

Bid
Agmt

A RESOLUTION ACCEPTING THE PROPOSAL OF AMERICAN PIPELINE CONSTRUCTION, LLC PERTAINING TO CONTRACT 20-C-00045; SUNSET PARK WATER MAIN REPLACEMENT (WEST), IN THE AMOUNT OF \$3,830,002.71; AUTHORIZING THE EXECUTION OF THE CONTRACT BY THE MAYOR OF THE CITY OF TAMPA; PROVIDING AN EFFECTIVE DATE.

WHEREAS, on September 29, 2020, the Mayor received bids, tabulation of such bids being hereto attached for informational purposes, for the construction of Sunset Park Water Main Replacement (West), and recommends to this Council that the proposal of American Pipeline Construction, LLC be accepted, funds therefore being available in the appropriate account;

NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TAMPA, FLORIDA, THAT:

Section 1. The proposal of American Pipeline Construction, LLC in the total amount of \$3,830,002.71 for construction of the Sunset Park Water Main Replacement (West), in accordance with plans, specifications and other related contract documents prepared by the Contract Administration Department, is hereby approved and accepted; and the Contract is hereby awarded to the said Contractor.

Section 2. This Resolution, which is not part of the contract documents, authorizes the Mayor to execute and the City Clerk to attest and affix the official seal of the City of Tampa to the Contract for and on behalf of the City of Tampa.

Section 3. Plans, specifications and contract documents for the construction of said Project, which documents are now on file in the office of the Contract Administration Department of the City of Tampa, are hereby approved in their entirety or in substantially similar form.

Section 4. The Director of the Contract Administration Department is hereby authorized to issue, in written form only, work directive changes authorizing additions, deletions or revisions resulting from unforeseen conditions or emergencies, said directives to be incorporated in subsequently issued change orders approved by the City Council.

Section 5. Any and all technical errors, informalities and irregularities in the proposal of the Contractor are hereby waived.

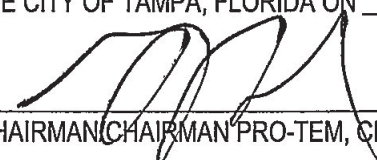
Section 6. The bid security of the bidders shall be returned in accordance with the provisions of the contract documents for this project.

Section 7. Funding for an award to American Pipeline Construction, LLC for construction services in the amount of \$3,830,002.71 is available in Sunset Park Distribution Line Replacement Project from within the Water Bonds – Series 2020 Capital Projects Fund.

Section 8. Other proper officers of the City of Tampa are authorized to do all things necessary and proper in order to carry out and make effective the provisions of this Resolution, which shall take effect immediately upon its adoption.


PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF TAMPA, FLORIDA ON _____

DEC 03 2020



CHAIRMAN/CHAIRMAN PRO-TEM, CITY COUNCIL

APPROVED AS TO LEGAL SUFFICIENCY BY:
Jan McLean, Senior Assistant City Attorney

ATTEST:


CITY CLERK/DEPUTY CITY CLERK

PW20-65745



- Ad Proof -

Order Confirmation

08/13/2020

Ad Order Number
0000103010

Customer
CITY OF TAMPA -CONTRACT ADMINISTRATION

Payer Customer
CITY OF TAMPA -CONTRACT ADMINISTRATION

PO Number

Sales Rep.
jharrison

Customer Account
45164

Payer Account
45164

Ordered BY
Kelly Williams-Anderson

E-Mail
jharrison@tampabay.com

Customer Address
306 EAST JACKSON ST, SUITE 4N
TAMPA FL 33602 USA

Payer Address
306 EAST JACKSON ST, SUITE 4N
TAMPA FL 33602 USA

Customer Fax

Order Taker
jharrison

Customer Phone
8132748012

Payer Phone
8132748012

Customer EMail
Melanie.Hopes@tampagov.net
Special Pricing

Order Source

Tear Sheets 0 Proofs 0 Affidavits 1

Blind Box

Promo Type

Materials

Invoice Text
BID 20-C-00045

Ad Order Notes

Net Amount
\$40.25

Tax Amount
\$0.00

Total Amount
\$40.25

Payment Method
Invoice

Amount Due
\$40.25

Ad Number 0000103010-01 Ad Type CLS Legal Liner

Production Notes

External Ad Number

Ad Released
No

Pick Up
0000069036-01

Ad Size
1 X 10 li

Color

WYSIWYG Content

City of Tampa
Bid 20-C-00045, Sunset Park Water Main
Replacement (West): Deadlines:1:30 PM,
9/22/2020. Downlead Bid from
DemandStar.com or
tampabay.net/contract.
administration/programs/construction-
contract-bidding. 08/19/2020
0000103010

