

REPUBLIC PARKS – AQUATIC CENTER EXPANSION  
CITY OF REPUBLIC  
REPUBLIC, MO

SECTION 000310 - BID FORM - REVISED

TO: Mr. Jared Keeling, Asst. City Admin and Parks & Recreation Director  
City of Republic  
Fire Station 1  
701 US-60, Republic, MO 65738.  
Republic, Missouri 65738

FROM: **Branco Enterprises, Inc.**

(Name of Bidder)

**12033 E Hwy 86**

(Address of Bidder)

**Neosho, MO 64850**

FOR: **Republic Aquatic Center Expansion**  
**City of Republic**  
**Republic, Missouri 65738**

The undersigned, as Bidder, hereby declares that the only person, or persons interested in the bid as principal or principals, is or are, named herein and that no other person than therein mentioned has any interest in this bid or in the Contract to be entered into; that this bid is made without connection with any other person, company or parties, making a bid, and that it is in all respects fair and in good faith without collusion or fraud.

The Bidder further declares that he has examined the site of the work and informed himself fully in regard to all conditions pertaining to the place where the work is to be done and the scope of work required; that he has examined the Drawings and Specifications for the Work and Contractual Documents relative thereto and that he has satisfied himself relative to the Work to be performed.

The Bidder proposes and agrees, if this bid is accepted, to Contract with the Owner, furnishing thereby all services, labor, and material to complete the construction and described requirements of the Drawings, Specifications, and Contractual Documents.

Receipt of the following Addenda to the Contract Documents is acknowledged:

Addendum No. 1, Dated 2/21/2023;

Addendum No. 2, Dated 3/03/2023;

Addendum No. \_\_\_\_\_, Dated \_\_\_\_\_;

Bidder has attached hereto included the notarized "Certification of Bidders Non-Excluded from Federal or State Programs"

List the Pre-qualified Pool Contractor to be utilized on this project:

General Contractors may only utilize Pool Contractors approved by formal addendum. Failure to list an approved Pool Contractor will result in disqualification of the entire bid.

NAME: **Branco Enterprises, Inc.**

ADDRESS: **12033 E Hwy 86, Neosho, MO 64850**

PHONE NUMBER: **417.451.5250**

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(Fill in both options)

**OPTION #1 - SUBSTANTIAL COMPLETION DATE OF MAY 12, 2024:**

**BASE BID PROPOSAL:**

Bidder agrees to perform all related Work of the Plans and Specifications and as stated in "Scope of Services to be Performed" for the sum of:

(WRITTEN) Eight million thirty one thousand —  
(NUMERIC) \$ 8,031,000<sup>00</sup>

**OPTION #2 - SUBSTANTIAL COMPLETION DATE OF JUNE 16, 2024:**

**BASE BID PROPOSAL:**

Bidder agrees to perform all related Work of the Plans and Specifications and as stated in "Scope of Services to be Performed" for the sum of:

(WRITTEN) Eight million —  
(NUMERIC) \$ 8,000,000<sup>00</sup>

**BID ALTERNATES:** (See section 012300)

Alternate No. 1: **DUAL WATERSLIDE**

**DEDUCT:**  
(WRITTEN) Four hundred forty thousand —  
(NUMERIC) \$ 440,000<sup>00</sup>

Alternate No. 2: **UV CHAMBER**

**DEDUCT:**  
(WRITTEN) Fifty three thousand —  
(NUMERIC) \$ 53,000<sup>00</sup>

Alternate No. 3: **CONCRETE TERRACE WITH SUNSHADE**

**DEDUCT:**  
(WRITTEN) Twenty thousand —  
(NUMERIC) \$ 20,000<sup>00</sup>

Alternate No. 4: **POOL HOUSE PERGOLA**

**DEDUCT:**  
(WRITTEN) two hundred sixty thousand —  
(NUMERIC) \$ 260,000<sup>00</sup>

Circle One: Steel  Aluminum

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(NUMERIC) \$ 260,000<sup>00</sup>

