

To: Mayor and Council

From: Katie Sickles Date: June 4, 2025

Agenda Item: Cemetery Pedestrian Crossing Submitted bid

#### **DISCUSSION:**

Name of Project: Cemetery Pedestrian Crossing

2025 Budget: \$55,000 Bid Amount: \$72,000

#### PROJECT:

The project site includes a US 24 Pedestrian Crossing at Cemetery Road. The Town is in receipt of a CDOT permit to proceed with installation.

A resolution has not been drafted due to the \$17,000 difference between budget and bid. The Contractor has asked to remove the Bond requirement for the project and Inter-Mountain Engineering will continue value engineering for the project. Jeff Spanel from Inter-Mountain will be able to provide more details regarding the project.

#### STRATEGIC PLAN ALIGNMENT:

#### **Town of Minturn Strategic Plan 2025-2027**

- Vision: To ensure Minturn's future as a neighborly mountain community.
- Mission: Manage Minturn's growth, including water infrastructure and affordable housing for locals while remaining environmentally & fiscally sustainable.
- Values: Integrity, Transparency, Collaboration & Resourcefulness

DIRECTION: The Town Engineer and staff are seeking direction.

ATTACHMENTS: Bid Submitted

# TOWN OF MINTURN CEMETERY ROAD CROSSING BID FORM April 30, 2025

A. BII	DDER	<b>INFOR</b>	MATION	•
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Please Print Signature and Title

	360 Civil, Inc.							
Mailing Address:	Box 2247							
City, State, Zip Code	Gypsum, Colorado 81637							
Phone Number:	(970) 471 - 1052							
B. INSURANCE CERTIFIC	CATES: YES X NO							
c. <u>Insurance require</u>	EMENTS							
Act of Colorado and an Work under this contra HUNDRED THOUSA THOUSAND DOLLA DOLLARS (\$500,000)  2. Comprehensive Gener MILLION DOLLARS (\$1,000,000) aggregate shall include coverage operations), personal in contractual, independe	on insurance to cover obligations imposed by the Workers' Compensation my other applicable laws for any employee engaged in the performance of act, and Employers' Liability insurance with minimum limits of FIVE AND DOLLARS (\$500,000) each accident, FIVE HUNDRED ARS (\$500,000) disease - policy limit, and FIVE HUNDRED THOUSAND disease - each employee.  Tal Liability insurance with minimum combined single limits of ONE (\$1,000,000) each occurrence and ONE MILLION DOLLARS e. The policy shall be applicable to all premises and operations. The policy for bodily injury, broad form property damage (including completed njury (including coverage for contractual and employee acts), blanket ent contractors, products, and completed operations. The policy shall explosion, collapse, and underground hazards. The policy shall contain a s provision.							
injury and property day occurrence and ONE M Contractor's owned, hi	mobile Liability insurance with minimum combined single limits for bodily mage of not less than ONE MILLION DOLLARS (\$1,000,000) each MILLION DOLLARS (\$1,000,000) aggregate with respect to each of ired and/or non-owned vehicles assigned to or used in performance of the nall contain a severability of interests provision.							
services. The policy sh	an contain a bovolatinty of interests provision.							
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services. The policy sh  D. SPECIAL CONDITIONS  Acknowledgement of all A	S:							

# TOWN OF MINTURN CEMETERY ROAD CROSSING BID FORM April 30, 2025

Terms, Conditions and Specifications are included in the IFB and on the Plans for the Project.

PRINT THE WORDS "NO EXCEPTIONS" HERE:

No Exceptions								
F THERE ARE NO EXCEPTIONS TAKEN TO ANY OF THE TERMS, CONDITIONS, OR SPECIFICATIONS OF THESE PROPOSAL DOCUMENTS. IF THERE ARE EXCEPTIONS TAKEN TO ANY OF THESE TERMS, CONDITIONS, OR SPECIFICATIONS OF THESE PROPOSAL DOCUMENTS, THEY MUST BE CLEARLY STATED ON A SEPARATE SHEET OF PAPER, ATTACHED TO THIS PROPOSAL SHEET AND RETURNED WITH YOUR PROPOSAL PACKAGE.								
COMPANY 360 Civil, Inc.								
ADDRESS Box 2247, Gypsum, Colorado 81637								
CONTACT_ Jeremy Sheaffer								
геlephone (970) 471 - 1052								
PRINT NAME AND TITLE Jeremy Sheaffer, Vice President								
Jeren eaffer AUTHORIZED SIGNATURE 2025.05.07 8:07-06'00'								
DATE May 7th, 2025								
REFERENCES Provide a list (which includes contacts and phone numbers) of three local firms for which you have provided similar type of services described herein.								
1. Name: Matt Wadey Phone Number: (970) 343 - 9109								
2. Name: Matt Figgs Phone Number: (970) 390 - 7131								
3. Name: Todd Goulding Phone Number: (970) 331 - 1732								

