

B/kl

RESOLUTION NO. 2018-_____

A RESOLUTION ACCEPTING THE PROPOSAL OF ELECTRICAL ENGINEERING ENTERPRISES, INC. PERTAINING TO CONTRACT 17-C-00027; HOWARD F. CURREN AWTP MOTOR CONTROL CENTER 59 AND 59A REPLACEMENT, IN THE AMOUNT OF \$1,186,958; AUTHORIZING THE EXECUTION OF THE CONTRACT BY THE MAYOR OF THE CITY OF TAMPA; PROVIDING AN EFFECTIVE DATE.

WHEREAS, on May 29, 2018, the Mayor received bids, tabulation of such bids being hereto attached for informational purposes, for the construction of Howard F. Curren AWTP Motor Control Center 59 and 59A Replacement, the first bidder was rejected for experience, and recommends to this Council that the proposal of Electrical Engineering Enterprises, Inc. 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 Electrical Engineering Enterprises, Inc. in the total amount of \$1,186,958 for construction of the Howard F. Curren AWTP Motor Control Center 59 and 59A Replacement, 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. This will provide \$1,186,958 for the Howard F. Curren Advanced Wastewater Treatment Plant Denitrification Filter Building Upgrades project for use by the Wastewater Department within the Wastewater Capital Construction 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 SEP 06 2018

CHAIRMAN/CHAIRMAN PRO-TEM, CITY COUNCIL

APPROVED AS TO LEGAL SUFFICIENCY BY:
Rachel S. Peterkin, Assistant City Attorney

ATTEST:

CITY CLERK/DEPUTY CITY CLERK

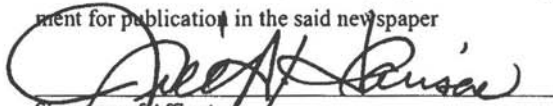
Tampa Bay Times

Published Daily

STATE OF FLORIDA) ss
COUNTY OF Hillsborough County

Before the undersigned authority personally appeared **Jill Harrison** who on oath says that he/she is **Legal Clerk of the Tampa Bay Times** a daily newspaper printed in St. Petersburg, in Pinellas County, Florida; that the attached copy of advertisement, being a Legal Notice in the matter **RE: City of Tampa** was published in **Tampa Bay Times: 3/30/18**. in said newspaper in the issues of **Baylink Hillsborough**

Affiant further says the said **Tampa Bay Times** is a newspaper published in Hillsborough County, Florida and that the said newspaper has heretofore been continuously published in said Hillsborough County, Florida, each day and has been entered as a second class mail matter at the post office in said Hillsborough County, Florida for a period of one year next preceding the first publication of the attached copy of advertisement, and affiant further says that he/she neither paid not promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper



Signature of Affiant

Sworn to and subscribed before me this 03/30/2018.



Signature of Notary Public

Personally known or produced identification

Type of identification produced _____

CITY OF TAMPA - Sealed bids will be received by the City of Tampa no later than 1:30 p.m. on 5/1/18 for: Contract 17-C-00027; Howard F. Curren AWTP Motor Control Center 59 and 59A Replacement EST.: \$1,000,000
PRE-BID CONF: 4/17/18, 10:00 a.m.
Documents may be downloaded from www.demandstar.com or <http://www.tampagov.net/contract-administration/programs/construction-project-bidding>. Email Questions to: contractadministration@tampagov.net. (617998) 03/30/2018



City of Tampa
BID TABULATION
Contract 17-C-00027; Howard F. Curren AWTP Motor Control Center 59 and
59A Replacement
Bid Opening - May 29, 2018

Posted May 29, 2018 (Updated July 06, 2018)

CONTRACTOR	TOTAL BID AMOUNT
All-N-One Electric, Inc. *Rejected for experience	\$1,185,000.00
Electrical Engineering Enterprises, Inc.	\$1,186,958.00
LEW Elctrical Services	\$1,190,000.00

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 not otherwise rejected. A bidder aggrieved by this decision may, not later than 4:30 P.M., five (5) city business days from the first/revised posting hereof, file a protest pursuant to City of Tampa Code Chapter 2, Article V, Division 3, Sec. 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

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Contract 17-C-00027; Howard F. Curren AWTP Motor Control Center 59 and 59A Replacement

PROPOSAL

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

Legal Name of Bidder: ELECTRICAL ENGINEERING ENTERPRISES, INC

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: 5316 E. HENRY AVE., TAMPA, FL. 33610

Bidder's Federal Employee Identification No. (FE/ EIN): 59-355453Z

Bidder's License No.: EC0000526 Bidder's FDOS (SUNBIZ) Doc. No.: _____
(See Ch. 489, FS; use entity's, individual's only if applicable)

Bidder Contact Name: KENT CLEARWATERS Email: CLEARWATERS@ELECTENG.COM Phone: (813) 363-7000

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.

