



BID FOR:

**Entrance Modification to Madison Avenue Lower
Elementary**

PROJECT #:

22-013

PROJECT OWNER:

Madison County Schools

BID DATE:

August 9, 2022

BID FROM:

FLAGSTAR CONSTRUCTION COMPANY, INC.

2006 Aspen Cove

Brandon, MS 39042

COR # 10817 – MC

SECTION 00 4100

BID FORM

THE PROJECT AND THE PARTIES

1.01 TO:

- A. Madison County Schools (Owner)
476 Highland Colony Parkway
Ridgeland, Mississippi 39157

1.02 FOR:

- A. Project: Entrance Modification to Madison Avenue Lower Elementary School
1199 Madison Ave.
Madison, Mississippi 39110

1.03 DATE: August 9, 2022 (BIDDER TO ENTER DATE)

1.04 SUBMITTED BY: (BIDDER TO ENTER NAME AND ADDRESS)

- A. Bidder's Full Name Flagstar Construction Company, Inc.
Complete spelling of bidder's name and address - exact as recorded at the Secretary of State (<http://sos.state.ms.us/busserv/corp/soskb/csearch.asp>), which should be the same as you applied for at the Mississippi State Board of Contractors (<http://www.msdoc.us/Search2.CFM>) (see 2.07, 3.01, 5.01) Please look it up at SoS. SoS rules when the 2 are different.

Address 2006 Aspen Cove

City, State, Zip Brandon, MS 39042

Certificate of Responsibility 10817-MC

1.05 OFFER

- A. Having examined the Place of The Work and all matters referred to in the Instructions to Bidders and the Contract Documents prepared by JH&H Architects | Planners | Interiors, PA for the above mentioned project, we, the undersigned, hereby offer to enter into a Contract to perform the Work for the Sum of:

nine hundred eighty four thousand

_____ dollars

(\$ 984,000.00), in lawful money of the United States of America.

- B. We have included the required security deposit as required by the Instruction to Bidders.
- C. We have included the required performance assurance bonds and warranty bond in the Bid Amount as required by the Instructions to Bidders.

- D. All applicable federal taxes are included and State of Mississippi taxes are included in the Bid Sum.
- E. All Cash and Contingency Allowances described in Section 01 2100 - Allowances are included in the Bid Sum.

1.06 ALTERNATES LIST

- A. The following amounts shall be added to or deducted from the Bid Amount. Refer to Section 01 2300 - Alternatives: Schedule of Alternatives.

Alternate #1: Waterjet Cut VCT Logo in Lobby Flooring. (Add)

six thousand seven hundred dollars

\$ 6,700.00

1.07 ACCEPTANCE

- A. This offer shall be open to acceptance and is irrevocable for thirty days from the bid closing date.
- B. If this bid is accepted by Owner within the time period stated above, we will:
 - 1. Execute the Agreement within seven days of receipt of Notice of Award.
 - 2. Furnish the required bonds within seven days of receipt of Notice of Award.
 - 3. Commence work within seven days after written Notice to Proceed of this bid.
- C. If this bid is accepted within the time stated, and we fail to commence the Work or we fail to provide the required Bond(s), the security deposit shall be forfeited as damages to Owner by reason of our failure, limited in amount to the lesser of the face value of the security deposit or the difference between this bid and the bid upon which a Contract is signed.
- D. In the event our bid is not accepted within the time stated above, the required security deposit shall be returned to the undersigned, in accordance with the provisions of the Instructions to Bidders; unless a mutually satisfactory arrangement is made for its retention and validity for an extended period of time.

1.08 CONTRACT TIME

- A. If this Bid is accepted, we will:
- B. Complete the Work by July 7, 2023.

1.09 ADDENDA

- A. The following Addenda have been received. The modifications to the Bid Documents noted below have been considered and all costs are included in the Bid Sum.

- 1. Addendum # One Dated August 2, 2022.
- 2. Addendum # Two Dated August 3, 2022.
- 3. Addendum # Three Dated August 5, 2022.
- 4. Addendum # _____ Dated _____.

1.10 BID FORM SIGNATURE(S)

- A. I certify that I am authorized to enter into a binding contract, if this Proposal is accepted.

Steve Russell, President

- B. (Authorized signing officer, Title)

1.11 IF THE BID IS A JOINT VENTURE OR PARTNERSHIP, ADD ADDITIONAL FORMS OF EXECUTION FOR EACH MEMBER OF THE JOINT VENTURE IN THE APPROPRIATE FORM OR FORMS AS ABOVE.

1.12 RESIDENT BIDDER

The Bidder is a: X Resident
 _____ Non-resident

OF THE STATE OF MISSISSIPPI.

Telephone No.:
601-824-4646

Fax No.: 601-824-3929

Email: **steve@flagstarconstruction.com**

END OF SECTION

McGriff Insurance Services, Inc.

1020 Highland Colony Parkway, Ste. 302, Ridgeland, MS 39157
PH 601-790-8500 WATS 800-844-6700 FAX 601-790-8558

BID BOND

The American Institute of Architects,
AIA Document No. A310 (February, 1970 Edition)

KNOW ALL MEN BY THESE PRESENTS, that we Flagstar Construction Co., Inc.

