

**HAVEN ACRES DITCH IMPROVEMENTS
CITY OF TUPELO, MISSISSIPPI**

BID PROPOSAL (#2024-041PW) (07-16-2024)

Proposal of Townes Construction Company, Inc. (hereinafter called "BIDDER"), organized and existing under the laws of the State of Mississippi, doing business as a corporation.*

To the CITY OF TUPELO, MISSISSIPPI, (hereinafter called "OWNER").

In compliance with your Advertisement for Bids, BIDDER hereby proposes to perform all WORK for HAVEN ACRES DITCH IMPROVEMENTS within the time set forth herein, and at the prices stated below. These prices are to cover all expenses incurred in performing the work required under the CONTRACT DOCUMENTS of which this Proposal is a part.

By submission of this BID, each BIDDER certifies, and in the case of a joint BID, each party thereto certifies as to his own organization, that this BID has been arrived at independently, without consultation, communication, or agreement as to any matter relating to this BID with any other BIDDER or with any competitor.

BIDDER hereby agrees to commence work under this contract on or before a date specified in the NOTICE TO PROCEED and to fully complete the project within 90 consecutive calendar days. BIDDER further agrees to pay as liquidated damages the sum of \$500 for each working day after applicable completion dates per each phase of work as provided in the General Conditions.

BIDDER acknowledges receipt of the following ADDENDUM:

<u>#1</u>	<u>7-11-24</u>
<u>#2</u>	<u>7-16-24</u>

*Insert "a corporation", "a partnership", or "an individual" as applicable

HAVEN ACRES DITCH IMPROVEMENTS CITY OF TUPELO, MISSISSIPPI

BID PROPOSAL (# 2024-041PW) (07-16-2024)

The BIDDER agrees to perform all WORK for the construction of **HAVEN ACRES DITCH IMPROVEMENTS** as described in the CONTRACT DOCUMENTS and shown on the Construction Plans for the following Unit Prices within the times specified in the Contract Agreement subsequent to the date specified in the NOTICE TO PROCEED.

CONTRACT – HAVEN ACRES DITCH IMPROVEMENTS

ITEM	DESCRIPTION	QUANTITY	UNIT PRICE IN WORDS AND FIGURES	TOTAL PRICE
1.	Mobilization	1 L.S.	<u>45,500.00</u> <u>forty five thousand</u> <u>five hundred dollars</u>	\$ <u>45,500.00</u>
2.	Clearing and Grubbing	1 L.S.	<u>110,500.00</u> <u>One hundred ten</u> <u>thousand five hundred</u> <u>dollars</u>	\$ <u>110,500.00</u>
3.	Removal of Fence (All Types)	506 L.F.	<u>10.00</u> <u>ten dollars</u>	\$ <u>5,060.00</u>
4.	Erosion Control Measures	1 L.S.	<u>3,000.00</u> <u>three thousand</u> <u>dollars</u>	\$ <u>3,000.00</u>
5.	Earthwork	1 L.S.	<u>20,000.00</u> <u>twenty thousand</u> <u>dollars</u>	\$ <u>20,000.00</u>
6.	Chain Link Fence	483 L.F.	<u>61.00</u> <u>sixty-one</u> <u>dollars</u>	\$ <u>29,463.00</u>
7.	200# Rock Rip	7,750 Ton	<u>63.50</u> <u>sixty-three dollars</u> <u>+ fifty cents</u>	\$ <u>492,125.00</u>
8.	Geotextile Fabric	5,000 S.Y.	<u>2.05</u> <u>two dollars</u> <u>five cents</u>	\$ <u>10,250.00</u>
9.	Grout for Riprap	100 C.Y.	<u>275.00</u> <u>two hundred</u> <u>seventy-five dollars</u>	\$ <u>27,500.00</u>

- | | | | | |
|-----|--|------------|---|----------------------|
| 10. | Maintenance of Traffic | 1 L.S. | <u>2,500.00</u>
<u>two thousand five hundred dollars</u> | \$ <u>2,500.00</u> |
| 11. | Solid Sodding | 9,430 S.Y. | <u>3.75</u>
<u>three dollars and seventy five cents</u> | \$ <u>35,362.50</u> |
| 12. | Construction Fencing
(Security Containment) | 5,810 L.F. | <u>21.00</u>
<u>twenty one dollars</u> | \$ <u>122,010.00</u> |

TOTAL OF BID ITEMS (1-12)

\$ 903,270.50

\$ Nine hundred three thousand two hundred seventy dollars + fifty cents
(TOTAL IN WORDS)

NOTE: BIDS shall include sales tax and all other applicable taxes and fees.