Run Date 08/19/2020

Product Tampa Bay Times

Placement Legals - CLS

Position Legal

Zone

BL-Hillsborough

**City of Tampa
BID TABULATION**

Contract: 20-C-00045; Sunset Park Water Main Replacement (West)

Bid Opening - September 29, 2020

Posted September 29, 2020 (Updated October 02, 2020)

CONTRACTOR	TOTAL BID AMOUNT
American Pipeline Construction, LLC	\$3,830,002.71
Ric-Man Construction Florida Inc.	\$4,276,605.44
General Underground, LLC	\$4,396,781.08 *
Dallas 1 Corp.	\$4,556,785.25
R.P.Utility & Excavation Corp.	\$5,354,999.99 *

*Arithmetic correction by Contract Administration

Notice of Intent to Award: Unless subsequently indicated otherwise, in a revised posting, the City of Tampa intends to award the referenced project to the lowest bidder listed in this tabulation. A bidder aggrieved by this decision may file a protest not later than 4:30 P.M., five (5) business days from the first posting hereof, pursuant to City of Tampa Code Chapter 2, Article V, Division 3, Section 2-282, Procurement Protest Procedures. Protests not conforming therewith shall not be reviewed.

Bids Received By: *Jim Greiner*

Jim Greiner, P.E.
City of Tampa - Contract Administration Department
306 E. Jackson Street - 4N
Tampa, FL 33602

ALB

PROPOSAL

To the Mayor and City Council of the City of Tampa, Florida

Legal Name of Bidder: American Pipeline Construction LLC

Bidder's Fictitious Name: If applicable:

Bidder is a/an: Individual Partnership Joint Venture LLC Corp. Other

Bidder is organized under the laws of: State of Florida Other

Bidder Mailing Address: estimating@american-pipeline.com

Bidder's Federal Employee Identification No. (FEI/EIN): 47-1966508

Bidder's License No.: 661522909, 6001225369 Bidder's FDOS (SUNBIZ) Doc. No.: 114000151825

(See Ch. 389, F.S., for entities; individuals only if applicable)

Bidder Contact Name: Andres Luna Email: aluna@american-pipeline.com Phone: (813) 859-3371

Bidder's own initial application for employment has criminal history screening practices similar in nature to the practices contained in Chapter 12, Article VI, City of Tampa Code (Responses, whether Yes or No, are for informational purposes only and will not be used as a basis of award or denial, nor as a basis for any protest): Yes No

The below named person, appearing before the undersigned authority and after being first duly sworn, for him/herself and on behalf of the entity submitting this Proposal does hereby affirm and declare as follows:

- (1) He/She is of lawful age and is authorized to act on behalf of Bidder (the individual, partnership, corporation, entity, etc. submitting this Proposal) and that all statements made in this document are true and correct to the best of my knowledge.
- (2) If Bidder is operating under a fictitious name, Bidder has currently complied with any and all laws and procedures governing the operation of businesses under fictitious names in the State of Florida.
- (3) No person or entity other than Bidder has any interest in this Proposal or in the Contract proposed to be entered into.
- (4) This Proposal is made without any understanding, agreement, or connection with any person or entity making Proposal for the same purposes and is in all respects fair and without collusion or fraud.
- (5) Bidder is not in arrears to the City of Tampa, upon debt or contract, and is not a defaulter, as surety or otherwise, upon any obligation to the City of Tampa.
- (6) That no officer or employee or person whose salary is payable in whole or in part from the City Treasury is, shall be or become interested, directly or indirectly, as a contracting party, partner, stockholder, surety or otherwise, in this Proposal, or in the performance of the Contract, or in the supplies, materials, or equipment and work or labor to which it relates, or in any portion of the profits thereof.
- (7) Bidder has carefully examined and fully understands the Solicitation and has full knowledge of the scope, nature, and quality of the work to be performed; furthermore, Bidder has carefully examined the site of the work and that, from his own investigations, he has satisfied himself as to the nature and location of the work, the character, quality, and quantity of materials and the kinds and extent of equipment and other facilities needed for the performance of the work, the general and local conditions and all difficulties to be encountered, and all other items which may in any way, affect the work or its performance.
- (8) Bidder (including its principals) has has NOT been debarred or suspended from contracting with a public entity.
- (9) Bidder has has NOT implemented a drug-free workplace program that meets the requirements of Section 287.087, Florida Statutes.
- (10) Bidder has carefully examined and fully understands all the component parts of the Contract Documents and agrees Bidder will execute the Contract, provide the required Public Construction Bond, and will fully perform the work in strict accordance with the terms of the Contract and Contract Documents therein referred to for the following prices, to wit:

If a Partnership or Joint Venture, attach Partnership or Joint Venture Agreement.

Someone the City may contact with questions/correspondence regarding this Solicitation and/or permits.