Contract 17-C-00027; Howard F. Curren AWTP Motor Control Center 59 and 59A Replacement

Contract Item No.	Estimated Quantity	Description and Price in Words	Computed Total Price for Item in Figures
BASE BID	LS	<p>The work includes the furnishing of all labor, equipment, and material for demolition, removal and replacement of two (2) existing Motor Control Centers (MCC), a three-phase panel board, a three-phase transformer, all associated conduit, conductors, and equipment, any contingency allowances as stated in SP-60, and with all associated work required for a complete project in accordance with the Contract Documents.</p> <p><u>ONE MILLION, ONE HUNDRED AND EIGHTY-SIX THOUSAND, NINE HUNDRED AND FIFTY-EIGHT</u> dollars</p> <p>and <u>00</u> cents</p>	<p><u>\$ 1,186,958⁰⁰</u></p>
		(BASE BID) LS	

Contract 17-C-00027; Howard F. Curren AWTP Motor Control Center 59 and 59A Replacement

Computed Total Price in Words: ONE MILLION, ONE HUNDRED AND EIGHTY-SIX THOUSAND, NINE HUNDRED AND FIFTY-EIGHT dollars and ZERO cents.

Computed Total Price in Figures: \$ 1,186,958

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 X #2 X #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.	<u>N/A</u>	_____	_____	_____	_____
B.	_____	_____	_____	_____	_____
C.	_____	_____	_____	_____	_____
Total Cost: \$				<u>— 0 —</u>	_____

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 forthwith 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: ELECT. ENG. ENTERPRISES, INC
Authorized Signature: Wayne H Elin
Signer's Printed Name: Wayne H Elin
Signer's Title: President

STATE OF FLORIDA
COUNTY OF HILLSBOROUGH

For an entity: The forgoing instrument was sworn (or affirmed) before me this 29 day of May, 2018 by Wayne H Elin as President of Electrical Engineering Enterprises, a/n Partnership Joint Venture LLC Corp Other: _____, on behalf of such entity. Such individual is personally known to me or produced a/n _____ state driver's license as identification.

For an individual: The forgoing instrument was sworn (or affirmed) before me this ___ day of _____, 20___ by _____, who is personally known to me or produced a/n _____ state driver's license as identification.

[NOTARY SEAL]

Nicole Wilson
Notary Public, State of Florida
Notary Printed Name: Nicole Wilson
Commission No.: _____



TAMPA BID BOND

Contract 17-C-00027; Howard F. Curren AWTP Motor Control Center 59 and 59A Replacement

KNOW ALL MEN BY THESE PRESENTS, that we, Electrical Engineering Enterprises, Inc.

(hereinafter called the Principal) and FCCI Insurance Group

(hereinafter called the Surety) a Corporation chartered and existing under the laws of the State of Florida, with its principal offices in the City of Sarasota, FL, 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 17-C-00027, Howard F. Curren AWTP Motor Control Center 59 and 59A Replacement.

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 25th day of May, 2018

Principal:

Electrical Engineering Enterprises, Inc.

BY Wayne H. Ellis Wayne H. Ellis

TITLE President

BY _____

TITLE _____

Charlie Salyer Charlie Salyer
Producing Agent

11470 N 53rd St., Temple Terrace, FL 33617
Producing Agent's Address

Associates Insurance Agency
Name of Agency

Charlie@Associatesins.com 813-988-1234

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





More than a policy. A promise.

GENERAL POWER OF ATTORNEY

Know all men by these presents: That the FCCI Insurance Company, a Corporation organized and existing under the laws of the State of Florida (the "Corporation") does make, constitute and appoint:

Daniel Brenman; Michael Rogers; Jason Farquhar; Jennifer A Fava; Trevor McCarthy;

Barry Ryan; Charlie Salyer; Sharon E Taylor; Tracy E Todd

Each, its true and lawful Attorney-in-Fact, to make, execute, seal and deliver, for and on its behalf as surety, and as its act and deed in all bonds and undertakings provided that no bond or undertaking or contract of suretyship executed under this authority shall exceed the sum of (not to exceed \$7,500,000): \$7,500,000.00

This Power of Attorney is made and executed by authority of a Resolution adopted by the Board of Directors. That resolution also authorized any further action by the officers of the Company necessary to effect such transaction.

The signatures below and the seal of the Corporation may be affixed by facsimile, and any such facsimile signatures or facsimile seal shall be binding upon the Corporation when so affixed and in the future with regard to any bond, undertaking or contract of surety to which it is attached.