In case of discrepancies between unit price words and figures, words shall govern. In the case of discrepancies between the total price listed and the total price computed using Quantity multiplied by Unit Price (in words), the computed price as tabulated by the Engineer shall govern in determining the lowest base bid.

Bidder agrees that Bids may not be withdrawn within ninety (90) days after the actual date of the opening thereof. Should there be reasons why the contract cannot be awarded within the specified period; the time may be extended by mutual agreement between the Owner and the Bidder.

RESPECTFULLY SUBMITTED:

Company Taines Construction Co., Inc

Attest:

Renee Dyer
SEAL (if Bid is by a Corporation)

Signature Arnesto L. Lora

Title President

Address 16398 Highway 8 West
Grenada, MS 38901



BID BOND

BOND NO. None

KNOW ALL MEN BY THESE PRESENTS, That we, Townes Construction Co., Inc.
16398 Hwy 8 West, Grenada, MS 38901 as Principal, and Atlantic Specialty Insurance Company, a
corporation duly organized under the laws of the State of New York, as Surety, are held and firmly bound unto
City of Tupelo, MS as Obligee, in
the sum of Five Percent of Bid Amount
(\$ 5% of Bid) Dollars for the payment of which Principal and Surety bind ourselves, our heirs, executors,
administrators, successors and assigns, jointly and severally.
WHEREAS, Principal has submitted a bid for Haven Acres Ditch Improvements
Bid #2024-041PW, the Project.

NOW, THEREFORE, if the Obligee accepts the bid of the Principal and the Principal enters into a Contract with the
Obligee for the Project; or, if the Principal pays the Obligee the amount of this Bond or the difference between Principal's
bid and the next lowest bid for the Project, whichever is less: this obligation is null and void, otherwise to remain in full
force and effect.

Signed and sealed this 19th day of July, 2024.

[Signature]
Witness

Townes Construction Co., Inc.
BY: [Signature]
Principal
ITS: President

[Signature]
Witness Jodie Thomas

Atlantic Specialty Insurance Company
BY: [Signature]
Attorney-In-Fact Amanda Jean Charfauros
Mississippi Resident Agent
Arthur J. Gallagher Risk Management Services, LLC





Power of Attorney

KNOW ALL MEN BY THESE PRESENTS, that ATLANTIC SPECIALTY INSURANCE COMPANY, a New York corporation with its principal office in Plymouth, Minnesota, does hereby constitute and appoint: **Amanda Jean Charfauros, David Ray Robertson, John E. Marchetti, John G. Raines, Kelli Burnum, Rita G. Clark, Sherrill Kelley, Tammy D. Vernon**, each individually if there be more than one named, its true and lawful Attorney-in-Fact, to make, execute, seal and deliver, for and on its behalf as surety, any and all bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof; provided that no bond or undertaking executed under this authority shall exceed in amount the sum of: **unlimited** and the execution of such bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof in pursuance of these presents, shall be as binding upon said Company as if they had been fully signed by an authorized officer of the Company and sealed with the Company seal. This Power of Attorney is made and executed by authority of the following resolutions adopted by the Board of Directors of ATLANTIC SPECIALTY INSURANCE COMPANY on the twenty-fifth day of September, 2012:

Resolved: That the President, any Senior Vice President or Vice-President (each an "Authorized Officer") may execute for and in behalf of the Company any and all bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof, and affix the seal of the Company thereto; and that the Authorized Officer may appoint and authorize an Attorney-in-Fact to execute on behalf of the Company any and all such instruments and to affix the Company seal thereto; and that the Authorized Officer may at any time remove any such Attorney-in-Fact and revoke all power and authority given to any such Attorney-in-Fact.

Resolved: That the Attorney-in-Fact may be given full power and authority to execute for and in the name and on behalf of the Company any and all bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof, and any such instrument executed by any such Attorney-in-Fact shall be as binding upon the Company as if signed and sealed by an Authorized Officer and, further, the Attorney-in-Fact is hereby authorized to verify any affidavit required to be attached to bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof.