Alternate No. 5: **REDUCED UNDERSTORY PLANTING AREA**

**DEDUCT:**

(WRITTEN)

twenty three thousand

(NUMERIC) \$ 23,000<sup>00</sup>

**UNIT PRICES:** (See Section 012200)

A. Unit Price No. 1: Site/Earthwork.

- a. General excavation and **removal from site** of unclassified material or unsuitable materials. Cost for more or less than that shown on plans. Fill in one price only. \$ 34<sup>00</sup>/cu.yd.
- b. General excavation and **relocation on site** of unclassified material or unsuitable materials. Cost for more or less than that shown on plans. Re-spreading of soil will be required. Erosion control measures will be required. Fill in one price only. \$ 4<sup>00</sup>/cu.yd.
- c. Earth borrow; in place (non-structural) – (from site material) \$ 5<sup>00</sup>/cu.yd.
- d. Earth borrow; in place (non-structural) - (from off-site material) \$ 25<sup>00</sup> /cu.yd.
- e. Compacted engineered fill or structural fill; in place - (from site material) \$ 5<sup>00</sup>/cu.yd.
- f. Compacted engineered fill or structural fill; in place - (from off-site material) \$ 23<sup>00</sup>/cu.yd.
- g. Compacted drainage fill, in place (clean ¾" crushed stone). \$ 30<sup>00</sup>/cu.yd.
- h. Compacted granular fill, in place (base rock and gravel). \$ 25<sup>00</sup>/cu.yd.
- i. Price for rock excavation:
  - 1) Mass Rock \$ 150<sup>00</sup>/cu.yd.
  - 2) Footing & Trench Rock less than 10 feet below existing grade. \$ 265<sup>00</sup>/cu.yd.
  - 3) Pit Rock \$ 350<sup>00</sup>/cu.yd.
- j. Compacted shot rock, in place (8"- unless otherwise approved by the geotechnical engineer). \$ 35<sup>00</sup>/cu.yd.
- k. Flowable fill, in place. \$ 200<sup>00</sup>/cu.yd.

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**COMPLETION DATE:** The bidder, if awarded the contract, hereby agrees to commence work under this Contract on or before a date to be specified in a written Notice to Proceed from the Owner and to establish Substantial Completion of all work no later than **May 12, 2024 or June 16, 2024 (to be determined by which Base Bid option is accepted)**.

The bidder recognizes that liquidated damages at a rate of \$1,000.00 per calendar day thereafter will be assessed for project completion time greater than stated above, except as may be modified per Contract Modification procedures.

**CONDITIONS:** The above bid shall include all labor, materials and/or services required to do the work as well as profit, overhead, bond premium, etc., to totally cover the finished work called for, all in accordance with the Drawings, Specifications, and other Contract Documents.

Bidder agrees that this proposal, including all alternates, shall remain valid and may not be withdrawn for a period of forty-five (45) calendar days after the scheduled closing time for receiving bids.

Bidder understands that the Owner reserves the right to reject any or all bids and to waive any informalities in the bidding.

Bidder hereby acknowledges that the proposal includes all allowances as stipulated in Section 012100 Allowances.

Bidder hereby agrees to, acknowledges and warrants that this proposal fully complies with all conditions and requirements of the bid letting as set forth in the Instruction to Bidders, the Notice to Bidders, the Contract Document, and in accordance with state and local statutes for public bid procedures.

(SEAL - if by corporation)

Respectfully submitted,

**Branco Enterprises, Inc.**

**12033 E Hwy 86, Neosho, MO 64850**

Business Address

Bidder License No.

Date: **March 7**, 2023

By  **Justin Branham**

Title **President**

END OF SECTION 000310



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SECTION 000430 – SUBCONTRACTS AND SUBCONTRACTOR LISTING

PART 1 - GENERAL

1.1 RELATED DOCUMENTS

- A. Drawings and general provisions of the Contract, including General and Supplementary Conditions and Division 01 Specification Sections, apply to this Section.

