

Memorandum



Date: December 15, 2009
To: Honorable Chairman Dennis C. Moss
and Members, Board of County
Commissioners
From: George M. Burgess
County Manager
Subject: Contract Award Recommendation for South Miami Heights Water Treatment Plant (SMHWTP) Reservoir and High Service Pump Station - Project No: N/A; Contract No: W-857 (A), in the amount of \$16,287,364.16, to Poole & Kent Company of Florida

Agenda Item No. 8(R)(1)(A)

RECOMMENDATION

This recommendation to award construction Contract No. W-857 (A) to Poole & Kent Company of Florida in the amount of \$16,287,364.16 has been prepared by the Miami-Dade Water and Sewer Department (WASD) and is recommended for approval pursuant to Miami-Dade County Code, Section 2-8.2.11, Water and Sewer Department Contracting Authority. This project is one in a series of projects under the 20-Year Water Use Permit issued by the South Florida Water Management District on November 15, 2007, which will improve the water supply to customers south of the Alexander Orr Water Treatment Plant and provide increased reliability of WASD's distribution system during emergencies.

DELEGATION OF AUTHORITY

The authority of the County Mayor or County Mayor's designee to execute and implement this contract is consistent with those authorities granted under the Code of Miami-Dade County.

SCOPE

PROJECT NAME: South Miami Heights Water Treatment Plant (SMHWTP) Reservoir and High Service Pump Station

PROJECT NO: N/A

CONTRACT NO: W-857 (A)

PROJECT DESCRIPTION: The work consists of furnishing all materials, labor, and equipment necessary to construct a reservoir and a high service pump station as part of the new 20 MGD South Miami Heights Water Treatment Plant.

The scope of work includes, but it is not limited to the following: constructing a five (5) million-gallon reinforced concrete reservoir tank with influent and effluent flumes and a high service pump building; furnishing and installing four (4) 500 horse power high service pumps and motors; coordination with other on-going projects at the site; clearing and grubbing; grading; removing all debris and excess material; furnishing and installing ductile iron pipe, fittings, valves, and accessories; cleaning, disinfecting and testing the mains; constructing a venturi pit with magnetic and turbine flow meters, meter vaults, and concrete valve boxes; furnishing and installing auger-cast concrete piles and concrete mat foundation for the structures; furnishing and installing compressed air system; furnishing and installing a pump priming system; furnishing and installing roof-top

air supply fans in pump room, including air ducts and accessories; constructing a 5-ton bridge crane and related equipment in the pump room; furnishing and installing motor control center (MCC), station level controller, control panels, lighting panels, and a SCADA system, with two (2) roof top 17-ton A/C units, including air ducts, supply diffusers, return air grilles, and accessories; furnishing temporary power sources, load banks, test materials, and test instrumentation; constructing concrete stairs with railings; constructing the earth berms, planters, and retaining walls; restoration of irrigation and landscaping; and furnishing and application of miscellaneous coatings and paint to exterior and interior of structures. Also, as part of the project the contractor has to supply an Integrations Engineer responsible for system integration, coordination, and testing of all equipment, instrumentation, SCADA, and signaling, to assure proper functioning of the facility; and all other appurtenant and miscellaneous items.

It is WASD's intent to obtain a completely functional and satisfactory installation under this project, and any items of labor, equipment or materials which may be reasonably assumed as necessary to accomplish this end shall be supplied whether or not they are specifically shown on the plans or stated in the specifications. The contractor shall provide all sheeting, shoring, bracing and all other labor, material or equipment required to preclude damage to, or loss of functionality of, any existing facility or system.

PROJECT LOCATION: 11800 SW 208 Street, South Miami Heights, in Miami-Dade County, Florida

PROJECT SITES:	<u>SITE #</u>	<u>LOCATION 1</u>	<u>DIST</u>	<u>ESTIMATE</u>	<u>T-S-R</u>
	#68623	11800 SW 208 St	9	\$16,287,364.16	56-12-39

PRIMARY COMMISSION DISTRICT: District 9 Dennis C. Moss

APPROVAL PATH: Special Section 2-8.2.11 of the Miami-Dade County Code

USING DEPARTMENT: Miami-Dade Water and Sewer Department

MANAGING DEPARTMENT: Miami-Dade Water and Sewer Department

ADDITIONAL FUNDING DEPARTMENT: Miami-Dade Water and Sewer Department

FISCAL IMPACT / FUNDING SOURCE

OPERATIONS COST IMPACT / FUNDING: \$450,000 per year. The funding source is the Operations and Maintenance (O & M) budget from WASD.