Copy to file in Department 9
Sunset Park Water Main Replacement
Typical Order # 8402

Itemized Bid Sheet

Item	Description	Unit	Approx. Quantity	Unit Price in Word	Unit Price	Total Price
2100	24" x 48" ductile iron pipe with 5' length of rest	LF	12	one hundred and seventy dollars	170.00	2,040.00
2101	24" x 48" PVC pipe with 5' length of rest	LF	267	forty dollars	40.00	10,680.00
2102	24" x 48" PVC pipe with 10' length of rest	LF	80	forty-five dollars	45.00	3,600.00
2103	24" x 48" PVC pipe with 15' length of rest	LF	142	fifty dollars	50.00	7,100.00
2104	24" x 48" PVC pipe with more than 15' length	LF	40	fifty-five dollars	55.00	2,200.00
2105	24" x 48" TR Flex HDIP with flexible fittings at various depths	LF	85	eighty-five dollars	88.00	7,480.00
2201	24" x 48" HDIP pipe for pipe bursting in various depths	LF	2695	eighty-five dollars	85.00	229,075.00
2202	24" x 48" HDIP pipe for pipe bursting at various depths	LF	221	nine hundred dollars	100.00	22,100.00
2300	24" x 48" HDIP pipe for pipe bursting at various depths	LF	6910	ten dollars	10.00	69,100.00
2600	24" x 48" HDIP pipe for pipe bursting at various depths	LF	21	sixty hundred dollars	600.00	12,600.00
2601	24" x 48" HDIP pipe for pipe bursting at various depths	LF	2	one thousand dollars	1,000.00	2,000.00
3000	24" x 48" HDIP pipe for pipe bursting at various depths	LF	12	five hundred dollars	500.00	6,000.00
3001	24" x 48" HDIP pipe for pipe bursting at various depths	LF	90	nine hundred dollars	100.00	9,000.00
3002	24" x 48" HDIP pipe for pipe bursting at various depths	LF	384	one hundred and fifteen dollars	115.00	44,160.00
3003	24" x 48" HDIP pipe for pipe bursting at various depths	LF	41	three hundred dollars	300.00	12,300.00
3004	24" x 48" HDIP pipe for pipe bursting at various depths	LF	30	one hundred and fifteen dollars	115.00	3,450.00
3005	24" x 48" HDIP pipe for pipe bursting at various depths	LF	176	one hundred and fifteen dollars	115.00	20,240.00
3006	24" x 48" HDIP pipe for pipe bursting at various depths	LF	21	three hundred dollars	300.00	6,300.00
3007	24" x 48" HDIP pipe for pipe bursting at various depths	LF	230	four hundred and fifty dollars	450.00	103,500.00
3008	24" x 48" HDIP pipe for pipe bursting at various depths	LF	4	two hundred and fifty dollars	250.00	1,000.00

Contract 20-G-00045: Sunset Park Water Main Replacement (West)

Computed Total Price in Words: Three million eight hundred and thirty thousand
and two dollars dollars and seventy one cents.

Computed Total Price in Figures: \$ 3,830,002.71

Bidder acknowledges that the following addenda have been received and that the changes covered by the addendum(s) have been taken into account in this proposal: #1 #2 #3 #4 #5 #6 #7 #8

Bidder acknowledges the requirements of the City of Tampa's Equal Business Opportunity Program.

Bidder acknowledges that it is aware of Florida's Trench Safety Act (Sections 553.60-553.64, Florida Statutes) and agrees that Bidder, together with any involved subcontractors will comply with all applicable trench safety standards. Bidder further acknowledges that included in the various items of this Proposal and the total bid price (as applicable) are costs for complying with the Trench Safety Act. Bidder further identifies the costs and methods summarized below:

	Trench Safety Measure (Description)	Unit of Measure (LF, SY)	Unit Quantity	Unit Cost	Extended Cost
A.	TRENCH BOX	LF	12,201	\$ 17	\$12,201
B.					
C.					
Total Cost: \$					12,201

Accompanying this Proposal is a certified check, cashier's check or Tampa Bid Bond (form included herein must be used) for at least five percent (5%) of the total amount of the Proposal which check shall become the property of the City, or which bond shall become forth with due and payable to the City if this Proposal shall be accepted by the City and the Bidder shall fail to enter into a legally binding contract with and to furnish the required Public Construction Bond to the City within twenty (20) days after the date of its receipt of written Notice of Award by the City so to do.

FAILURE TO COMPLETE THE ABOVE MAY RESULT IN THE PROPOSAL BEING DECLARED NON-RESPONSIVE.