# Cemetery Road Crossing

Bid Form



72,000.00	TOTAL - Construction Costs	- Cons	TOTAL	
47,000.00	Subtotal - Roadway Construction	Roadwa	Subtotal -	
		:		
5,500.00	Subtotal			
				c.
				Ь
5,500.00	5,500.00	LS	1	a Thermopisatic Cross Walk Markings
				2.2 Miscellaneous
41,500.00	Subtotal			
10,000.00	10,000.00	LS	-	d. Installation
11,500.00	11,500.00	LS	-	c. 2 - eanch TAPCO RRFB Solar 65/50 Radio SOP, DS, Amber, PB, H Pole X2 (30" W11-2 Arrangement)
5,000.00	2,500.00	ΕA	2	b. Sign Bases
15,000.00	15,000.00	LS	4- <b>3</b>	Excavation and Backfill
		1	315 02 030	2.1 Roadway
				2 Roadway Construction
			:	
25,000.00	Subtotal - General Conditions	al - Gen	Subtot	
2,500.00	2,500.00	S	1	d Construction Staking
12,500.00	12,500.00	LS	1	c. Traffic Control
2,500.00	2,500.00	LS	1	b Bonds
7,500.00	7,500.00	LS	1	a Mobilization (Includes Material Testing)
				1 General Conditions
Total	Unit Price	Unit	Quantity	Item Description
urveyors	Engineers & Surveyors	Engi	CIVII	Date:April 30, 2025
RING	ENGINEERING	M		Project Number: 25-0001

<sup>\*\*</sup>Disclaimer: Engineer quantity estimates are based on current plans and current information available at this time. Actual quantities and costs may change once the project elements are finalized or negotiated or due to construction market volatility, unforeseen conditions and time of construction.

### PROSPECTIVE CONSULTANT'S CERTIFICATE REGARDING EMPLOYING OR CONTRACTING WITH ILLEGAL ALIENS

FROM	<b>∕</b> 1:	
36	0 Civil, Inc.	
(Pros <sub>j</sub>	pective Contractor)	
TO:	Town of Minturn 302 Pine St. Minturn, CO 81645	
Projec	et Name	
Cer	metery Road Crossing	_
	Bid Number	Project No. 25-0001
of the illega emplowork admir Admir	e date of this certification, I (we) do not all alien who will perform work under the asymment eligibility of all employees who a under the Agreement through particular particular construction of the United States Department	ntified bid, I (we) do hereby certify that, as of knowingly employ or contract with an Agreement and that I (we) will confirm the are newly hired for employment to perform a pation in either the E-Verify Program of Homeland Security and Social Security ministered by the Colorado Department of
Execu	ated this 10th day of May,	2025 , 2015.
	ective Contractor 360 Civil, Inc.	
Ву:	Jeremy J Sheaffer	
Its:	Vice President Title	
(Inser	t the Individual, Corporate or Partnership	Certificate as appropriate)

## **PAIA** Document A310™ - 2010

#### **Bid Bond**

#### **CONTRACTOR:**

(Name, legal status and address) 360 CIVIL, INC. P. O. Box 2247 Gypsum, Colorado 81637

#### OWNER:

(Name, legal status and address)
TOWN OF MINTURN, COLORADO
P. O. Box 309, 302 Pine Street
Minturn, Colorado 81645

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

#### SURETY:

(Name, legal status and principal place of business)

ARCH INSURANCE COMPANY Harborside 3, 210 Hudson Street, Suite 300 Jersey City, New Jersey 07311-1107

This document has important tegal consequences. Consultation with an attorney is encouraged with respect to its completion or modification.

Any singular reference to Contractor, Surety, Owner or other party shall be considered plural where applicable.

#### **PROJECT:**

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

**Cemetery Road Crossing** 

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

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

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

Signed and sealed this 12th day of May, 2025

360 CIVIL, INC.

(Couractor as Printing) (Seal)

By

(Title)

ARCH INSURANCE COMPANY

(Surety)

(Witness) Zach Rothey Littleton, Colorado

(Title) Cynthia M. Burnett, Attorney-in-Fact

CAUTION: You should sign an original AIA Contract Document, on which this text appears in RED. An original assures that changes will not be obscured.

Init.

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This Power of Attorney limits the acts of those named herein, and they have no authorsy to bind the Company except in the manner and to the extent herein stated. Not valid for Note, Loan, Letter of Credit, Currency Rate, Interest Rate or Residential Value Guarantees.

