

LOUISIANA UNIFORM PUBLIC WORK BID FORM

TO: Jefferson Parish
Purchasing Department
200 Derbigny Street, Suite 4400
Gretna, Louisiana 70053
(Owner to provide name and address)

BID FOR: Bayou Segnette Drainage Pump Station No. 1
Bridge and Climber Screens
Public Works Project 2015-041-PS
Proposal No. 50-00128697
(Owner to provide name of project)

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: H. Davis Cole & Associates, LLC (HDCA) in association with Stuart Consulting Group, Inc. and dated: July, 2019.
(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) 1, 2, 3.

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:

Five million three hundred fifteen thousand three hundred one dollars and no cents Dollars (\$ 5,315,301.00 )

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.

Alternate No. 1 (Owner to provide description of alternate and state whether add or deduct) for the lump sum of:
N/A Dollars (\$ N/A )

Alternate No. 2 (Owner to provide description of alternate and state whether add or deduct) for the lump sum of:
N/A Dollars (\$ N/A )

Alternate No. 3 (Owner to provide description of alternate and state whether add or deduct) for the lump sum of:
N/A Dollars (\$ N/A )

NAME OF BIDDER: FLEMING CONSTRUCTION COMPANY, L.L.C.

ADDRESS OF BIDDER: 23 EAST AIRLINE DRIVE, KENNER, LA 70062

LOUISIANA CONTRACTOR'S LICENSE NUMBER: 935

NAME OF AUTHORIZED SIGNATORY OF BIDDER: JANA FLEMING KATZ

TITLE OF AUTHORIZED SIGNATORY OF BIDDER: MEMBER

SIGNATURE OF AUTHORIZED SIGNATORY OF BIDDER \*\*: [Signature] JANA FLEMING KATZ, MEMBER

DATE: 3-10-2020

THE FOLLOWING ITEMS ARE TO BE INCLUDED WITH THE SUBMISSION OF THIS LOUISIANA UNIFORM PUBLIC WORK BID FORM:

\* 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.

\*\* A CORPORATE RESOLUTION OR WRITTEN EVIDENCE of the authority of the person signing the bid for the public work as prescribed by LA R.S. 38:2212(B)(5).

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.

**LOUISIANA UNIFORM PUBLIC WORK BID FORM  
UNIT PRICE FORM**

TO: Jefferson Parish  
Purchasing Department  
200 Derbigny Street, Suite 4400  
Gretna, Louisiana 70053  
*(Owner to provide name and address)*

BID FOR: Bayou Segnette Drainage Pump Station No. 1  
Bridge and Climber Screens  
Public Works Project 2015-041-PS  
Proposal No. 50-00128697  
*(Owner to provide name of project)*

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 (Quantity times Unit Price)
B-001	1.00	LUMP SUM	253,298.00	253,298.00

DESCRIPTION: <input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.# CONSTRUCTION SHEETING AND DEWATERING WORK				
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity times Unit Price)
B-002	1.00	LUMP SUM	627,800.00	627,800.00

DESCRIPTION: <input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.# DEMOLITION WORK				
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity times Unit Price)
B-003	1.00	LUMP SUM	75,250.00	75,250.00

DESCRIPTION: <input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.# MECHANICAL WORK				
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity times Unit Price)
B-004	1.00	LUMP SUM	2,456,150.00	2,456,150.00

DESCRIPTION: <input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.# STRUCTURAL WORK				
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity times Unit Price)
B-005	1.00	LUMP SUM	1,702,000.00	1,702,000.00

DESCRIPTION: <input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.# SITE IMPROVEMENTS WORK				
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity times Unit Price)
B-006	1.00	LUMP SUM	64,300.00	64,300.00

DESCRIPTION: <input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.# ELECTRICAL AND CONTROLS WORK				
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity times Unit Price)
B-007	1.00	LUMP SUM	105,100.00	105,100.00

DESCRIPTION: <input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.# COST TO CONTRACTOR TO LIST JEFFERSON PARISH AS AN ADDITIONAL INSURED ON CONTRACTOR'S GENERAL LIABILITY INSURANCE				
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity times Unit Price)
B-008	1.0	ONLY	1.00	1.00

DESCRIPTION: <input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.# COST TO CONTRACTOR TO LIST JEFFERSON PARISH AS AN ADDITIONAL INSURED ON CONTRACTOR'S AUTOMOTIVE INSURANCE				
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity times Unit Price)
B-009	1.0	ONLY	1.00	1.00

DESCRIPTION: <input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.# COST TO CONTRACTOR TO LIST JEFFERSON PARISH AS A NAMED INSURED ON CONTRACTOR'S BUILDER'S RISK INSURANCE				
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity times Unit Price)
B-010	1.0	ONLY	31,400.00	31,400.00

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

**LOUISIANA UNIFORM PUBLIC WORK BID FORM**  
**UNIT PRICE FORM**

**TO: Jefferson Parish**  
**Purchasing Department**  
**200 Derbigny Street, Suite 4400**  
**Gretna, Louisiana 70053**  
*(Owner to provide name and address)*