MAINTENANCE COST IMPACT / FUNDING: \$100,000 per year. The funding source is the Operations and Maintenance (O & M) budget from WASD.

LIFE EXPECTANCY OF ASSET: 50 years

FUNDING SOURCES:	<u>SOURCE</u>	<u>PROJECT NUM</u>	<u>SITE #</u>	<u>AMOUNT</u>
	WATER CONNECTION CHARGES, AND FUTURE WASD REVENUE BONDS	N/A	N/A	\$16,287,364.16

PTP FUNDING: No

GOB FUNDING: No

ARRA FUNDING: No

CAPITAL BUDGET PROJECT:	CAPITAL BUDGET PROJECT # - DESCRIPTION	<u>AWARD ESTIMATE</u>
	9652821- SOUTH MIAMI HEIGHTS WATER TREATMENT PLANT AND WELLFIELD Book Page:269, Volume # 3 Funding Year: Proposed Capital Budget Book for FY 2009-10, as adopted, Prior Years' Funds through FY 2014-15 Funds	\$16,287,364.16

**PROJECT TECHNICAL
CERTIFICATION
REQUIREMENTS:** One of the following licenses is required: General Engineering, General Contractor, and/or any other category as applicable to Chapter 489 of the Florida Statutes or Chapter 10 of the Miami-Dade County Code.

**BID PACKAGES
ISSUED:** 75

BIDS RECEIVED: 9

CONTRACT PERIOD: 550 Days.

**CONTINGENCY
PERIOD:** 55 Days.

**IG FEE INCLUDED IN
BASE CONTRACT:** Yes

ART IN PUBLIC PLACES: No

BASE ESTIMATE: \$18,370,000.00 The project will be awarded to the contractor with the lowest evaluated bid.

**BASE CONTRACT
AMOUNT:** \$13,705,632.00

EXPLANATION: WASD received nine (9) bids for this project, six (6) of which were under the Engineer's estimate. WASD's recommendation is to award this contract to the low responsive and responsible bidder, Poole & Kent Company of Florida, whose base bid is 25.39% under the Engineer's base estimate. There was a 7.5% difference between the two lowest bidders and a 3.7% difference between the second and third lowest bidders, showing good competition.

AWARD OPTION TO EXTEND:	AMOUNT: DAYS:	EXTENSION COMMENT:
	\$0.00 0	

CONTINGENCY ALLOWANCE (SECTION 2-8.1 MIAMI DADE COUNTY CODE):	TYPE	PERCENT	AMOUNT	COMMENT
PERMIT FEES :	\$411,168.96	3.00%		
BRISTOL, INC. PROGRAMMING & INSTRUMENTATION:	\$400,000.00	2.92%		
DEMOLITION OF ABANDONED UNDERGROUND UTILITIES AND REMOVAL OF UNSUITABLE SOILS :	\$200,000.00	1.46%		
HAULING AND LEGAL DISPOSAL OF ABANDONED UTILITIES AND UNSUITABLE SOILS :	\$200,000.00	1.46%		
TOTAL DEDICATED ALLOWANCE:	\$1,211,168.96			
TOTAL AMOUNT:	\$16,287,364.16			

TRACK RECORD / MONITOR

SBD HISTORY OF VIOLATIONS: None

PERFORMANCE HISTORY: In 2008, Poole & Kent Company of Florida was awarded three (3) high level disinfection multi-year projects at the County's South District Wastewater Treatment Plant for which final evaluations are not available for two (2) of the projects because they are still ongoing. The completed evaluation gives Poole & Kent Company of Florida 4 points out of a possible 4 points, which is indicative of excellent performance. The two (2) interim evaluations confirm that Poole & Kent Company of Florida's performance is well above average.

