

Proposal To: City of Tupelo, Lee County, Mississippi
Purchasing Office, City Hall 1st Floor
71 East Troy Street
Tupelo, MS 38804

Bid For: WARD 4 BARNES CROSSING SIDEWALKS
Project No.: STP-0430-00(047)LPA/109149-701000
Bid No. 2024-024PW

Proposal From: J.M. Duncan INC.
PO Box 1355
Ripley, MS 38663
C.O.R. #: 16029-MC

Proposal Date: JUNE 19th, 2024 @ 10:00 AM

Addendum #1 - 6-6-24
Addendum #2 - 6-10-24

X	Office Review
X	PSE
X	Final PSE
X	Street Ready
	Executed

CITY OF TUPELO

PROPOSAL AND CONTRACT DOCUMENTS FOR

FEDERAL AID PROJECT NO.
STP-0430-00(047)LPA/109149
(Lee County)

Construction of Sidewalks
along North Gloster Street to Barnes Crossing Road

May 2024

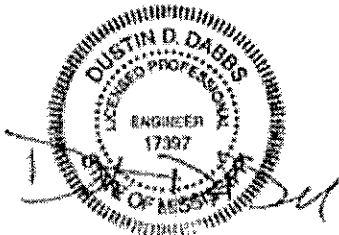
By:

Dabbs Corporation

I certify that this a true and correct copy of the original proposal and contract documents on file, located in the City of Tupelo, this _____ day of _____, 20__.

LPA Official

Project Engineer



Dustin Dabbs, P.E.

05/01/2024

Date

RECEIPT OF ADDENDUM NO. 1

This document shall represent and confirm that bidder has received and acknowledges
ADDENDUM NO. 1 for the project listed below:

**Ward 4 Barnes Crossing Sidewalks
STP-0430-00(047)LPA/109149-701000**

PLEASE RETURN BY:

EMAIL TO: dustin@dabbscorp.com


Company Name: J.M. Duncan Inc.

Contact Person: MATT DUNCAN

Address: P.O. Box 1355, Ripley, MS 38663

Phone: 662-882-3231

Fax: 662-993-8579 Email: jmduncaninc@yahoo.com



Signature

6-7-24

Date

RECEIPT OF ADDENDUM NO. 2

This document shall represent and confirm that bidder has received and acknowledges
ADDENDUM NO. 2 for the project listed below:

**Ward 4 Barnes Crossing Sidewalks
STP-0430-00(047)LPA/109149-701000**

PLEASE RETURN BY:

EMAIL TO: dustin@dabbscorp.com

Company Name: J.M. Duncan, Inc.

Contact Person: Randle Boyd

Address: P.O. Box 1355, Ripley, MS 38663

Phone: 662-882-3231

Fax: 662-993-8579 Email: jmduncaninc@yahoo.com
rboyd.jmd@yahoo.com

Randle Boyd
Signature

6-17-24
Date

SECTION 905 - PROPOSAL

Last Edited 6/12/2018

Date 6-11-24TO: City of Tupelo
71 East Troy St
Tupelo, MS 38804Sirs: The following proposal is made on behalf of MATT DUNCAN
of J. M. Duncan, Inc.

for constructing the following designated project(s) within the time(s) hereinafter specified.

The plans are composed of drawings and blue prints on file in the offices of City Clerk
Tupelo City Hall, 71 East Troy St, Tupelo, Mississippi. 38804

The Specifications are the current Standard Specifications of the Mississippi Department of Transportation approved by the Federal Highway Administration, except where superseded or amended by the plans, Special Provisions and Notice(s) to Bidders attached hereto and made a part thereof.

I (We) certify that I (we) possess a copy of said Standard and any Supplemental Specifications.

Evidence of my (our) authority to submit the Proposal is hereby furnished. The proposal is made without collusion on the part of any person, firm or corporation. I (We) certify that I (we) have carefully examined the Plans, the Specifications, including the Special Provisions and Notice(s) to Bidders, herein, and have personally examined the site of the work. On the basis of the Specifications, Special Provisions, Notice(s) to Bidders, and Plans, I (we) propose to furnish all necessary machinery, tools, apparatus and other means of construction and do all the work and furnish all the materials in the manner specified. I (We) understand that the quantities mentioned herein are approximate only and are subject to either increase or decrease, and hereby propose to perform any increased or decreased quantities of work at the unit prices bid, in accordance with the above.

I (We) acknowledge that this proposal will be found irregular and/or non-responsive unless a certified check, cashier's check, or Proposal Guaranty Bond in the amount as required in the Advertisement (or, by law) is submitted electronically with the proposal or is delivered to the office of City Clerk located at 71 East Troy St prior to the bid opening time specified in the advertisement.
TUPELO, MS 38804

INSTRUCTION TO BIDDERS: Alternate and Optional Items on Bid Schedule.