#### POWER OF ATTORNEY

#### Know All Persons By These Presents:

That the Arch Insurance Company, a corporation organized and existing under the laws of the State of Missouri, having its principal administrative office in Jersey City, New Jersey (hereinafter referred to as the "Company") does hereby appoint:

#### Cynthia M. Burnett, Douglas J. Rothey, Erik Ulibarri and Kimberly Payton of Littleton, CO (EACH)

its true and lawful Attorney(s)in-Fact, to make, execute, seal, and deliver from the date of issuance of this power for and on its behalf as surety, and as its act and deed: Any and all bonds, undertakings, recognizances and other surety obligations, in the penal sum not exceeding One Hundred Fifty Million Dollars (\$150,000,000.00). This authority does not permit the same obligation to be split into two or more bonds In order to bring each such bond within the dollar limit of authority as set forth herein.

The execution of such bonds, undertakings, recognizances and other surety obligations in pursuance of these presents shall be as binding upon the said Company as fully and amply to all intents and purposes, as if the same had been duly executed and acknowledged by its regularly elected officers at its principal administrative office in Jersey City, New Jersey.

This Power of Attorney is executed by authority of resolutions adopted by unanimous consent of the Board of Directors of the Company on August 31, 2022, true and accurate copies of which are hereinafter set forth and are hereby certified to by the undersigned Secretary as being in full force and effect:

"VOTED, That the Chairman of the Board, the President, or the Executive Vice President, or any Senior Vice President, of the Surety Business Division, or their appointees designated in writing and filed with the Secretary, or the Secretary shall have the power and authority to appoint agents and attorneys-in-fact, and to authorize them subject to the limitations set forth in their respective powers of attorney, to execute on behalf of the Company, and attach the seal of the Company thereto, bonds, undertakings, recognizances and other surety obligations obligatory in the nature thereof, and any such officers of the Company may appoint agents for acceptance of process."

This Power of Attorney is signed, sealed and certified by facsimile under and by authority of the following resolution adopted by the unanimous consent of the Board of Directors of the Company on August 31, 2022:

VOTED, That the signature of the Chairman of the Board, the President, or the Executive Vice President, or any Senior Vice President, of the Surety Business Division, or their appointees designated in writing and filed with the Secretary, and the signature of the Secretary, the seal of the Company, and certifications by the Secretary, may be affixed by facsimile on any power of attorney or bond executed pursuant to the resolution adopted by the Board of Directors on August 31, 2022, and any such power so executed, sealed and certified with respect to any bond or undertaking to which it is attached, shall continue to be valid and binding upon the Company. In Testimony Whereof, the Company has caused this instrument to be signed and its corporate seal to be affixed by their authorized officers, this 3rd day of March, 2023.

> SEAL 1971

Attested and Certified

STATE OF PENNSYLVANIA SS **COUNTY OF PHILADELPHIA SS**  Arch Insurance Company

Stephen C. Ruschak, Executive Vice President

I, Michele Tripodi, a Notary Public, do hereby certify that Regan A. Shulman and Stephen C. Ruschak personally known to me to be the same persons whose names are respectively as Secretary and Executive Vice President of the Arch Insurance Company, a Corporation organized and existing under the laws of the State of Missouri, subscribed to the foregoing instrument, appeared before me this day in person and severally acknowledged that they being thereunto duly authorized signed, sealed with the corporate seal and delivered the said instrument as the free and voluntary act of said corporation and as their own free and voluntary acts for the uses and purposes therein set forth.

Missouri

Commonwealth of Pennsylvania - Notary Seal MICHELE TRIPODI, Notary Public Philadelphia County My Commission Expires July 31, 2025

ripodi, Notary Public My commission expires 07/31/2025

#### CERTIFICATION

I, Regan A. Shulman, Secretary of the Arch Insurance Company, do hereby certify that the attached Power of Attorney dated March 3, 2023 on behalf of the person(s) as listed above is a true and correct copy and that the same has been in full force and effect since the date thereof and is in full force and effect on the date of this certificate; and I do further certify that the said Stephen C. Ruschak, who executed the Power of Attorney as Executive Vice President, was on the date of execution of the attached Power of Attorney the duly elected Executive Vice President of the Arch Insurance Company.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seal of the Arch Insurance Company on this 12th day of 20<u>25</u>.

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

PLEASE SEND ALL CLAIM INQUIRIES RELATING TO THIS BOND TO THE FOLLOWING ADDRESS: Arch Insurance - Surety Division 3 Parkway, Suite 1500

Philadelphia, PA 19102

Insurance CORPORAT SFAL 1971 Missouri

To verify the authenticity of this Power of Attorney, please contact Arch Insurance Company at SuretyAuthentic@archinsurance.com Please refer to the above named Attorney-in-Fact and the details of the bond to which the power is attached.

AICPOA040120 Printed in U.S.A.



Dear Policyholder,

Thank you for choosing Federated Insurance to handle your insurance and risk management needs. The attached certificate document(s) have been issued or updated.

