

PROPOSAL

MAYOR LANSON HYDE III AND CITY COMMISSION
FOREST HILLS, TENNESSEE 37215

Mayor and Commissioners:

In response to the Notice to Contractors, the undersigned Bidder submits the following proposal for **PW 2024-02 Street Paving** within the City of Forest Hills as described and specified in the drawings, contract documents, and technical specifications.

The Bidder hereby declares that in the event the City accepts this Proposal, Bidder will, within ten (10) business days of the date of a written notice of award, enter into a Contract with the City of Forest Hills, substantially in the form included in the Contract Documents and shall furnish and pay for all labor, materials, plant and equipment necessary to perform the work required as called for in the PROPOSAL BID TABULATION FORM.

The Bidder agrees that the unit quantities are approximate and the City has a right to increase or decrease quantities by Contract Amendment as required for construction or as directed and the total of all payments shall be actual quantities or work installed.

The Contractor shall be paid for the actual quantities installed at the unit price bid.

By submission of this proposal, the Bidder certifies 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 competitor.

The Bidder is prepared to submit a Statement of Bidders Qualifications upon the City's request, including but not limited to, a complete financial statement.

The Bidder agrees that if the City accepts his Proposal, Bidder will furnish a Performance-Payment Bond as security for faithful performance of the Contract and for the payment of all persons performing labor or furnishing labor or furnishing materials in connection under the Contract, in the amount of 100% of the total Proposal amount, with a Surety acceptable to the City.

Attached is the required Bid Bond or Certified Check in the amount of 10% of the total Base Bid which the Bidder agrees will be retained by the City as liquidated damages in the event that the Bidder's proposal is accepted and the Bidder fails to execute the contract within the time stated in the proposal.

[signature page follows]

PROPOSAL SIGNATURE PAGE

I, the undersigned, do hereby agree to the terms and conditions provided in this solicitation.

Name of Company: Volunteer Paving, LLC

Tennessee Contractors License Number: 69788

Address: P.O. Box 682423

Franklin, TN 37068

Telephone Number: 931-364-6900 **Fax Number:** _____

E-mail Address: cdobbs@volunteerpaving.com

ADDENDUM ACKNOWLEDGEMENT. Acknowledgment is hereby made for receipt of all addenda issued for this solicitation, the provisions of which are incorporated herein.

- Addendum No. 1 Date Issued: 7/10/24
- Addendum No. _____ Date Issued: _____
- Addendum No. _____ Date Issued: _____
- Addendum No. _____ Date Issued: _____

Authorized Signature: 

Printed Name: Cory Dobbs

Title: Vice President

Signed, this 10th day of July, 2024.

MEMORANDUM

NEEL-SCHAFFER, INC.

TO: All bidders
FROM: Bradley E. Bivens, P.E.
DATE: July 10, 2024
SUBJECT: Addendum #1
PW 2024-02 Street Paving

This addendum is for construction proposals due on July 11, 2024 at 10:00 A.M. (CST) at the City of Forest Hills, 6300 Hillsboro Pike, Nashville, TN 37215.

This addendum must be signed and submitted with the bid documents for this project. This will clarify the following:

OTTER CREEK ROAD ADJUSTMENT OF CASTINGS:

The castings on Otter Creek Road shall be plated for milling and raised as required for final paving. The castings on Otter Creek Road are incidental to the work and shall be included in items bid.

Bids for **PW 2024-02 Street Paving** must be received by the City of Forest Hills on or before **10:00 A.M. CST on Thursday, July 11, 2024.**

7-10-24
DATE


CONTRACTOR SIGNATURE

COMPANY: Volunteer Paving, LLC

ADDRESS: P.O. Box 682423

Franklin, TN 37068

*****ADDENDUM TO BE INCLUDED WITH BID FORMS*****

DRUG-FREE WORKPLACE AFFIDAVIT

State of Tennessee)
County of Davidson)

The undersigned, principal officer of Volunteer Paving, LLC, an employer of five (5) or more employees contracting with the City of Forest Hills, 6300 Hillsboro Pike, Nashville, TN 37215 to provide construction services, hereby states under oath as follows:

1. The undersigned is a principal officer of Volunteer Paving, LLC (hereinafter referred to as the "Company"), and is duly authorized to execute this Affidavit on behalf of the Company.