1.2 SUBCONTRACTS

- A. **General Contractor shall use standard AIA Form A401 for all subcontracts.** Failure to use such form, and/or use of any other format of subcontract, shall not relieve the Contractor of compliance with all requirements of the Contract with the Owner.
- B. Subcontracts shall comply with Article 5 of the General Conditions.

1.3 SUBCONTRACTOR LISTING

- A. Bidders are required to declare the major Subcontractors proposed for the Project.
  - 1. Each general contractor submitting a bid on this project shall fill in the List of Subcontractors included in the Form of Bid and **submit this list to the Architect with the bid form.**
    - a. One alternate subcontractor may be listed for any item, if the General Contractor has not made a final determination due to outcome of Bid Alternate selections, or if General Contractor has not determined qualifications of first listed subcontractor.
    - b. Failure to submit a fully completed list by the time specified may constitute grounds for rejection of bid.
  - 2. Prior to the award of the contract the Architect will notify the bidder in writing of substantial objection to any person or organization on the list submitted with the bid proposal. If the Owner or the Architect has a reasonable and substantial objection to any person or organization the Owner may: (1) require that the other named subcontractor be utilized instead, or (2) require the bidder to submit an acceptable substitute with the difference in cost, if any occasioned thereby. If the bidder submits an acceptable substitute with verifiable evidence of an increase in value by such substitutions, the owner may, at its discretion, (1) accept the original named subcontractor, (2) accept the increased bid price, (3) negotiate an alternative, and mutually agreed upon solution, or (4) disqualify the bidder and release the bid security.
  - 3. Subcontractors and other persons and organizations proposed by the bidder must be used in the work for which they were proposed and shall not be changed except with the written approval of the Owner and Architect. The availability of another subcontractor at a lower cost to the General Contractor after bid opening shall not constitute good cause for such substitution.

1.4 LISTING

- A. Please indicate the subcontractors listed below and submit to Architect no later than time specified in Section 1.3.

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LIST OF SUBCONTRACTORS:

1. **Pool Subcontractor (must be pre-qualified)** Branco Enterprises, Inc.  
Address/Phone 12033 E Hwy 86, Neosho, MO 64850  
417.451.5250  
Alternate Subcontractor (must be pre-qualified) \_\_\_\_\_
2. **Concrete Subcontractor** Branco Enterprises  
Address/Phone Springfield, MO  
Alternate Subcontractor \_\_\_\_\_
3. **Earthwork Subcontractor** Branco  
Address/Phone Springfield, MO  
Alternate Subcontractor \_\_\_\_\_
4. **Asphalt Subcontractor** Springfield Striping & Sealing  
Address/Phone Springfield, MO  
Alternate Subcontractor \_\_\_\_\_
5. **Steel Subcontractor** Design fabrication  
Address/Phone Springfield, MO  
Alternate Subcontractor \_\_\_\_\_
6. **Wood Truss Supplier** Retkemper Truss  
Address/Phone Springfield, MO  
Alternate Subcontractor Branco Enterprises  
INSTALLERS (if other than above) →  
Name & City Springfield, MO
7. **Masonry Subcontractor** Jerry Bennett  
Address/Phone Springfield, MO  
Alternate Subcontractor Thorton, MO
8. **Roofing Subcontractor** Watkins Roofing  
Address/Phone Columbia, MO  
Alternate Subcontractor \_\_\_\_\_

