

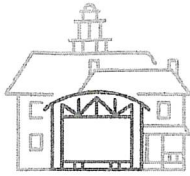


TOWN OF VIENNA, VIRGINIA

FREEMAN STORE PEDESTRIAN BRIDGE

CONTRACT NUMBER: IFB 22-03

UPC NUMBER: 111404



TOWN OF
VIENNA
since 1890

Purchasing Office

INVITATION FOR BID

IFB NUMBER: IFB 22-03

IFB SUBJECT: FREEMAN STORE PEDESTRIAN BRIDGE CONSTRUCTION

BID DUE DATE: NOVEMBER 16, 2021 @11:00 AM

PUBLIC OPENING: VIENNA TOWN HALL
OFFICE OF THE PURCHASING AGENT
127 CENTER STREET, SOUTH
VIENNA, VIRGINIA 22180

All inquiries should be made, in writing, to Gina Gilpin, Purchasing Agent, at ggilpin@viennava.gov by **November 3, 2021, AT 2:00 PM.** Questions received after the deadline may not be answered.

PURPOSE:

The Town of Vienna is accepting bids for the construction of the Proposed Freeman Store Pedestrian Bridge Connector to the Washington and Old Dominion (W&OD) Regional Trail project located at 131 Church Street NE. The scope of this project is to provide general contraction services that include, but are not limited to, establishing a trail detour, erosion and sediment controls, partial existing structure demolition, concrete and timber bridge substructures, steel and timber bridge superstructures, trail pavement reconstruction, pavement markings and signage, and minor modifications to the historic Freeman Store and Museum building for bridge structure attachment.

On the above date and at the time specified, bids so received will be publicly opened and read aloud. Sealed bids will be received by the Purchasing Office of the Town of Vienna, 127 Center Street S, Vienna, VA until **November 16, 2021, at 11:00:00 AM**, at which time they will be publicly opened and read.

Bids must arrive on or before the time and date as stated. No bid will be accepted after the above-specified time for the due date of bids. Bids that arrive late due to the fault of, included but not limited to, the U. S. Postal Service, United Parcel Service, DHL, FEDEX, any delivery/courier service, any other carrier, as well as any electronic means, are still considered late and shall not be accepted by the Town. Such bids shall remain unopened and will be returned to the submitting entity upon request.

This IFB may be downloaded from the Town's website at: www.viennava.gov

Town of Vienna
Freeman Store Bridge

IFB 22-03 Freeman Store Pedestrian Bridge
Official Town Bid Form
UPC 111404

All costs required to complete all the work in accordance with the Contract Documents shall be included in the unit prices as required.

BID FORM PRICING MUST BE FILLED OUT ELECTRONICALLY

NOTE: The Town will be responsible for items 5, 9, 12, 21, and 22 (See IFB Package For Details).

	Item	Qty	Unit	Unit \$	Total
1	Mobilization (NTE 10% of total bid)	1	LS	\$ 11,470.00	\$ 11,470.00
2	Construction Surveying	1	LS	\$ 18,250.00	\$ 18,250.00
3	Temporary Silt Fence (Type A)	90	LF	\$ 7.25	\$ 652.50
4	Temporary Diversion Dike	12	LF	\$ 225.00	\$ 2,700.00
5					
6	Demolition of Pavement (Flexible)	48	SY	\$ 38.50	\$ 1,848.00
7	Aggregate Base Material (No. 21A)	11	TON	\$ 223.00	\$ 2,453.00
8	Asphalt Concrete TY. SM 9.5A	5.3	TON	\$ 432.00	\$ 2,289.60
9					
10	Timber Crib Wall Repair	1	LS	\$ 8,680.00	\$ 8,680.00
11	Remove Portion of Existing Structure	1	LS	\$ 31,980.00	\$ 31,980.00
12					
13	Structure Excavation	19.0	CY	\$ 125.80	\$ 2,390.20
14	Select Backfill Abutment Zone	5.0	TON	\$ 525.00	\$ 2,625.00
15	Geocomposite wall drain	4.0	SY	\$ 795.00	\$ 3,180.00
16	Pipe Underdrain (4 inch)	20.0	LF	\$ 125.00	\$ 2,500.00
17	Concrete Class A3	6.0	CY	\$ 3,580.00	\$ 21,480.00
18	Reinforcing Steel	730	LB	\$ 10.25	\$ 7,482.50
19	Lumber, Treated	2.00	MFBM	\$ 32,850.00	\$ 65,700.00
20	Structural Steel A709 Grade 50	2700	LB	\$ 9.25	\$ 24,975.00
21					
22					
23	Permanent Seeding	1	LS	\$ 3,520.00	\$ 3,520.00
24	Drilled Hole for 18" Caissons	36	LF	\$ 432.80	\$ 15,580.80
				Total:	\$ 229,756.60

In compliance With This Invitation For Bids And To All The Conditions Imposed Therein, The Undersigned Offers And Agrees To Furnish The Goods/Services At The Price(s) Indicated above. By my signature on this solicitation, I certify that this firm/individual and subcontractor is properly licensed for providing the goods/services specified.