1. Two or more items entered opposite a single unit quantity WITHOUT DEFINITE DESIGNATION AS "ALTERNATE ITEMS" are considered as "OPTIONAL ITEMS". Bidders may or may not indicate on bids the Optional Item proposed to be furnished or performed WITHOUT PREJUDICE IN REGARD TO IRREGULARITY OF BIDS.
2. Items classified on the bid schedule as "ALTERNATE ITEMS" and/or "ALTERNATE TYPES OF CONSTRUCTION" must be preselected and indicated on bids. However, "Alternate Types of Construction" may include Optional Items to be treated as set out in Paragraph 1, above.
3. Optional items not preselected and indicated on the bid schedule MUST be designated in accordance with Subsection 102.06 prior to or at the time of execution of the contract.
4. Optional and Alternate items designated must be used throughout the project.

I (We) further propose to perform all "force account or extra work" that may be required of me (us) on the basis provided in the Specifications and to give such work my (our) personal attention in order to see that it is economically performed.

I (We) further propose to execute the attached contract agreement (Section 902) as soon as the work is awarded to me (us), and to begin and complete the work within the time limit(s) provided for in the Specifications and Advertisement. I (We) also propose to execute the attached contract bond (Section 903) in an amount not less than one hundred (100) percent of the total of my (our) part, but also to guarantee the excellence of both workmanship and materials until the work is finally accepted.

SECTION 905 - PROPOSAL (CONTINUED)

Last Edited 6/12/2018

I (We) shall submit electronically with our proposal or deliver prior to the bid opening time a certified check, cashier's check or bid bond for **five percent (5%) of total bid** and hereby agree that in case of my (our) failure to execute the contract and furnish bond within Ten (10) days after notice of award, the amount of this check (bid bond) will be forfeited to the State of Mississippi as liquidated damages arising out of my (our) failure to execute the contract as proposed. It is understood that in case I am (we are) not awarded the work, the check will be returned as provided in the Specifications.

I (We) hereby certify by conventional signature below of a paper bid submission, or by digital signature of an electronic submission via any authorized electronic submittal software, of the Section 905 proposal below, that all certifications, disclosures and affidavits incorporated herein are deemed to be duly executed in the aggregate, fully enforceable and binding upon delivery of the bid proposal. I (We) further acknowledge that this certification shall not extend to the bid bond or alternate security which must be separately executed for the benefit of the Owner. This signature does not cure deficiencies in any required certifications, disclosures and/or affidavits. I (We) also acknowledge the right of the Owner to require full and final execution on any certification, disclosure or affidavit contained in the proposal at the Owner election upon award. Failure to so execute at the request within the time allowed in the Standard Specifications for execution of all contract documents will result in forfeiture of the bid bond or alternate security.

Bidder acknowledges receipt of and has added to and made a part of the proposal and contract documents the following addendum (addenda):

ADDENDUM NO. 1 DATED 06/06/2024 ADDENDUM NO. _____ DATED _____
ADDENDUM NO. 2 DATED 06/10/2024 ADDENDUM NO. _____ DATED _____

TOTAL ADDENDA: 2
(Must agree with total addenda issued prior to opening of bids)

Respectfully submitted,

DATE: 6-19-24

ADDENDUM NO. 1

- 1. Replace Section 905 - Proposal
- 2. Replace Plan Sheet No. 2 - "Summary of Quantities"

J.M. Duncan, Inc.

Contractor

BY: MATT DUNCAN

TITLE: PRESIDENT

ADDENDUM NO. 2

- 1. Replace 1st Page of Section 901 - Advertisement with new Bid Date of June 19, 2024.
- 2. Replace 2nd Page of Section 905 - Proposal

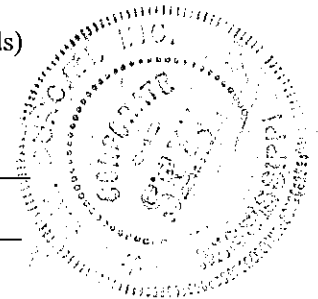
ADDRESS: P.O. Box 1355

CITY: Ripley, MS 38663

PHONE: 662-882-3231

FAX: 662-493-8579

EMAIL: jmduncaninc@yahoo.com



SECTION 905 PROPOSAL (Bid Sheet No. 2-1)
 PROJECT NO. STP-0430-00(047)LPA/109149-701000
 CITY OF TUPELO
 LEE COUNTY, MISSISSIPPI
 PROJECT DESCRIPTION: WARD 4 BARNES CROSSING SIDEWALKS

(We) agree to complete the entire project within the specified contract time.