In witness whereof, the FCCI Insurance Company has caused these presents to be signed by its duly authorized officers and its corporate Seal to be hereunto affixed, this 25TH day of September, 2016.

Attest: Craig Johnson, President FCCI Insurance Company

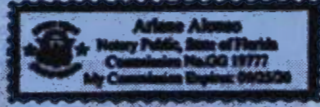


Thomas A. Koval Esq., EVP, Chief Legal Officer, Government Affairs and Corporate Secretary FCCI Insurance Company

State of Florida County of Sarasota

Before me this day personally appeared Craig Johnson, who is personally known to me and who executed the foregoing document for the purposes expressed therein.

My commission expires: 9/25/2020

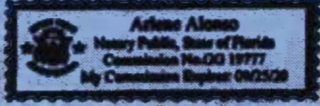


Arlene Alonso Notary Public

State of Florida County of Sarasota

Before me this day personally appeared Thomas A. Koval, Esq., who is personally known to me and who executed the foregoing document for the purposes expressed therein.

My commission expires: 9/25/2020



Arlene Alonso Notary Public

CERTIFICATE

I, the undersigned Secretary of FCCI Insurance Company, a Florida Corporation, DO HEREBY CERTIFY that the foregoing Power of Attorney remains in full force and has not been revoked; and furthermore that the February 24, 2014 Resolution of the Board of Directors, referenced in said Power of Attorney, is now in force.

Dated this 25TH day of May, 2016

Thomas A. Koval, Esq., EVP, Chief Legal Officer, Government Affairs and Corporate Secretary



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

**Page 1 of 4 – DMI Solicited/Utilized Schedules
City of Tampa – Schedule of **All Solicited** Sub-(Contractors/Consultants/Suppliers)
(FORM MBD-10)**

Contract No.: 17-C-00027 Contract Name: HF Curren AWTP MCC 59 & 59A REPLACEMENT
Company Name: ELECT. ENG. ENTERPRISES, INC Address: 5316 E. HENRY AVE, TAMPA, FL. 33610
Federal ID: 59-3554532 Phone: 800-740-9601 Fax: 800-740-9360 Email: CLEARWATERS@ELECTENG.COM

Check applicable box(es). Detailed Instructions for completing this form are on page 2 of 4.

No Firms were contacted or solicited for this contract.

No Firms were contacted because: _____

See attached list of additional Firms solicited and all supplemental information (List must comply to this form)

Note: Form MBD-10 must list ALL subcontractors solicited including Non-minority/small businesses

NIGP Code Categories: Buildings = 909, General = 912, Heavy = 913, Trades = 914, Architects = 906, Engineers & Surveyors = 925, Supplier = 912-77

S = SLBE W=WMBE O = Neither	Company Name Address Phone, Fax, Email	Type of Ownership (F=Female M=Male) BF BM = African Am. HF HM = Hispanic AF AM = Asian Am. NF NM = Native Am. CF CM = Caucasian	Trade or Services NIGP Code (listed above)	Contact Method L=Letter F=Fax E=Email P=Phone	Quote or Response Received Y/N
Federal ID					
	N/A				

It is hereby certified that the information provided is an accurate and true account of contacts and solicitations for sub-contracting opportunities on this contract.

Signed: [Signature] Name/Title: KENT CLEARWATERS Date: 5/29/18

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



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.: 17-C-00029 Contract Name: HF CURTIS AWTIP, MCC 59, 59A REPLACEMENT
Company Name: ELECT. ENG. ENTERPRISES, INC. Address: 5316 E. HENRY AVE, TAMPA, FL. 33610
Federal ID: 59-3554532 Phone: 800-740-9601 Fax: 800-740-9360 Email: CLEARWATERS@ELECTENG.COM

Check applicable box(es). Detailed Instructions for completing this form are on page 4 of 4.

[] 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

[X] 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 = 912-77

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

S = SLBE W = WMBE O = Neither	Company Name Address	Type of Ownership (F=Female M=Male) BF BM = African Am. HF HM = Hispanic Am. AF AM = Asian Am. NF NM = Native Am. CF CM = Caucasian	Trade, Services, or Materials NIGP Code Listed above	\$ Amount of Quote. Letter of Intent (LOI) if available	Percent of Scope or Contract %
Federal ID	Phone, Fax, Email	N/A			

Total ALL Subcontract / Supplier Utilization \$ 0.00
Total SLBE Utilization \$ 0.00
Total WMBE Utilization \$ 0.00
Percent SLBE Utilization of Total Bid/Proposal Amt. 0 % Percent WMBE Utilization of Total Bid/Proposal Amt. 0 %

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: KENT CLEARWATERS Date: 5/29/18

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