Name And Address Of Firm:

Franco's Liberty Bridge, Inc
6426 Aaron Ln.
Clinton, MD

Zip Code: 20735

E-mail Address: Sredis8@FrancoLibertyBridge.com

FEI FIN NO. 45-4132411

Virginia Contractor License No. 2705172226

Class: A Specialty Codes: H/C

Date:

By:

Name: Fred's Franco

Title: Officer - PM

Fax Number: (240) 453-3397

Telephone Number: (301) 877-7797

State Corporation Commission ID Number: F1891045

IFB 22-03 FREEMAN STORE PEDESTRIAN BRIDGE CONSTRUCTION

VENDOR NAME Franco's Liberty Bridge, Inc

SECTION G
FORM OF BID

PROJECT NAME: **FREEMAN STORE PEDESTRIAN BRIDGE CONSTRUCTION**

TO: Town of Vienna
Purchasing Agent
127 Center Street South
Vienna, Virginia 22180

CONTRACT NUMBER: IFB 22-03

FROM:

Franco's Liberty Bridge, Inc

6426 Aaron Ln, Clinton, MD, 20735

301-877-7747

- A. Having carefully examined the Contract Documents entitled **FREEMAN STORE PEDESTRIAN BRIDGE CONSTRUCTION**, and having visited the site and examined all conditions affecting the work, the undersigned agrees to furnish all labor and material, equipment and services necessary for the proper and timely completion of the work as required by said documents.

This bid is subject to all terms and conditions set forth in the Bidding Documents, defined in Paragraph A-2 of the Information for Bidders.

The undersigned agrees, if awarded the Contract, to execute and totally complete the work for the stipulated sum of:

BID: Two-hundred twenty-nine thousand, seven hundred
Sixty-six and sixty cents Dollars (\$ 229,756.60)

(The above total price shall be listed using both words and numbers. In the event the base bid and the extension of unit prices do not agree, the unit prices shall govern. For discrepancies in Lump Sum bids, the written number shall govern over that in figures.)

- B. All formal and written informal bids or proposals shall include the following provisions:

1. Each bidder or offeror shall certify, upon signing a bid or proposal, that to the best of his or her knowledge no Town of Vienna official or employee having official responsibility for the procurement transaction, or member of his or her immediate family, has received or will receive any financial benefit of more than nominal or minimal value relating to the award of this contract. If such a benefit has been received or will be received, this fact shall be disclosed with the bid or proposal or as soon thereafter as it appears that such a benefit will be received. Failure to disclose the information

IFB 22-03 FREEMAN STORE PEDESTRIAN BRIDGE CONSTRUCTION

VENDOR NAME Franco's Liberty Bridge, Inc

prescribed above may result in suspension or debarment, or rescission of the contract made, or could affect payment pursuant to the terms of the contract.

2. Whenever there is reason to believe that a financial benefit of the sort described in Paragraph 1 has been or will be received in connection with a bid, proposal or contract, and that the contractor has failed to disclose such benefit or has inadequately disclosed it, the Town of Vienna, as a prerequisite to payment pursuant to the contract, or at any other time, may require the contractor to furnish, under oath, answers to any interrogatories related to such possible benefit.
- C. If notified of acceptance of this proposal and contract award within forty-five (45) calendar days after receipt of bids, the undersigned agrees to execute a contract for the above-named project Work and the above-stated consideration on the form required, within fifteen (15) calendar days of such notification. The undersigned hereby designates the office address stated on the first page of this proposal as the address to which a Notice to Award of this construction contract may be delivered and to which all office correspondence and notices may be mailed, or delivered by any means, unless the Owner is otherwise notified in writing.
- D. The undersigned acknowledges receipt of the following addenda, and that the cost, if any, of such revisions has been included in the bid sum:

ADDENDUM RECEIVED (Initial and Date)

Addendum No. 1. _____ Addendum No. 4. _____
Addendum No. 2. _____ Addendum No. 5. _____
Addendum No. 3. _____ Addendum No. 6. _____
- E. Included herein is the required written guarantee, "Contract Bond Certification" form, issued by a surety company licensed to conduct business in Virginia and acceptable to the Owner. This guarantee states that in the event a Contract is awarded to the bidder, the said surety will furnish a Performance Bond and a Labor and Material Payment Bond in an amount required by the Contract Documents in Section A, Information to Bidders, Paragraph A-10.
- F. Included as a part of this Bid are the following documents which are to be submitted on the forms required, pages G-3 through G-12, as applicable.

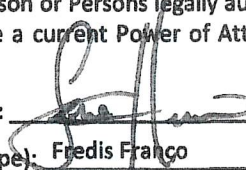
1. The required Bid Security provided as Cash, Cashier's Check, Certified Bidder's Check, or an acceptable Bid Bond.

The Bidder will ensure that the Bid Bond form contained herein is properly executed by an approved Surety and submitted with the Proposal Form at the time and the place on which bids are scheduled to be received. The failure on the part of a Bidder to enclose an executed copy of the Town of Vienna approved Bid Bond with the Proposal Form or a Certified or Cashier's check or cash may result in the disqualification of the Bid.

2. A Certified Listing of Safety Violations, in accordance with Paragraph A-23 of the Information for Bidders. Said certification is made on the "Certification of Safety Violations" form and all other forms found in this section (B);
3. "Acknowledgement of Principal of Bidder..." form;
4. The statistical "Small and Minority Business Data" form;
5. The required "Contract Bond Certification" form;
6. If applicable, the "Bidder's Request for Equal Product or Substitution and Bidder's Representations" form;