SPECIAL NOTICE TO BIDDERS
 BIDS WILL NOT BE CONSIDERED UNLESS BOTH UNIT PRICES AND ITEM TOTALS ARE ENTERED
 BIDS WILL NOT BE CONSIDERED UNLESS THE BID CERTIFICATE LOCATED AT THE END OF THE BID SHEETS IS SIGNED

ITEM NO.	PAY ITEM NO.	DESCRIPTION	PLAN QTY	UNIT	UNIT PRICE	ITEM TOTAL
10	201-A001	CLEARING AND GRUBBING	1	LS	*****	18,500.00
20	202-B052	REMOVAL OF CONCRETE DRIVEWAYS, ALL DEPTHS	90	SY	30.00	2,700.00
30	202-B088	REMOVAL OF CURB & GUTTER, ALL TYPES	85	LF	20.00	1,700.00
40	203-A002	UNCLASSIFIED EXCAVATION, LVM, AH	75	CY	30.00	2,250.00
50	203-EX041	BORROW EXCAVATION, AH, LVM, CLASS B9-6	420	CY	30.00	12,600.00
60	203-G002	EXCESS EXCAVATION, LVM, AH	35	CY	40.00	1,400.00
70	216-A001	SOLID SODDING	2,780	SY	8.00	22,240.00
80	219-A001	WATERING	22	KGAL	\$ 20.00	\$ 440.00
90	907-234-A001	TEMPORARY SILT FENCE	1,100	LF	4.00	4,400.00
100	235-A001	TEMPORARY EROSION CHECKS	30	EA	100.00	3,000.00
110	237-A001	WATTLES, 12"	100	LF	10.00	1,000.00
120	503-C010	SAW CUT, FULL DEPTH	140	LF	10.00	1,400.00
130	605-T001	4" PERFORATED PIPE FOR UNDERDRAINS	110	LF	25.00	2,750.00
140	608-B001	CONCRETE SIDEWALKS, WITH REINFORCEMENT	575	SY	90.00	51,750.00
150	907-608-C001	DETECTABLE WARNING PANELS	120	SF	80.00	9,600.00
160	613-D009	ADJUSTMENT OF UTILITY APPURTENANCE	2	EA	1,500.00	3,000.00
170	614-B001	CONCRETE DRIVEWAY, WITH REINFORCEMENT	90	SY	130.00	11,700.00
180	618-A001	MAINTENANCE OF TRAFFIC	1	LS	*****	40,000.00
190	619-D1001	STANDARD ROADSIDE CONSTRUCTION SIGNS, LESS THAN 10 SQUARE FEET	100	SF	34.00	3,400.00
200	619-D3001	REMOVE AND RESET SIGNS, ALL SIZES	1	EA	1,150.00	1,150.00
210	620-A001	MOBILIZATION	1	LS	*****	40,000.00
220	626-H005	THERMOPLASTIC LEGEND, WHITE	320	LF	11.50	3,680.00
230	630-C002	STEEL U-SECTION POSTS, 2.0 LB/FT	120	LF	23.00	2,760.00
240	907-630-O002	REMOVE AND RESET SIGN, 1 U-POST	5	EA	285.00	1,425.00
250	907-630-O008	REMOVE AND RESET SIGNS, POST MOUNTED	1	EA	1,150.00	1,150.00
260	907-632-C001	MODIFY EXISTING TRAFFIC SIGNAL CABINET ASSEMBLY	1	EA	5,900.00	5,900.00
270	907-634-A545	TRAFFIC SIGNAL EQUIPMENT POLE, TYPE VI, 8" SHAFT	1	EA	3,100.00	3,100.00
280	907-634-A548	TRAFFIC SIGNAL EQUIPMENT POLE, TYPE VII, 5/8" SHAFT	2	EA	2,150.00	4,300.00
290	635-A076	TRAFFIC SIGNAL HEAD, TYPE 6	2	EA	1,800.00	3,600.00
300	907-636-B014	ELECTRIC CABLE, UNDERGROUND IN CONDUIT, IMSA 20-1, AWG 14, 5 CONDUCTOR	100	LF	6.00	600.00
310	907-637-A003	PULLBOX ENCLOSURE, TYPE 3	1	EA	2,600.00	2,600.00
320	907-637-C028	TRAFFIC SIGNAL CONDUIT, UNDERGROUND, TYPE 4, 2"	25	LF	32.00	800.00
330	907-637-D003	TRAFFIC SIGNAL CONDUIT, UNDERGROUND DRILLED OR JACKED, ROLLED PIPE, 3"	45	LF	120.00	5,400.00
340	907-645-B001	ACCESSIBLE PEDESTRIAN DETECTION ASSEMBLY	2	EA	1,700.00	3,400.00
350	699-A001	ROADWAY CONSTRUCTION STAKES	1	LS	*****	8,000.00
360	907-809-A004	RETAINING WALL SYSTEM, MODULAR BLOCK	285	SF	96.00	27,360.00
Total Cost						309,055.00

SECTION 905 PROPOSAL (Bid Sheet No. 2-2)
PROJECT NO. STP-0430-00(047) LPA/109149-701000
CITY OF TUPELO
LEE COUNTY, MISSISSIPPI
PROJECT DESCRIPTION: WARD 4 BARNES CROSSING SIDEWALKS

I (We) agree to complete the entire project within the specified contract time.

