

 **AIA** Document A310™ – 2010

**Bid Bond**

**CONTRACTOR:**

*(Name, legal status and address)*  
F.G. Sullivan, Jr. Contractor, LLC  
P. O. Box 15196  
Baton Rouge, LA 70895

**SURETY:**

*(Name, legal status and principal place of business)*  
Fidelity and Deposit Company of Maryland  
1400 American Lane, Tower I, 18th Floor  
Schaumburg, IL 60196

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)*  
St. James Parish  
5800 LA Highway 44  
Convent, LA 70723

**BOND AMOUNT:** Five Percent (5%) of Amount Bid

**PROJECT:**

*(Name, location or address, and Project number, if any)*  
St. James Parish Streets, 2013 Roadway Improvements Program, St. James Parish, Louisiana

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.

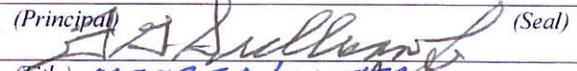
When this Bond has been furnished to comply with a statutory or other legal requirement in the location of the Project, any provision in this Bond conflicting with said statutory or legal requirement shall be deemed deleted herefrom and provisions conforming to such statutory or other legal requirement 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.

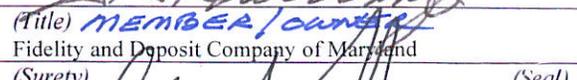
Signed and sealed this 23rd day of September, 2013

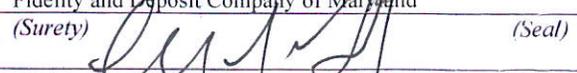
  
*(Witness)*

  
*(Witness)*

F.G. Sullivan, Jr. Contractor, LLC

  
*(Principal)* *(Seal)*

  
*(Surety)* *(Seal)*

  
*(Title)* Charles R. Landry, Attorney-in-Fact

**CAUTION: You should sign an original AIA Contract Document, on which this text appears in RED. An original assures that changes will not be obscured.**

Init.

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Countersignature

  
Charles R. Landry, LA Resident Agent

**ZURICH AMERICAN INSURANCE COMPANY  
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY  
FIDELITY AND DEPOSIT COMPANY OF MARYLAND  
POWER OF ATTORNEY**

KNOW ALL MEN BY THESE PRESENTS: That the ZURICH AMERICAN INSURANCE COMPANY, a corporation of the State of New York, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, a corporation of the State of Maryland, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND a corporation of the State of Maryland (herein collectively called the "Companies"), by **GEOFFREY DELISIO, Vice President**, in pursuance of authority granted by Article V, Section 8, of the By-Laws of said Companies, which are set forth on the reverse side hereof and are hereby certified to be in full force and effect on the date hereof, do hereby nominate, constitute, and appoint **Robert S. BROWN, William D. QUINLAN, Stephen J. GAFFNEY, Anthony J. KENNEDY, Austin D. GAFFNEY and Charles R. LANDRY, all of Baton Rouge, Louisiana, EACH** its true and lawful agent and Attorney-in-Fact, to make, execute, seal and deliver, for, and on its behalf as surety, and as its act and deed: **any and all bonds and undertakings**, and the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Companies, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the ZURICH AMERICAN INSURANCE COMPANY at its office in New York, New York., the regularly elected officers of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at its office in Owings Mills, Maryland., and the regularly elected officers of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at its office in Owings Mills, Maryland., in their own proper persons.

The said Vice President does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article V, Section 8, of the By-Laws of said Companies, and is now in force.

IN WITNESS WHEREOF, the said Vice-President has hereunto subscribed his/her names and affixed the Corporate Seals of the said **ZURICH AMERICAN INSURANCE COMPANY, COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and FIDELITY AND DEPOSIT COMPANY OF MARYLAND**, this 16th day of May, A.D. 2013.