**BID FOR: Bayou Segnette Drainage Pump Station No.1**  
**Bridge and Climber Screens**  
**Public Works Project 2015-041-PS**  
**Proposal No. 50-00128697**  
*(Owner to provide name of project)*

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.# TOTAL COST OF THE CONTRACTOR'S OWNER'S PROTECTION LIABILITY INSURANCE			
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION <i>(Quantity times Unit Price)</i>
B-011	1.0	ONLY	1.00	1.00

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

Public Works Bid

AFFIDAVIT

STATE OF LOUISIANA

PARISH/COUNTY OF JEFFERSON

BEFORE ME, the undersigned authority, personally came and appeared: \_\_\_\_\_  
JANA FLEMING KATZ \_\_\_\_\_, (Affiant) who after being by me duly sworn, deposed and said that  
he/she is the fully authorized MEMBER of FLEMING CONSTRUCTION COMPANY, L.L.C. (Entity),  
the party who submitted a bid in response to Bid Number 50-00128697, to the Parish of  
Jefferson.

Affiant further said:

Campaign Contribution Disclosures

**(Choose A or B, if option A is indicated please include the required attachment):**

Choice A X Attached hereto is a list of all campaign contributions, including the date and amount of each contribution, made to current or former elected officials of the Parish of Jefferson by Entity, Affiant, and/or officers, directors and owners, including employees, owning 25% or more of the Entity during the two-year period immediately preceding the date of this affidavit or the current term of the elected official, whichever is greater. Further, Entity, Affiant, and/or Entity Owners have not made any contributions to or in support of current or former members of the Jefferson Parish Council or the Jefferson Parish President through or in the name of another person or legal entity, either directly or indirectly.

Choice B \_\_\_\_\_ there are **NO** campaign contributions made which would require disclosure under Choice A of this section.

Affiant further said:

Debt Disclosures

**(Choose A or B, if option A is indicated please include the required attachment):**

**Choice A** \_\_\_\_\_ Attached hereto is a list of all debts owed by the affiant to any elected or appointed official of the Parish of Jefferson, and any and all debts owed by any elected or appointed official of the parish to the Affiant.

**Choice B**  X  There are **NO** debts which would require disclosure under Choice A of this section.

Affiant further said:

That Affiant has employed no person, corporation, firm, association, or other organization, either directly or indirectly, to secure the public contract under which he received payment, other than persons regularly employed by the Affiant whose services in connection with the construction, alteration or demolition of the public building or project or in securing the public contract were in the regular course of their duties for Affiant; and

That no part of the contract price received by Affiant was paid or will be paid to any person, corporation, firm, association, or other organization for soliciting the contract, other than the payment of their normal compensation to persons regularly employed by the Affiant whose services in connection with the construction, alteration or demolition of the public building or project were in the regular course of their duties for Affiant.

Affiant further said:

Affiant personally has not been convicted of, nor has he/she entered into a plea of guilty or nolo contendere to any of the crimes or equivalent federal crimes listed below. No individual partner, incorporator, director, manager, officer, organizer, or member, who has a minimum of a ten percent ownership in the Bidding Entity, has been convicted of, or has entered a plea of guilty or nolo contendere to any of the crimes or equivalent federal crimes listed below. A conviction of or plea of guilty or nolo contendere to the following state crimes or equivalent federal crimes shall permanently bar any person or the bidding entity from bidding on public projects:

- (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. 14:230)

A conviction of or plea of guilty or nolo contendere to the following state crimes or equivalent federal crimes shall bar any person or the bidding entity from bidding on public projects for a period of five years from the date of conviction or from the date of the entrance of the plea of guilty or nolo contendere:

- (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)

The five-year prohibition provided for in this section shall apply only if the crime was committed during the solicitation or execution of a contract or bid awarded pursuant to these provisions. If evidence is submitted substantiating that a false attestation has been made and the project must be readvertised or the contract cancelled, the awarded entity making the false attestation shall be responsible to the public entity for the costs of rebidding, additional costs due to increased costs of bids and any and all delay costs due to the rebid or cancellation of this project.

*[The remainder of this page is intentionally left blank.]*

Affiant further said:

- (1) Entity 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.
- (2) Entity 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.
- (3) Entity shall require all subcontractors to submit to the Entity a sworn affidavit verifying compliance with statements (1) and (2).

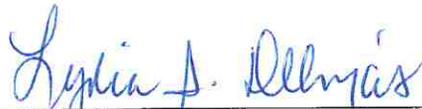
  
\_\_\_\_\_  
Signature of Affiant

**JANA FLEMING KATZ, MEMBER**

\_\_\_\_\_  
Printed Name of Affiant

SWORN AND SUBSCRIBED TO BEFORE ME

ON THE 9th DAY OF March, 2020.

  
\_\_\_\_\_  
Notary Public

Lydia I. Delmas  
Printed Name of Notary

129546  
Notary/Bar Roll Number

**LYDIA I. DELMAS**  
Notary ID #129546  
Notary Public  
Jefferson Parish, LA  
My Commission Is For Life

My commission expires at death.