SPECIAL NOTICE TO BIDDERS

BIDS WILL NOT BE CONSIDERED UNLESS BOTH UNIT PRICES AND ITEM TOTALS ARE ENTERED
BIDS WILL NOT BE CONSIDERED UNLESS THE BID CERTIFICATE LOCATED AT THE END OF THE BID SHEETS IS SIGNED

COMPLETE ITEM NOS. 1, 2 AND/OR 3 AS APPROPRIATE. SEE NOTICE TO BIDDERS NO. 5266 AND SUPPLEMENT

1. I/We agree that no less than 1 percent shall be expended with small business concerns owned and controlled by socially and economically disadvantaged individuals (DBE and WBE).
2. Classification of Bidder: Small Business (DBE) _____ Small Business (WBE) _____
3. A joint venture with a Small Business (DBE/WBE): YES _____

SIGNATURE STATEMENT

BIDDER ACKNOWLEDGES THAT HE/SHE HAS CHECKED ALL ITEMS IN THIS PROPOSAL FOR ACCURACY AND CERTIFY THAT THE FIGURES SHOWN HEREIN CONSTITUTE THEIR OFFICIAL BID.



BIDDER'S SIGNATURE





AIA Document A310

Bid Bond

KNOW ALL MEN BY THESE PRESENTS, that J. M. Duncan, Inc.

as Principal, hereinafter called the Principal and Western Surety Company

a corporation duly organized under the laws of the State of South Dakota

as Surety, hereinafter called the Surety, are held and firmly bound unto City of Tupelo
71 East Troy Street, Tupelo, MS 38804

as Obligee, hereinafter called the Obligee, in the sum of Five percent of amount bid

Dollars(\$ 5%),

for the payment of which sum well and truly to be made, the said Principal and the said Surety, bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

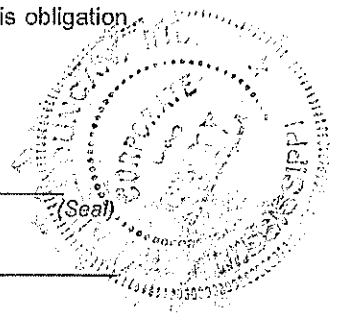
WHEREAS, the Principal has submitted a bid for Ward 4 Barnes Crossing Sidewalk, Tupelo, Lee County, MS Project No. STP-0430-00(047)LPA/109149-701000, Owner Project No. 2024-024PW

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 Contract and 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.

Signed and sealed this 11th day of June, 2024

Randle Boyd
(Witness)

J. M. Duncan, Inc. [Signature]
(Principal)
PRESIDENT
(Title)



Janice McCoy
(Witness)
Janice McCoy

Western Surety Company
(Surety) (Seal)
[Signature]
(Title)

Cooper W. Permenter, Attorney-in-fact
MISSISSIPPI RESIDENT AGENT



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

Keith W Brown, Mark E Harris, W W Jones II, Tona J Hunter, Joseph Madden III, Richard L Powell, Ric Stallings, Cooper W Permenter, Individually

of Memphis, TN, 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 Authorizing By-Laws and Resolutions printed at the bottom of this page, 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 1st day of November, 2023.



WESTERN SURETY COMPANY

Larry Kasten

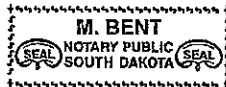
Larry Kasten, Vice President

State of South Dakota }
County of Minnehaha } ss

On this 1st day of November, 2023, before me personally came Larry Kasten, 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 a 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 and Resolutions of the corporation printed below this certificate are still in force. In testimony whereof I have herunto subscribed my name and affixed the seal of the said corporation this 11th day of June, 2024.



WESTERN SURETY COMPANY

L. Nelson

L. Nelson, Assistant Secretary

Authorizing By-Laws and Resolutions

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.

This Power of Attorney is signed by Larry Kasten, Vice President, who has been authorized pursuant to the above Bylaw to execute power of attorneys on behalf of Western Surety Company.

This Power of Attorney may be signed by digital signature and sealed by a digital or otherwise electronic-formatted corporate seal under and by the authority of the following Resolution adopted by the Board of Directors of the Company by unanimous written consent dated the 27th day of April, 2022:

“RESOLVED: That it is in the best interest of the Company to periodically ratify and confirm any corporate documents signed by digital signatures and to ratify and confirm the use of a digital or otherwise electronic-formatted corporate seal, each to be considered the act and deed of the Company.”

Go to www.cnasurety.com > Owner / Oblige Services > Validate Bond Coverage, if you want to verify bond authenticity.

**Certification with regard to the Performance of Previous
Contracts or Subcontracts subject to the Equal Opportunity
Clause and the filing of Required Reports**

The Bidder X, proposed Subcontractor _____, hereby certifies that he has X, has 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 he has X, has 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.

J. M. Duncan, Inc.
(COMPANY)
BY [Signature]
PRESIDENT
(TITLE)

DATE: 6/19/24

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 contracts 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 contracts and subcontracts unless such Contractors submit 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.