(SEAL)

Name of Bidder: AMERICAN PIPELINE CONSTRUCTION, LLC
 Authorized Signature: [Signature]
 Signer's Printed Name: ANDRES LUNA
 Signer's Title: MANAGING PARTNER

STATE OF FLORIDA
 COUNTY OF MIAMI DADE

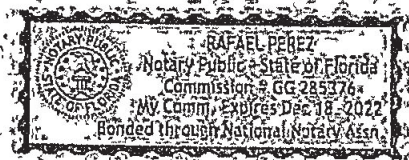
For an entity:

The forgoing instrument was sworn to (or affirmed) and subscribed before me by means of physical presence or online notarization, this 20th day of SEPTEMBER, 2020, by ANDRES LUNA as MANAGING PARTNER of AMERICAN PIPELINE CONSTRUCTION, LLC, an Partnership, Joint Venture, LLC, Corp. Other, on behalf of such entity. Such individual is Personally Known OR Produced Identification. Type of Identification Produced: _____

For an individual:

The forgoing instrument was sworn to (or affirmed) and subscribed before me by means of physical presence or online notarization, this 20th day of SEPTEMBER, 2020, by ANDRES LUNA. Such individual is Personally Known OR Produced Identification. Type of Identification Produced: _____

(NOTARY SEAL)



Notary Public, State of _____
 Notary Printed Name: _____
 Commission No.: _____
 My Commission Expires: _____



Good Faith Effort Compliance Plan Guidelines
 for Women/Minority Business Enterprises/Small Local Business Enterprises/Participation
 City of Tampa Equal Business Opportunity Program
 (MBD Form 50 - detailed instructions on page 2 of 2)

Contract Name 20-C-00045 - Sunset Park Water Main Replacement Bid Date 09/29/20
 Bidder/Proposer American Pipeline Construction, LLC
 Signature [Signature] Date 09/28/20
 Name Andrews Lova Title Managing Partner

The Compliance Plan with attachments is a true account of Good Faith Efforts (GFE) made to achieve the participation goals as specified for Women/Minority Business Enterprises/Small Local Business Enterprises (WMBE/SLBE) on the referenced contract.

The WMBE/SLBE participation Goal is Met or Exceeded. See DMI Forms 10 and 20 which accurately report all subcontractors solicited and all subcontractors to be utilized.

The WMBE/SLBE participation Goal is Not Achieved. The following list is an overview of the baseline GFE action steps already performed. Furthermore, it is understood that these GFE requirements are weighted in the compliance evaluation based on the veracity and demonstrable degree of documentation provided with the bid/proposal.

(Check applicable boxes below. Must enclose supporting documents accordingly with remarks)

- (1) Solicited through reasonable and available means the interest of WMBE/SLBEs that have the capability to perform the work of the contract. The Bidder or Proposer must solicit this interest within sufficient time to allow the WMBE/SLBEs to respond. The Bidder or Proposer must take appropriate steps to follow up initial solicitations with interested WMBE/SLBEs. See DMI report forms for subcontractors solicited. See enclosed supplemental data on solicitation efforts. Qualifying Remarks:
- (2) Provided interested WMBE/SLBEs with adequate, specific scope information about the plans, specifications and requirements of the contract including addenda in a timely manner to assist them in responding to the requested scope identified by bidder/proposer for the solicitation. See enclosed actual solicitations used. Qualifying Remarks:
- (3) Negotiated in good faith with interested WMBE/SLBEs that have submitted bids (e.g. adjusted quantities or scale). Documentation of negotiation must include the names, addresses, and telephone numbers of WMBE/SLBEs that were solicited; the date of each such solicitation; a description of the information provided regarding the plans and specifications for the work selected for subcontracting; and evidence as to why agreements could not be reached with WMBE/SLBEs to perform the work. Additional costs involved in soliciting and using subcontractors is not a sufficient reason for a bidder/proposer's failure to meet goals or achieve participation as long as such costs are reasonable. Bidders are not required to accept excessive quotes in order to meet the goal. DMI Utilized Forms for sub-(contractor/consultant) reflect genuine negotiations. This project is an RFQ/RFP in nature and negotiations are limited to clarifications of scope/specifications and qualifications. See enclosed documentation. Qualifying Remarks:
- (4) Not rejecting WMBE/SLBEs as being unqualified without justification based on a thorough investigation of their capabilities. The WMBE/SLBEs standing within its industry membership in specific groups, organizations, associations and political or social affiliations are not legitimate causes for rejecting or not soliciting bids to meet the goals. Not applicable. See attached justification for rejection of a subcontractor's bid or proposal. Qualifying Remarks:
- (5) Made scope(s) of work available to WMBE/SLBE subcontractors and suppliers; and segmented portions of the work or material consistent with the available WMBE/SLBE subcontractors and suppliers, so as to facilitate meeting the goal. Sub-Contractors were allowed to bid on their own choice of work or trade without restriction to a pre-determined portion. See enclosed comments. Qualifying Remarks:
- (6) Made good faith efforts, despite the ability or desire of Bidder/Proposer to perform the work of a contract with its own forces/organization. A Bidder/Proposer who desires to self-perform the work of a contract must demonstrate good faith efforts if the goal has not been met. Sub-Contractors were not prohibited from submitting bids/proposals and were solicited on work typically self-performed by the prime. Qualifying Remarks:
- (7) Segmented portions of the work to be performed by WMBE/SLBEs in order to increase the likelihood that the goals will be met. This includes, where appropriate, breaking out contract work items into economically feasible units (quantities/scale) to facilitate WMBE/SLBE participation, even when the Bidder/Proposer might otherwise prefer to perform these work items with its own forces. Sub-Contractors were allowed to bid on their own choice of work or trade without restriction to a pre-determined portion. Sub-Contractors were not prohibited from submitting bids/proposals and were solicited on work typically self-performed by the prime. See enclosed comments. Qualifying Remarks:
- (8) Made efforts to assist interested WMBE/SLBEs in obtaining bonding, lines of credit, or insurance as required by the city or contractor. See enclosed documentation on initiatives undertaken and methods to accomplish. Qualifying Remarks:
- (9) Made efforts to assist interested WMBE/SLBEs in obtaining necessary equipment, supplies, materials, or related assistance or services, including participation in an acceptable mentor-protégé program. See enclosed documentation of initiatives and/or agreements. Qualifying Remarks:
- (10) Effectively used the services of the City and other organizations that provide assistance in the recruitment and placement of WMBE/SLBEs. See enclosed documentation. The following services were used:

Note: Provide any unsolicited information that will support the Bid/RFP Compliance Evaluation. Named Documents Are:

TAMPA BID BOND
Contract 20-C-00045, Sunset Park Water Main Replacement (West)

KNOW ALL MEN BY THESE PRESENTS, that we, American Pipeline Construction, LLC

(hereinafter called the Principal) and Frankenmuth Mutual Insurance Company

(hereinafter called the Surety) a Corporation chartered and existing under the laws of the State of Michigan with its principal offices in the City of Frankenmuth and authorized to do business in the State of Florida, are held and firmly bound unto the City of Tampa, a Municipal Corporation of Hillsborough County, Florida, in the full and just sum of 5% of the amount of the (Bid) (Proposal) good and lawful money of the United States of America, to be paid upon demand of the City of Tampa, Florida, to which payment will and truly to be made we bind ourselves, our heirs, executors, administrators, successors, and assigns, jointly and severally and firmly these presents.

WHEREAS, the Principal is about to submit, or has submitted to the City of Tampa, Florida, a Proposal for the construction of certain facilities for the City designated Contract 20-C-00045, Sunset Park Water Main Replacement (West).

WHEREAS, the Principal desires to file this Bond in accordance with law in lieu of a certified Bidder's check otherwise required to accompany this Proposal.

NOW, THEREFORE, The conditions of this obligation are such that if the Proposal be accepted, the Principal shall, within twenty (20) days after the date of receipt of written Notice of Award, execute a contract in accordance with the Proposal and upon the terms, conditions and price set forth therein, in the form and manner required by the City of Tampa, Florida and execute a sufficient and satisfactory Public Construction Bond payable to the City of Tampa, Florida in an amount of one hundred percent (100%) of the total contract price, in form and with security satisfactory to said City, then this Bid Bond obligation is to be void, otherwise to be and remain in full force and virtue in law, and the Surety shall, upon failure of the Principal to comply with any or all of the foregoing requirements within the time specified above, immediately pay to the aforesaid City, upon demand, the amount thereof, in good and lawful money of the United States of America, not as a penalty, but as liquidated damages.

IN TESTIMONY THEREOF, the Principal and Surety have caused these presents to be duly signed and sealed this 22nd day of September, 2020.

Principal

American Pipeline Construction, LLC

BY: ANDRES LUNA

TITLE: MANAGING PARTNER

BY: [Signature]

TITLE:

Frankenmuth Mutual Insurance Company

Producing Agent Jonathan A. Buraevich, Attorney-in-Fact

5979 NW 151st St, Suite 202, Miami Lakes, FL 33014

Producing Agent's Address

Alter Surety Group, Inc.

Name of Agency

(SEAL)

The addition of such phrases as "not to exceed" or like import shall render the (Bid) (Proposal) non-responsive.

