

**ERIE AREA COUNCIL OF GOVERNMENTS
JOINT BIDDING COMMITTEE
2020**

**BID # 2020 – 5
RECLAIMING AND RECYCLING TAR & CHIP ROADS**

**PLEASE CONTACT JESSICA HORAN-KUNCO WITH QUESTIONS
AT JHKUNCO@ERIEAREACOG.ORG
OR (814) 454-1770**

PROPOSAL FROM:

COMPANY: E.J. BRENEMAN, LLC
ADDRESS: 1101 YERGER BLVD
WEST LAWN, PA 19609
CONTACT NAME: JOHN M. DEMARTINO
PHONE #: 610-678-1913
E-MAIL: JDEMARTINO@EJBRENEMAN.COM
DATE: 4/16/20

ERIE AREA COUNCIL OF GOVERNMENTS
JOINT MUNICIPAL BIDDING COMMITTEE

FORM OF PROPOSAL
2020

RECLAIM-RECYCLE TAR AND CHIP ROADS

I/We have investigated the availability of the equipment, operators, services, and materials specified and agree to furnish and deliver all the specified equipment, operators, services, and materials at the following prices:

GREENFIELD TOWNSHIP:

APPROXIMATELY 7,900 SQUARE YARDS OF RECLAIMING/RECYCLING TAR AND CHIP ROADS (INCLUDING GRADING IN OF CROWNE)

\$ 10.68 /sq. yd. = TOTAL: \$ 84,372.00

GIRARD TOWNSHIP:

APPROXIMATELY 23,000 SQUARE YARDS OF RECLAIMING/RECYCLING TAR AND CHIP ROADS (INCLUDING GRADING IN OF CROWNE)

\$ 1.62 /sq. yd. = TOTAL: \$ 37,260.00

CITY OF ERIE:

APPROXIMATELY 100,000 SQUARE YARDS OF RECLAIMING/RECYCLING TAR AND CHIP ROADS (INCLUDING GRADING IN OF CROWNE)

\$ 9.98 /sq. yd. = TOTAL: \$ 998,000.00

A list of road locations will be provided at a later date.

This work shall be paid for at contract unit price per square yard complete in place for the actual square yards performed. Said unit price shall include all costs of recycling, Portland cement and relaying of CRBC as noted above. Testing, design and analysis costs shall be incidental to the contract.

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Alternative Proposal:

Bidders desiring to furnish the equipment, operators, and services in substantial compliance with these specifications but differing slightly in some respects shall be required to indicate in the spaces provided below IN DETAIL the specific deviations of the unit they propose to furnish. A proposal containing no entries in these spaces below will be assumed by the Municipality as being in complete compliance with these specifications.

NO CHANGE

ERIE AREA COUNCIL OF GOVERNMENTS
JOINT MUNICIPAL BIDDING COMMITTEE

Appendix A
2020

RECLAIM-RECYCLE TAR AND CHIP ROADS
Streets to be completed:

Girard Township: Gudgeonville Road from Old State to Brooks Road

Greenfield Township: Rohl Road from Harborcreek to North East
Township lines

City of Erie: Streets list to be determined please provide per sq/yd
general pricing if possible

**ERIE AREA COUNCIL OF GOVERNMENTS
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2020**

RECLAIM-RECYCLE TAR AND CHIP ROADS

Accompanying this Proposal is a ~~certified check~~ ~~bid bond~~ (circle one) in the amount of FIVE PERCENT (5%) OF BID dollars (\$) made payable to the Erie Area Council of Governments, Erie, Pennsylvania, which is agreed, shall be retained as liquidated damages by the Erie Area Council of Governments if the undersigned fails to execute a Contract in conformity with the Contract Documents and furnish any specified bonds within ten (10) days after notification of award of the Contract to the undersigned. It is agreed that this Proposal may not be withdrawn for a period of sixty (60) days from the opening thereof.

I/We hereby certify that I/we have read, understand, and agree to all the conditions outlined in the Solicitation of Bids, Instructions to Bidders, Special Conditions, Detail Specifications, and all other parts of these Documents. I am/We are the only person(s) interested in the Proposal as principal(s). This Proposal is made without collusion with any person, firm, or corporation.

Company E.J. BRENEMAN, LLC

Address 1101 YERGER BLVD.