IFB 22-03 FREEMAN STORE PEDESTRIAN BRIDGE CONSTRUCTION

VENDOR NAME Franco's Liberty Bridge, Inc

7. If applicable, the Firm Fixed Price Bid and/or Alternate Bid forms provided at the end of this Section (B).
- G. The undersigned hereby acknowledges that he has read and understands the varied nature of the work, the Drawings and Specifications, Addenda and all other Contract Documents pertaining to this project. The undersigned certifies that the Contract Documents are, in his opinion, adequate, feasible and complete for performing the Work and constructing the Work in a sound and suitable manner for the use specified and intended by the Contract Documents. The undersigned further certifies that he has, or has available, the equipment, personnel, materials, facilities and technical and financial ability necessary to complete the Work in accordance with the Contract Documents and within the time specified therein. The Bidder certifies that he has made allowances for normal inclement weather indigenous to the Project site.
- H. The following information is provided pursuant to the Contract Documents:
1. Legal Name of Firm:
Franco's Liberty Bridge, Inc
 - a. If Firm is a corporation, State that corporation is organized under the laws of the State of Maryland. Please affix corporate seal to this Form of Bid.
 - b. If Firm is a partnership, state names of partners: N/A
 - c. If Firm is an individual using a trade name, state name of individual: N/A
 2. Virginia Contractor Registration Number: 2705172226 ; Class: A
 3. Signature of Person or Persons legally authorized to bind Bidder to a Contract. A Bid submitted by an agent shall have a current Power of Attorney attached certifying the agent's authority to bind the Bidder.
 - a. Signature:  Date: 11/15/21
 - b. Name (Type): Fredis Franco
 - c. Title: Officer-PM
 - d. Address: 6426 Aaron Ln, Clinton, MD, 20735
- (CORPORATE SEAL)
- I. The names and addresses of other persons interested as principals in this proposal are as follows:
Jose C. Franco

IFB 22-03 FREEMAN STORE PEDESTRIAN BRIDGE CONSTRUCTION

VENDOR NAME Franco's Liberty Bridge, Inc

BID BOND

KNOW ALL MEN BY THESE PRESENTS, That we, Franco's Liberty Bridge, Inc.

(Bidder's Name)

6426 Aaron Lane, of Clinton MD 20735
(Street Address) (City, State, Zip)

hereinafter called the Principal, and RLI Insurance Company

(Surety's Name)

a corporation organized and existing under the Laws of the State of IL, and authorized to transact business in the State of Virginia, as Surety, hereinafter called Surety, are held and firmly bound unto the Town of Vienna, Virginia hereinafter called Obligee, in the Penal sum of Five Percent of the Amount Bid (5%) of the amount bid, good and lawful money of the United States of America, for the payment of which the Principal and Surety bind themselves, their heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.


The Condition of this Obligation is such that, WHEREAS the Principal has submitted a proposal to the Obligee on a contract for IFB 22-03 FREEMAN STORE PEDESTRIAN BRIDGE CONSTRUCTION.

NOW THEREFORE, if the Obligee shall accept the bid of the Principal and the Principal shall enter into a Contract with the Obligee in accordance with the terms of such bid, and give such bond or bonds as may be specified in the Bidding or Contract Documents with good and sufficient surety for the faithful performance of such construction for the prompt payment of labor and material furnished in the prosecution thereof, or in the event of the failure of the Principal to enter such Contract and give such bond or bonds, if the Principal shall pay to the Obligee the difference not to exceed the penalty hereof between the amount specified in said bid and such larger amount for which the Obligee 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.

BID BOND-CONTINUED

In witness whereof, we have hereunto set our signatures and seal this 16th day of November,
2021, all pursuant to due authorization.

Franco's Liberty Bridge, Inc.


Principal

(SEAL)

By: RLI Insurance Company
Surety

IFB 22-03 FREEMAN STORE PEDESTRIAN BRIDGE CONSTRUCTION

VENDOR NAME Franco's Liberty Bridge, Inc

By: Benjamin L. Mathews
Attorney-in-Fact in accordance Benjamin L. Mathews
with the attached Power of Attorney



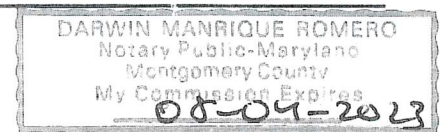
STATE OF Maryland
County Montgomery) SS:
TOWN OF Montgomery

I, Darwin Romero a Notary Public in and for the State and Town aforesaid, do hereby certify that
Fred's Franco and Benjamin L. Mathews, whose names are signed to the foregoing bond,
this day personally appeared before me in my aforesaid State and Town and acknowledged the same.

Given under my hand seal this 15th day of November, 2021

Notary Public (SEAL)

My Commission expires:



POWER OF ATTORNEY

RLI Insurance Company Contractors Bonding and Insurance Company

9025 N. Lindbergh Dr. Peoria, IL 61615
Phone: 800-645-2402

Know All Men by These Presents:

That this Power of Attorney is not valid or in effect unless attached to the bond which it authorizes executed, but may be detached by the approving officer if desired.

That **RLI Insurance Company** and/or **Contractors Bonding and Insurance Company**, each an Illinois corporation, (separately and together, the "Company") do hereby make, constitute and appoint:

Benjamin L. Mathews, Anthony J. Pung, Catherine M. Mathews, jointly or severally

in the City of Columbia, State of Maryland its true and lawful Agent(s) and Attorney(s) in Fact, with full power and authority hereby conferred, to sign, execute, acknowledge and deliver for and on its behalf as Surety, in general, any and all bonds and undertakings in an amount not to exceed Twenty Five Million Dollars (\$25,000,000.00) for any single obligation.

The acknowledgment and execution of such bond by the said Attorney in Fact shall be as binding upon the Company as if such bond had been executed and acknowledged by the regularly elected officers of the Company.

RLI Insurance Company and/or **Contractors Bonding and Insurance Company**, as applicable, have each further certified that the following is a true and exact copy of a Resolution adopted by the Board of Directors of each such corporation, and is now in force, to-wit:

"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, any 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."