ATTEST:

**ZURICH AMERICAN INSURANCE COMPANY  
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY  
FIDELITY AND DEPOSIT COMPANY OF MARYLAND**



By: Eric D. Barnes  
*Eric D. Barnes*  
Assistant Secretary  
Eric D. Barnes

Geoffrey Delisio  
*Geoffrey Delisio*  
Vice President  
Geoffrey Delisio

State of Maryland  
City of Baltimore

On this 16th day of May, A.D. 2013, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, **GEOFFREY DELISIO, Vice President, and ERIC D. BARNES, Assistant Secretary**, of the Companies, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and acknowledged the execution of same, and being by me duly sworn, deposeth and saith, that he/she is the said officer of the Company aforesaid, and that the seals affixed to the preceding instrument are the Corporate Seals of said Companies, and that the said Corporate Seals and the signature as such officer were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporations.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal the day and year first above written.

Maria D. Adamski



Maria D. Adamski, Notary Public  
My Commission Expires: July 8, 2015

**EXTRACT FROM BY-LAWS OF THE COMPANIES**

"Article V, Section 8, Attorneys-in-Fact. The Chief Executive Officer, the President, or any Executive Vice President or Vice President may, by written instrument under the attested corporate seal, appoint attorneys-in-fact with authority to execute bonds, policies, recognizances, stipulations, undertakings, or other like instruments on behalf of the Company, and may authorize any officer or any such attorney-in-fact to affix the corporate seal thereto; and may with or without cause modify or revoke any such appointment or authority at any time."

**CERTIFICATE**

I, the undersigned, Vice President of the ZURICH AMERICAN INSURANCE COMPANY, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, do hereby certify that the foregoing Power of Attorney is still in full force and effect on the date of this certificate; and I do further certify that Article V, Section 8, of the By-Laws of the Companies is still in force.

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the ZURICH AMERICAN INSURANCE COMPANY at a meeting duly called and held on the 15th day of December 1998.

RESOLVED: "That the signature of the President or a Vice President and the attesting signature of a Secretary or an Assistant Secretary and the Seal of the Company may be affixed by facsimile on any Power of Attorney...Any such Power or any certificate thereof bearing such facsimile signature and seal shall be valid and binding on the Company."

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at a meeting duly called and held on the 5th day of May, 1994, and the following resolution of the Board of Directors of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at a meeting duly called and held on the 10th day of May, 1990.

RESOLVED: "That the facsimile or mechanically reproduced seal of the company and facsimile or mechanically reproduced signature of any Vice-President, Secretary, or Assistant Secretary of the Company, whether made heretofore or hereafter, wherever appearing upon a certified copy of any power of attorney issued by the Company, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seals of the said Companies, this 23RD day of SEPTEMBER, 20 13.



*Thomas O. McClellan*  
\_\_\_\_\_  
Thomas O. McClellan, Vice President

**CERTIFICATION AS TO CORPORATE PRINCIPAL**

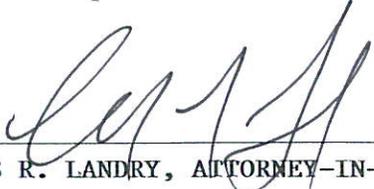
I, \_\_\_\_\_, certify that I am the Secretary of the Corporation named as Principal in the within bond; that \_\_\_\_\_, who signed the said bond on behalf of the Principal, was then \_\_\_\_\_ of said Corporation; that I know his/her signature, and his/her signature thereto is genuine; and that said bond was duly signed, sealed, and attested to on behalf of said Corporation by authority of this governing body.

\_\_\_\_\_(Corporate Seal)

Title: \_\_\_\_\_

**CERTIFICATE AS TO SURETY**

I, CHARLES R. LANDRY, certify that I am the CHARLES R. LANDRY, ATTORNEY-IN-FACT, of the Surety who signed the bond. I certify that we are licensed to do business in the State of Louisiana and are currently recognized by the U. S. Department of the Treasury as acceptable sureties.



\_\_\_\_\_  
CHARLES R. LANDRY, ATTORNEY-IN-FACT

Power of Attorney for person signing for surety company must be attached to the bond.

**LOUISIANA UNIFORM PUBLIC WORK BID FORM**

**TO:** St. James Parish Council  
P.O. Box 106  
Convent, Louisiana 70723

*(Owner to provide name and address of owner)*

**BID FOR:** 2013 Roadway Improvement Program

*(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.