2. The Company submits this Affidavit pursuant to T.C.A. § 50-9-113, which requires each employer with no less than five (5) employees receiving pay who contracts with the state of any local government to provide construction services to submit an affidavit stating that such employer has a drug-free workplace program that complies with Title 50, Chapter 9, of the Tennessee Code Annotated.

3. The Company is in compliance with T.C.A § 50-9-113.

Further affidavit saith not.

[Signature]
Principal Officer

Vice President
Title

Before me personally appeared Cory Dobbs, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who acknowledged that such person executed the foregoing affidavit for the purposes therein contained.

Witness my hand and seal the 10 day of July, 2024.

[Signature]
Notary Public

My commission expires: 02/20/2028



IRAN DIVESTMENT ACT AFFIDAVIT

As per Tennessee Code Annotated, Title 12, and effective July 1, 2016:

By submission of this bid, each bidder and each person signing on behalf of any bidder certifies, and in the case of a joint bid, each party thereto certifies as to its own organization, under penalty of perjury, that to the best of its knowledge and belief that each bidder is not on the list created pursuant to T.C.A. § 12-12-106.



Authorized Signature

Signed, this 10 day of July, 2024.

BIDDER QUALIFICATIONS & REFERENCES

All Bidders for these services must have adequate industry experience and professional qualifications for the installation of asphalt to the City roadways according to these Specifications. The City will confirm the below qualifications and references prior to awarding the Contract.

1. Bidders must be in the regular business of installing asphalt pavement for **at least three continuous years**.
2. Supervisory personnel performing the installation of asphalt pavement must have reasonable training and/or experience with asphalt paving, necessary equipment and materials used in the paving process.
3. Bidders must show evidence that they possess adequate equipment, materials and resources to perform the paving process in a timely fashion.

Number of continuous years in the asphalt pavement business: 8

Number of Employees: Full-Time: 113 Seasonal/Part-time: 0

Number of separate asphalt pavement projects in the last 5 years: 592

Largest asphalt pavement project performed by Bidder in the last 5 years:

- Name of Customer/Project Name: TDOT CNW357 GILES COUNTY I-65
- Tons of Asphalt Pavement installed: 83,390 tons

List equipment used in the installation of asphalt pavement: Asphalt paver, Rollers, Distributer truck, brooms, milling machine.

Name of the project superintendent planned for this project: Bob Shields

Qualifications: Paved all types of projects, from driveways, to interstates, including ^{city} streets.

Experience: Has been paving in multiple states for over 20 years.

Technical Skills: All required for street paving.

References for three similar-sized asphalt pavement projects, performed in the last **2 years**, preferably located in this geographical region:

1. Reference Name: City of Shelbyville, annual city streets contract

Date of Project: 9/1/2023 to now Number of Streets: 6 Tons: 3784

Contact Name: Buck Vallad

Address: 201 N. Spring Street, Shelbyville, TN 37160

Telephone: 931-684-2644 Email: _____

2. Reference Name: Pulaski City Streets 2023-2024 Paving

Date of Project: Nov 2023-current Number of Streets: 15 Tons: 5276

Contact Name: Chad Witt

Address: 203 South 1st Street, Pulaski, TN 38478

Telephone: 931-363-3234 Email: _____

3. Reference Name: CNY022 Davidson County (Franklin Road Resurfacing)

Date of Project: 2/9/24 Number of Streets: 1 Tons: 10,078

Contact Name: Greg Woerdeman

Address: 6601 Centennial Blvd, Nashville, TN 37243

Telephone: (615)-350-4461 Email: Greg.Woerdeman@tn.gov

Note: This Qualifications & References sheet must be returned with the Bid.