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9. **Suspended Ceilings Subcontractor** Branco Enterprises  
Address/Phone Springfield, MO  
Alternate Subcontractor \_\_\_\_\_
10. **Painting Subcontractor** Morgan Painting & Sandblasting  
Address/Phone home, MO  
Alternate Subcontractor \_\_\_\_\_
11. **Fabric Shade Structure Supplier** All Inclusive Rec  
Address/Phone Farmington, MO  
Alternate Subcontractor 1
- INSTALLERS (if other than above) Branco Enterprises,  
Name & City Springfield, MO
12. **Landscaping Subcontractor** A-1 walls & landscaping  
Address/Phone Ozark, MO  
Alternate Subcontractor \_\_\_\_\_
13. **Plumbing Subcontractor** SECO  
Address/Phone Springfield, MO  
Alternate Subcontractor \_\_\_\_\_
14. **HVAC Subcontractor** SECO  
Address/Phone Springfield, MO  
Alternate Subcontractor \_\_\_\_\_
15. **Electrical Subcontractor** A1 - Electric  
Address/Phone Springfield, MO  
Alternate Subcontractor Falcon Electric  
Springfield, MO

END OF SECTION 000430



# Document A310™ – 2010

Conforms with The American Institute of Architects AIA Document 310

## Bid Bond

### CONTRACTOR:

(Name, legal status and address)

Branco Enterprises, Inc.  
12033 E Highway 86  
Neosho, MO 64850

### SURETY:

(Name, legal status and principal place of business)

Western Surety Company  
7400 College Blvd., #650  
Overland Park, KS. 66210 (800) 888-3269

### Mailing Address for Notices

This document has important legal 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.

### OWNER:

(Name, legal status and address)

City of Republic, Missouri  
204 N. Main Avenue  
Republic, MO. 65738

**BOND AMOUNT:** Five Percent of Amount Bid \*\*\* (\$ 5% \*\*\*)

### PROJECT:

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


Republic Aquatic Center Expansion  
Republic, Missouri

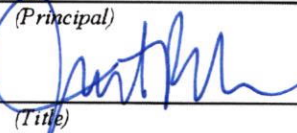
The Contractor and Surety are bound to the Owner in the amount set forth above, for the payment of which the Contractor and Surety bind themselves, their heirs, executors, administrators, successors and assigns, jointly and severally, as provided herein. The conditions of this Bond are such that if the 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.

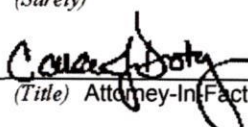

When this Bond has been furnished to comply with a statutory or other legal requirement in the location of the Project, any provision in this Bond conflicting with said statutory or legal requirement shall be deemed deleted herefrom and provisions conforming to such statutory or other legal requirement 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 07th day of March, 2023

  
\_\_\_\_\_  
(Witness)

Branco Enterprises, Inc.  
\_\_\_\_\_  
(Principal)  (Seal)  
Justin Branham  
\_\_\_\_\_  
(Title) President

  
\_\_\_\_\_  
(Witness)

Western Surety Company  
\_\_\_\_\_  
(Surety)  (S)  
  
\_\_\_\_\_  
(Title) Attorney-In-Fact



# Western Surety Company

## POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

**Gary L Yost, Callae J Doty, S Christine Townsend, Thomas A Montileone, Brandi Jo Bradley, Daniel A Cavender, Sherry R Feeler, Jessica F Miller, Paula S Goodin, Individually**

of Springfield, MO, its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

### - In Unlimited Amounts -

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney, pursuant to the authority hereby given, are hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law printed on the reverse hereof, duly adopted, as indicated, by the shareholders of the corporation.

In Witness Whereof, WESTERN SURETY COMPANY has caused these presents to be signed by its Vice President and its corporate seal to be hereto affixed on this 19th day of July, 2022.



WESTERN SURETY COMPANY

*Paul T. Bruflat*

Paul T. Bruflat, Vice President

State of South Dakota }  
County of Minnehaha } ss

On this 19th day of July, 2022, before me personally came Paul T. Bruflat, to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is the Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

My commission expires  
March 2, 2026



*M. Bent*

M. Bent, Notary Public

### CERTIFICATE

I, L. Nelson, Assistant Secretary of WESTERN SURETY COMPANY do hereby certify that the Power of Attorney hereinabove set forth is still in force, and further certify that the By-Law of the corporation printed on the reverse hereof is still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said corporation this 07th day of March, 2023.



