

D C Services, LLC  
P.O. Box 2293  
Oxford, MS 38655

To: City of Tupelo - Department of  
Parks and Recreation  
Attn: Mrs. Jennifer Shempert  
P.O. Box 1485  
Tupelo, MS 38802

Title : City of Tupelo - Department of Parks and Recreation, Lee Acres Pickleball  
Complex, Tupelo, MS

Project #: 22044.00

Bid #: 2023-017PR

Using Agency : City of Tupelo

*04/12/2023 @ 10:00 AM*

***CR# 21962-MC***

# BID BOND

KNOW ALL MEN BY THESE PRESENTS, That we,

DC Services, LLC

P.O. Box 2293 Oxford, MS 38655

as Principal, hereinafter called the Principal, and

The Hanover Insurance Company

440 Lincoln Street Worcester, MA 01653

a corporation duly organized under the laws of the State of NH

as Surety, hereinafter called the Surety, are held and firmly bound unto

City of Tupelo- Department of Parks and Recreation

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

Lee Acres Park, Pickleball Complex

NOW THEREFORE, the condition of this obligation is such that if the aforesaid Principal shall be awarded the contract the said Principal will, within the time required, enter into a formal contract and give a good and sufficient bond to secure the performance of the terms and conditions of the contract, then this obligation to be void; otherwise the Principal and Surety will pay unto the Obligee the difference in money between the amount of the bid of the said Principal and the amount for which the Obligee legally contracts with another party to perform the work if the latter amount be in excess of the former, but in no event shall liability hereunder exceed the penal sum hereof.

Signed and sealed this 12th day of April A.D. 2023

DC Services, LLC

(Principal)

By:

*[Signature]*  
Handejez Mendez (Title)



(Seal)

The Hanover Insurance Company

(Surety)

By:

*[Signature]*  
Amanda Jean Charfauros



(Attorney-in-Fact)

Fisher Brown Bottrell Insurance, Inc.  
Resident MS Agent

(Witness)

Braxton Brumfield

(Witness)

THE HANOVER INSURANCE COMPANY  
MASSACHUSETTS BAY INSURANCE COMPANY  
CITIZENS INSURANCE COMPANY OF AMERICA

POWER OF ATTORNEY

THIS Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

KNOW ALL PERSONS BY THESE PRESENTS:

That THE HANOVER INSURANCE COMPANY and MASSACHUSETTS BAY INSURANCE COMPANY, both being corporations organized and existing under the laws of the State of New Hampshire, and CITIZENS INSURANCE COMPANY OF AMERICA, a corporation organized and existing under the laws of the State of Michigan, (hereinafter individually and collectively the "Company") does hereby constitute and appoint, Amanda Jean Charfauros

Add names

Of Jackson, MS each individually, if there be more than one named, as its true and lawful attorney(s)-in-fact to sign, execute, seal, acknowledge and deliver for, and on its behalf, and as its act and deed any place within the United States, any and all surety bonds, recognizances, undertakings, or other surety obligations. The execution of such surety bonds, recognizances, undertakings or surety obligations, in pursuance of these presents, shall be as binding upon the Company as if they had been duly signed by the president and attested by the secretary of the Company, in their own proper persons. Provided however, that this power of attorney limits the acts of those named herein; and they have no authority to bind the Company except in the manner stated and to the extent of any limitation stated below:

Any such obligations in the United States, not to exceed Forty Million and No/100 (\$40,000,000) in any single instance

That this power is made and executed pursuant to the authority of the following Resolutions passed by the Board of Directors of said Company, and said Resolutions remain in full force and effect:

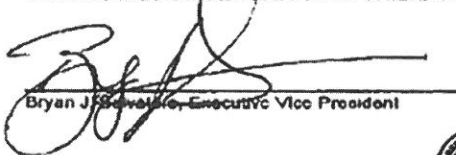
Surety Bond Number: Bid Bond  
Principal: DC Services, LLC  
Obligee: City of Tupelo- Department of Parks and Recreation

RESOLVED: That the President or any Vice President, in conjunction with any Vice President, be and they hereby are authorized and empowered to appoint Attorneys-in-fact of the Company, in its name and as it acts, to execute and acknowledge for and on its behalf as surety, any and all bonds, recognizances, contracts of indemnity, waivers of citation and all other writings obligatory in the nature thereof, with power to attach thereto the seal of the Company. Any such writings so executed by such Attorneys-in-fact shall be binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company in their own proper persons.

