

SECTION C
LOUISIANA UNIFORM PUBLIC WORK BID FORM

TO: CITY OF THIBODAUX
310 WEST SECOND STREET
THIBODAUX, LA 70301
(Owner to provide name and address of owner)

BID FOR: REPLACEMENT OF TRICKLING FILTER
MEDIA AT THE THIBODAUX WASTEWATER
TREATMENT PLANT, ENGINEER'S PROJECT
NO. 2020-098
(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: David A. Waitz Engineering and Surveying, Inc. and dated: September 24, 2021.

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) Addendum 1 - 1-20-22

TOTAL BASE BID: For all work required by the Bidding Documents (including any and all unit prices designated "Base Bid" * but not alternates) the sum of:

One million eight hundred sixty six thousand eight hundred ninety Dollars (\$ 1,866,890.00)

NAME OF BIDDER: The Lemoine Company, LLC

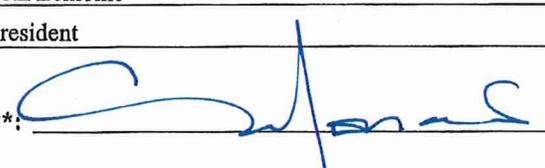
ADDRESS OF BIDDER: 1906 Eraste Landry Rd. Ste. 200
Lafayette, LA 70501

E-MAIL ADDRESS OF BIDDER: seth.lemoine@llemoine.com

LOUISIANA CONTRACTOR'S LICENSE NUMBER: 32600

NAME OF AUTHORIZED SIGNATORY OF BIDDER: Seth Lemoine

TITLE OF AUTHORIZED SIGNATORY OF BIDDER: Vice President

SIGNATURE OF AUTHORIZED SIGNATORY OF BIDDER **: 

DATE: February 2, 2022

* 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.

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 MEDIA AT THE THIBODAUX WASTEWATER
 TREATMENT PLANT, ENGINEER'S PROJECT
 NO. 2020-098**
(Owner to provide name of project and other identifying information)

UNIT PRICES: This form shall be used for any and all work required by the Bidding Documents and described as unit prices. Amounts shall be stated in figures and only in figures.

DESCRIPTION:	<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.# ___ MOBILIZATION			
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (<i>Quantity times Unit Price</i>)
1	1	LUMP SUM	172,890.00	172,890.00

DESCRIPTION:	<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.# ___ TRICKLING FILTER MEDIA REPLACEMENT			
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (<i>Quantity times Unit Price</i>)
2	2	EACH	528,500.00	1,057,000.00

DESCRIPTION:	<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.# ___ MOTORIZED ROTARY DISTRIBUTORS			
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (<i>Quantity times Unit Price</i>)
3	2	EACH	250,000.00	500,000.00

DESCRIPTION:	<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.# ___ REPLACEMENT OF DIGESTER FLARE			
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (<i>Quantity times Unit Price</i>)
4	1	EACH	135,000.00	135,000.00

DESCRIPTION:	<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.# ___ PROJECT SIGN			
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (<i>Quantity times Unit Price</i>)
5	1	EACH	2,000.00	2,000.00

DESCRIPTION:	<input type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.# ___			
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (<i>Quantity times Unit Price</i>)

DESCRIPTION:	<input type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.# ___			
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (<i>Quantity times Unit Price</i>)

DESCRIPTION:	<input type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.# ___			
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (<i>Quantity times Unit Price</i>)

Wording for "DESCRIPTION" is to be provided by the Owner.
 All quantities are estimated. The contractor will be paid based upon actual quantities as verified by the Owner

SECTION D

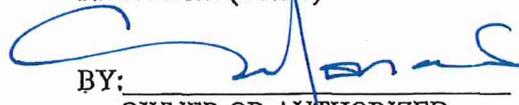
BID BOND

The Lemoine Company, LLC
as Principal (Bidder) and Berkshire Hathaway Specialty Insurance Company
as Surety, are bound unto the City of Thibodaux (hereinafter referred to as "COT" in the sum of _____
Five Percent of the Greatest Amount Bid
DOLLARS, (\$ 5% GAB) for payment of which the Principal and Surety bind themselves, their heirs, administrators, successors, and assigns, jointly and severally.