**BID BOND**

KNOW ALL MEN BY THESE PRESENTS that we, the undersigned,

Fleming Construction Company, LLC

as PRINCIPAL, and

Liberty Mutual Insurance Company

as SURETY, are held and firmly bound unto the Parish of Jefferson, hereinafter called the "OWNER", in the penal sum of:

Five Percent of the Amount Bid

DOLLARS (\$ 5% ) lawful money of the United States, for the payment of which sum well and truly to be made, we bind ourselves, our heirs, executors, administrators, successors, and assigns, jointly and severally, firmly by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH, that whereas the Principal has submitted the accompanying Bid dated March 10, 2020, for

**BAYOU SEGNETTE DRAINAGE PUMP STATION NO. 1 BRIDGE AND CLIMBER  
SCREENS  
PUBLIC WORKS PROJECT NO. 2015-041-PS**

NOW, THEREFORE, if the Principal shall not withdraw said Bid within the period specified therein after the opening of the same or, if no period be specified, within forty-five (45) days after the said opening, and shall within the period specified therefore or, if no period be specified, within twelve (12) days after the prescribed forms are presented to him for signature, enter into a written Contract with the Parish in accordance with the Bid as accepted, and give bond with good and sufficient surety or sureties, as may be required, for the faithful performance and proper fulfillment of such Contract; or in the event of the withdrawal of said Bid within the period specified, or the failure to enter into such Contract and give such bond within the time specified, if the Principal shall pay the Parish the difference between the amount specified in said Bid and the amount for which the Parish may procure the required work or supplies, or both, if the latter be in excess of the former, then the above obligation shall be void and of no effect, otherwise, to remain in full force and virtue.

IN WITNESS WHEREOF, the above bounded parties have executed this instrument under their several seals this 10th day of March, 2020 the name and corporate seal of each corporate party being hereto affixed and these presents signed by its undersigned representative, pursuant to authority of its governing body.

**BID BOND (continued)**

In Presence of:

\_\_\_\_\_  
(Individual Principal)

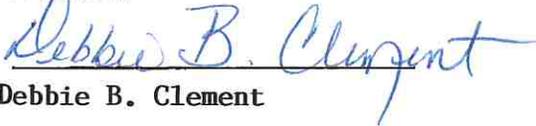
\_\_\_\_\_  
(Business Address, including Zip Code)

\_\_\_\_\_  
(Partnership)

\_\_\_\_\_  
(SEAL)

\_\_\_\_\_  
(Business Address, including Zip Code)

ATTEST:

  
Debbie B. Clement

BY: \_\_\_\_\_

\_\_\_\_\_  
Fleming Construction Company, LLC  
(Corporate Principal)

23 East Airline Drive, Kenner, LA 70062

\_\_\_\_\_  
(Business Address, including Zip Code)

BY: \_\_\_\_\_

  
AFFIX CORPORATE SEAL  
Jana Fleming Katz, Member

ATTEST:

  
Paige Smith

\_\_\_\_\_  
Liberty Mutual Insurance Company  
(Corporate Surety)

175 Berkeley Street, Boston, MA 02116

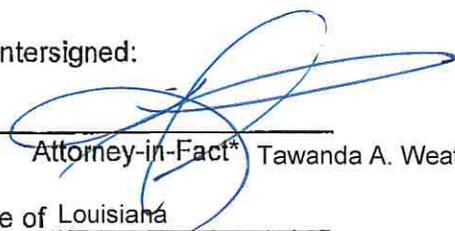
\_\_\_\_\_  
(Business Address, including Zip Code)

BY: \_\_\_\_\_

  
AFFIX CORPORATE SEAL  
Tawanda A. Weatherspoon, Attorney In Fact

Countersigned:

BY: \_\_\_\_\_

  
Attorney-in-Fact\* Tawanda A. Weatherspoon

State of Louisiana \_\_\_\_\_



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.

Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

Certificate No: 8203020 - 969123

POWER OF ATTORNEY

KNOWN ALL PERSONS BY THESE PRESENTS: That The Ohio Casualty Insurance Company is a corporation duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, Kadie C. Crawford, Rhonda S. Crooks, Markham R. McKnight, Stephanie S. McKnight, William G. McKnight, Charles E. Reagin III, Mary E. Rhodes, Trent J. Sandahl, Thomas M. Sandahl, Steven P. Thibodeaux, Tawanda A. Weatherspoon, Charlotte L. Wright

all of the city of Baton Rouge state of LA each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 24th day of January, 2020.



Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

By: David M. Carey

David M. Carey, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, currency rate, interest rate or residual value guarantees.

State of PENNSYLVANIA
County of MONTGOMERY ss

On this 24th day of January, 2020 before me personally appeared David M. Carey, who acknowledged himself to be the Assistant Secretary of Liberty Mutual Insurance Company, The Ohio Casualty Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at King of Prussia, Pennsylvania, on the day and year first above written.



COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Teresa Pastella, Notary Public
Upper Merion Twp., Montgomery County
My Commission Expires March 28, 2021
Member, Pennsylvania Association of Notaries

By: Teresa Pastella
Teresa Pastella, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:

ARTICLE IV - OFFICERS: Section 12. Power of Attorney.

Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

ARTICLE XIII - Execution of Contracts: Section 5. Surety Bonds and Undertakings.

Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

Certificate of Designation - The President of the Company, acting pursuant to the Bylaws of the Company, authorizes David M. Carey, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

Authorization - By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Renee C. Llewellyn, the undersigned, Assistant Secretary, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 10th day of March, 2020



By: Renee C. Llewellyn

Renee C. Llewellyn, Assistant Secretary

To confirm the validity of this Power of Attorney call 1-610-832-8240 between 9:00 am and 4:30 pm EST on any business day.



**Bond Number: SLA20528779**

**Contractor Information**

**Principal:** Fleming Construction Company, L.L.C.

**Address:** 23 E Airline Drive Kenner Louisiana 70062 United States

**Owner/Obligee Information**

**Bond Form:** Bid Bond in accordance with Contract Specifications

**Owner/Obligee:** Jefferson Parish

**Address:** 200 Derbigny Street Gretna Louisiana 70053 United States

**Bond Information**

**Surety:** Liberty Mutual Insurance Company

**Bid Date:** 3/10/2020

**Estimated Contract Price:**

**Time For Completion:**

**Liquidated Damages:**

**Estimated Work On Hand:**

**Amount of Bid Security:** 5%

**Contract # or IFB #:** 5000128697

**Description of Job:** BAYOU SEGNETTE PUMP STATION 1 BRIDGE AND CLIMBER SCREENS

**Job Breakdown:**

**Electronic Bidding Information**

**Bid Security Percentage:** 5

**Bid Security Maximum:**

**Owner Assigned Contractor Number:**24679

**Primary Agency:**

BXS Insurance, Inc.

Power of Attorney Limited to: No Stated Limit

**Executed**

**Entered By:** Charles E. Reagin, III - 2/28/2020 2:22:24 PM ET

**Approved & Executed By:**

*Charles E. Reagin, III*

Charles E. Reagin, III (Signed: 28-Feb-2020 02:22 PM EST (UTC-05:00))

Signature Information

Know all men by these presents that Liberty Mutual Insurance Company, a Corporation duly organized under the laws of the State of Massachusetts, 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.

© S2000, Inc.

Document ID: [S2000-1001039400](#)

# Request for Taxpayer Identification Number and Certification

**Give Form to the  
requester. Do not  
send to the IRS.**

▶ Go to [www.irs.gov/FormW9](http://www.irs.gov/FormW9) for instructions and the latest information.

Print or type. See Specific Instructions on page 3.	<p><b>1</b> Name (as shown on your income tax return). Name is required on this line; do not leave this line blank. <b>FLEMING CONSTRUCTION COMPANY, L.L.C.</b></p> <p><b>2</b> Business name/disregarded entity name, if different from above</p>	
	<p><b>3</b> Check appropriate box for federal tax classification of the person whose name is entered on line 1. Check only <b>one</b> of the following seven boxes.</p> <p><input type="checkbox"/> Individual/sole proprietor or single-member LLC    <input type="checkbox"/> C Corporation    <input type="checkbox"/> S Corporation    <input type="checkbox"/> Partnership    <input type="checkbox"/> Trust/estate</p> <p><input checked="" type="checkbox"/> Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=Partnership) ▶ <b>C</b></p> <p><b>Note:</b> Check the appropriate box in the line above for the tax classification of the single-member owner. Do not check LLC if the LLC is classified as a single-member LLC that is disregarded from the owner unless the owner of the LLC is another LLC that is <b>not</b> disregarded from the owner for U.S. federal tax purposes. Otherwise, a single-member LLC that is disregarded from the owner should check the appropriate box for the tax classification of its owner.</p> <p><input type="checkbox"/> Other (see instructions) ▶</p>	<p><b>4</b> Exemptions (codes apply only to certain entities, not individuals; see instructions on page 3):</p> <p>Exempt payee code (if any) _____</p> <p>Exemption from FATCA reporting code (if any) _____</p> <p style="font-size: x-small;">(Applies to accounts maintained outside the U.S.)</p>
	<p><b>5</b> Address (number, street, and apt. or suite no.) See instructions. <b>23 EAST AIRLINE DRIVE</b></p> <p><b>6</b> City, state, and ZIP code <b>KENNER, LA 70062</b></p> <p><b>7</b> List account number(s) here (optional)</p>	<p>Requester's name and address (optional)</p>

**Part I Taxpayer Identification Number (TIN)**

Enter your TIN in the appropriate box. The TIN provided must match the name given on line 1 to avoid backup withholding. For individuals, this is generally your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the instructions for Part I, later. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN*, later.

**Note:** If the account is in more than one name, see the instructions for line 1. Also see *What Name and Number To Give the Requester* for guidelines on whose number to enter.

<b>Social security number</b>	
[ ] [ ] [ ] - [ ] [ ] - [ ] [ ] [ ] [ ]	
<b>or</b>	
<b>Employer identification number</b>	
7 2 - 0 4 6 1 9 7 8	

**Part II Certification**

- Under penalties of perjury, I certify that:
- The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me); and
  - I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding; and
  - I am a U.S. citizen or other U.S. person (defined below); and
  - The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.

**Certification instructions.** You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions for Part II, later.

<b>Sign Here</b>	Signature of U.S. person ▶ <i>Lupia Delmas</i>	Date ▶ 12-4-2019
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**General Instructions**

Section references are to the Internal Revenue Code unless otherwise noted.