RESOLVED: That any and all Powers of Attorney and Certified Copies of such Powers of Attorney and certification in respect thereto, granted and executed by the President or Vice President in conjunction with any Vice President of the Company, shall be binding on the Company to the same extent as if all signatures therein were manually affixed, even though one or more of any such signatures thereon may be facsimile. (Adopted October 7, 1981 - The Hanover Insurance Company; Adopted April 14, 1982 - Massachusetts Bay Insurance Company; Adopted September 7, 2001 - Citizens Insurance Company of America and affirmed by each Company on March 24, 2014)

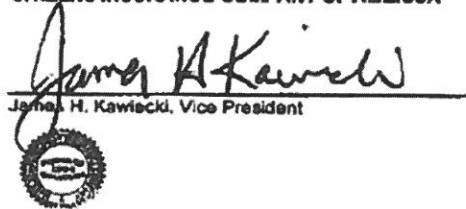
IN WITNESS WHEREOF, THE HANOVER INSURANCE COMPANY, MASSACHUSETTS BAY INSURANCE COMPANY and CITIZENS INSURANCE COMPANY OF AMERICA have caused these presents to be sealed with their respective corporate seals, duly attested by two Vice Presidents, this 10<sup>th</sup> day of March, 2023.

THE HANOVER INSURANCE COMPANY  
MASSACHUSETTS BAY INSURANCE COMPANY  
CITIZENS INSURANCE COMPANY OF AMERICA

  
Bryan J. Saville, Executive Vice President

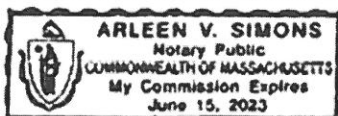


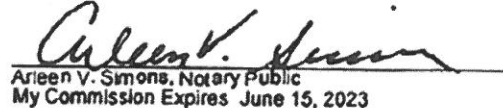
THE HANOVER INSURANCE COMPANY  
MASSACHUSETTS BAY INSURANCE COMPANY  
CITIZENS INSURANCE COMPANY OF AMERICA

  
James H. Kawiecki, Vice President

THE COMMONWEALTH OF MASSACHUSETTS )  
COUNTY OF WORCESTER ) ss.

On this 10<sup>th</sup> day of March, 2023 before me came the above named Executive Vice President and Vice President of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, to me personally known to be the individuals and officers described herein, and acknowledged that the seals affixed to the preceding instrument are the corporate seals of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, respectively, and that the said corporate seals and their signatures as officers were duly affixed and subscribed to said instrument by the authority and direction of said Corporations.

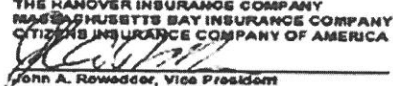


  
Arleen V. Simons, Notary Public  
My Commission Expires June 15, 2023

I, the undersigned Vice President of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, hereby certify that the above and foregoing is a full, true and correct copy of the Original Power of Attorney issued by said Companies, and do hereby further certify that the said Powers of Attorney are still in force and effect.

GIVEN under my hand and the seals of said Companies, at Worcester, Massachusetts, this 12<sup>th</sup> day of April 2023.

CERTIFIED COPY

THE HANOVER INSURANCE COMPANY  
MASSACHUSETTS BAY INSURANCE COMPANY  
CITIZENS INSURANCE COMPANY OF AMERICA  
  
John A. Rowedder, Vice President

**SECTION 00 42 00 PROPOSAL FORM**  
(Submit in Duplicate)

**Bidder's Name:** D C Services, LLC  
**Address:** P.O. Box 2293  
Oxford, MS 38655  
**Date:** April 12<sup>th</sup>, 2023

**Project Owner:** City of Tupelo  
71 East Troy Street  
Tupelo, MS 38804

**Project Name:** Lee Acres Park, Pickleball Complex

Having carefully examined the Contract Documents and all addenda for the referenced Project, as well as the premises and conditions affecting the work, I, the undersigned, propose to furnish all labor, materials, and services required by the Contract Documents in accordance with the conditions of said Contract Documents for the sums set forth below:

**Base Bid:** one million four hundred forty five thousand  
and 00/100 (\$ 1,445,000.00).

**Alternate #1 Bid:** one hundred one thousand and  
00/100 (\$ 101,000.00).

**Alternate #2 Bid:** Forty four thousand two hundred  
and 00/100 (\$ 44,200.00).

**Alternate #3 Bid:** thirty two thousand five hundred  
and 00/100 (\$ 32,500.00).

I (We) agree to hold our bid open for acceptance for **Sixty (60) calendar days** from the date of bid opening.

If awarded this Contract, I, (We), agree to execute a Contract and start Work on a date to be set in a Notice to Proceed and to complete the entire work in **Two Hundred & Ten (210) Calendar Days**, subject to the terms and conditions of the Contract.



The attached Non-Collusive Form must also be completed, notarized and included when submitting this Proposal. Any requested information not submitted may cause Proposal to be rejected.

**Liquidated Damages:**

For each calendar day thereafter that substantial completion of the contract is delayed, liquidated damages will be assessed as follows; **\$500.00 per calendar day**. NO EXTENSIONS WILL BE ALLOWED

As required by Section 00 21 13 - 1.6, "Bid Security", Bid Security in the form of a bid bond or cashier/certified check is attached hereto in the amount of 5% of the base bid amount and shall become the property of the Owner in the event the Agreement and required Bonds are not executed within the time set forth hereinbefore as liquidated damages for the delay and additional expense to the Owner caused thereby.