IN WITNESS WHEREOF, the **RLI Insurance Company** and/or **Contractors Bonding and Insurance Company**, as applicable, have caused these presents to be executed by its respective Vice President with its corporate seal affixed this 27th day of September, 2021.

**RLI Insurance Company
Contractors Bonding and Insurance Company**

By: B. W. Davis Vice President

State of Illinois }
County of Peoria } SS

CERTIFICATE

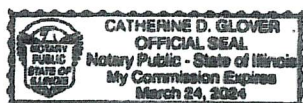
On this 27th day of September, 2021, before me, a Notary Public, personally appeared Barton W. Davis, who being by me duly sworn, acknowledged that he signed the above Power of Attorney as the aforesaid officer of the **RLI Insurance Company** and/or **Contractors Bonding and Insurance Company** and acknowledged said instrument to be the voluntary act and deed of said corporation.

I, the undersigned officer of **RLI Insurance Company** and/or **Contractors Bonding and Insurance Company**, do hereby certify that the attached Power of Attorney is in full force and effect and is irrevocable; and furthermore, that the Resolution of the Company as set forth in the Power of Attorney, is now in force. In testimony whereof, I have hereunto set my hand and the seal of the **RLI Insurance Company** and/or **Contractors Bonding and Insurance Company** this 16th day of November, 2021.

By: Catherine D. Glover
Catherine D. Glover Notary Public

**RLI Insurance Company
Contractors Bonding and Insurance Company**

By: Jeffrey D. Fick Corporate Secretary



IFB 22-03 FREEMAN STORE PEDESTRIAN BRIDGE CONSTRUCTION

VENDOR NAME Franco's Liberty Bridge, Inc

CERTIFICATION OF SAFETY VIOLATIONS

(Described in Article A-23)

I hereby certify that Franco's Liberty Bridge, Inc

(Name of Bidding Firm)

Located at; 6426 Aaron Ln, Clinton, MD, 20735

(Address of Bidding Firm)

has had the following safety violations described in Article A-23, paragraph A of the Information for Bidders, (if none so state):

NONE TO DATE

By: 

Principal

(SEAL)

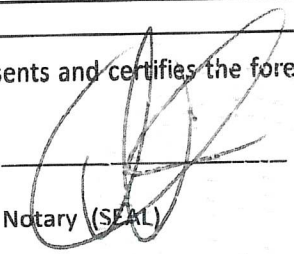
State of: Maryland)

) ss:

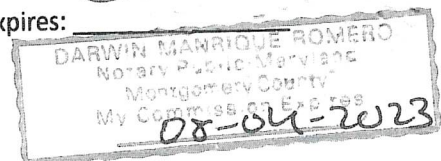
Town of: Montgomery)

On this 15th day of November 2021, before personally came and appeared Fred's Franco, to me known, who by me duly sworn, did depose and say that he is the Officer - PM of the Franco's Liberty Bridge

that he has the authority to bind the above named firm; and he represents and certifies the foregoing statements are, to the best of his knowledge, true and complete.


Notary (SEAL)

My Commission Expires:



IFB 22-03 FREEMAN STORE PEDESTRIAN BRIDGE CONSTRUCTION

VENDOR NAME Franco's Liberty Bridge, Inc

ACKNOWLEDGMENT OF PRINCIPAL OF BIDDER, IF A CORPORATION

State of Maryland
County of Montgomery) ss:

On this 15th day of November 2021 before me personally came and appeared Fredis Franco to me known, who, being by me duly sworn, did depose and say that he resides at: 6426 Aaron Lane, Clinton MD 20735

that he is the Officer-in-Charge of Franco's Liberty Bridge Inc the corporation described in and which executed the foregoing instrument; that he knows the seal of said corporation; that one of the impressions affixed to said instrument is an impression of such seal; that it was so affixed by order of the directors of said corporation; and that he signed his name thereto by like order.

(SEAL)
My Commission Expires: 08-04-2023
JUAN MANRIQUE ROMERO
Notary Public - Maryland
Montgomery County

ACKNOWLEDGMENT OF PRINCIPAL OF BIDDER, IF A PARTNERSHIP

State of _____)
County of _____) ss:

On this _____ day of _____, _____, before me personally came and appeared, to me known, and known to me to be one of the members of the firm of _____, described in and who executed the foregoing instrument, and he acknowledged to me that he executed the same as and for the act and deed of said firm.

(SEAL)
My Commission Expires: _____

ACKNOWLEDGMENT OF PRINCIPAL OF BIDDER, IF A SOLE PROPRIETORSHIP

State of _____)
County of _____) ss:

On this _____ day of _____, _____, before me personally came and appeared, to me known, and known to me to be the person described in and who executed the foregoing instrument and acknowledged that he executed same.

(SEAL)
My Commission Expires: _____

IFB 22-03 FREEMAN STORE PEDESTRIAN BRIDGE CONSTRUCTION

VENDOR NAME Franco's Liberty Bridge, Inc

SMALL AND MINORITY BUSINESS DATA

We hereby provide the following information to the Town of Vienna regarding our firm. We understand that it is provided for statistical purposes only and all firms tendering bids will receive equal consideration for award.

Minority Business Firm: Yes X; No _____.

Small Business Firm: Yes X; No _____.

Contractor Subcategory: K

Federal, State and Town Laws, orders and regulations, require the Town of Vienna to ensure that its procurement practices are non-discriminatory and promote equality of opportunity for Small and Minority Business Enterprises.

DEFINITIONS

The following definitions are to be used to identify Small Businesses, Minority Businesses and Contractor Subcategories:

Small Business: A corporation, partnership, sole proprietorship, or other legal entity formed for the purpose of making a profit, which is independently owned and operated, has either fewer than 100 employees, or less than \$1-Million in annual gross receipts.