FRANKENMUTH MUTUAL INSURANCE COMPANY

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS, that Frankenmuth Mutual Insurance Company (the "Company"), a corporation duly organized and existing under the laws of the State of Michigan, having its principal office at 1 Mutual Avenue, Frankenmuth, Michigan 48787, does hereby nominate, constitute and appoint:

Warren M. Alter, Jonathan A. Bursevich, David T. Satine, Dawn Auspitz

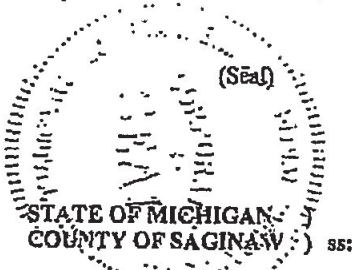
Their true and lawful attorney(s)-in-fact, each in their separate capacity if more than one is named above, to make, execute, seal, acknowledge and deliver any and all bonds, contracts and undertakings of suretyship, with the exception of Financial Guaranty Insurance, provided, however, that the penal sum of any one such instrument shall not exceed the sum of:

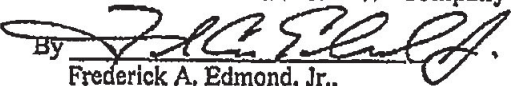
Fifty Million and 00/100 Dollars (\$50,000,000)

This Power of Attorney is granted pursuant to the following Resolution duly adopted at a meeting of the Board of Directors of Frankenmuth Mutual Insurance Company:

"RESOLVED, that the President, Senior Vice President or Vice President and each of them under their respective designations, hereby is authorized to execute powers of attorney, and such authority can be executed by use of facsimile signature, which may be attested or acknowledged by any officer of the Company, qualifying the attorney(s) named in the given power of attorney, to execute on behalf of, and acknowledge as the act and deed of Frankenmuth Mutual Insurance Company on all bonds, contracts and undertakings of suretyship, and to affix the corporate seal thereto."

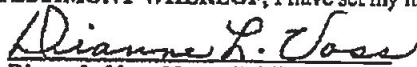
IN WITNESS WHEREOF, the Company has caused these presents to be signed and attested by its appropriate officers and its corporate seal hereunto affixed this 10th day of September, 2018.

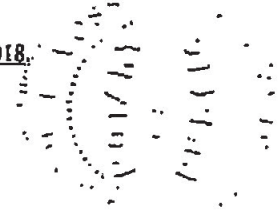


Frankenmuth Mutual Insurance Company
By 
Frederick A. Edmond, Jr.,
President and Chief Operating Officer

Sworn to before me, a Notary Public in the State of Michigan, by Frederick A. Edmond, Jr., to me personally known to be the individual and officer described in, and who executed the preceding instrument, deposed and said the Corporate Seal and his signature as Officer were affixed and subscribed to said instrument by the authority of the Company.

IN TESTIMONY WHEREOF, I have set my hand, and affixed my Official Seal this 10th day of September, 2018.

 (Seal)
Dianne L. Voss, Notary Public
Saginaw County, State of Michigan
My Commission Expires July 23, 2024



I, the undersigned, Vice President of Frankenmuth Mutual Insurance Company, do hereby certify that the foregoing is a true, correct and complete copy of the original Power of Attorney; that said Power of Attorney has not been revoked or rescinded and is in full force and effect as of this date.

IN WITNESS WHEREOF, I have set my hand and affixed the Seal of the Company, this 22nd day of September, 20 20.


Andrew H. Knudsen, Vice President

ALL CORRESPONDENCE RELATED TO BOND VALIDATION AND/OR A CLAIM SHOULD BE DIRECTED TO THE DIRECTOR OF SURETY, 701 US ROUTE ONE, SUITE 1, YARMOUTH, ME 04096



Frankenmuth Mutual Insurance Company
 Ansur America Insurance Company
 Patriot Life Insurance Company
 Patriot Insurance Company