Document A310™ – 2010

Conforms with The American Institute of Architects AIA Document 310

Bid Bond

CONTRACTOR:

(Name, legal status and address)

Volunteer Paving, LLC
750 Highway 99
Lewisburg, TN 37091

SURETY:

(Name, legal status and principal place of business)

United States Fire Insurance Company
305 Madison Avenue
Morristown, NJ 07960

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 Forest Hills
6300 Hillsboro Pike
Nashville, TN 37215

BOND AMOUNT: \$ 10%

Ten Percent of Amount Bid

PROJECT:

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

PW 2024-02 Street Paving

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 11th day of July, 2024



(Witness)

Volunteer Paving, LLC
(Principal) _____ (Seal)


By: 

(Title)

United States Fire Insurance Company
(Surety) _____ (Seal)

By: 

(Title) Paula M. Eby Attorney-in-Fact



(Witness) Ana Morris



**POWER OF ATTORNEY
UNITED STATES FIRE INSURANCE COMPANY
PRINCIPAL OFFICE - MORRISTOWN, NEW JERSEY**

KNOW ALL MEN BY THESE PRESENTS: That United States Fire Insurance Company, a corporation duly organized and existing under the laws of the state of Delaware, has made, constituted and appointed, and does hereby make, constitute and appoint: **Paula M. Eby**

each, its true and lawful Attorney(s)-In-Fact, with full power and authority hereby conferred in its name, place and stead, to execute, acknowledge and deliver: Any and all bonds and undertakings of surety and other documents that the ordinary course of surety business may require, and to bind United States Fire Insurance Company thereby as fully and to the same extent as if such bonds or undertakings had been duly executed and acknowledged by the regularly elected officers of United States Fire Insurance Company at its principal office.

This Power of Attorney limits the act of those named therein to the bonds and undertakings specifically named therein, and they have no authority to bind United States Fire Insurance Company except in the manner and to the extent therein stated.

Surety Bond No.: Bid Bond
Principal: Volunteer Paving, LLC
Obligee: City of Forest Hills

This Power of Attorney is granted pursuant to Article IV of the By-Laws of United States Fire Insurance Company as now in full force and effect, and consistent with Article III thereof, which Articles provide, in pertinent part:

Article IV, Execution of Instruments - Except as the Board of Directors may authorize by resolution, the Chairman of the Board, President, any Vice-President, any Assistant Vice President, the Secretary, or any Assistant Secretary shall have power on behalf of the Corporation:

- (a) to execute, affix the corporate seal manually or by facsimile to, acknowledge, verify and deliver any contracts, obligations, instruments and documents whatsoever in connection with its business including, without limiting the foregoing, any bonds, guarantees, undertakings, recognizances, powers of attorney or revocations of any powers of attorney, stipulations, policies of insurance, deeds, leases, mortgages, releases, satisfactions and agency agreements;
- (b) to appoint, in writing, one or more persons for any or all of the purposes mentioned in the preceding paragraph (a), including affixing the seal of the Corporation.

Article III, Officers, Section 3.11, Facsimile Signatures. The signature of any officer authorized by the Corporation to sign any bonds, guarantees, undertakings, recognizances, stipulations, powers of attorney or revocations of any powers of attorney and policies of insurance issued by the Corporation may be printed, facsimile, lithographed or otherwise produced. In addition, if and as authorized by the Board of Directors, dividend warrants or checks, or other numerous instruments similar to one another in form, may be signed by the facsimile signature or signatures, lithographed or otherwise produced, of such officer or officers of the Corporation as from time to time may be authorized to sign such instruments on behalf of the Corporation. The Corporation may continue to use for the purposes herein stated the facsimile signature of any person or persons who shall have been such officer or officers of the Corporation, notwithstanding the fact that he may have ceased to be such at the time when such instruments shall be issued.

IN WITNESS WHEREOF, United States Fire Insurance Company has caused these presents to be signed and attested by its appropriate officer and its corporate seal hereunto affixed this 28th day of September, 2021.

UNITED STATES FIRE INSURANCE COMPANY



Matthew E. Lubin, President

State of New Jersey }
County of Morris }

On this 28th day of September, 2021, before me, a Notary public of the State of New Jersey, came the above named officer of United States Fire Insurance Company, to me personally known to be the individual and officer described herein, and acknowledged that he executed the foregoing instrument and affixed the seal of United States Fire Insurance Company thereto by the authority of his office.



