

# LOUISIANA UNIFORM PUBLIC WORK BID FORM

TO: Acadia Parish Police Jury  
P.O. Box A  
Crowley, LA 70547

BID FOR: Airfield Rotating Beacon Replacement  
LeGros Memorial Airport  
PEC Project No. 11010

(Owner to provide name and address of owner)

(Owner to provide name of project and other identifying information)

The undersigned bidder hereby declares and represents that she/he; a) has carefully examined and understands the Bidding Documents, b) has not received, relied on, or based his bid on any verbal instructions contrary to the Bidding Documents or any addenda, c) has personally inspected and is familiar with the project site, and hereby proposes to provide all labor, materials, tools, appliances and facilities as required to perform, in a workmanlike manner, all work and services for the construction and completion of the referenced project, all in strict accordance with the Bidding Documents prepared by: Professional Engineering Consultants Corp. and dated: December 2013

(Owner to provide name of entity preparing bidding documents.)

Bidders must acknowledge all addenda. The Bidder acknowledges receipt of the following ADDENDA: (Enter the number the Designer has assigned to each of the addenda that the Bidder is acknowledging) \_\_\_\_\_

**TOTAL BASE BID – Airfield Rotating Beacon Replacement – in place (Lump Sum):** For all work required by the Bidding Documents the sum of:

One Hundred Twenty-three Thousand, Seven Hundred and Sixty-five Dollars (\$ 123,765.<sup>00</sup>)

**ALTERNATES:** For any and all work required by the Bidding Documents for Alternates including any and all unit prices designated as alternates in the unit price description.

**Additive Alternate No. 1**  
\_\_\_\_\_ Not Applicable Dollars (\$ Not Applicable)

**Additive Alternate No. 2**  
\_\_\_\_\_ Not Applicable Dollars (\$ Not Applicable)

**Alternate No. 3** (Owner to provide description of alternate and state whether add or deduct) for the lump sum of:  
\_\_\_\_\_ Not Applicable Dollars (\$ Not Applicable)

**NAME OF BIDDER:** Diamond Electrical Company, Inc.

**ADDRESS OF BIDDER:** P. O. Box 15501  
Baton Rouge, LA 70895-5501

**LOUISIANA CONTRACTOR'S LICENSE NUMBER:** 8470

**NAME OF AUTHORIZED SIGNATORY OF BIDDER:** Stephen P. Wintz

**TITLE OF AUTHORIZED SIGNATORY OF BIDDER:** Vice President of Operations

**SIGNATURE OF AUTHORIZED SIGNATORY OF BIDDER \*\*:** 

**DATE:** January 23, 2014

\* The Unit Price Form shall be used if the contract includes unit prices. Otherwise it is not required and need not be included with the form. The number of unit prices that may be included is not limited and additional sheets may be included if needed.

\*\* If someone other than a corporate officer signs for the Bidder/Contractor, a copy of a corporate resolution or other signature authorization shall be required for submission of bid. Failure to include a copy of the appropriate signature authorization, if required, may result in the rejection of the bid unless bidder has complied with La. R.S. 38:2212(A)(1)(c) or RS 38:2212(O).

**BID SECURITY** in the form of a bid bond, certified check or cashier's check as prescribed by LA RS 38:2218.A is attached to and made a part of this bid.

**SECTION 00410  
BID BOND**

KNOW ALL MEN BY THESE PRESENTS, that we, the undersigned, Diamond Electrical Company, Inc. as PRINCIPAL, and Western Surety Company as SURETY, are hereby held and firmly bound unto Acadia Parish Police Jury as OWNER in the penal sum of Five Percent of Amount Bid (5%) for the payment of which, well and truly to be made, we hereby jointly and severally bind ourselves, successors and assigns. Signed, this 23rd day of January, 2014.

The condition of the above obligation is such that whereas the PRINCIPAL has submitted to Acadia Parish Police Jury a certain BID, attached hereto and hereby made a part hereof to enter into a CONTRACT in writing, for Airfield Rotating Beacon Replacement - LeGros Memorial Airport, THEREFORE,

- (a) If said BID shall be rejected, or
- (b) If said BID shall be accepted and the PRINCIPAL shall execute and deliver a CONTRACT in the FORM OF CONTRACT attachment hereto properly completed in accordance with said BID and shall furnish a BOND for faithful performance of said CONTRACT, and for the payment of all persons performing labor and furnishing materials in connection therewith, and shall in all other respects perform the AGREEMENT created by the acceptance of said BID.

