORITY & AUTHORITY
TO CONDUCT BUSINESS**

HAYWARD CONSTRUCTION GROUP, LLC

(Insert Name of Corporation)

The Board of Directors ("Directors") of HAYWARD CONSTRUCTION GROUP, LLC, a
(Insert Name of Corporation)

FLORIDA corporation (the "Corporation"), at a duly and properly
(Insert State of Incorporation)

held meeting on the 06 day of 16, 2020, did hereby consent to, adopt, ratify, confirm
and approve the following recitals and resolutions:

WHEREAS, the Corporation is a duly formed, validly existing corporation in good standing
under the laws of the State of Florida and is authorized to do business in
the State of Florida; and

WHEREAS, the Corporation desires to grant certain persons the authority to execute and enter into
contracts and conduct business on behalf of the Corporation.

NOW, THEREFORE, BE IT RESOLVED, that any of the following officers and employees of the
Corporation listed below are hereby authorized and empowered, acting alone, to sign, execute and deliver any
and all contracts and documents on behalf of the Corporation, and to do and take such other actions, including
but not limited to the approval and execution of contracts, purchase orders, amendments, change orders,
invoices, and applications for payment, as in his or her judgment may be necessary, appropriate or desirable, in
connection with or related to any bids, proposals, or contracts to, for or with to Alachua County, a charter
county and political subdivision of the State of Florida:

NAME

TITLE

Mark Hayward

Managing Member

Kathleen Hayward

Managing Member

Scot Bedingfield

Managing Member

BE IT RESOLVED THAT, these resolutions shall continue in full force and effect, and may be relied upon by Alachua County, until express written notice of their rescission or modification has been received by the Procurement Manager of Alachua County. Any revocation, modification or replacement of these resolutions must be accompanied by documentation satisfactory to the Purchasing Manager of Alachua County, establishing the authority for the changes.

IN WITNESS WHEREOF, I have executed my name as Secretary and have hereunto affixed the corporate seal of the above-named Corporation this 16 day of June, 2020, and do hereby certify that the foregoing is a true record of a resolution duly adopted at a meeting of the Board of Directors of the Corporation and that said meeting was held in accordance with state law and the Bylaws of the Corporation, and that the resolution is now in full force and effect without modification or rescission.

(Corporate Seal)

Secretary of the Corporation

By:

Kathleen Hayward
Kathleen Hayward

(Print Secretary's Name)

Managing Member