The condition of this obligation is such that Principal has submitted to COT a bid on a contract to provide for the "Replacement of Trickling Filter Media at Thibodaux Wastewater Treatment Plant" Partially Funded by a U.S. Department of Commerce Economic Development Administration (EDA) Grant, Grant No. 08-79-05497, Engineer's Project No. 2020-098".

If the contract is awarded to the Principal and the Principal, within the specified time, enters into the contract in writing and gives the required bond(s) with Surety acceptable to COT for performance of said contract, this obligation shall be void; otherwise to remain in effect.

The Lemoine Company, LLC
PRINCIPAL (Bidder)

BY: 
OWNER OR AUTHORIZED REPRESENTATIVE

Seth A. Lemoine
TYPED OR PRINTED NAME

DATE SIGNED February 2, 2022

Berkshire Hathaway Specialty Insurance Company
Surety

BY: 
AGENT OR ATTORNEY IN FACT

Myisha Jefferson, Attorney-in-Fact
TYPED OR PRINTED NAME

DATED SIGNED February 2, 2022

I certify that I am as of the date of this bond a licensed Resident Agent of Louisiana in good standing with the Louisiana Insurance Commission and authorized to countersign this bond on behalf of the Surety.

BY: Robert M. Verdin

McGriff Insurance Services, Inc.
NAME OF AGENCY

Robert M. Verdin
TYPED OR PRINTED NAME

114 Ivy Drive
ADDRESS

85911
AGENT LICENSE NUMBER

Covington, LA 70433



Power Of Attorney

BERKSHIRE HATHAWAY SPECIALTY INSURANCE COMPANY
NATIONAL INDEMNITY COMPANY / NATIONAL LIABILITY & FIRE INSURANCE COMPANY

Know all men by these presents, that BERKSHIRE HATHAWAY SPECIALTY INSURANCE COMPANY, a corporation existing under and by virtue of the laws of the State of Nebraska and having an office at One Lincoln Street, 23rd Floor, Boston, Massachusetts 02111, NATIONAL INDEMNITY COMPANY, a corporation existing under and by virtue of the laws of the State of Nebraska and having an office at 3024 Harney Street, Omaha, Nebraska 68131 and NATIONAL LIABILITY & FIRE INSURANCE COMPANY, a corporation existing under and by virtue of the laws of the State of Connecticut and having an office at 100 First Stamford Place, Stamford, Connecticut 06902 (hereinafter collectively the "Companies"), pursuant to and by the authority granted as set forth herein, do hereby name, constitute and appoint: María D. Zuniga, Marc W. Boots, Vickie Lacy, Brock D. Duckworth, Joseph R. Aulbert, Richard Covington, Robert M. Verdin, Ryan Varela, Myisha Jefferson, 10100 Katy Freeway, Suite 400 of the city of Houston, State of Texas, their true and lawful attorney(s)-in-fact to make, execute, seal, acknowledge, and deliver, for and on their behalf as surety and as their act and deed, any and all undertakings, bonds, or other such writings obligatory in the nature thereof, in pursuance of these presents, the execution of which shall be as binding upon the Companies as if it has been duly signed and executed by their regularly elected officers in their own proper persons. This authority for the Attorney-in-Fact shall be limited to the execution of the attached bond(s) or other such writings obligatory in the nature thereof.

In witness whereof, this Power of Attorney has been subscribed by an authorized officer of the Companies, and the corporate seals of the Companies have been affixed hereto this date of December 20, 2018. This Power of Attorney is made and executed pursuant to and by authority of the Bylaws, Resolutions of the Board of Directors, and other Authorizations of BERKSHIRE HATHAWAY SPECIALTY INSURANCE COMPANY, NATIONAL INDEMNITY COMPANY and NATIONAL LIABILITY & FIRE INSURANCE COMPANY, which are in full force and effect, each reading as appears on the back page of this Power of Attorney, respectively. The following signature by an authorized officer of the Company may be a facsimile, which shall be deemed the equivalent of and constitute the written signature of such officer of the Company for all purposes regarding this Power of Attorney, including satisfaction of any signature requirements on any and all undertakings, bonds, or other such writings obligatory in the nature thereof, to which this Power of Attorney applies.