Please feel free to contact us with any additional changes, additions or deletions that may be needed by contacting the Federated Client Contact Center at:

E-mail:

clientcontactcenter@fedins.com

Phone:

1-888-333-4949

Fax:

507-446-4664

Thank you for your business!

**Client Contact Center** 

Enclosed:

Certificate Document(s)



#### **CERTIFICATE OF LIABILITY INSURANCE**

DATE (MM/DD/YYYY) 01/04/2025

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s)

CI	certificate does not confer rights to the certificate holder in lieu of such endorsement(s).										
PRODUCER  CONTACT NAME: CLIENT CONTACT CENTER											
	PERATED MUTUAL INSURANCE COMPA ME OFFICE: P.O. BOX 328	PHONE (A/C, No, Ext): 888-333-4949 (A/C, No): 507-446-4664									
	ATONNA, MN 55060	EMAIL									
	·			ADDRESS: CLIENTCONTACTCENTER@FEDINS.COM  INSURERS AFFORDING COVERAGE NAIC #							
									13935		
INSU	DED.				LDCKATED WIL	TOAL ING	JICHIGE COMPA	-	10000		
	PAVING, LLC., 360 CIVIL, INC.				INSURER B:						
	BOX 2247				INSURER C:						
GYI	SUM, CO 81637-2247				INSURER D:						
					INSURER E:						
					INSURER F:						
			UMBER: 0			VISION NU					
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					i .	1	100	01			
					Nulslee R. Tower						

LAURAW



#### CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY) 2/26/2025

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

tl	ils certificate does not confer rights	to the	cert	ificate holder in lieu of su							
	DUCER				CONTA					100 1110	
Mountain West Insurance - Glenwood 201 Centennial St 4th Floor					PHONE (A/C, No, Ext): (970) 945-9111 FAX (A/C, No): (970)					970) 9	945-2350
	twood Springs, CO 81601				ENANE	SS:					
						INS	URER(S) AFFOR	RDING COVERAGE			NAIC #
					INSURE	RA: Pinnace	ol Assuran	ce			41190
INSL	RED				INSURE	R B : Westch	ester Surplu	is Lines Insura	nce Con	pany	10172
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	PO Box 2247				INSURE	RD:		697575	- 10		
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	If yes, describe under DESCRIPTION OF OPERATIONS below							E.L. DISEASE - PO	LICY LIMIT	\$	1,000,000
В	Pollution Liability			G48636275001		5/20/2024	5/20/2025	Aggregate			2,000,000
В	Pollution Liability			G48636275001		5/20/2024	5/20/2025	Aggregate			2,000,000
Mair Proj	CRIPTION OF OPERATIONS / LOCATIONS / VEHK I Street (US 24) Pedestrian Improveme ect No. RMS M890-002 IT Project Code: 25362	CLES (nts	ACOR	1 D 101, Additional Remarks Schede	ule, may t	e attached if mo	re spece is requi	red)	1		
CE	RTIFICATE HOLDER				CANO	CELLATION					
	Town of Minturn PO Box 309 302 Pine St.				THE	EXPIRATION	N DATE TH	ESCRIBED POLICE REREOF, NOTICE CY PROVISIONS.			
302 Pine St. Minturn, CO 81645					AUTHORIZED REPRESENTATIVE						

## OFFICE OF THE SECRETARY OF STATE OF THE STATE OF COLORADO

#### CERTIFICATE OF FACT OF GOOD STANDING

I, Jena Griswold, as the Secretary of State of the State of Colorado, hereby certify that, according to the records of this office,

360 Civil, Inc.

is a

#### Corporation

formed or registered on 12/04/2014 under the law of Colorado, has complied with all applicable requirements of this office, and is in good standing with this office. This entity has been assigned entity identification number 20141740884.

This certificate reflects facts established or disclosed by documents delivered to this office on paper through 05/08/2025 that have been posted, and by documents delivered to this office electronically through 05/10/2025 @ 13:21:36.

I have affixed hereto the Great Seal of the State of Colorado and duly generated, executed, and issued this official certificate at Denver, Colorado on 05/10/2025 @ 13:21:36 in accordance with applicable law. This certificate is assigned Confirmation Number 17287871



Secretary of State of the State of Colorado

Notice: A certificate issued electronically from the Colorado Secretary of State's website is fully and immediately valid and effective. However, as an option, the issuance and validity of a certificate obtained electronically may be established by visiting the Validate a Certificate page of the Secretary of State's website, https://www.coloradosos.gov/biz/CertificateSearchCriteria.do entering the certificate's confirmation number displayed on the certificate, and following the instructions displayed. Confirming the issuance of a certificate optional and is not necessary to the valid and effective issuance of a certificate. For more information, visit our website, https://www.coloradosos.gov.click "Businesses, trademarks, trade names" and select "Frequently Asked Questions."