2006 Aspen Cove, Brandon, MS 39042

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

Harborside 3, 210 Hudson Street Suite 300, Jersey City, NJ 07311-1107

a corporation duly organized under the laws of the state of MO

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

476 Highland Colony Parkway, Ridgeland, MS 39157

as Obligor, hereinafter called Obligor, in the sum of

Five Percent of Amount Bid

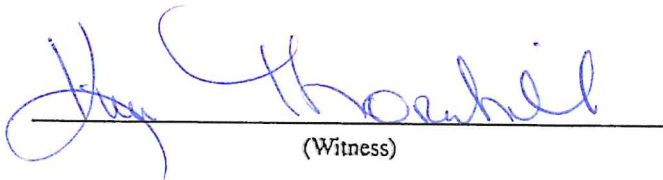
Dollars (\$ 5%),

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 Entrance Modification to Madison Avenue Lower Elementary School, Madison County Schools, as per proposal

NOW, THEREFORE, if the Obligor shall accept the bid of the Principal and the Principal shall enter into a Contract with the Obligor in accordance with the terms of such bid, and give such bond or bonds as many 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 Obligor the difference not to exceed the penalty hereof between the amount specified in said bid and such larger amount for which the Obligor 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 9th day of August 2022


(Witness)

Flagstar Construction Co., Inc.

(Principal)

By

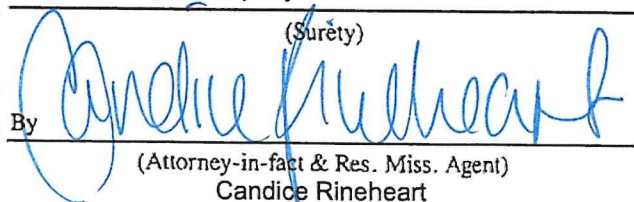

President (Title)

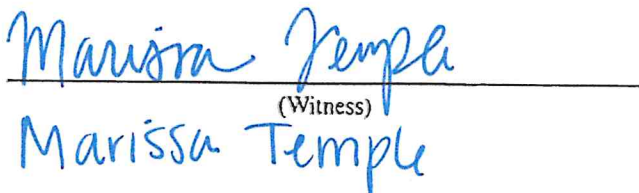


Arch Insurance Company

(Surety)

By


(Attorney-in-fact & Res. Miss. Agent)
Candice Rineheart


(Witness)
Marissa Temple

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. Not valid for Note, Loan, Letter of Credit, Currency Rate, Interest Rate or Residential Value Guarantees.

POWER OF ATTORNEY

Know All Persons By These Presents:

That the Arch Insurance Company, a corporation organized and existing under the laws of the State of Missouri, having its principal administrative office in Jersey City, New Jersey (hereinafter referred to as the "Company") does hereby appoint:

Candice Rineheart, Charles F. Porter, Denise Wilcox, Joshua T. Jones and Wesley McCubbins of Ridgeland, MS (EACH)

its true and lawful Attorney(s)-in-Fact, to make, execute, seal, and deliver from the date of issuance of this power for and on its behalf as surety, and as its act and deed: Any and all bonds, undertakings, recognizances and other surety obligations, in the penal sum not exceeding Ninety Million Dollars (90,000,000.00). This authority does not permit the same obligation to be split into two or more bonds In order to bring each such bond within the dollar limit of authority as set forth herein.

The execution of such bonds, undertakings, recognizances and other surety obligations in pursuance of these presents shall be as binding upon the said Company as fully and amply to all intents and purposes, as if the same had been duly executed and acknowledged by its regularly elected officers at its principal administrative office in Jersey City, New Jersey.

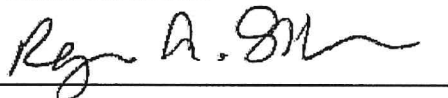
This Power of Attorney is executed by authority of resolutions adopted by unanimous consent of the Board of Directors of the Company on December 11, 2020, true and accurate copies of which are hereinafter set forth and are hereby certified to by the undersigned Secretary as being in full force and effect:

"**VOTED**, That the Chairman of the Board, the President, or the Executive Vice President, or any Senior Vice President, of the Surety Business Division, or their appointees designated in writing and filed with the Secretary, or the Secretary shall have the power and authority to appoint agents and attorneys-in-fact, and to authorize them subject to the limitations set forth in their respective powers of attorney, to execute on behalf of the Company, and attach the seal of the Company thereto, bonds, undertakings, recognizances and other surety obligations obligatory in the nature thereof, and any such officers of the Company may appoint agents for acceptance of process."