BERKSHIRE HATHAWAY SPECIALTY
INSURANCE COMPANY,

By: _____
David Fields, Executive Vice President



NATIONAL INDEMNITY COMPANY,
NATIONAL LIABILITY & FIRE INSURANCE COMPANY,

By: _____
David Fields, Vice President

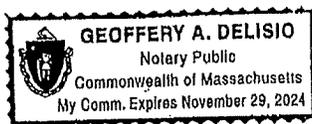


NOTARY

State of Massachusetts, County of Suffolk, ss:

On this 20th day of December, 2018, before me appeared David Fields, Executive Vice President of BERKSHIRE HATHAWAY SPECIALTY INSURANCE COMPANY and Vice President of NATIONAL INDEMNITY COMPANY and NATIONAL LIABILITY & FIRE INSURANCE COMPANY, who being duly sworn, says that his capacity is as designated above for such Companies; that he knows the corporate seals of the Companies; that the seals affixed to the foregoing instrument are such corporate seals; that they were affixed by order of the board of directors or other governing body of said Companies pursuant to its Bylaws, Resolutions and other Authorizations, and that he signed said instrument in that capacity of said Companies.

[Notary Seal]



Notary Public

I, Ralph Tortorella, the undersigned, Officer of BERKSHIRE HATHAWAY SPECIALTY INSURANCE COMPANY, NATIONAL INDEMNITY COMPANY and NATIONAL LIABILITY & FIRE INSURANCE COMPANY, do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies which is in full force and effect and has not been revoked. IN TESTIMONY WHEREOF, see hereunto affixed the seals of said Companies this February 2, 2022.



Officer

To verify the authenticity of this Power of Attorney please contact us at: BHSI Surety Department, Berkshire Hathaway Specialty Insurance Company, One Lincoln Street, 23rd Floor Boston, MA 02111 | (770) 625-2516 or by email at Jennifer.Porter@bhspecialty.com. THIS POWER OF ATTORNEY IS VOID IF ALTERED
To notify us of a claim please contact us on our 24-hour toll free number at (855) 453-9675, via email at claims.notices@bhspecialty.com, via fax to (617) 507-8259, or via mail.

BERKSHIRE HATHAWAY SPECIALTY INSURANCE COMPANY (BYLAWS)

ARTICLE V.

CORPORATE ACTIONS

....

EXECUTION OF DOCUMENTS:

....

Section 6.(b) The President, any Vice President or the Secretary, shall have the power and authority:

- (1) To appoint Attorneys-in-fact, and to authorize them to execute on behalf of the Company bonds and other undertakings, and
- (2) To remove at any time any such Attorney-in-fact and revoke the authority given him.

NATIONAL INDEMNITY COMPANY (BY-LAWS)

Section 4. Officers, Agents, and Employees:

A. The officers shall be a President, one or more Vice Presidents, a Secretary, one or more Assistant Secretaries, a Treasurer, and one or more Assistant Treasurers none of whom shall be required to be shareholders or Directors and each of whom shall be elected annually by the Board of Directors at each annual meeting to serve a term of office of one year or until a successor has been elected and qualified, may serve successive terms of office, may be removed from office at any time for or without cause by a vote of a majority of the Board of Directors, and shall have such powers and rights and be charged with such duties and obligations as usually are vested in and pertain to such office or as may be directed from time to time by the Board of Directors; and the Board of Directors or the officers may from time to time appoint, discharge, engage, or remove such agents and employees as may be appropriate, convenient, or necessary to the affairs and business of the corporation.

NATIONAL INDEMNITY COMPANY (BOARD RESOLUTION ADOPTED AUGUST 6, 2014)

RESOLVED, That the President, any Vice President or the Secretary, shall have the power and authority to (1) appoint Attorneys-in-fact, and to authorize them to execute on behalf of this Company bonds and other undertakings and (2) remove at any time any such Attorney-in-fact and revoke the authority given.