WESTERN SURETY COMPANY

*L. Nelson*

L. Nelson, Assistant Secretary

**Authorizing By-Law**

**ADOPTED BY THE SHAREHOLDERS OF WESTERN SURETY COMPANY**

This Power of Attorney is made and executed pursuant to and by authority of the following By-Law duly adopted by the shareholders of the Company.

Section 7. 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, and 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.

# CNA SURETY

## Digital Seal, Signature Authority and Enforceability

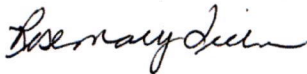
This communication is being provided on behalf of all CNA Surety companies, including **Western Surety Company, Continental Casualty Company, The Continental Insurance Company, American Casualty Company of Reading, Pennsylvania, and National Fire Insurance Company of Hartford** (collectively and individually referred to as "CNA Surety").

The use of an electronic image of the corporate seal of any CNA Surety company (the "Digital Seal") and the attachment of the Digital Seal to any surety bond issued by a CNA Surety company is authorized. Each CNA Surety company acknowledges and agrees that the Digital Seal may be affixed to any CNA Surety bond and relied upon to the same extent as if a raised corporate seal were physically attached to the bond. Also, as permitted by law, the electronic delivery and submission of any surety bond on behalf of each CNA Surety company and the execution of such surety bonds by an attorney-in-fact of the CNA Surety company using a digital signature shall have the same legal effect as delivery of a tangible original with the original "wet" signature of the attorney-in-fact.

Delivery of a digital copy of this Digital Seal, Signature Authority and Enforceability notice, executed electronically, to an Obligee or Obligee's representative shall constitute effective execution and delivery of this notice and shall have the same legal effect as delivery of a tangible original of the notice with my original "wet" signature.

In Witness Whereof, this has been executed by the Vice President and Surety General Counsel for each of the CNA Surety companies.

Dated this 7th day of April, 2020.



Rosemary Quinn  
Vice President and Surety General Counsel on behalf of



**Western Surety Company**



**The Continental Insurance Company**



**Continental Casualty Company**



**National Fire Insurance Company of Hartford**



**American Casualty Company of Reading, Pennsylvania**

**BIDDER'S NOT EXCLUDED FROM FEDERAL OR STATE PROGRAMS**

**(This CERTIFICATION must be NOTORIZED)**

**THIS CERTIFICATION MUST BE COMPLETED BY THE BIDDER IF THE ANTICIPATED CONTRACT IS \$100,000 OR MORE**

The undersigned, an authorized representative of the BIDDER, hereby warrants, represents and certifies that the following statements are correct.

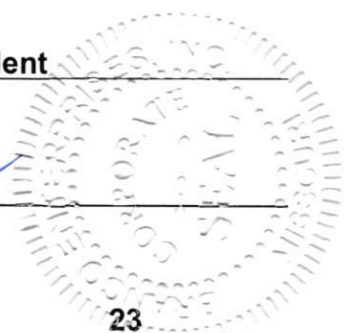
1. That the undersigned has the authority to execute this Certification on behalf of the BIDDER;
2. That the BIDDER has not been excluded from any Procurement and Non-procurement Programs with the United States government as identified by the U.S. General Service Administration Office of Acquisition Policy or from any other state or local governmental agency or department.

The undersigned understands that these representations go to the essence of the bid or proposal and of any resulting contract and that false statements with regard to or actions in violation of these representations, at any time during the bidding process or performance of any other resulting contract, may constitute grounds for disqualification of any bid/proposal or termination of any contract.

**Justin Branham, President**

Print Name and Title

Signature



Subscribed and sworn to before me this 7<sup>th</sup> day of March 23 ~~20xx~~

*Melissa A Collins*

Notary Public

My Commission Expires:

12/12/25