Minority Business: A business enterprise that is at least 51-percent owned and controlled by a minority person or persons. Such persons include African Americans, Hispanic Americans, Asian Americans, American Indians, Eskimos and Aleuts; women regardless of race or ethnicity; and persons with a physical or mental impairment that substantially limits one or more of the major life activities of such individual, a record of such impairment, or who are regarded as having such an impairment.

Contractor Subcategories:

A = Woman-Owned	N = Asian American Woman-Owned
B = Small (Non-Minority)	O = Small, Asian American Owned
C = Small, Woman-Owned	P = Small, Asian American Woman-Owned
D = Sheltered Workshop	Q = American Indian Owned
E = African American Owned	R = American Indian Woman-Owned
F = African American Woman-Owned	S = Small, American Indian Owned
G = Small, African American Owned	T = Small, American Indian Woman-Owned
H = Small, African American Woman-Owned	U = Eskimo/Aleut Owned
I = Hispanic American Owned	V = Eskimo/Aleut Woman-Owned
J = Hispanic American Woman-Owned	W = Small, Eskimo/Aleut Owned
K = Small, Hispanic American Owned	X = Small, Eskimo/Aleut Woman-Owned
L = Small, Hispanic American Woman - Owned	Y = Large, Non-Minority
M = Asian American Owned	-- = Non-BML Firms

IFB 22-03 FREEMAN STORE PEDESTRIAN BRIDGE CONSTRUCTION

VENDOR NAME Franco's Liberty Bridge, Inc

CONTRACT BOND CERTIFICATION

TO: Town of Vienna
c/c Purchasing Agent
127 Center Street South
Vienna, Virginia 22180

DATE: November 16, 2021

FROM: (Surety) RLI Insurance Company
9025 N. Lindbergh Drive
Peoria IL 61615

REFERENCE: Project

Freeman Store Pedestrian Bridge Construction

Contract No. _____ Project No. IFB 22-03

Bidder: Franco's Liberty Bridge, Inc.

As surety for the above-named Bidder, the RLI Insurance Company

(Surety Name)

hereby certifies that we will promptly furnish the required Performance, Labor and Materials Payment and Guarantee Bonds, in separate instruments, as required by the General Conditions, on behalf of the above named Bidder, in the event that the said firm is determined to be the Successful Bidder and a construction contract is subsequently awarded for this project.

By: Benjamin L. Mathews

Attorney-in-Fact, Benjamin L. Mathews

in accordance with the attached Power of Attorney



POWER OF ATTORNEY
RLI Insurance Company
Contractors Bonding and Insurance Company

9025 N. Lindbergh Dr. Peoria, IL 61615
Phone: 800-645-2402

Know All Men by These Presents:

That this Power of Attorney is not valid or in effect unless attached to the bond which it authorizes executed, but may be detached by the approving officer if desired.

That **RLI Insurance Company** and/or **Contractors Bonding and Insurance Company**, each an Illinois corporation, (separately and together, the "Company") do hereby make, constitute and appoint:

Benjamin L. Mathews, Anthony J. Pung, Catherine M. Mathews, jointly or severally

in the City of Columbia, State of Maryland its true and lawful Agent(s) and Attorney(s) in Fact, with full power and authority hereby conferred, to sign, execute, acknowledge and deliver for and on its behalf as Surety, in general, any and all bonds and undertakings in an amount not to exceed Twenty Five Million Dollars (\$25,000,000.00) for any single obligation.

The acknowledgment and execution of such bond by the said Attorney in Fact shall be as binding upon the Company as if such bond had been executed and acknowledged by the regularly elected officers of the Company.

RLI Insurance Company and/or **Contractors Bonding and Insurance Company**, as applicable, have each further certified that the following is a true and exact copy of a Resolution adopted by the Board of Directors of each such corporation, and is now in force, to-wit:

"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, any 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."

IN WITNESS WHEREOF, the **RLI Insurance Company** and/or **Contractors Bonding and Insurance Company**, as applicable, have caused these presents to be executed by its respective Vice President with its corporate seal affixed this 27th day of September, 2021.



RLI Insurance Company
Contractors Bonding and Insurance Company

By: B. W. Davis

Barton W. Davis

Vice President

State of Illinois
County of Peoria

} SS

CERTIFICATE

On this 27th day of September, 2021, before me, a Notary Public, personally appeared Barton W. Davis, who being by me duly sworn, acknowledged that he signed the above Power of Attorney as the aforesaid officer of the **RLI Insurance Company** and/or **Contractors Bonding and Insurance Company** and acknowledged said instrument to be the voluntary act and deed of said corporation.

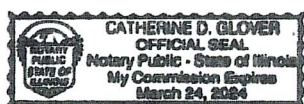
I, the undersigned officer of **RLI Insurance Company** and/or **Contractors Bonding and Insurance Company**, do hereby certify that the attached Power of Attorney is in full force and effect and is irrevocable; and furthermore, that the Resolution of the Company as set forth in the Power of Attorney, is now in force. In testimony whereof, I have hereunto set my hand and the seal of the **RLI Insurance Company** and/or **Contractors Bonding and Insurance Company** this 16th day of November, 2021.