MISSISSIPPI DEPARTMENT OF TRANSPORTATION

NON-COLLUSION AFFIDAVIT
(Execute in duplicate)

I, MATT DUNCAN (Name of person signing affidavit)

individually, and in my capacity as PRESIDENT (Title) of

J. M. Duncan, Inc. do hereby certify under (Name of Firm, Partnership, or Corporation)

penalty of perjury under the laws of the United States and the State of Mississippi that

J. M. Duncan, Inc. Bidder (Name of Firm, Partnership, or Corporation)

on Project No. STP-0430-00(047)LPA/ 109149-701000

in Lee County(ies), Mississippi, has not either

directly or indirectly entered into any agreement, participated in any collusion; or otherwise taken any action in restraint of free competitive bidding in connection with this contract; nor have any of its corporate officers or principal owners.

Except as noted hereafter, it is further certified that said legal entity and its corporate officers, principal owners, managers, auditors and others in a position of administering federal funds:

- 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 judgment rendered against them for commission of fraud or a criminal offense 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 in (b) above; and
d) Have not within a three-year period preceding this application/ proposal had one or more public transactions (Federal, State or local) terminated for cause or default.

Initial here " " if exceptions are attached and made a part thereof. Any exceptions shall address to whom it applies, initiating agency and dates of such action.

Note: Exceptions will not necessarily result in denial of award but will be considered in determining bidder responsibility. Providing false information may result in criminal prosecution or administrative sanctions.


The bidder further certifies that the certification requirements contained in Section XI of Form FHWA 1273, will be or have been included in all subcontracts, material supply agreements, purchase orders, etc. except those procurement contracts for goods or services that are expected to be less than the Federal procurement small purchase threshold fixed at 10 U.S.C. 2304(g) and 41 U.S.C. 253(g) (currently \$25,000) which are excluded from the certification requirements.

The bidder further certifies, to the best of his or her knowledge and belief, that:

- 1) No Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any Federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
- 2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any Federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this contract, Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions will be completed and submitted.

The certification contained in (1) and (2) above is a material representation of fact upon which reliance is placed and a prerequisite imposed by Section 1352, Title 31, U.S. Code prior to entering into this contract. Failure to comply shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000. The bidder shall include the language of the certification in all subcontracts exceeding \$100,000 and all subcontractors shall certify and disclose accordingly.

All of the foregoing and attachments (when indicated) is true and correct.

Executed on 6/19/24 _____  _____
 Signature

MISSISSIPPI DEPARTMENT OF TRANSPORTATION

NON-COLLUSION AFFIDAVIT
(Execute in duplicate)

I, MATT DUNCAN (Name of person signing affidavit)

individually, and in my capacity as PRESIDENT (Title) of

J.M. Duncan, Inc. (Name of Firm, Partnership, or Corporation) do hereby certify under

penalty of perjury under the laws of the United States and the State of Mississippi that

J.M. Duncan, Inc. (Name of Firm, Partnership, or Corporation), Bidder

on Project No. STP-0430-00(041) LPA/109149-701000

in Lee County(ies), Mississippi, has not either

directly or indirectly entered into any agreement, participated in any collusion; or otherwise taken any action in restraint of free competitive bidding in connection with this contract; nor have any of its corporate officers or principal owners.

Except as noted hereafter, it is further certified that said legal entity and its corporate officers, principal owners, managers, auditors and others in a position of administering federal funds:

- 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 judgment rendered against them for commission of fraud or a criminal offense 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 in (b) above; and
d) Have not within a three-year period preceding this application/ proposal had one or more public transactions (Federal, State or local) terminated for cause or default.

Initial here " " if exceptions are attached and made a part thereof. Any exceptions shall address to whom it applies, initiating agency and dates of such action.

Note: Exceptions will not necessarily result in denial of award but will be considered in determining bidder responsibility. Providing false information may result in criminal prosecution or administrative sanctions.

The bidder further certifies that the certification requirements contained in Section XI of Form FHWA 1273, will be or have been included in all subcontracts, material supply agreements, purchase orders, etc. except those procurement contracts for goods or services that are expected to be less than the Federal procurement small purchase threshold fixed at 10 U.S.C. 2304(g) and 41 U.S.C. 253(g) (currently \$25,000) which are excluded from the certification requirements.


The bidder further certifies, to the best of his or her knowledge and belief, that:

- 1) No Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any Federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
- 2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any Federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this contract, Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions will be completed and submitted.

The certification contained in (1) and (2) above is a material representation of fact upon which reliance is placed and a prerequisite imposed by Section 1352, Title 31, U.S. Code prior to entering into this contract. Failure to comply shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000. The bidder shall include the language of the certification in all subcontracts exceeding \$100,000 and all subcontractors shall certify and disclose accordingly.

All of the foregoing and attachments (when indicated) is true and correct.