**Future developments.** For the latest information about developments related to Form W-9 and its instructions, such as legislation enacted after they were published, go to [www.irs.gov/FormW9](http://www.irs.gov/FormW9).

**Purpose of Form**

An individual or entity (Form W-9 requester) who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) which may be your social security number (SSN), individual taxpayer identification number (ITIN), adoption taxpayer identification number (ATIN), or employer identification number (EIN), to report on an information return the amount paid to you, or other amount reportable on an information return. Examples of information returns include, but are not limited to, the following.

- Form 1099-INT (interest earned or paid)

- Form 1099-DIV (dividends, including those from stocks or mutual funds)
  - Form 1099-MISC (various types of income, prizes, awards, or gross proceeds)
  - Form 1099-B (stock or mutual fund sales and certain other transactions by brokers)
  - Form 1099-S (proceeds from real estate transactions)
  - Form 1099-K (merchant card and third party network transactions)
  - Form 1098 (home mortgage interest), 1098-E (student loan interest), 1098-T (tuition)
  - Form 1099-C (canceled debt)
  - Form 1099-A (acquisition or abandonment of secured property)
- Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN.

*If you do not return Form W-9 to the requester with a TIN, you might be subject to backup withholding. See What is backup withholding, later.*

CONTRACT DOCUMENTS, SPECIFICATIONS, AND CONTRACT DRAWINGS

FOR

BAYOU SEGNETTE DRAINAGE PUMP STATION NO. 1 BRIDGE AND CLIMBER SCREENS

PUBLIC WORKS PROJECT NO. 2015-041-PS  
BID PROPOSAL 50-00128697

ADDENDUM NO. 1

DATE ISSUED: January 30, 2019

BID DATE: FEBRUARY 27, 2020 AT 2:00 PM

BID LOCATION:  
WEST BANK PURCHASING DEPARTMENT  
JEFFERSON PARISH GENERAL GOVERNMENT BUILDING  
200 DERBIGNY STREET, SUITE 4400  
GRETNA, LA 70053

This addendum shall be part of the Contract Documents as provided in the Instructions to Bidders. The following items are issued to add to, modify, and clarify the Contract Documents. These items shall have full force and effect as the Contract Documents, and the cost involved shall be included in the Bid Prices.

Acknowledge receipt of the addendum by inserting its number on the Bid Form of the Bid Documents. Failure to do so will subject the bidder to rejection.

This Addendum No. 1 consists of 2 pages including the drawing sheets and all attachments.

ATTACHMENTS

A1. None

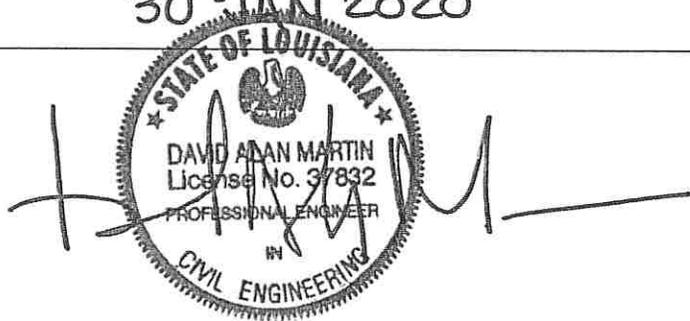
CLARIFICATIONS

- C1. As stated in Section 11175 of the Specifications, the acceptability of substitute materials furnished under Specifications Section 11175 shall be determined prior to the acceptance of bids. See Special Provision SP.27 and Section 11175. Special Provision SP. 27 is clarified to prescribe the times in which such requests for approval shall be due to the ENGINEER for review.

CHANGES TO CONTRACT SPECIFICATIONS

- SP1. DELETE SP. 27 Paragraph D in its entirety and REPLACE with the following:

PROPOSAL 50-00128697  
ADDENDUM NO. 1



CONTRACT DOCUMENTS, SPECIFICATIONS, AND CONTRACT DRAWINGS

FOR

BAYOU SEGNETTE DRAINAGE PUMP STATION NO. 1 BRIDGE AND CLIMBER SCREENS

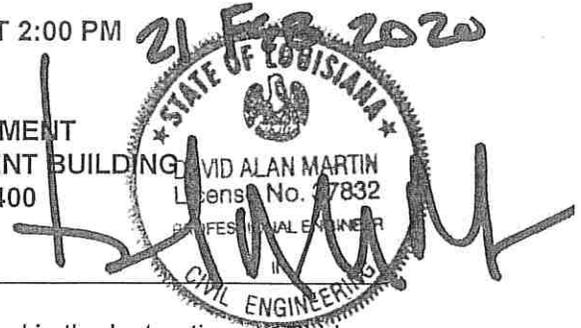
PUBLIC WORKS PROJECT NO. 2015-041-PS  
BID PROPOSAL 50-00128697

ADDENDUM NO. 2

DATE ISSUED: February 21, 2020

REVISED BID DATE: MARCH 10, 2020 AT 2:00 PM

BID LOCATION:  
WEST BANK PURCHASING DEPARTMENT  
JEFFERSON PARISH GENERAL GOVERNMENT BUILDING  
200 DERBIGNY STREET, SUITE 4400  
GRETNA, LA 70053



This addendum shall be part of the Contract Documents as provided in the Instructions to Bidders. The following items are issued to add to, modify, and clarify the Contract Documents. These items shall have full force and effect as the Contract Documents, and the cost involved shall be included in the Bid Prices.