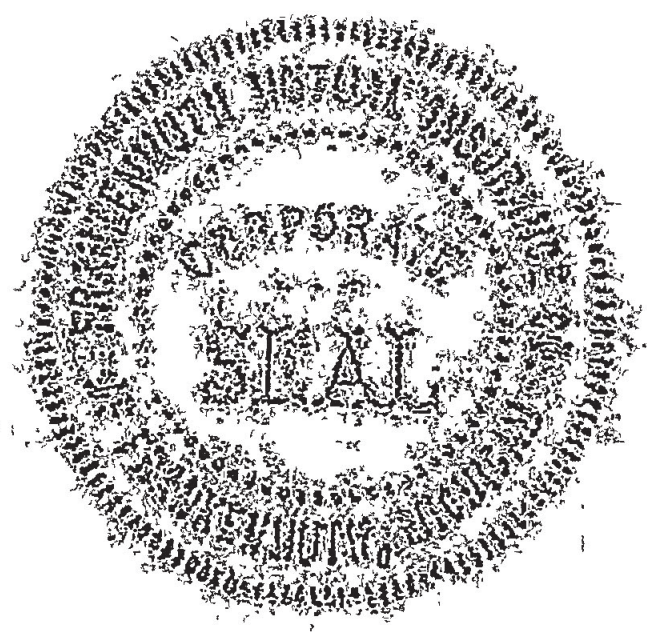
SURETY BOND SEAL ADDENDUM

Frankenmuth Mutual Insurance Company

Due to logistical issues associated with the use of traditional seals during the COVID-19 pandemic, Frankenmuth Mutual Insurance Company has authorized its Attorneys-in-Fact to affix Frankenmuth Mutual Insurance Company's corporate seal to any bond executed on behalf of Frankenmuth Mutual Insurance Company, by any such Attorney-in-Fact, by attaching this Addendum to said bond.

Through September 27, 2020, to the extent this Addendum is attached to a bond that is executed on behalf of Frankenmuth Mutual Insurance Company, by its Attorney-in-Fact, Frankenmuth Mutual Insurance Company, hereby agrees that the seal below shall be deemed affixed to said bond to the same extent as if its raised corporate seal was physically affixed to the face of the bond.

Dated this 22nd day of September, 2020.



Frankenmuth Mutual Insurance Company

Sign: [Signature]
 Attorney-in-fact: Jonathan A. Burevich



Failure to Complete, Sign and Submit Both Forms 10 & 20 SHALL render the Bid or Proposal Non-Responsive

Page 3 of 4 - DMI Solicited/Utilized Schedules
City of Tampa - Schedule of All To-Be-Utilized Sub-(Contractors/Consultants/Suppliers)
(FORM MBD-20)

Contract No. Contract Name: SUNSET PARK WATER MAIN REPLACEMENT (WEST)
Company Name: AMERICAN PIPELINE CONSTRUCTION LLC Address: 4900 SW 72 AVE, SUITE A, MIAMI FL 33155
Federal ID: 47-1966908 Phone: 305-859-3371 Fax: Email: aluna@american-pipeline.com

Check applicable box(es). Detailed Instructions for completing this form are on page 4 of 4.
[X] See attached list of additional Firms Utilized and all supplemental information (List must comply to this form)
Note: Form MBD-20 must list ALL subcontractors To-Be-Utilized including Non-minority/small businesses
[] No Subcontracting/consulting (of any kind) will be performed on this contract.
[] No Firms are listed to be utilized because:

NIGP Code General Categories: Buildings = 909, General = 912, Heavy = 913, Trades = 914, Architects = 906, Engineers & Surveyors = 925, Supplier = 91277

Enter 'S' for firms Certified as Small Local Business Enterprises, 'W' for firms Certified as Women/Minority Business Enterprise, 'O' for Other Non-Certified.

Table with 6 columns: S/W/O, Company Name, Address, Phone/Fax/Email, Type of Ownership, Trade/Services, NIGP Code, Amount of Quote, Letter of Intent, Percent of Scope. Rows include: ANGLE RIGHT SURVEYING INC, TERRELL INDUSTRIES INC, MONDRAGON DRYING LLC, CORNERSTONE BARRICADES INC, KERRICK WILLIAMS PHOTOGRAPHY.

Total ALL Subcontract / Supplier Utilization \$ 906,808.19

Total SLBE Utilization \$ 906,808.19

Total WMBE Utilization \$

Percent SLBE Utilization of Total Bid/Proposal Amt: 23.65% Percent WMBE Utilization of Total Bid/Proposal Amt: %

It is hereby certified that the following information is a true and accurate account of utilization for sub-contracting opportunities on this Contract.

Signed: [Signature] Name/Title: ANDRES LUNA - PRESIDENT Date: 9-29-2020

Failure to Complete, Sign and Submit Both Forms 10 & 20 SHALL render the Bid or Proposal Non-Responsive



City of Tampa
Jane Castor, Mayor

Equal Business Opportunity

Gregory K. Hart, Manager

306 East Jackson Street, 3N
Tampa, Florida 33602
Office (813) 274-5522
Fax: (813) 274-5544

DATE: November 5, 2020
TO: Michael Chucran, Director, Contract Administration Department
FROM: Gregory K. Hart, Manager
RE: EBO Bid Compliance Evaluation - GFCEP Solicitation and Utilization Audit

PROJECT: 20-C-00045: Sunset Park Water Main Replacement (West)
LOW BIDDER: American Pipeline Construction, LLC (DBE Certified-Hispanic)
BID AMOUNT: \$3,830,002.71
U-WMBE (BBE) and SLBE Subcontract Goal: 19.3%
U-WMBE/SLBE Goal Attainment: 13.4%
Good Faith Effort Compliance: Compliant – Met Requirements

The Equal Business Opportunity Office evaluated the Good Faith Effort Compliance Plan (GFCEP) submitted by low bidder, American Pipeline Construction, LLC., and determined they complied with the requirements of the Equal Business Opportunity Program (EBO) at time of bid by having performed meaningful action steps to (a) identify and (b) directly solicit Underutilized-WMBE and SLBE eligible companies to quote divisions of work commensurate with the participation goal. The project goal was narrowly-tailored on the basis of seven (7) out of nine (9) subcontract categories wherein the requisite, eligible U-WMBE/SLBE companies represented a minimum availability group of eighty (80+) firms, within an overall availability group of one hundred forty (140+) available COT certified companies by subcontract tasks.