Executed on 6/19/24


Signature

LPA PROJECT

LIST OF FIRMS SUBMITTING QUOTES

I/we received quotes from the following firms on Project No: STP-0430-00(047) LPA
County: LEE

Disadvantaged Business Enterprise (DBE) Regulations as stated in 49 CFR 26.11 require the Mississippi Department of Transportation (MDOT) to create and maintain a comprehensive list of all firms quoting/bidding subcontracts on prime contracts and quoting/bidding subcontracts on federally-funded transportation projects. For every firm, we require the following information:


Firm Name: Riverside Traffic Systems
Contact Name/Title: _____
Firm Mailing Address 1283 Hwy 178 W, New Albany, MS 38652
Phone Number: 662-534-8257
 DBE Firm Non-DBE Firm

Firm Name: Moore Engineering
Contact Name/Title: _____
Firm Mailing Address 1204 N. Second St., Booneville, MS 38829
Phone Number: 662-728-1201
 DBE Firm Non-DBE Firm

Firm Name: Desoto County Electric
Contact Name/Title: _____
Firm Mailing Address 2298 Nail Road West, Horn Lake, MS 38637
Phone Number: 662-510-6201
 DBE Firm Non-DBE Firm

Firm Name: Webster Electric
Contact Name/Title: _____
Firm Mailing Address PO Box 8129, Meridian, MS 39303
Phone Number: 601-626-0200
 DBE Firm Non-DBE Firm

Firm Name: Lewis Electric
Contact Name/Title: Daniel Steadham
Firm Mailing Address P.O. Box 320337, Flowood, MS 39232
Phone Number: 601-932-0101
 DBE Firm Non-DBE Firm


SUBMITTED BY (Signature)
J. M. Duncan, Inc.
FIRM NAME

Submit this form to the LPA as a part of your bid package. If this form is not signed and included as part of the bid packet, your bid will be deemed irregular. For further information about this form, call Mississippi DOT's Office of Civil Rights at (601) 359-7466; FAX (601) 576-4504.

Please make copies of this form when needed and also add those copies to the bid package.

LPA PROJECT

LIST OF FIRMS SUBMITTING QUOTES

I/we received quotes from the following firms on Project No: SP-0430-00(047) LPA
County: LEE

Disadvantaged Business Enterprise (DBE) Regulations as stated in 49 CFR 26.11 require the Mississippi Department of Transportation (MDOT) to create and maintain a comprehensive list of all firms quoting/bidding subcontracts on prime contracts and quoting/bidding subcontracts on federally-funded transportation projects. For every firm, we require the following information:


Firm Name: Powell Const. Services Inc.
Contact Name/Title: Heath Powell
Firm Mailing Address: 10112 Hwy 57, Vanderve, MS 39565
Phone Number: 888-611-8858
 DBE Firm Non-DBE Firm

Firm Name: _____
Contact Name/Title: _____
Firm Mailing Address: _____
Phone Number: _____
 DBE Firm Non-DBE Firm

Firm Name: _____
Contact Name/Title: _____
Firm Mailing Address: _____
Phone Number: _____
 DBE Firm Non-DBE Firm

Firm Name: _____
Contact Name/Title: _____
Firm Mailing Address: _____
Phone Number: _____
 DBE Firm Non-DBE Firm

Firm Name: _____
Contact Name/Title: _____
Firm Mailing Address: _____
Phone Number: _____
 DBE Firm Non-DBE Firm



SUBMITTED BY (Signature)
J.M. Duncan Inc.

FIRM NAME

Submit this form to the LPA as a part of your bid package. If this form is not signed and included as part of the bid packet, your bid will be deemed irregular. For further information about this form, call Mississippi DOT's Office of Civil Rights at (601) 359-7466; FAX (601) 576-4504.

Please make copies of this form when needed and also add those copies to the bid package.

MISSISSIPPI DEPARTMENT OF TRANSPORTATION

SAM.GOV Registration and Unique Entity ID

Bidders are advised that the Prime Contractor must register and maintain a current registration in the **System for Award Management** (<http://sam.gov>) at all times during the project. Upon registration, the Contractor will be assigned a SAM Unique Entity ID.

Bidders are advised that prior to the award of this contract, they **MUST** be registered in the System for Award Management.

I (We) acknowledge that this contract cannot be awarded if I (We) are not registered in the System for Award Management prior to the award of this contract. yes (Yes / No)

I (We) have a SAM Unique Entity ID. yes (Yes / No)

SAM Unique Entity ID: 20-5293022 M981FLFJGYY7

Company Name: J. M. Duncan, Inc.