Acknowledge receipt of the addendum by inserting its number on the Bid Form of the Bid Documents. Failure to do so will subject the bidder to rejection.

This Addendum No. 2 consists of 109 pages including the drawing sheets and all attachments.

ATTACHMENTS

- A1. A copy of the sign-in sheet for the Non-Mandatory Pre-Bid Conference held on Monday, February 10, 2020 at the Jefferson Parish Purchasing Department, 200 Derbigny Street, Suite 4400, Gretna, Louisiana.
- A2. A copy of record drawings dated March 2014 for USACE work at the Bayou Segnette Drainage Pump Station No. 1. These are provided for reference only and may be used at the CONTRACTOR's risk. The ENGINEER will make no interpretation of these drawings.
- A3. Technical Specification Section 09800 – Protective Coatings
- A4. REVISED Drawing 01 – M1.

CLARIFICATIONS

- C1. The date for the receipt of bids is hereby changed. **Sealed Bids will be received in the West Bank Purchasing Department, Suite 4400, Jefferson Parish General**

PROPOSAL 50-00128697  
ADDENDUM NO. 2

CONTRACT DOCUMENTS, SPECIFICATIONS, AND CONTRACT DRAWINGS

FOR

BAYOU SEGNETTE DRAINAGE PUMP STATION NO. 1 BRIDGE AND CLIMBER SCREENS

PUBLIC WORKS PROJECT NO. 2015-041-PS  
BID PROPOSAL 50-00128697

ADDENDUM NO. 3

DATE ISSUED: March 5, 2020

BID DATE: March 10, 2020 AT 2:00 PM

BID LOCATION:

WEST BANK PURCHASING DEPARTMENT  
JEFFERSON PARISH GENERAL GOVERNMENT BUILDING No. 37832  
200 DERBIGNY STREET, SUITE 4400  
GRETNA, LA 70053



This addendum shall be part of the Contract Documents as provided in the Instructions to Bidders. The following items are issued to add to, modify, and clarify the Contract Documents. These items shall have full force and effect as the Contract Documents, and the cost involved shall be included in the Bid Prices.

Acknowledge receipt of the addendum by inserting its number on the Bid Form of the Bid Documents. Failure to do so will subject the bidder to rejection.

This Addendum No. 3 consists of 20 pages including the drawing sheets and all attachments.

ATTACHMENTS

A1. Technical Specification Revised Section 09800 – Protective Coatings

CLARIFICATIONS

- C1. No sales tax exemption certificate will be granted to the successful bidder. The bid price shall be inclusive of any and all applicable sales taxes. This supersedes any provision in the Contract Documents to the contrary.
- C2. The sequence of construction depicted in the drawings may be altered by the CONTRACTOR to allow for compliance with the requirements for maintaining portions of the channel as unobstructed. Weir type cofferdams which obstruct the entire channel will not be allowed. Obstruction of the channel is defined as the condition occurring when any temporary cofferdam or sheeting projects above the existing channel bottom. Percentage of the channel which is obstructed will be calculated by dividing the width of channel obstructed by the total width of the channel at the location of the bar screen footing.
- C3. Unless specific indication is given in the plans to the contrary, all concrete shall be cast –

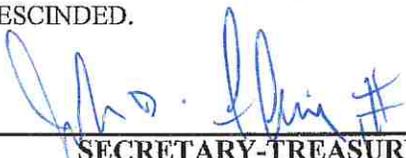
**CORPORATE RESOLUTION**

EXCERPT FROM MINUTES OF MEETING OF THE BOARD OF DIRECTORS OF  
FLEMING CONSTRUCTION COMPANY, L.L.C.  
INCORPORATED.

AT THE MEETING OF DIRECTORS OF FLEMING CONSTRUCTION COMPANY, L.L.C.  
INCORPORATED, DULY NOTICED AND HELD ON MAY 3, 2016,  
A QUORUM BEING THERE PRESENT, ON MOTION DULY MADE AND SECONDED. IT  
WAS:

RESOLVED THAT JANA FLEMING KATZ, BE AND IS HEREBY  
APPOINTED, CONSTITUTED AND DESIGNATED AS AGENT AND ATTORNEY-IN-  
FACT OF THE CORPORATION WITH FULL POWER AND AUTHORITY TO ACT ON  
BEHALF OF THIS CORPORATION IN ALL NEGOTIATIONS, BIDDING, CONCERNS  
AND TRANSACTIONS WITH THE PARISH OF JEFFERSON OR ANY OF ITS AGENCIES,  
DEPARTMENTS, EMPLOYEES OR AGENTS, INCLUDING BUT NOT LIMITED TO, THE  
EXECUTION OF ALL BIDS, PAPERS, DOCUMENTS, AFFIDAVITS, BONDS, SURETIES,  
CONTRACTS AND ACTS AND TO RECEIVE ALL PURCHASE ORDERS AND NOTICES  
ISSUED PURSUANT TO THE PROVISIONS OF ANY SUCH BID OR CONTRACT, THIS  
CORPORATION HEREBY RATIFYING, APPROVING, CONFIRMING, AND ACCEPTING  
EACH AND EVERY SUCH ACT PERFORMED BY SAID AGENT AND ATTORNEY-IN-  
FACT.