RLI Insurance Company
Contractors Bonding and Insurance Company

By: Catherine D. Glover

Catherine D. Glover

Notary Public



By: Jeffrey D. Dick

Jeffrey D. Dick

Corporate Secretary



IFB 22-03 FREEMAN STORE PEDESTRIAN BRIDGE CONSTRUCTION

VENDOR NAME Franco's Liberty Bridge, Inc

BIDDER'S REQUEST FOR EQUAL PRODUCT OR
SUBSTITUTION AND BIDDER'S REPRESENTATIONS

FROM:

Franco's Liberty Bridge, Inc

6426 aron Ln, Clinton, MD, 20735

301-877-7747

In submitting this Bid, the Bidder declares its intention to provide the following equal product or substitution in accordance with Addendum No. N/A and warrants that he has complied with the requirements of Paragraph A-17 of the Information for Bidders.

Description of Product:

N/A

The undersigned Bidder hereby represents and certifies the following:

1. He has investigated the proposed equal product or method and determined that it is equal or better in all respects to that specified and that it fully complies with all requirements of the Contract Documents,
2. He has investigated the proposed substitution and has determined that it will satisfy all operational requirements as indicated in Contract Documents,
3. He will meet all contract obligations with regard to this equal products or substitution;
4. He will coordinate installation of accepted equal products or substitutions into the work, making all such changes and any required schedule adjustments, at no additional cost to the Owner, as may be required for the work to be complete in all respects;
5. He waives all claims for additional costs and additional time related to equal products or substitutions which consequently become apparent. He also agrees to hold the Owner harmless from claims for extra costs and time incurred by other subcontractors and suppliers, or additional services which may have to be performed by the A/E, for changes or extra work that may, at some later date, be determined to be necessary in order for the Work to function in the manner intended in the Contract Documents;
6. He will provide the same warranty and guarantee, and perform any work required in accordance therewith, for the equal product or substitution that is applicable to the specified item for which the equal product or substitution is requested;
7. Material will be installed, handled, stored, adjusted, tested, and operated in accordance with the manufacturer's recommendation and as specified in the Contract Documents;

IFB 22-03 FREEMAN STORE PEDESTRIAN BRIDGE CONSTRUCTION

VENDOR NAME Franco's Liberty Bridge, Inc

8. In all cases new materials shall be used unless this provision is waived by notice from the Owner or his A/E, or unless otherwise specified in the Contract Documents; and
9. All material and workmanship shall in every respect be in accordance with what, in the opinion of the Owner or A/E, is in conformity with approved modern practice.

Bidder Franco's Liberty Bridge, Inc
By: [Signature]
Title: Officer-PM

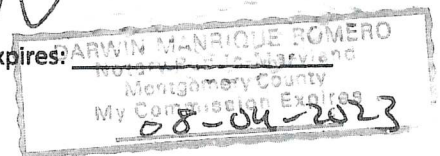
State of Maryland
County Montgomery) to wit:
Town of Montgomery

On the 15th day of November 2021 before me personally came and appeared, to me known, who by me duly sworn, did depose and say that he is the Officer-PM of the Franco's Liberty Bridge

that he has the authority to bind the above named firm; and he represents and certifies the foregoing statements are, to the best of his knowledge, true and complete.

(SEAL)

My Commission expires:



IFB 22-03 FREEMAN STORE PEDESTRIAN BRIDGE CONSTRUCTION

SECTION H. REFERENCES

NAME OF COMPANY Franco's Liberty Bridge, Inc

QUALIFICATION OF BIDDER - Bidders must have the capability and capacity in all respects to fully satisfy the contractual requirements. Indicate the length of time you have been in business providing this type of service and/or product; 9 Years, 11 Months. Provide a list of at least three (3) accounts, preferably governmental, that your company has provided similar goods and/or services to in the past twelve (12) months. PLEASE TYPE.

1. NAME - White Marsh Pedestrian Bridge

ADDRESS - 100 White Marsh Park Dr, Bowie, MD 20716

CONTACT/TITLE - Pat Rush, PMP-Project Manager

PHONE NUMBER - 240-544-5689

EMAIL - prush@cityofbowie.org

PROJECT - (DATE SERVICES/GOODS PROVIDED WITH BRIEF DESCRIPTION OF PROJECT) -

2019-Removal and Replacement of Timber & Concrete Structure Type Pedestrian Bridge using CIP drilled Shafts

2. NAME - Hooversmill road over Owens Creek Bridge Replacement

ADDRESS - Hooversmill road and Rocky Ridge Road, Frederick, MD, 21778

CONTACT/TITLE - Amanda Radcliffe, P.E

PHONE NUMBER - 301-600-1959

EMAIL - aradcliffe@FrederickCountyMD.gov

PROJECT - (DATE SERVICES/GOODS PROVIDED WITH BRIEF DESCRIPTION OF PROJECT) -

2021-Removal and Replacement of Truss Type Bridge, along with reconstruction of Wingwalls , Abutments, Asphalt and all related work

3. NAME - Greencastle Road over Little Paint Branch Bridge Replacement

ADDRESS - Greencastle Road, Laurel, MD, 20707

CONTACT/TITLE - Sophady Uong -Construction Manager

PHONE NUMBER - 301-883-5642

EMAIL - SUong@co.pg.md.us

PROJECT - (DATE SERVICES/GOODS PROVIDED WITH BRIEF DESCRIPTION OF PROJECT) -

Removal and Reconstruction of entire Superstructure and Substructure. Steel Beam erection and deck placement, Asphalt and thermoplastic pavement placements.

TITLE Officer-PM

BIDDER MUST SIGN EACH ADDITIONAL SHEET TO CERTIFY ITS CONTENT AND COMPLETION OF FORM.