Company e-mail address: jmduncaninc@yahoo.com

Jeff Ely, P.E.
Chief of Staff
Charles R. Carr
Director, Office of Intermodal Planning



Brian D. Ratliff, P.E.
Deputy Executive Director/Chief Engineer
Lisa M. Hancock, CPA
Deputy Executive Director/Administration

Brad White
Executive Director

January 4, 2024

Mr. Donald Davis
Division Administrator
FHWA-Mississippi Division
100 West Capitol Street, Suite 1062
Jackson, MS 39269

RE: City of Tupelo
Sidewalk Construction along North Gloster Street to Med Plus Clinic on
Barnes Crossing Road
STP-0430-00(047) LPA 109149-701000
Lee County

RIGHT-OF-WAY CERTIFICATION

Dear Mr. Davis:

This project will be constructed on existing right of way or other real property previously acquired and owned by the above referenced city, county or agency. Since no additional acquisition of right of way or other real property interests are required, there are no relocatees, improvements or contaminated sites involved in this project.

Mr. Donald Davis
January 4, 2024

Sincerely,

RIGHT OF WAY DIVISION



Don Drake,
Division Administrator

DD:vs

Attachments:
Right of Way Certification Report (EZ Form)

Pc: Chief Engineer (65-01)
LPA Division (77-01)
Construction Engineer (73-01)
District One (21-01)

STATUS OF RIGHT-OF-WAY

City of Tupelo
Sidewalk Construction along North Gloster Street to Med Plus Clinic on
Barnes Crossing Road
STP-0430-00(047) LPA 109149-701000
Lee County

January 4, 2024

Based on the attached RIGHT OF WAY CERTIFICATION REPORT, this Right of Way Certification is issued subject to the following **conditions: None.**

Right of Way Status: The project will be constructed within existing right of way.

RIGHT OF WAY CERTIFICATION REPORT

Name of LPA: CITY OF TUPELO

Project Termini: Sidewalk Construction along North Gloster Street to Med Plus Clinic on Barnes Crossing Road

FMS Project No.: 109149-701000

External Project No.: STP-0430-00(047)LPA

County: Lee


Date: January 4, 2024

- | Yes | No | |
|-------------------------------------|--------------------------|--|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | (1) The LPA certifies that all project activities will take place on existing ROW and no additional ROW is required. |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | (2) The LPA certifies that based on a site inspection of the right of way for the project the right of way is clear of encroachments. |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | (3) The LPA certifies that based on a site inspection of the right of way for the project that no improvements remain within the project right of way limits. |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | (4) The LPA certifies that the project has been inspected and there are no visible indications of potentially contaminated sites within the proposed right of way. |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | (5) The LPA certifies that the project right of way does not contain structures that required asbestos abatement. |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | (6) The LPA certifies that there are no utilities in conflict with the project. |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | (7) The LPA certifies that there are no railroads facilities affected by the above referenced project. |

If the project requires any additional ROW, or the LPA cannot certify yes to any of the seven certifications listed above, then the LPA must complete the appropriate status report found in the MDOT-LPA Project Development Manual's (PDM) Chapter 5, section 11 and include with this Report. Any errors to this certification will be the responsibility of the certifying LPA.

The LPA certifies that the LPA will accept full financial responsibility for any damage caused, or delay claims that arise, in whole or in part, due to the failure of the LPA to remove, relocate or adjust, or clear any encroachment, utility, or contaminated site. Any additional construction costs incurred as a result of working around any encroachment, utility, or contaminated site will be paid by the LPA as a non-reimbursable expense.

Bonds, Dennis
Project Director

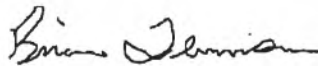


12/14/2023

Signature

Date

Tennison, Brian
District Utility Coordinator Concurrence



1/3/2024

Signature

Date

SECTION 905 PROPOSAL (Bid Sheet No. 2-1)
PROJECT NO. STP-0430-00(047)LPA/109149-701000
CITY OF TUPELO
LEE COUNTY, MISSISSIPPI
PROJECT DESCRIPTION: WARD 4 BARNES CROSSING SIDEWALKS

I (We) agree to complet ethe entire project within the specified contract time.

SPECIAL NOTICE TO BIDDERS
BIDS WILL NOT BE CONSIDERED UNLESS BOTH UNIT PRICES AND ITEM TOTALS ARE ENTERED
BIDS WILL NOT BE CONSIDERED UNLESS THE BID CERTIFICATE LOCATED AT THE END OF THE BID SHEETS IS SIGNED