WEST LAWN, PA 19609

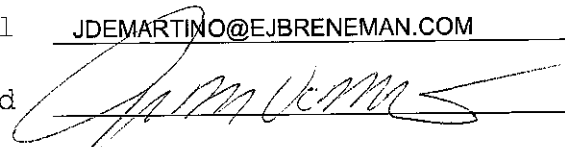
~~XXXXXX~~ WITNESS:

Phone 610-678-1913

Kristina Stover

E-mail JDEMARTINO@EJBRENEMAN.COM

KRISTINA STOVER, CONTRACT ADMINISTRATOR Signed



(Title)

Name JOHN M. DEMARTINO

Title VICE PRESIDENT

(SEAL)

Date 4/16/20



To Whom it May Concern

Due to the Governors orders of March 19 that closed all non-life sustaining businesses, of which we are one, we have been forced to conduct all business remotely.

As a result of this, we are not able to obtain live signatures on some documents, including bonds.

Therefore, I have included our bonds for this project which have been in part, signed remotely.

However, as a result, the raised seal cannot be seen and so I have also included the unsigned, original bond so that you can verify the authenticity by being able to examine the raised seal.

I realize that this is somewhat imperfect, however, without defying the Governors orders and due to the logistical limits placed on obtaining bonds in a timely manner for this project, I am not sure what else can be done.

Once we are able to return to work, we will be able to execute and resubmit the originals if you should so wish.

I appreciate your understanding in these very trying times.

Respectfully,

A handwritten signature in black ink, appearing to read 'John M. DeMartino', is written over a white background.

John M. DeMartino
Vice President
E. J. Breneman, L.L.C.

THE AMERICAN INSTITUTE OF ARCHITECTS



AIA Document A310

Bid Bond

BOND # EJB-144

KNOW ALL MEN BY THESE PRESENTS, that we E.J. BRENEMAN, LLC

1101 Yerger Boulevard West Lawn, PA 19609

as Principal, hereinafter called the Principal, and Hudson Insurance Company

100 William Street, 5th Floor New York, NY 10038

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

as Surety, hereinafter called the Surety, are held and firmly bound unto Erie Area Council of Governments

439 West Arlington Road Eric, PA 16509

(Here insert full name, and address or legal title of Owner)

as Obligee, hereinafter called the Obligee, in the sum of

Five Percent of Amount Bid-----Dollars (\$ 5.00%),

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

BID #2020-5

(Here insert full name, address and description of project)

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 20th day of April 2020

E.J. BRENEMAN, LLC

(Principal)

(Seal)

(Signature) John M. DeMartino, Vice President

Kristina Stover

(Witness) Kristina Stover, Contract Administrator

Hudson Insurance Company

(Surety)

(Seal)

(Signature) James C. Carlins

(Witness)

James C. Carlins, ATTORNEY-IN-FACT



BID BOND POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That HUDSON INSURANCE COMPANY, a corporation of the State of Delaware, with offices at 100 William Street, New York, New York, 10038, has made, constituted and appointed, and by these presents, does make, constitute and appoint

Richard J. Taylor, James C. Carlins,
Anthony P. Lekse and Roseann D. Ciamacco

its true and lawful Attorney(s)-in-Fact, at New York City in the State of New York, each of them alone to have full power to act without the other or others, to make, execute and deliver on its behalf, as Surety, bid bonds for any and all purposes.

Such bid bonds, when duly executed by said Attorney(s)-in-Fact, shall be binding upon said Company as fully and to the same extent as if signed by the President of said Company under its corporate seal attested by its Secretary.

In Witness Whereof, HUDSON INSURANCE COMPANY has caused these presents to be of its Senior Vice President thereunto duly authorized, on this 7th day of November, 20 17 at New York, New York.

(Corporate seal)

Attest.....
Dina Daskalakis, Corporate Secretary

HUDSON INSURANCE COMPANY
By.....
Michael P. Cifone, Senior Vice President

STATE OF NEW YORK
COUNTY OF NEW YORK SS.

On the 7th day of November, 20 17 before me personally came Michael P. Cifone to me known, who being by me duly sworn did depose and say that he is a Senior Vice President of HUDSON INSURANCE COMPANY, the Company described herein and which executed the above instrument, that he knows the seal of said Company, that the seal affixed to said instrument is the corporate seal of said Company, that it was so affixed by order of the Board of Directors of said Company, and that he signed his name thereto by like order.