This power of attorney is signed and sealed by facsimile under the authority of the following Resolution adopted by the Board of Directors of ATLANTIC SPECIALTY INSURANCE COMPANY on the twenty-fifth day of September, 2012:

Resolved: That the signature of an Authorized Officer, the signature of the Secretary or the Assistant Secretary, and the Company seal may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing an Attorney-in-Fact for purposes only of executing and sealing any bond, undertaking, recognizance or other written obligation in the nature thereof, and any such signature and seal where so used, being hereby adopted by the Company as the original signature of such officer and the original seal of the Company, to be valid and binding upon the Company with the same force and effect as though manually affixed.

IN WITNESS WHEREOF, ATLANTIC SPECIALTY INSURANCE COMPANY has caused these presents to be signed by an Authorized Officer and the seal of the Company to be affixed this first day of January, 2023.

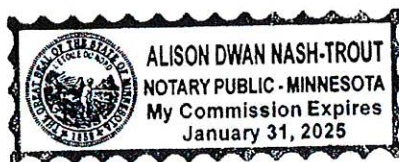
STATE OF MINNESOTA
HENNEPIN COUNTY



By

Sarah A. Kolar, Vice President and General Counsel

On this first day of January, 2023, before me personally came Sarah A. Kolar, Vice President and General Counsel of ATLANTIC SPECIALTY INSURANCE COMPANY, to me personally known to be the individual and officer described in and who executed the preceding instrument, and she acknowledged the execution of the same, and being by me duly sworn, that she is the said officer of the Company aforesaid, and that the seal affixed to the preceding instrument is the seal of said Company and that the said seal and the signature as such officer was duly affixed and subscribed to the said instrument by the authority and at the direction of the Company.



Notary Public

I, the undersigned, Secretary of ATLANTIC SPECIALTY INSURANCE COMPANY, a New York Corporation, do hereby certify that the foregoing power of attorney is in full force and has not been revoked, and the resolutions set forth above are now in force.

Signed and sealed. Dated 19th day of July, 2024.

This Power of Attorney expires
January 31, 2025



Kara L.B. Barrow, Secretary

CONTRACT ADDENDUM

Contract Addendum No.: One

Addendum Date: July 11, 2024


NAME OF PROJECT: **HAVEN ACRES DITCH IMPROVEMENTS**

OWNER: City of Tupelo

The following modifications are hereby made to the PLANS AND CONTRACT DOCUMENTS:

1. CONSTRUCTION PLANS

- Replace Plan Sheet 5 (MD2 – MISCELLANEOUS DETAILS) with the attached Plan Sheet 5 (MD2 – MISCELLANEOUS DETAILS) dated 07/11/2024. This sheet has been amended to reflect changes to the construction fence detail requirements.



John White, PE, PLS

CONTRACT ADDENDUM

Contract Addendum No.: Two

Addendum Date: July 16, 2024

NAME OF PROJECT: **HAVEN ACRES DITCH IMPROVEMENTS**

OWNER: City of Tupelo

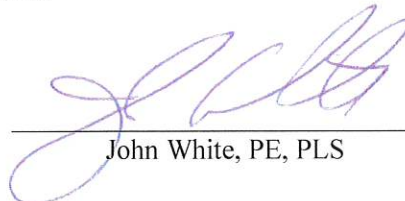
The following modifications are hereby made to the PLANS AND CONTRACT DOCUMENTS:

1. BID PROPOSAL

- The attached Bid Proposal, dated 07/16/2024, shall replace and supersede the previous Bid Proposal, which was included in the Contract Documents. The proposal has been amended to reflect changes to the construction fencing (security containment) quantity.

2. CONSTRUCTION PLANS

- Replace Plan Sheet 2 (Q1 – QUANTITY AND DETAIL INDEX) with the attached Plan Sheet 2 (Q1 – QUANTITY AND DETAIL INDEX) dated 07/16/2024. This sheet has been amended to reflect changes to the construction fencing (security containment) quantity and notes.
- Replace Plan Sheet 10 (CL1 – CONSTRUCTION LIMITS) with the attached Plan Sheet 10 (CL1 – CONSTRUCTION LIMITS) dated 07/16/2024. This sheet has been amended to reflect changes to the construction fencing layout.
- Replace Plan Sheet 11 (CL1 – CONSTRUCTION LIMITS) with the attached Plan Sheet 11 (CL1 – CONSTRUCTION LIMITS) dated 07/16/2024. This sheet has been amended to reflect changes to the construction fencing layout.
- Replace Plan Sheet 12 (CL1 – CONSTRUCTION LIMITS) with the attached Plan Sheet 12 (CL1 – CONSTRUCTION LIMITS) dated 07/16/2024. This sheet has been amended to reflect changes to the construction fencing layout.



John White, PE, PLS