ITEM NO.	PAY ITEM NO.	DESCRIPTION	PLAN QNTY	UNIT	UNIT PRICE	ITEM	TOTAL
10	201-A001	CLEARING AND GRUBBING	1	LS	*****		
20	202-B052	REMOVAL OF CONCRETE DRIVEWAYS, ALL DEPTHS	90	SY			
30	202-B088	REMOVAL OF CURB & GUTTER, ALL TYPES	85	LF			
40	203-A002	UNCLASSIFIED EXCAVATION, LVM, AH	177	CY			
50	202-EX041	BORROW EXCAVATION, AH, LVM, CLASS B9-6	180	CY			
60	203-G002	EXCESS EXCAVATION, LVM, AH	35	CY			
70	216-A001	SOLID SODDING	2,000	SY			
80	219-A001	WATERING	11	KGAL	\$ 20.00	\$	220.00
90	907-234-A001	TEMPORARY SILT FENCE	1,100	LF			
100	235-A001	TEMPORARY EROSION CHECKS	30	EA			
110	237-A001	WATTLES, 12"	100	LF			
120	503-C010	SAW CUT, FULL DEPTH	140	LF			
130	605-T001	4" PERFORATED PIPE FOR UNDERDRAINS	110	LF			
140	608-B001	CONCRETE SIDEWALKS, WITH REINFORCEMENT	575	SY			
150	907-608-C001	DETECTABLE WARNING PANELS	120	SF			
160	613-D009	ADJUSTMENT OF UTILITY APPURTENANCE	2	EA			
170	614-B001	CONCRETE DRIVEWAY, WITH REINFORCEMENT	90	SY			
180	618-A001	MAINTENANCE OF TRAFFIC	1	LS	*****		
190	619-D1001	STANDARD ROADSIDE CONSTUCTION SIGNS, LESS THAN 10 SQUARE FEET	100	SF			
200	619-D3001	REMOVE AND RESET SIGNS, ALL SIZES	1	EA			
210	620-A001	MOBILIZATION	1	LS	*****		
220	626-H005	THERMOPLASTIC LEGEND, WHITE	320	LF			
230	630-C002	STEEL U-SECTION POSTS, 2.0 LB/FT	120	LF			
240	907-630-O002	REMOVE AND RESET SIGN, 1 U-POST	5	EA			
250	907-630-O008	REMOVE AND RESET SIGNS, POST MOUNTED	1	EA			
260	907-632-C001	MODIFY EXISTING TRAFFIC SIGNAL CABINET ASSEMBLY	1	EA			
270	907-634-A545	TRAFFIC SIGNAL EQUIPMENT POLE, TYPE VI, 8" SHAFT	1	EA			
280	907-634-A548	TRAFFIC SIGNAL EQUIPMENT POLE, TYPE VII, 5'6" SHAFT	1	EA			
290	635-A076	TRAFFIC SIGNAL HEAD, TYPE 6	2	EA			
300	907-636-B014	ELECTRIC CABLE, UNDERGROUND IN CONDUIT, IMSA 20-1, AWG 14, 5 CONDUCTOR	100	LF			
310	907-637-A003	PULLBOX ENCLOSURE, TYPE 3	1	EA			
320	907-637-C028	TRAFFIC SIGNAL CONDUIT, UNDERGROUND, TYPE 4, 2"	25	LF			
330	907-637-D003	TRAFFIC SIGNAL CONDUIT, UNDERGROUND DRILLED OR JACKED, ROLLED PIPE, 3"	45	LF			
340	907-645-B001	ACCESSIBLE PEDESTRIAN DETECTION ASSEMBLY	2	EA			
350	699-A001	ROADWAY CONSTRUCTION STAKES	1	LS	*****		
360	907-809-A004	RETAINING WALL SYSTEM, MODULAR BLOCK	285	SF			
Total Cost							

**MDOT Certification Form for Sub-Awards
Executive Compensation Reporting for Transparency Act**

On behalf of the entity named below, I certify that I have personally read and reviewed the executive compensation reporting requirements of the Federal Funding Accountability and Transparency Act of 2006, as amended by Section 6202 of the Government Funding Transparency Act of 2008 [FFATA], and certify under penalty of perjury pursuant to Section 97-9-61, Mississippi Code of 1972, as amended, the following:

Local Entity Name: City of Tupelo, Mississippi

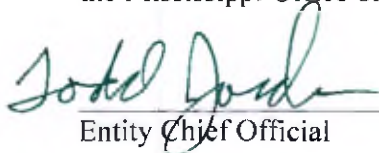
Unique Entity Identifier (UEI) Number : DK9PFM6XSDR7 (required)

The local entity listed below receiving federal funds from MDOT is **not** required to report executive compensation under the Federal Funding Accountability and Transparency Act of 2006, as amended by Section 6202 of the Government Funding Transparency Act of 2008 [FFATA].

The local entity listed below receiving federal funds from MDOT is **required** to report executive compensation under the Federal Funding Accountability and Transparency Act of 2006, as amended by Section 6202 of the Government Funding Transparency Act of 2008 [FFATA], listed below are the names and total annual compensation of the five most highly compensated officers of the entity:

	NAME	TOTAL ANNUAL COMPENSATION
1.	_____	_____
2.	_____	_____
3.	_____	_____
4.	_____	_____
5.	_____	_____

The entity acknowledges that a false statement in this certification may be subject to criminal prosecution, including under 18 U.S.C. §§ 1001 (false statements) and 1621 (perjury), and 28 U.S.C. §1746 (declarations under penalty of perjury). The entity also acknowledges that said projects, including certifications provided in connection with such projects and grants are subject to review by the Mississippi Department of Transportation, the Mississippi State Auditor, and the Mississippi Office of Attorney General.



Entity Chief Official

11/8/2023
Date