COMMONWEALTH OF VIRGINIA
DEPARTMENT OF TRANSPORTATION
MINIMUM DBE REQUIREMENTS

PROJECT NO. Freeman Store Pedestrian Bridge

FHWA NO. _____

*** INSTRUCTIONS ***

THIS FORM CAN BE USED BY THE CONTRACTOR TO SUBMIT THE NAMES OF DBE FIRMS TO BE UTILIZED ON THE PROJECT. THE CONTRACTOR SHALL INDICATE THE DESCRIPTION OF THE CATEGORY (S, M, SP or H) AND THE TYPE OF WORK THAT EACH DBE WILL PERFORM AND THE ALLOWABLE CREDIT PER ITEM(S). ADDITIONAL SHEETS TO SHOW THE ALLOWABLE CREDIT PER ITEM MAY BE ATTACHED IF NECESSARY. **PLEASE NOTE:** THE AMOUNT OF ALLOWABLE CREDIT FOR A DBE SUPPLIER IS 60% OF THE TOTAL COST OF THE MATERIALS OR SUPPLIES OBTAINED AND 100% FOR A DBE MANUFACTURER OF THE MATERIALS AND SUPPLIES OBTAINED. A CONTRACTOR MAY COUNT 100% OF THE FEES PAID TO A DBE HAULER FOR THE DELIVERY OF MATERIALS AND SUPPLIES TO THE PROJECT SITE, BUT NOT FOR THE COST OF THE MATERIALS AND SUPPLIES THEMSELVES.

DBE REQUIREMENT 4 %

PERCENT ATTAINED BY BIDDER 4 %

NAMES(S) AND CERTIFICATION NO. OF DBE(S) TO BE USED	USED AS SUBCONTR. (S) MFG. (M) SUPPLIER (SP) HAULER (H)	TYPE OF WORK AND ITEM NO(S)	\$ AMOUNT OF ALLOWABLE CREDIT PER ITEM
Franco's Liberty Bridge, Inc 2604811	S	Wooden Bridge & Concrete	9,190.66
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
TOTAL			\$ 9,190.66

TOTAL CONTRACT VALUE \$ 229,766.60 x REQUIRED DBE 4 % = \$ 9,190.66

I/WE CERTIFY THAT THE PROPOSED DBE(S) SUBMITTED WILL BE USED ON THIS CONTRACT AS STATED HEREON AND ASSURE THAT DURING THE LIFE OF THE CONTRACT. I/WE WILL MEET OR EXCEED THE PARTICIPATION ESTABLISHED HEREON BY THE DEPARTMENT.

Franco's Liberty Bridge, Inc
BIDDER

BY


SIGNATURE

Project Manager

BY

11/18/21

TITLE

DATE

**COMMONWEALTH OF VIRGINIA
DEPARTMENT OF TRANSPORTATION**

PROJECT: Frabco's Liberty Bridge, Inc

FHWA:

This form must be completed, signed and returned with bid; and failure to do so may result in the rejection of your bid. **THE CONTRACTOR SHALL AFFIRM THE FOLLOWING STATEMENT EITHER BY SIGNING THE AFFIDAVIT AND HAVING IT NOTARIZED OR BY SIGNING THE UNSWORN DECLARATION UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE UNITED STATES. A SEPARATE FORM MUST BE SUBMITTED BY EACH PRINCIPAL OF A JOINT VENTURE BID.**

STATEMENT. In preparation and submission of this bid, I, the firm, corporation or officers, agents or employees thereof did not, either directly or indirectly, enter into any combination or arrangement with any persons, firm or corporation or enter into any agreement, participate in any collusion, or otherwise take any action in the restraint of free, competitive bidding in violation of the Sherman Act (15 U.S.C. Section 1) or Article 1.1 or Chapter 12 of Title 18.2 (Virginia Governmental Frauds Act), Sections 59.1-9.1 through 59.1-9.17 or Sections 59.1-68.6 through 59.1-68.8 of the Code of Virginia.

AFFIDAVIT

The undersigned is duly authorized by the bidder to make the foregoing statement to be filed with bids submitted on behalf of the bidder for contracts to be let by the Commonwealth Transportation Board.

Signed at _____, this _____ day of _____, 20 _____
County (City), STATE

By: _____
(Name of Firm) (Signature) Title (print)

STATE of _____ COUNTY (CITY) of _____

To-wit:

I _____, a Notary Public in and for the State and

County(City) aforesaid, hereby certify that this day _____

personally appeared before me and made oath that he is duly authorized to make the above statements and that such statements are true and correct.

Subscribed and sworn to before me this _____ day of _____, 20 _____

My Commission expires _____

Notary Public

**OR
UNSWORN DECLARATION**

The undersigned is duly authorized by the bidder to make the foregoing statement to be filed with bids submitted on behalf of the bidder for contracts to be let by the Commonwealth Transportation Board.

Signed at Clinton, Maryland, this 18 day of November, 20 21
County (City), STATE

Franco's Liberty Bridge, Inc
(Name of Firm)

By: _____
(Signature)

Officer-PM
Title (print)

ORDER NO.:
CONTRACT ID. NO.:

Form C-105
Rev. 7-13-05

COMMONWEALTH OF VIRGINIA
DEPARTMENT OF TRANSPORTATION
AFFIDAVIT

PROJECT: FREEMAN STORE PEDESTRIAN BRIDGE

FHWA:

This form must be completed, signed, notarized and returned with bid; and failure to do so, may result in the rejection of your bid. A separate form must be submitted by each principal of a joint venture bid.

1. I, the firm, corporation or officers, agents or employees thereof have neither directly nor indirectly entered into any combination or arrangement with any person, firm or corporation or entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with such contract, the effect of which is to prevent competition or increase the cost of construction or maintenance of roads or bridges.