BID OPEN DATE: 6/3/2009

BID BOND EXPIRES: 12/26/2009

BID VALID UNTIL: 12/26/2009

ESTIMATED NOTICE TO PROCEED: 01/06/2010

PRIME CONTRACTOR: Poole & Kent Company of Florida

COMPANY PRINCIPAL: Steven C. Jordan

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COMPANY QUALIFIERS: David A. Strickland

COMPANY EMAIL ADDRESS: 'robert_oates@emcorgroup.com'

COMPANY STREET ADDRESS: 1781 NW North River Drive

COMPANY CITY-STATE-ZIP: Miami, Florida 33125

YEARS IN BUSINESS: 60 years

PREVIOUS CONTRACTS WITH COUNTY IN THE LAST FIVE YEARS: According to the Firm History Report provided by the Department of Small Business Development, Poole & Kent Company of Florida has received 3 contracts with a total value of \$161,180,454.15.

SUB CONTRACTORS AND SUPPLIERS (SECTION 10-34 MIAMI DADE COUNTY CODE): Shoreline Foundation, Inc., DODEC, Inc., Bristol Emerson Process Management, Inc., Southland Painting Corp., Vanderbilt Developments, Inc., Advanced Overhead Systems Incorporated, Lehman Pipe and Plumbing Supply, Inc., Ferguson Waterworks, Moss- Kelley, Inc. and American Cast Iron Pipe Company

MINIMUM QUALIFICATIONS EXCEED LEGAL REQUIREMENTS: No

STANDARD PAYMENT AND PERFORMANCE BOND: Yes

REVIEW COMMITTEE: MEETING DATE: 12/23/2008 **SIGNOFF DATE:** 12/23/2008

RESPONSIBLE WAGES: Yes

REVIEW COMMITTEE ASSIGNED CONTRACT MEASURES:	TYPE	GOAL	ESTIMATED VALUE	COMMENT
	CSBE	13.00%	\$1,959,905.38	The estimated value is based on the base contract amount plus the 10% Contingency Allowance.
	CWP	0.00%	0	Not Applicable

MANDATORY CLEARING HOUSE: Yes

CONTRACT MANAGER NAME/ PHONE/ EMAIL: Isaac Smith 786-268-5196 ISMIT01@miamidade.gov

PROJECT MANAGER NAME/ PHONE/ EMAIL: Brian Trujillo, P.E. 305-275-3101 BTRUJ01@miamidade.gov

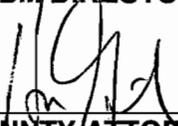
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BACKGROUND

BACKGROUND:

This project consists of furnishing all materials, labor, and equipment necessary to construct a reservoir and a high service pump station as part of the new 20 MGD South Miami Heights Water Treatment Plant. Also, this project is one in a series of projects under the 20-Year Water Use Permit issued by the South Florida Water Management District on November 15, 2007, which will improve the water supply to customers south of the Alexander Orr Water Treatment Plant and provide increased reliability of WASD's distribution system during emergencies.

BUDGET APPROVAL
FUNDS AVAILABLE: PC  11/23/09
OSBM DIRECTOR DATE

APPROVED AS TO
LEGAL SUFFICIENCY:  12/21/09
COUNTY ATTORNEY DATE

CAPITAL
IMPROVEMENTS
CONCURRENCE: N/A _____
OCI DIRECTOR DATE

 _____
ASSISTANT COUNTY MANAGER DATE

CLERK DATE _____
DATE

**SOUTH MIAMI HEIGHTS WATER TREATMENT PLANT
RESERVIOR AND HIGH SERVICE PUMP STATION**

CONTRACT NO: W-857 (A)

**BUDGET PROJECT AND
DESCRIPTION:**

**9652821 - SOUTH MIAMI HEIGHTS WATER
TREATMENT PLANT AND WELLFIELD**

FUNDING SOURCE:

**WATER CONNECTION CHARGES AND
FUTURE WASD REVENUE BONDS**

**ASSISTANT DIRECTOR,
WATER SYSTEM OPERATIONS:**



RAFAEL A. TERRERO, P.E. 10/29/09
DATE

**ASSISTANT DIRECTOR,
ENGINEERING AND CAPITAL
IMPROVEMENTS:**



EDUARDO A. VEGA, P.E. 11/3/2009
DATE

**WATER AND SEWER
BUDGETARY AND FINANCIAL
ADVISOR TO THE DIRECTOR:**



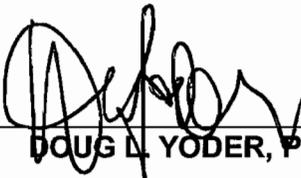
PEDRO L. VELAR 11/3/09
DATE

**ASSISTANT DIRECTOR,
FINANCE:**



DIANE CAMACHO 11/3/09
DATE

**DEPUTY DIRECTOR,
REGULATORY COMPLIANCE AND
CAPITAL IMPROVEMENTS:**



DOUG L. YODER, Ph.D. 11/3/09
DATE



MEMORANDUM

(Revised)