(Notarial Seal)



.....
ANN M. MURPHY
Notary Public, State of New York
No. 01MU6067553
Qualified in Nassau County
Commission Expires December 10, 2021

CERTIFICATION

STATE OF NEW YORK
COUNTY OF NEW YORK

The undersigned Dina Daskalakis hereby certifies:

THAT the original resolution, of which the following is a true and correct copy, was duly adopted by unanimous written consent of the Board of Directors of Hudson Insurance Company dated July 27th, 2007, and has not since been revoked, amended or modified:

"RESOLVED, that the President, the Executive Vice Presidents, the Senior Vice Presidents and the Vice Presidents shall have the authority and discretion, to appoint such agent or agents, or attorney or attorneys-in-fact, for the purpose of carrying on this Company's surety business, and to empower such agent or agents, or attorney or attorneys-in-fact, to execute and deliver, under this Company's seal or otherwise, bonds obligations, and recognizances, whether made by this Company as surety thereon or otherwise, indemnity contracts, contracts and certificates, and any and all other contracts and undertakings made in the course of this Company's surety business, and renewals, extensions, agreements, waivers, consents or stipulations regarding undertakings so made; and

FURTHER RESOLVED, that the signature of any such Officer of the Company and the Company's seal may be affixed by facsimile to any power of attorney or certification given for the execution of any bond, undertaking, recognizance, contract of indemnity or other written obligation in the nature thereof or related thereto, such signature and seal when so used whether heretofore or hereafter, 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."

THAT the above and foregoing is a full, true and correct copy of Power of Attorney issued by said Company, and of the whole of the original and that the said Power of Attorney is still in full force and effect and has not been revoked, and furthermore that the Resolution of the Board of Directors, set forth in the said Power of Attorney is now in force.

Witness the hand of the undersigned and the seal of said Company this 20th day of April, 20 20

(Corporate seal)

By.....
Dina Daskalakis, Corporate Secretary

THE AMERICAN INSTITUTE OF ARCHITECTS



AIA Document A310

Bid Bond

BOND # EJB-144

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Signed and sealed this 20th day of April 2020

E.J. BRENEMAN, LLC

(Principal)

(Seal)

(Witness)

(Title)

Hudson Insurance Company

(Surety)

(Seal)

(Witness)

James C. Carlini, ATTORNEY-IN-FACT



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Such bid bonds, when duly executed by said Attorney(s)-in-Fact, shall be binding upon said Company as fully and to the same extent as if signed by the President of said Company under its corporate seal attested by its Secretary.

In Witness Whereof, HUDSON INSURANCE COMPANY has caused these presents to be of its Senior Vice President thereunto duly authorized, on this 7th day of November, 20 17 at New York, New York.

(Corporate seal)
Attest:
Dina Daskalakis, Corporate Secretary

HUDSON INSURANCE COMPANY
By:
Michael P. Cifone, Senior Vice President

STATE OF NEW YORK
COUNTY OF NEW YORK SS.

On the 7th day of November, 20 17 before me personally came Michael P. Cifone to me known, who being by me duly sworn did depose and say that he is a Senior Vice President of HUDSON INSURANCE COMPANY, the Company described herein and which executed the above instrument, that he knows the seal of said Company, that the seal affixed to said instrument is the corporate seal of said Company, that it was so affixed by order of the Board of Directors of said Company, and that he signed his name thereto by like order.

(Notarial Seal)

STATE OF NEW YORK
COUNTY OF NEW YORK

ANN M. MURPHY
Notary Public, State of New York
No. 01MU6067553
Qualified in Nassau County
Commission Expires December 10, 2021

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FURTHER RESOVLED, that the signature of any such Officer of the Company and the Company's seal may be affixed by facsimile to any power of attorney or certification given for the execution of any bond, undertaking, recognizance, contract of indemnity or other written obligation in the nature thereof or related thereto, such signature and seal when so used whether heretofore or hereafter, 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."

THAT the above and foregoing is a full, true and correct copy of Power of Attorney issued by said Company, and of the whole of the original and that the said Power of Attorney is still in full force and effect and has not been revoked, and furthermore that the Resolution of the Board of Directors, set forth in the said Power of Attorney is now in force.

Witness the hand of the undersigned and the seal of said Company this 20th day of April, 20 20
(Corporate seal)
By:
Dina Daskalakis, Corporate Secretary