During the preceding twelve months, I (we) have been a member of the following Highway Contractor's Associations, as defined in Section 33.2-1106 of the Code of Virginia. (If none, so state).

NAME	Location of Principal Office
N/A	N/A

2. I (we) have ☒, have not ☐, participated in a previous contract or subcontract subject to the equal opportunity clause, as required by Executive Orders 10925, 11114, or 11246, and that I/We have ☒, have not ☐, filed with the joint Reporting Committee, the Director of the Office of Federal Contract Compliance, a Federal Government contracting or administering agency, or the former President's Committee on Equal Employment Opportunity, all reports due under the applicable filing requirements.

Note: The above certification is required by the Equal Employment Opportunity Regulations of the Secretary of Labor [41 CFR 60-1.7(b)(1)], and must be submitted by bidders and proposed subcontractors only in connection with contracts and subcontracts which are subject to the equal opportunity clause. Contracts and subcontracts which are exempt from the equal opportunity clause are set forth in 41 CFR 60-1.5. (Generally only contract or subcontracts of \$10,000 or under are exempt.)

Currently, Standard Form 100 (EEO-1) is the only report required by the Executive Orders or their implementing regulations.

Proposed prime contractors and subcontractors who have participated in a previous contract or subcontract subject to the Executive Orders and have not filed the required reports should note that 41 CFR 60-1.7(b) (1) prevents the award of contract and subcontract unless such contractor submits a report covering the delinquent period or such other period specified by the Federal Highway Administration or by the Director, Office of Federal Contract Compliance, U.S. Department of Labor.

(Continued)

ORDER NO.:
CONTRACT ID. NO.:

Form C-105
page 2

3. The bidder certifies to the best of its knowledge and belief, that it and its principals:
- (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 offence 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 above; and
 - (d) Where the bidders is unable to certify to any of the statements in this certification, the bidder shall show an explanation below.

Explanations will not necessarily result in denial of award, but will be considered in determining bidder responsibility. For any explanation noted, indicate below to whom it applies, initiating agency, and dates of action. Providing false information may result in federal criminal prosecution or administration sanctions. The bidder shall provide immediate written notice to the Department if at any time the bidder learns that its certification was erroneous when submitted or has become erroneous by reason of change circumstances.

The undersigned is duly authorized by the bidder to make the foregoing statements to be filed with bids submitted on behalf of the bidder for contracts to be let by the Commonwealth Transportation Board.

Signed at Clinton, Maryland this 18 day of November, 20 21
County (City), STATE

Franco's Liberty Bridge, Inc

(Name of Firm)

By: [Signature]

(Signature)

Officer-PM

Title (print)

STATE of Maryland

COUNTY (CITY) of Montgomery

To-wit:

I Darwin Romero, a Notary Public in and for the State and
County(City) aforesaid, hereby certify that this day Tredis Franco

personally appeared before me and made oath that he is duly authorized to make the above statements
and that such statements are true and correct.

Subscribed and sworn to before me this 18th day of November, 20 21

My Commission expires

Notary Public

DARWIN MANRIQUE ROMERO
Notary Public-Maryland
Montgomery County
My Commission Expires

08-04-2023

**COMMONWEALTH OF VIRGINIA
DEPARTMENT OF TRANSPORTATION
CERTIFICATION OF BINDING AGREEMENT
WITH
DISADVANTAGED BUSINESS ENTERPRISE FIRMS**

Project No.:

Federal Project No.:

This form is to be submitted in accordance with the Department's Special Provision for Section 107.15.

It is hereby certified by the below signed Contractors that there exists a written quote, acceptable to the parties involved preliminary to a binding subcontract agreement stating the details concerning the work to be performed and the price which will be paid for the aforementioned work. This document is not intended to, nor should it be construed to, contain the entire text of the agreement between the contracting parties. This document does not take the place of, nor may it be substituted for, an official subcontracting agreement in those situations that may require such an agreement. A copy of the fully executed *subcontract agreement* shall be submitted to the Engineer within fourteen (14) business days after contract execution.

It is further certified that the aforementioned mutually acceptable quote and fully executed subcontract agreement represent the entire agreement between the parties involved and that no conversations, verbal agreements, or other forms of non-written representations shall serve to add to, delete, or modify the terms as stated.

The prime Contractor further represents that the aforementioned mutually acceptable quote and fully executed subcontract agreement shall remain on file for a period of not less than one year following completion of the prime's contract with the Department or for such longer period as provisions of governing Federal or State law or regulations may require. For purposes of this form, the term Prime Contractor shall refer to any Contractor utilizing a DBE subcontractor, regardless of tier, in which they are claiming DBE credit toward the contract goal.

Contractors further jointly and severally represent that said binding agreement is for the performance of a "commercially useful function" as that term is employed in 49 C.F.R. Part 26.55 (c), (d).

**TO BE SIGNED BY THE SUBCONTRACTOR TO THE PRIME CONTRACTOR, AND ANY LOWER TIER
SUBCONTRACTORS HAVING A CONTRACT WITH THE BELOW NAMED DBE FIRM**

Prime Contractor Franco's Liberty Bridge, Inc

By: 

Signature

Officer-PM

Title

Date: 11/18/21

First Tier
Subcontractor if
Applicable

Franco's Liberty Bridge, Inc

By: 

Signature

Secretary

Title

Date: 11/18/21

Second Tier
Subcontractor if
Applicable

By: _____
Signature Title
Date: _____

Third Tier
Subcontractor if
Applicable

By: _____
Signature Title
Date: _____

DBE Contractor

By: _____
Signature Title
Date: _____