I HEREBY CERTIFY THE FOREGOING TO BE  
A TRUE AND CORRECT COPY OF AN  
EXCERPT OF THE MINUTES OF THE ABOVE  
DATED MEETING OF THE BOARD OF  
DIRECTORS OF SAID CORPORATION, AND  
THE SAME HAS NOT BEEN REVOKED OR  
RESCINDED.

  
\_\_\_\_\_  
**SECRETARY-TREASURER**

JACK D. FLEMING, II MANAGER/MEMBER

3-10-2020

\_\_\_\_\_  
**DATE**

May 3, 2016

CERTIFICATION  
FLEMING CONSTRUCTION CO., L.L.C.

It is hereby certified that a special meeting of the Members of Fleming Construction Co., L.L.C. was held at its registered offices on May 3, 2016. All members were present. All members waived notice of the meeting in writing.

It was resolved:

1. That Jack D. Fleming II, Manager and Member of Fleming Construction Co., L.L.C., be authorized to sign any and all contracts, agreements and bid bonds in the name of Fleming Construction Co., L.L.C.
2. That Jana Fleming Katz, Member of Fleming Construction Co., L.L.C., be authorized to sign any and all contracts, agreements and bid bonds in the name of Fleming Construction Co., LLC.
3. That A. Thomas Mora, Jr., Member of Fleming Construction Co., L.L.C., be authorized to sign any and all contracts, agreements and bid bonds in the name of Fleming Construction Co., L.L.C.
4. That Joe O. Malley, Member of Fleming Construction Co., L.L.C., be authorized to sign any and all contracts, agreements and bid bonds in the name of Fleming Construction Co., L.L.C.

Being no further business, the meeting was adjourned.

FLEMING CONSTRUCTION CO., L.L.C.

By: \_\_\_\_\_

Jack D. Fleming II  
Manager and Member

SWORN TO AND SUBSCRIBED BEFORE ME,  
THIS 3rd DAY OF May, 2016

Lydia D. Miller  
NOTARY PUBLIC

LYDIA D. MILLER  
Notary ID #129546  
Notary Public  
Jefferson Parish, LA  
My Commission is for 1/10

Jack D. Fleming II, Manager and Member  
422 Atherton Drive  
Metairie, LA 70005

Jana Fleming Katz, Member  
5 Shady Oaks Lane  
River Ridge, LA 70123

A. Thomas Mora, Jr., Member  
141 Rex Drive  
River Ridge, LA 70123

Joe O. Malley, Member  
467 Sam Smith Rd.  
Poplarville, MS 39470

CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)  
7/28/2017

PRODUCER

Bancorpsouth Insurance Services, Inc.  
4041 ESSEN LANE, SUITE 400  
BATON ROUGE, LA 70809-7318

406 61 2017

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.

COMPANIES AFFORDING COVERAGE

INSURED

Flaming Construction Company, L.L.C.  
23 East Airline Drive  
Kenner, LA 70062-6801

- COMPANY A THE GRAY INSURANCE COMPANY
- COMPANY B
- COMPANY C
- COMPANY D

COVERAGES

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED, NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES, LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

CO LTR	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YYYY)	POLICY EXPIRATION DATE (MM/DD/YYYY)	LIMITS
A	GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> OWNER'S & CONTRACTOR'S PROT	XSGI-074293	8/1/2017	8/1/2020	GENERAL AGGREGATE PRODUCTS - COM/POP AGG Unlimited \$1,000,000.00
	PERSONAL & ADV INJURY EACH OCCURRENCE \$1,000,000.00 FIRE DAMAGE (Any one fire) \$50,000.00 MED EXP (Any one person) \$5,000.00 COMBINED SINGLE LIMIT \$1,000,000.00				
A	AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input checked="" type="checkbox"/> ALL OWNED AUTOS <input checked="" type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS	XSAL-075293	8/1/2017	8/1/2020	BODILY INJURY (Per person) BODILY INJURY (Per accident) PROPERTY DAMAGE
	GARAGE LIABILITY <input type="checkbox"/> ANY AUTO				AUTO ONLY - EA ACCIDENT OTHER THAN AUTO ONLY EACH ACCIDENT
	EXCESS LIABILITY <input type="checkbox"/> UMBRELLA FORM <input type="checkbox"/> OTHER THAN UMBRELLA FORM				AGGREGATE EACH OCCURRENCE AGGREGATE
A	WORKER'S COMPENSATION AND EMPLOYERS' LIABILITY THE PROPRIETOR/ PARTNERS/EXECUTIVE OFFICERS ARE: <input checked="" type="checkbox"/> INCL <input type="checkbox"/> EXCL	XSWC-071013	8/1/2017	8/1/2020	<input checked="" type="checkbox"/> WC STATUTORY LIMITS <input type="checkbox"/> OTHER
	EL EACH ACCIDENT EL DISEASE - POLICY LIMIT EL DISEASE - EA EMPLOYEE				\$1,000,000.00 \$1,000,000.00 \$1,000,000.00
	OTHER				

DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/SPECIAL ITEMS

The certificate holder is an additional insured on all policies except Workers' Compensation and is provided a Waiver of Subrogation, all if required by written contract. The above insurance policies shall be primary and noncontributory to any other insurance policies maintained by the certificate holder, if required by written contract.