**Bid Proposal**

**(2013 Roadway Improvement Program)**

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>
I. 1"-3" ASPHALT PAVING COURSE	5,000	TONS	135.00	675,000.00

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>
II. 8" ASPHALT PATCHING (ROUGH) INCLUDING EXCAVATION	1,500	TONS	135.00	202,500.00

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>
III. 8" FINISHED ASPHALT PATCHING INCLUDING EXCAVATION, SAW CUTTING AND FINISH SURFACE	1,500	TONS	135.00	202,500.00

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>
IV. 1-1/2"-2" PLANING AND MILLING OF EXISTING ROAD SURFACE	1,500	SY	9.00	13,500.00

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>
V. GRADE AND COMPACT EXISTING SURFACE MATERIAL ( USED WITH LIMESTONE FOR BASE WORK)	1,500	SY	15.00	22,500.00

DESCRIPTION:	<input type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.# ____			
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity times Unit Price)
VI. LIMESTONE FOR SHOULDERS OR BASE WORK (AS REQUIRED)	1500	CY	70.00	105,000.00

DESCRIPTION:	<input type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.# ____			
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity times Unit Price)
VII. GRADE SHOULDER MATERIAL TO EDGE OF STREET (USED FOR LIMESTONE SHOULDERS AS DIRECTED)	29,600	LF	4.00	105,000.00

DESCRIPTION:	<input type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.# ____			
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity times Unit Price)
VIII. ADJUST MANHOLE COVERS	2	EA	268.00	536.00

DESCRIPTION:	<input type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.# ____			
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity times Unit Price)
IX. ADJUST WATER VALVE BOXES AND COVERS	20	EA	267.00	5,340.00

DESCRIPTION:	<input type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.# ____			
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity times Unit Price)
X. LOAD AND HAUL AGGREGATE MATERIAL TO PARISH FACILITY (+/- 10 MILES)	200	CY	35.00	7,000.00

DESCRIPTION:	<input type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.# ____			
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity times Unit Price)
XI. FILL MATERIAL FOR ROADBED (LVM) AND SHOULDERS	300	CY	30.00	9,000.00

F.G. Sullivan, Jr. Contractor, L.L.C.

NAME OF BIDDER:

ADDRESS OF BIDDER:

P.O. Box 15196

BATON ROUGE, LA. 70895

LOUISIANA CONTRACTOR'S LICENSE NUMBER:

849

NAME OF AUTHORIZED SIGNATORY OF BIDDER:

F.G. SULLIVAN, JR.

TITLE OF AUTHORIZED SIGNATORY OF BIDDER:

MEMBER / OWNER

SIGNATURE OF AUTHORIZED SIGNATORY OF BIDDER \*\*:

*F.G. Sullivan Jr.*

DATE: 9/23/2013

\*\* 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.

Total Bid Price .....\$ 1,361,276.00

ONE MILLION THREE HUNDRED SIXTY-ONE THOUSAND TWO HUNDRED SEVENTY-SIX DOLLARS. (WRITE OUT)

The Notice to Proceed will not be given until after the contract is executed. Work will be started within ten (10) calendar days after date of mailing of written Notice to Proceed, shall proceed continuously and shall be completed within 180 calendar days from the date of the Notice. If not completed within that time, it is understood that the sum of Three Hundred Dollars (\$300.00) per day will be paid to the Owner for each calendar day of delay until the work is satisfactorily completed. The undersigned bidder does hereby declare and stipulate that this proposal is made in good faith, without collusion or connection with any other person or persons bidding for the same work, and that it is in pursuance of, and subject of all the terms and conditions of the Notice and Instructions to Bidders, the Construction Contracts, the Detailed Specifications and the Construction Plans, all of which have been examined by the undersigned. The undersigned bidder agrees to execute and deliver the contracts on the forms hereto attached, and for the price named in this proposal, within (10) calendar days from the date when a written Notice is mailed to said bidder at the address herein given, stated that the Contracts have been awarded to him and are ready for signature.

SIGNED:

*F.G. Sullivan Jr.*

BY: F.G. SULLIVAN, JR.

9313 South Choctaw Drive, Baton Rouge, LA. 70815

(Address)

DATE:

*F.G. Sullivan Jr.*

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

AUTHORITY NOTE: Promulgated in accordance with R.S. 38:2212.