**Addendum Receipt:**

The receipt of the following Addenda to the Bidding Documents is hereby acknowledged:

Addendum No.: <u>1</u>	Dated: <u>4/7/23</u>
Addendum No.: _____	Dated: _____
Addendum No.: _____	Dated: _____
Addendum No.: _____	Dated: _____

**List of Suppliers and Sub-Contractors:**

The low Bidder shall identify on the attached form within seven (7) days after bid receipt the names of the subcontractors and suppliers used by the Bidder in his bid for each subcontractor and supplier whose bid exceeds \$50,000.00.

Bidder acknowledges that his failure to indicate the name(s) of the subcontractors and suppliers included in his lump sum price within seven (7) days after bid receipt may result in the rejection of the Bidder's bid as nonresponsive and that Bidder's listing of itself as a subcontractor or supplier for any of the classifications or categories listed below means that Bidder will furnish the product from its manufacturing inventory or perform such work with its own regularly employed personnel and that Bidder has satisfactory qualifications and prior experience performing such work with its regularly employed personnel or manufacturing and furnishing such product from its manufacturing inventory. Bidder further acknowledges that he assumes the risk of removing and replacing work performed and/or products furnished by unauthorized substitutions of listed subcontractors and suppliers who will be rejected in accordance with Section 00 22 13, Paragraph 5.2.5:

**(complete if a corporation)**

Our Corporation is chartered under the laws of the State of MS, and the names, titles and business addresses of the principal officers are as follows (non- residents Bidders see Section 00 21 13, Paragraph 1.5):

Name	Address (City, State Zip)	Title

**(complete if in if a partnership)**

Our Partnership is composed of the following individuals:

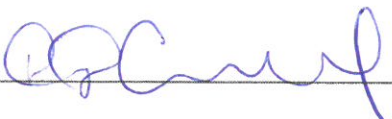
Name	Address (City, State Zip)	Title

**Notice of Acceptance of Our Bid May Be Delivered To:**

Company Name: DC Services, LLC

Address: P.O. Box 2293, Oxford, MS 38655

Email Address: david@dcs-build.com Fax Number: 662-510-0273

Signed: 

Title: Managing Member

Certificate of Responsibility Number: 21962-MC

P. N. 22044.00  
C.B.N 2023-017PR

Sloan Landscape Architecture, LLC

03/14/2023

**Directions for Mailing:**

Submit bid papers in sealed envelope marked as indicated in the Instructions to Bidders, inserted in opaque sealed envelope marked as follows:

**Address To:** City of Tupelo  
City Hall - 1<sup>st</sup> Floor - Tax Office  
Attn: Mrs. Jennifer Shempert  
71 East Troy Street  
Tupelo, MS 38804

**Project Name:** Lee Acres Park, Pickleball Complex  
to be opened at **10:00 am on Wednesday April 12th, 2023.**

P. N. 22044.00  
C.B.N 2023-017PR

Sloan Landscape Architecture, LLC

03/14/2023

## Subcontractor and Supplier List:

[illegible]



**Form of Non-Collusive Affidavit:**

**AFFIDAVIT**

*(Prime Bidder shall include this form, completed, with his bid)*

State of: MS

County of: Lafayette

Dario Carroll, being first duly sworn, deposes and says:

That he or she is Managing Member the party making the (a partner or officer of the firm of, etc.) foregoing proposal or bid, that such proposal or bid is genuine and not collusive or sham; that said bidder has not colluded, conspired, connived or agreed, directly or indirectly, with any bidder or person, to put in a sham bid or to refrain from bidding, and has not in any manner, directly or indirectly, sought by agreement or collusion, communication or conference, with any person, to fix the bid price of affiant or of any other bidder, or to fix any overhead, profit or cost element of said bid price, or of that of any other bidder, or to secure any advantage against the City of Tupelo or any person interested in the proposed contract; and that all statements in said proposal or bid are true.

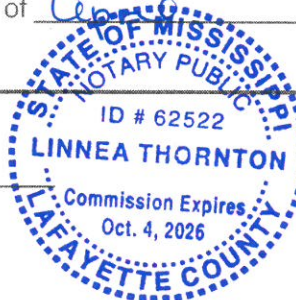
Signature of: \_\_\_\_\_  
Bidder, if the bidder is an individual:

\_\_\_\_\_  
Partner, if the bidder is partnership

LLC  
Officer, if the bidder is a corporation:

Subscribed and sworn to before me the 4th day of April, 2023

My commission expires October 4, 2026



## **SECTION 005200 AGREEMENT FORM**

### **1.01 DESCRIPTION**

- A. The Owner will use AIA Document A101, 2007 Edition, Standard Form of Agreement Between Owner and Contractor, where basis for Payment is a Stipulated Sum as a part of the Contract Documents.
- B. A copy of this document is on file at the Landscape Architect's office. All Bidders shall read and understand the referenced document.

**END OF SECTION 005200**