NATIONAL LIABILITY & FIRE INSURANCE COMPANY (BY-LAWS)

ARTICLE IV

Officers

Section 1. Officers, Agents and Employees:

A. The officers shall be a president, one or more vice presidents, one or more assistant vice presidents, a secretary, one or more assistant secretaries, a treasurer, and one or more assistant treasurers, none of whom shall be required to be shareholders or directors, and each of whom shall be elected annually by the board of directors at each annual meeting to serve a term of office of one year or until a successor has been elected and qualified, may serve successive terms of office, may be removed from office at any time for or without cause by a vote of a majority of the board of directors. The president and secretary shall be different individuals. Election or appointment of an officer or agent shall not create contract rights. The officers of the Corporation shall have such powers and rights and be charged with such duties and obligations as usually are vested in and pertain to such office or as may be directed from time to time by the board of directors; and the board of directors or the officers may from time to time appoint, discharge, engage, or remove such agents and employees as may be appropriate, convenient, or necessary to the affairs and business of the Corporation.

NATIONAL LIABILITY & FIRE INSURANCE COMPANY (BOARD RESOLUTION ADOPTED AUGUST 6, 2014)

RESOLVED, That the President, any Vice President or the Secretary, shall have the power and authority to (1) appoint Attorneys-in-fact, and to authorize them to execute on behalf of this Company bonds and other undertakings and (2) remove at any time any such Attorney-in-fact and revoke the authority given.



McGriff Insurance Services, Inc. - Marc W. Boots



Contractor Information

Principal: The Lemoine Company LLC 337-896-7720
Address: 1906 Eraste Landry Rd Ste 200 Lafayette Louisiana 70506 United States

Owner/Obligee Information

Bond Form: Bid Bond In accordance with Contract Specifications
Owner/Obligee: City of Thibodaux
Address: 310 West 2nd Street Thibodaux Louisiana 70301 United States

Bond Information

Bid Date: 2/2/2022
Surety: Berkshire Hathaway Specialty Insurance Company
Estimated Contract Price: \$2,300,000.00
Time For Completion: 180 Calendar Days
Liquidated Damages: \$300/Day
Estimated Work On Hand:
Amount of Bid Security: 5% of the Greatest Amount Bid
Contract ID Number: 25492482
Description of Job: Replacement of Trickling Filter Media at Thibodaux Wastewater Treatment Plant Partially Funded by a U.S. Department of Commerce Economic Development Administration (EDA) Grant, Grant No. 08-79-05497, Project No. 2020-098

Job Breakdown:

Electronic Bidding Information

Bid Security Percentage: 5
Bid Security Maximum:
Contractor's State Vendor ID Number: BX728

Primary Agency:

McGriff Insurance Services, Inc.
Agency Power of Attorney Limited to: Unlimited
Pending
Bond Entered By: Marc W. Boots - 1/12/2022 12:09:29 PM ET

Know all men by these presents that Berkshire Hathaway Specialty Insurance Company, a Corporation duly organized under the laws of the State of Nebraska, are held and firmly bound unto the above owner/obligee by this transmission. The surety agrees to waive the Statute of Fraud defense and further agrees that the owner/obligee is a third party beneficiary of the waiver for the purposes of enforcing this bid bond.



[Privacy Policy](#)

DESIGNATION OF CERTIFYING OFFICIALS BY
AND
CERTIFICATE OF AUTHORITY OF
THE LEMOINE COMPANY, L.L.C.

The undersigned, being the sole member of The Lemoine Company, L.L.C., a Louisiana limited liability company (the "Company"), hereby designates and certifies as follows:

1. Persons dealing with the Company may rely upon a certificate of Leonard K. Lemoine, Vincent Champagne II, or Erika G. Fortenberry, each of whom who is hereby designated as a certifying official of the Company for all purposes permitted by Louisiana Revised Statutes 12:1305(C)(5), or one or more other certifying officials who are designated in writing jointly by Leonard K. Lemoine, Vincent Champagne II, and Erika G. Fortenberry, to establish the membership of any member, the authenticity of any records of the Company or the authority of any person to act on behalf of the Company, including but not limited to the authority to take the actions referred to in Louisiana Revised Statutes 12:1318(B).

2. Leonard K. Lemoine, Vincent Champagne II, Seth Lemoine, and Erika G. Fortenberry, or any one of them, have the authority to prepare, execute and submit on behalf of the Company bid proposals to any person or entity and to enter into and execute contracts with any person or entity, containing such terms and provisions as any one of them may in his or her sole discretion deem advisable, for the purposes of promoting the business of the Company, and shall have the authority to execute, deliver, acknowledge, file and record all documents and take all other actions which any one of them may deem necessary or advisable in order to carry out the obligations of the Company as set forth in such bid proposals or contracts.