NOTE: The subcontract goal is narrowly-tailored (per policy) to target underutilization of affected groups in specific trade/industry categories. Any WMBE/SLBE achievement that was not a variable in calculation of the narrowly-tailored goal is considered ancillary. Ancillary participation cannot be credited toward meeting the narrowly-tailored goal but may count toward the bidder's overall project participation when GFCEP criteria for the underutilized group are met.

U-WMBE/SLBE Subcontract Goal Attainment

Certification Type	Classification	Classification	Totals
Dual Certified/U-WMBE	BBE	SLBE	12.65%
SLBE	Non-Minority		0.74%

Ancillary Participation

Certification Type	Classification	Totals
WMBE	HBE	10.25%

Compliance Statement: Total U-WMBE/SLBE goal participation is 13.4% representing 12.6% dual certified BBE/SLBE (African American), and 0.74% SLBE (Non-Minority). Additionally, the bidder achieved Ancillary participation of 10.2% HBE (Hispanic). The overall project participation including Ancillary is 23.6%. The prime contractor itself is a certified DBE (Hispanic) company.

Gregory K. Hart
Gregory K. Hart, MPA, CPPA
GKH:RT



City of Tampa
Jane Castor, Mayor

Brad L. Baird, P.E.
Deputy Administrator of Infrastructure
107 North Franklin Street
Tampa, Florida 33602

Email: Brad.Baird@tampagov.net
Office (813) 274-7883

Date: November 20, 2020
To: The Honorable Guido Maniscalco, Chairman, and Members of Tampa City Council
Through: John Bennett, Chief of Staff *JB*
Through: Jean W. Duncan, P.E., Administrator, Infrastructure and Mobility *J.W. Duncan*
From: Brad L. Baird, P.E., Deputy Administrator of Infrastructure *Brad L. Baird*
Subject: City Council Regular Session on December 3, 2020 Agenda Under Staff Reports and Unfinished Business, SIRE Item ID#65745: A Resolution accepting the proposals of American Pipeline Construction, LLC, pertaining to Contract 20-C-00045; Sunset Park Water Main Replacement (West), in the amount of \$3,830,002.71; authorizing the execution of the Contract by the Mayor of the City of Tampa ; providing an effective date.

The following information is being provided for the above SIRE item.

1. **Contract Title:** 20-C-00045 Sunset Park Water Main Replacement (West)
2. **Contractor:** American Pipeline Construction, LLC
3. **Contract Amount:** \$3,830,002.71
4. **Purpose:** This project provides for installation of new 4, 6, and 8-inch pipe of various material (PVC, HDEP, and Ductile Iron) water main with all appurtenances to replace existing water infrastructures in the Sunset Park West area. Work includes cutting and plugging of existing water mains, temporary water service, transfer of existing services, taking existing water main out of service, roadway replacement, sidewalk and driveway restoration, maintenance of traffic, sodding of roadside/ditch bottom and sides, videotape of project site prior to construction.
5. **Equal Business Opportunity Statement:** Total U-WMBE/SLBE goal participation is 13.4% representing 12.6% dual certified BBE/SLBE (African American), and 0.74% SLBE (Non-Minority). Additionally, the bidder achieved Ancillary participation of 10.2% HBE (Hispanic). The overall project participation including Ancillary is 23.6%. The prime contractor itself is a certified DBE (Hispanic) company.
6. **Fiscal Impact:** Funding for an award to American Pipeline Construction, LLC for construction services in the amount of \$3,830,002.71 is available in the Sunset Park Distribution Line Replacement Project from within the Water Bonds Series 2020 Capital Projects Fund.

Thank you.

cc: Dennis Rogero, Chief Financial Officer, Revenue and Finance Department
Mike Perry, Budget Officer, Revenue and Finance Department
Gina Grimes, City Attorney, Legal Department
Jan McLean, Senior Assistant City Attorney II, Legal Department
Chuck Weber, P.E., Director, Water Department
Michael Chucran, P.E., Director, Contract Administration Department
Gregory Hart, Manager, Equal Business Opportunity Division
Martin Shelby, City Council Attorney
Shirley Foxx-Knowles, City Clerk