CERTIFICATE HOLDER

"SAMPLE CERTIFICATE"

CANCELLATION

In the event of cancellation by The Gray Insurance Company and if required by written contract, 30 days written notice will be given to the Certificate Holder.

AUTHORIZED REPRESENTATIVE



THE GRAY INSURANCE COMPANY

The below coverages apply if the corresponding policy number is indicated on the previous page.

A. Commercial General Liability

General Liability Policy Includes:

- Blanket Waiver of Subrogation when required by written contract.
- Blanket Additional Insured (CGL Form# CG 20 10 11 85) when required by written contract.
- Primary Insurance Wording Included when required by written contract.
- Broad Form Property Damage Liability including Explosion, Collapse and Underground (XCU).
- Premises/Operations
- Products/Completed Operations
- Contractual Liability
- Sudden and Accidental Pollution Liability
- Occurrence Form
- Personal Injury
- "In Rem" Endorsement
- Cross Liability
- Severability of Interests Provision
- "Action Over" Claims
- Independent Contractors coverage for work sublet
- Vessel Liability - Watercraft exclusion has been modified by the vessels endorsement on scheduled equipment.
- General Aggregate applies per project or equivalent.

B. Automobile Liability Policy Includes:

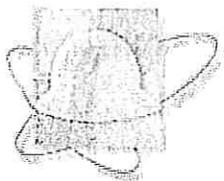
- Blanket Waiver of Subrogation when required by written contract.
- Blanket Additional Insured when required by written contract.

C. Workers Compensation Policy Includes:

- Blanket Waiver of Subrogation when required by written contract.
- U.S. Longshoremen's and Harbor Workers Compensation Act Coverage
- Outer Continental Shelf Land Act
- Jones Act (including Transportation, Wages, Maintenance, and Cure),
- Death on the High Seas Act & General Maritime Law.
- Maritime Employers Liability Limit: \$1,000,000
- Voluntary Compensation Endorsement
- Other States Insurance
- Alternate Employer/Borrowed Servant Endorsement
- "In Rem" Endorsement
- Gulf of Mexico Territorial Extension

D. Excess Liability Policy Includes:

- Coverage is excess of the Auto Liability, General Liability, Employers Liability, & Maritime Employers Liability policies
- Blanket Waiver of Subrogation when required by written contract.
- Blanket Additional Insured when required by written contract.



# **FLEMING CONSTRUCTION CO., L.L.C.**

PAVING & PIPE CONTRACTORS SINCE 1953 LOUISIANA LICENSE NO. 935

Fleming Construction Co., L.L.C. has and is presently performing numerous projects throughout the Greater New Orleans area.

The following is a list of the same:

Sewerage & Water Board of New Orleans - Contract #8142

Sewerage & Water Board of New Orleans - Contract #2106

Jefferson Parish - Two Year Contract for Water Line Point Repairs

Jefferson Parish - Two Year Contract for Replacement or Restoration of Existing Sewer Mains (Gravity or Force) by Point Repair

Jefferson Parish - Two Year Contract for the Restoration of Sidewalks and Driveway Aprons Related to Water and Sewer System Repairs

Jefferson Parish - Maplewood Drive/Paillet Street Drainage Improvements

Jefferson Parish - Alexis Drive Lift Station Improvements

Jefferson Parish - Emergency Pump Out (EPO) Installation Initiative

Jefferson Parish - Improvements to SLS M-12-1A (Patriot & Ave. B)

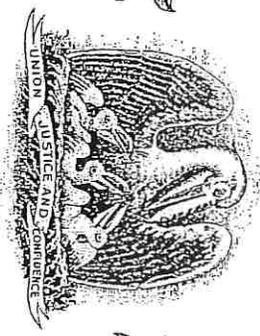
Jefferson Parish - Improvements to N. Lester Ave. at Canal No. 5

Jefferson Parish - South Kenner Road Improvements (Chenevert Rd. to River Rd.)

City of New Orleans - Ninth Ward Quad 1 Pavement Only

U. S. Army Corps of Engineers - SELA14 Industry Canal Drainage Improvements

# State of Louisiana Fleming State Licensing Board for Contractors



This is to Verify that:

FLEMING CONSTRUCTION COMPANY, L.L.C.  
23 East Airline Drive  
Kenner, LA 70062

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: October 25, 2022

License No: 935

This License Is Not Transferrable

Witness our hand and seal of the Board dated,  
Baton Rouge, LA 26th day of October 2019

*Willis Macoy*  
Director

*Lee M. Smith*  
Chairman

*Andy Starnau*  
Treasurer