HISTORICAL NOTE: Promulgated by the Office of the Governor, Division of Administration, Office of Facility Planning and Control, LR 35:1522 (August 2009).

Jerry W. Jones  
Assistant Commissioner

ST. JAMES PARISH STREETS  
2013 ROADWAY IMPROVEMENTS PROGRAM  
ST. JAMES PARISH, LA.

NAME OF PROJECT

NONE  
PROJECT NUMBER

ATTESTATIONS

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

LA. R.S. 38:2227 PAST CRIMINAL CONVICTIONS OF BIDDERS

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)
- (b) Corrupt influencing (R.S. 14:120)
- (c) Extortion (R.S. 14:66)
- (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)
- (b) Identity Theft (R.S. 14:67.16)
- (c) Theft of a business record (R.S.14:67.20)
- (d) False accounting (R.S. 14:70)
- (e) Issuing worthless checks (R.S. 14:71)
- (f) Bank fraud (R.S. 14:71.1)
- (g) Forgery (R.S. 14:72)
- (h) Contractors; misapplication of payments (R.S. 14:202)
- (i) Malfeasance in office (R.S. 14:134)

LA. R.S. 38:2212.10 VERIFICATION OF EMPLOYEES

- A. Appearer is registered and participates in a status verification system to verify that all employees in the State of Louisiana are legal citizens of the United States or are legal aliens.
- B. If awarded the contract, Appearer shall continue, during the term of the contract, to utilize a status verification system to verify the legal status of all new employees in the State of Louisiana.
- C. If awarded the contract, Appearer shall require all subcontractors to submit to it a sworn affidavit verifying compliance with Paragraphs (A) and (B) of this Subsection.

F.G. Sullivan, Jr. Contractor, L.L.C.  
NAME OF BIDDER

F.G. SULLIVAN, JR.  
NAME OF AUTHORIZED SIGNATORY OF BIDDER

9/23/2013  
DATE

MEMBER / OWNER  
TITLE OF AUTHORIZED SIGNATORY OF BIDDER

  
SIGNATURE OF AUTHORIZED SIGNATORY OF BIDDER

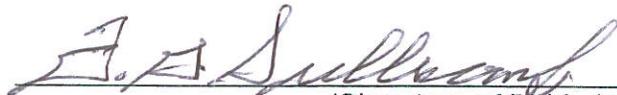
NON-COLLUSION AFFIDAVIT

STATE OF LOUISIANA

PARISH OF EAST BATON ROUGE

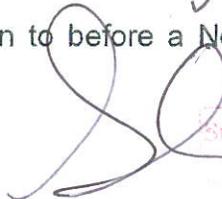
F.G. SULLIVAN, JR. Being first duly sworn,  
deposes and says that:

- 1) He is (Owner) (~~Partner~~) (~~Office~~) (~~Representative~~) or (Agent), of F.G. Sullivan, Jr. Contractor, L.L.C., the Bidder that has submitted the attached Bid:
- 2) Such Bid is genuine and is not a collusive or sham Bid:
- 3) Neither the said Bidder nor any of its officers, partners, owners, agents, representatives, employees or parties of interest, including this affidavit has in any way colluded, conspired, connived or agreed, directly, or indirectly with any other Bidder, firm or person to submit a collusive or sham bid in connection with the Contract for which the attached Bid has been submitted or to refrain from bidding in connection with such contract, or has in any manner, directly or indirectly sought by agreement or collusion or communication or conference with any other Bidder, or to fix any overhead, profit or cost element of the Bid price or the Bid price of any other Bidder, or to secure through any advantage against the Owner, or any person interested in the proposed contract, and:
- 4) The price or prices quoted in the attached Bid are fair and proper and are not tainted by any collusion, conspiracy, connivance or unlawful agreement on the part of the Bidder or any of its agents, representative, owners, employees, or parties in interest, including this affidavit.

  
(Signature of Bidder)

Subscribed and sworn to, this 20 day of Sept, 2013.

(The above statement subscribed and sworn to before a Notary Public and must be submitted with the Bid)

  
Summer Carmena, NP  
#061420