3. William Rachal and Andrew Sexton, or either one of them, has the authority to prepare, execute and submit on behalf of the Company bid proposals related to disaster recovery services to any person or entity and to enter into and execute contracts with any person or entity,

containing such terms and provisions as he may deem advisable, for the purposes of promoting the disaster recovery services business unit of the Company, and shall have the authority to execute, deliver, acknowledge, file and record all documents and take all other actions which he may deem necessary or advisable in order to carry out the obligations of the Company as set forth in such bid proposals or contracts.

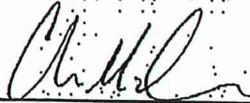
4. Leonard K. Lemoine, Gregory E. Landry, Vincent Champagne II, William M. Lemoine, Seth A. Lemoine, Robert M. Rice, Timothy G. Burdette, Leon L. Foster and Andrew E. Sexton, or any one of them, have the authority to prepare, execute and submit on behalf of the Company any owner contract change orders, and any subcontract agreements and related change orders, to any person or entity, containing such terms and provisions as any one of them may in his sole discretion deem advisable, for the purposes of promoting the business of the Company, and shall have the authority to execute, deliver, acknowledge, file and record all documents and take all other actions which any one of them may deem necessary or advisable in order to carry out the obligations of the Company as set forth in such owner contract change orders, or any subcontract agreements or related change orders.

5. Erika G. Fortenberry and Mark R. Broussard, or either one of them, is hereby authorized to sign any and all checks, drafts, and orders against any funds at any time standing to the credit of the Company with any bank or financial institution, and to make all agreements embodied in the deposit slips, and other documents evidencing the deposit of funds with said bank or financial institutions, and such banks or other financial institutions are hereby authorized to honor checks, drafts, and orders of this Company when so signed by Erika G. Fortenberry or Mark Broussard, unless or until it has received notice to the contrary in writing signed by a certifying official on behalf of the Company and said bank or other financial

institution shall at all times be protected in recognizing the persons named herein unless and until it has received such notice in writing.

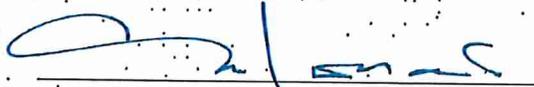
THUS, DONE AND SIGNED on this 10th day of June, 2019 in Baton Rouge, Louisiana.

LEMOINE SERVICES OPERATIONS, LLC, sole member of the Company



By: Chris Dillon
Its: Secretary

This is to certify that this is a true copy of
The Lemoine Company, L.L.C.



Seth Lemoine, Vice President

*Signature Page to Designation of Certifying Officials by and
Certificate of Authority of The Lemoine Company, L.L.C.*

SEAL OF THE BOARD OF CONTRACTORS

State Licensing Board for Contractors

This is to Certify that:

LEMOINE COMPANY, L.L.C., THE
1906 Erasie Landry Road, Suite 200
Lafayette, LA 70506

is duly licensed and entitled to practice the following classifications:

BUILDING CONSTRUCTION; HEAVY CONSTRUCTION; HIGHWAY, STREET AND BRIDGE CONSTRUCTION;
MUNICIPAL AND PUBLIC WORKS CONSTRUCTION



Expiration Date: March 31, 2024

License No: 32600

Witness our hand and seal of the Board dated,
Baton Rouge, LA 1st day of April 2021

W. H. S. MacP
Director

See [Signature]
Chairman

This License Is Not Transferrable

[Signature]
Treasurer

**The Lemoine Company, L.L.C.
1906 Eraste Landry Rd., Suite 200
Lafayette, LA 70506**

**Louisiana State Contractor's
License No. 32600
License Expires – March 31, 2024**

**Classification – Municipal and Public Works
Construction**

Sealed Bid Proposal For:

**Replacement of Trickling Filter Media
At Thibodaux Wastewater Treatment Plant
Partially funded by U.S. Department of
Commerce Economic Development
Administration (EDA Grant,
Grant No. 08-79-05497, Project No. 2020-098**

**City of Thibodaux
310 West 2nd St.
P.O. Box 5418
Thibodaux, LA 70301**