Then this obligation shall be void, otherwise the same shall remain in force and effect; it being expressly understood and agreed that the liability of the SURETY for any and all claims hereunder shall, in no event, exceed the penal amount of this obligation as herein stated.

The SURETY, for value received, hereby stipulates and agrees that the obligations of said SURETY and its BOND shall be in no way impaired or affected by any extension of the time within which the OWNER may accept such BID; and said SURETY does hereby waive notice of any such extension.

IN WITNESS WHEREOF, the PRINCIPAL and the SURETY have hereunto set their hands and seals, and such of them as are corporations have caused their corporate seals to be hereto affixed and to be signed by their proper officers, the day and year first set forth above.

Diamond Electrical Company, Inc.  
Principal  
By:   
Stephen P. Wintz, Vice President of Operations

Michael Broward  
Witness

Western Surety Company  
Surety  
By:   
Tawanda Weatherspoon, Attorney In Fact

Stephanie Sindelar  
Witness  
Stephanie Sindelar

IMPORTANT - SURETY companies executing BONDS must appear on the U.S. Treasury Department's most current list (Circular 570 as amended) and be authorized to transact business in the state where the project is located.

# Western Surety Company

## POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

**Charlotte L Wright, Markham R Mc Knight, Charles E Reagin III, Dwayne Moore, Thomas M Sandahl, Trent J Sandahl, Tawanda Weatherspoon, Individually**

of Baton Rouge, LA, its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

**- In Unlimited Amounts -**

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney, pursuant to the authority hereby given, are hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law printed on the reverse hereof, duly adopted, as indicated, by the shareholders of the corporation.

In Witness Whereof, WESTERN SURETY COMPANY has caused these presents to be signed by its Vice President and its corporate seal to be hereto affixed on this 1st day of November, 2012.



WESTERN SURETY COMPANY

Paul T. Bruflat  
Paul T. Bruflat, Vice President

State of South Dakota }  
County of Minnehaha } ss

On this 1st day of November, 2012, before me personally came Paul T. Bruflat, to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is the Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

My commission expires  
June 23, 2015



J. Mohr  
J. Mohr, Notary Public

### CERTIFICATE

I, L. Nelson, Assistant Secretary of WESTERN SURETY COMPANY do hereby certify that the Power of Attorney hereinabove set forth is still in force, and further certify that the By-Law of the corporation printed on the reverse hereof is still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said corporation this 23rd day of January, 2014.



WESTERN SURETY COMPANY

L. Nelson  
L. Nelson, Assistant Secretary

**Authorizing By-Law**

**ADOPTED BY THE SHAREHOLDERS OF WESTERN SURETY COMPANY**

This Power of Attorney is made and executed pursuant to and by authority of the following By-Law duly adopted by the shareholders of the Company.

Section 7. All bonds, policies, undertakings, Powers of Attorney, or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, and Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys in Fact or agents who shall have authority to issue bonds, policies, or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile.

Section 00420

Airfield Rotating Beacon Replacement - LeGros Memorial Airport

Name of Project

Acadia Parish Police Jury

Name of Owner

Date of Bid

**ATTESTATION CLAUSE REQUIRED BY  
LA. R.S. 38:2227 (PAST CRIMINAL CONVICTIONS OF BIDDERS)**

As a Bidder on the above-entitled Public Works Project, does hereby attest that:

A. No sole proprietor or individual partner, incorporator, director, manager, officer, organizer, or member who has a minimum of a ten percent (10%) ownership in the bidding entity named below has been convicted of, or has entered a plea of guilty or nolo contendere to any of the following state crimes or equivalent federal crimes:

- |                                       |                                   |
|---------------------------------------|-----------------------------------|
| (a) Public bribery (R.S. 14:118)      | (c) Extortion (R.S. 14:66)        |
| (b) Corrupt influencing (R.S. 14:120) | (d) Money laundering (R.S. 14:23) |

B. Within the past five years from the project bid date, no sole proprietor or individual partner, incorporator, director, manager, officer, organizer, or member who has a minimum of a ten percent (10%) ownership in the bidding entity named below has been convicted of, or has entered a plea of guilty or nolo contendere to any of the following state crimes or equivalent federal crimes, during the solicitation or execution of a contract or bid awarded pursuant to the provisions of Chapter 10 of Title 38 of the Louisiana Revised Statutes:

- |  |  |
|--|--|
| (a) Theft (R.S. 14:67)                           | (f) Bank fraud (R.S. 14:71.1)                                |
| (b) Identity Theft (R.S. 14:67.16)               | (g) Forgery (R.S. 14:72)                                     |
| (c) Theft of a business record<br>(R.S.14:67.20) | (h) Contractors; misapplication of<br>payments (R.S. 14:202) |
| (d) False accounting (R.S. 14:70)                | (i) Malfeasance in office (R.S. 14:134)                      |
| (e) Issuing worthless checks<br>(R.S. 14:71)     |  |

Diamond Electrical Co., Inc.  
NAME OF BIDDER

Stephen P. Wintz  
NAME OF AUTHORIZED SIGNATORY OF BIDDER

January 23, 2014  
DATE

Vice President of Operations  
TITLE OF AUTHORIZED SIGNATORY OF BIDDER



SIGNATURE OF AUTHORIZED  
SIGNATORY OF BIDDER

**SECTION 00480  
AFFIDAVIT**

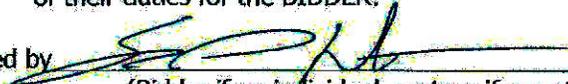
STATE OF LOUISIANA:

PARISH OF East Baton Rouge

The Undersigned Stephen P. Wintz being first duly sworn, deposes and affirms that:

1. He/She is the Vice President of Diamond Electrical Co., Inc.  
(Office, Position, Owner) (Bidding Firm Name)  
the party making the attached BID;
2. The attached BID is genuine and all statements contained therein are true;
3. The BIDDER has not by collusion or agreement or conference or in any other way, conspired to fix the BID PRICE or to secure any unfair advantage;
4. The BIDDER has employed no person, corporation, firm, association, or other organization, either directly or indirectly, to secure this public CONTRACT, other than persons regularly employed by the BIDDER in the regular course of their duties;
5. The BIDDER has not paid and will not pay any part of the BID PRICE to any person, corporation, firm, association, or other organization for soliciting the CONTRACT, other than the payment of normal compensation to persons regularly employed by the BIDDER whose services in connection with the construction of the public PROJECT are in the regular course of their duties for the BIDDER.

Signed by

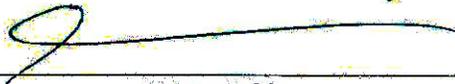


(Bidder if an individual, partner if a partnership, officer if a corporation)

Title Vice President of Operations

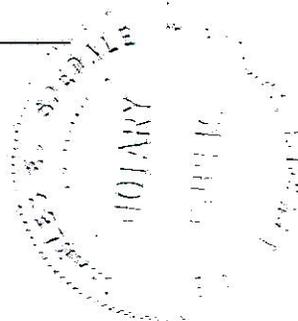
Subscribed and Sworn to this 14th day of Jan, 2014.

By



Notary Public

**Charles E. Spedale  
Attorney At Law  
Bar #12324  
My Commission Expires At Death**



-RESOLUTION-

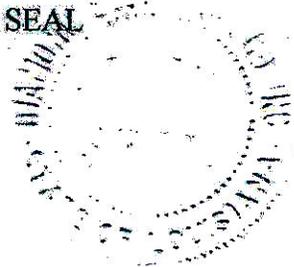
BE IT RESOLVED by the Board of Directors of Diamond Electrical Company, Inc. a corporation organized and existing under the laws of the State of Louisiana, and domiciled in the City of Baton Rouge, that Nancy C. Toomer, President of the Corporation, Stephen P. Wintz, Vice President and/or Ronald J. Toomer, Secretary/Treasurer of the Corporation, be, and are hereby authorized and empowered to execute any and all bids and contracts of whatever kind on behalf of Acadia Parish Police Jury.

-CERTIFICATE-

I, Ronald J. Toomer, Secretary of Diamond Electrical Company, Inc., do hereby certify that the foregoing resolution is a true and exact copy unanimously adopted by the Board of Directors of said Corporation at a meeting thereof legally held on the 23<sup>rd</sup> day of January, 2014; that said resolution is duly entered into the records of said Corporation; that it has not been rescinded or modified; and that it is now in full force and effect.

IN TESTIMONY WHEREOF, I have hereunto set my hand and the seal of said corporation this 23<sup>rd</sup> day of January, 2014.

SEAL



 \_\_\_\_\_, Secretary  
Ronald J. Toomer