Melissa H. D'Alessio (Notary Public)

I, the undersigned officer of United States Fire Insurance Company, a Delaware corporation, do hereby certify that the original Power of Attorney of which the foregoing is a full, true and correct copy is still in force and effect and has not been revoked.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of United States Fire Insurance Company on the 11th day of July 20 24

UNITED STATES FIRE INSURANCE COMPANY



Michael C. Fay, Senior Vice President

PROPOSAL BID TABULATION FORM

CITY OF FOREST HILLS PW 2024-02 STREET PAVING

In compliance with your legal Notice to Bidders for the City of Forest Hills PW 2024-02 Street Paving, the undersigned bidder, a corporation organized and existing under the laws of the State of Tennessee, or a partnership of _____ or an individual doing business as Volunteer Paving, LLC of the City of Franklin, State of Tennessee, having examined the specifications and contract forms thereto attached, and being fully advised as to the extent and character of the work to be performed, and the equipment to be furnished, hereby proposes to furnish all labor, tools, material, plant and equipment necessary for the Project.

The quantities presented in the following Proposal Bid Tabulation Form are for bidding purposes and comparison only. Actual quantities for assigned work by the City is not known. The Form includes items of work typically associated with street and drainage construction.

The City of Forest Hills does not guarantee that the City will issue any work orders for any project under this contract.

The bidder shall complete all tables below to establish his bid.

PROPOSAL BID TABULATION FORM – BASE BID					
ITEM NO.	DESCRIPTION	EST. QTY.	PAY UNIT	UNIT PRICE	EXTENDED PRICE
403-02.01	Trackless Tack Coat	5.5	TON	1473.65	8,105.08
407-01	Adjustment Of Manhole Covers and Water Valve Boxes	4.0	EACH	682.50	2,730.00
411-01.11	Asphaltic Concrete Surface Course, Grading "E"	1,404	TON	113.05	158,722.20
415-01.02	Cold Planing Bituminous Pavement	12,000	S.Y.	2.96	35,520.00
712-01	Traffic Control	1	L.S.	5250.00	5,250.00
712-08.01	Uniformed Police Officer	40	HR	136.50	5,460.00
715-01	Asphaltic Concrete Curb (4 Inches)	275	L.F.	52.50	14,437.50
716-02.03	Plastic Pavement Marking (Cross-Walk)	30	L.F.	42.00	1,260.00
716-02.05	Plastic Pavement Marking (Stop Line)	40	L.F.	26.25	1,050.00
716-13.01	Spray Thermo PVMT MRKING (60Mil) (4IN Line)	4.5	L.M.	2362.50	10,631.25
717-01	Mobilization	1	L.S.	9558.03	9,558.03
SP 1	Milling @ Existing Streets and Driveways	170	L.F.	9.40	1,598.00
SP 2	Speed Hump Removal	3	EACH	330.59	991.77
SP 3	Speed Hump Installation	3	EACH	1786.85	5,360.55
SP 4	Plastic Pavement Marking (Speed Hump)	6	EACH	892.50	5,355.00
SP 5	Edge Milling (2 Inch)	2,679	L.F.	2.03	5,438.37
TOTAL BASE BID 271,467.75					DOLLARS

Contractor Initial: CD

The undersigned further proposes to perform all work and furnish all equipment in accordance with the specifications and contract stipulations thereof, within the time limit specified, for the price so stated below.

Bidder understands that the City reserves the right to reject any or all bids, or portions thereof, and to waive any informality in bidding.

The bidder agrees that his bid shall be good and may not be withdrawn for a period of thirty (30) days after the scheduled closing time for receiving bids.

Upon receipt of written notice of acceptance of this bid, Bidder will execute the enclosed formal contract and deliver insurance coverage as required by the INSTRUCTION TO BIDDERS within ten (10) business days of notice.

BIDDER/CONTRACTOR

Name of Company: Volunteer Paving, LLC

Tennessee Contractors License Number: 69788

Address: P.O. Box 682423

Franklin, TN 37068

Telephone Number: 931-364-6900 **Fax Number:** _____

E-mail Address: cdobbs@volunteerpaving.com

Authorized Signature: 

Printed Name: Cory Dobbs

Title: Vice President

Signed, the 10 day of July, 2024.