This Power of Attorney is signed, sealed and certified by facsimile under and by authority of the following resolution adopted by the unanimous consent of the Board of Directors of the Company on December 11, 2020:

VOTED, That the signature of the Chairman of the Board, the President, or the Executive Vice President, or any Senior Vice President, of the Surety Business Division, or their appointees designated in writing and filed with the Secretary, and the signature of the Secretary, the seal of the Company, and certifications by the Secretary, may be affixed by facsimile on any power of attorney or bond executed pursuant to the resolution adopted by the Board of Directors on December 11, 2020, and any such power so executed, sealed and certified with respect to any bond or undertaking to which it is attached, shall continue to be valid and binding upon the Company. In **Testimony Whereof**, the Company has caused this instrument to be signed and its corporate seal to be affixed by their authorized officers, this 26th day of May, 2022

Attested and Certified



Regan A. Shulman, Secretary



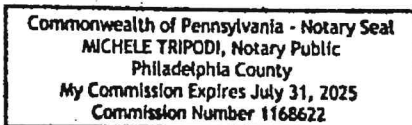
Arch Insurance Company



Stephen C. Ruschak, Executive Vice President

STATE OF PENNSYLVANIA SS
COUNTY OF PHILADELPHIA SS

I, **Michele Tripodi**, a Notary Public, do hereby certify that Regan A. Shulman and Stephen C. Ruschak personally known to me to be the same persons whose names are respectively as Secretary and Executive Vice President of the Arch Insurance Company, a Corporation organized and existing under the laws of the State of Missouri, subscribed to the foregoing instrument, appeared before me this day in person and severally acknowledged that they being thereunto duly authorized signed, sealed with the corporate seal and delivered the said instrument as the free and voluntary act of said corporation and as their own free and voluntary acts for the uses and purposes therein set forth.

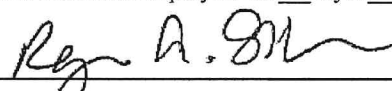



Michele Tripodi, Notary Public
My commission expires 07/31/2025

CERTIFICATION

I, **Regan A. Shulman**, Secretary of the Arch Insurance Company, do hereby certify that the attached **Power of Attorney dated May 26, 2022** on behalf of the person(s) as listed above is a true and correct copy and that the same has been in full force and effect since the date thereof and is in full force and effect on the date of this certificate; and I do further certify that the said Stephen C. Ruschak, who executed the Power of Attorney as Executive Vice President, was on the date of execution of the attached Power of Attorney the duly elected Executive Vice President of the Arch Insurance Company.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seal of the Arch Insurance Company on this 9th day of August, 2022.



Regan A. Shulman, Secretary

This Power of Attorney limits the acts of those named therein to the bonds and undertakings specifically named therein and they have no authority to bind the Company except in the manner and to the extent herein stated.

PLEASE SEND ALL CLAIM INQUIRIES RELATING TO THIS BOND TO THE FOLLOWING ADDRESS:

Arch Insurance – Surety Division
3 Parkway, Suite 1500
Philadelphia, PA 19102



*To verify the authenticity of this Power of Attorney, please contact Arch Insurance Company at SuretyAuthentic@archinsurance.com
Please refer to the above named Attorney-in-Fact and the details of the bond to which the power is attached.*



Permitted Use Letter
Arch Insurance Company Corporate Seal for Surety Bonds

Due to the COVID-19 pandemic and the resulting governmental and health agency rules and guidelines, Arch Insurance Company hereby permits and authorizes the Attorney-In-Fact named on the attached Power Of Attorney to use and affix the Corporate Seal of Arch Insurance Company to Surety Bonds issued and executed of behalf of Arch Insurance Company by attaching a copy of this Permitted Use Letter to such Surety Bond.

When this Permitted Use Letter and accompanying Power of Attorney are attached to a Surety Bond by the named Attorney-In-Fact, Arch Insurance Company agrees and certifies that the Corporate Seal for Arch Insurance Company shall be deemed stamped and affixed to that Surety Bond to the same extent and effect as if the raised and embossed Corporate Seal of Arch Insurance Company was physically attached to the Surety Bond.

This Permitted Use Letter shall only be effective and binding when used and attached to Surety Bonds during the specified period:

Use Effective Date: **April 22, 2020**

Use Termination Date: **December 31, 2022**

Attested and Certified on April 22, 2020 by Arch Insurance Company:

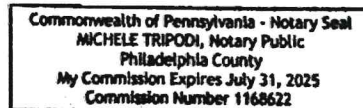
Regan A. Shulman, Secretary



Stephen C. Ruschak, Executive Vice President

STATE OF PENNSYLVANIA SS
COUNTY OF PHILADELPHIA SS

I, **Michele Tripodi**, a Notary Public, do hereby certify that Regan A. Shulman and Stephen C. Ruschak personally known to me to be the same persons whose names are respectively as Secretary and Executive Vice President of the Arch Insurance Company, a Corporation organized and existing under the laws of the State of Missouri, subscribed to the foregoing instrument, appeared before me this day in person and severally acknowledged that they being thereunto duly authorized signed, sealed with the corporate seal and delivered the said instrument as the free and voluntary act of said corporation and as their own free and voluntary acts for the uses and purposes therein set forth.



Michele Tripodi, Notary Public
My commission expires 07/31/2025

To verify the authenticity of this Permitted Use Letter, please contact Arch Insurance Company at
SuretyAuthentic@archinsurance.com

Please refer to the above named Attorney-in-Fact and the details of the bond and documents to which the Permitted Use Letter is attached.