TO: Honorable Chairman Dennis C. Moss
and Members, Board of County Commissioners

DATE: December 15, 2009

FROM: R. A. Cuevas, Jr.
County Attorney

SUBJECT: Agenda Item No. 8(R)(1)(A)

Please note any items checked.

- "3-Day Rule" for committees applicable if raised
- 6 weeks required between first reading and public hearing
- 4 weeks notification to municipal officials required prior to public hearing
- Decreases revenues or increases expenditures without balancing budget
- Budget required
- Statement of fiscal impact required
- Ordinance creating a new board requires detailed County Manager's report for public hearing
- No committee review
- Applicable legislation requires more than a majority vote (i.e., 2/3's ____, 3/5's ____, unanimous ____) to approve
- Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 8(R)(1)(A)
12-15-09

RESOLUTION NO. _____

RESOLUTION APPROVING CONSTRUCTION CONTRACT NO. W-857(A) IN THE AMOUNT OF \$16,287,364.16 TO POOLE & KENT COMPANY OF FLORIDA FOR THE CONSTRUCTION OF A RESERVOIR AND A HIGH SERVICE PUMP STATION FOR THE 20 MILLION GALLONS PER DAY SOUTH MIAMI HEIGHTS WATER TREATMENT PLANT; AND AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE SAME AND EXERCISE THE PROVISIONS CONTAINED THEREIN

WHEREAS, this Board desires to accomplish the purposes outlined in the accompanying memorandum, a copy of which is incorporated herein by reference,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board hereby approves construction Contract No. W-857(A) to Poole & Kent Company of Florida in the amount of \$16,287,364.16 for the construction of a reservoir and high service pump for the 20 million gallons per day South Miami Heights Water Treatment Plant pursuant to Section 2-8.2.11 of the Miami-Dade County Code; in substantially the form on file with the Clerk, an excerpt of which is attached hereto and made a part hereof; and authorizes the Mayor or Mayor's designee to execute same and to exercise the provisions contained therein.

The foregoing resolution was offered by Commissioner
who moved its adoption. The motion was seconded by Commissioner
and upon being put to a vote, the vote was as follows:

Dennis C. Moss, Chairman	
Jose "Pepe" Diaz, Vice-Chairman	
Bruno A. Barreiro	Audrey M. Edmonson
Carlos A. Gimenez	Sally A. Heyman
Barbara J. Jordan	Joe A. Martinez
Dorrin D. Rolle	Natacha Seijas
Katy Sorenson	Rebeca Sosa
Sen. Javier D. Souto	

The Chairperson thereupon declared the resolution duly passed and adopted this 15th day of December, 2009. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.



Henry N. Gillman

STRATEGIC AREA: Neighborhood and Unincorporated Area Municipal Services
 DEPARTMENT: Water and Sewer

***** FUNDED PROJECTS *****
 (dollars in thousands)

SOUTH MIAMI HEIGHTS WATER TREATMENT PLANT AND WELLFIELD

PROJECT # 9652821



DESCRIPTION: Construct water treatment plant, wellfields and various water transmission mains in South Miami-Dade County

LOCATION: 11800 SW 208 St

Unincorporated Miami-Dade County

DISTRICT LOCATED: 9

ESTIMATED ANNUAL OPERATING IMPACT: Minimal

DISTRICT(S) SERVED: Systemwide

REVENUE SCHEDULE:	PRIOR	2009-10	2010-11	2011-12	2012-13	2013-14	2014-15	FUTURE	TOTAL
Fire Hydrant Fund	1,000	0	0	0	0	0	0	0	1,000
Water Connection Charges	10,520	4,121	5,652	1,400	0	0	0	0	21,693
WASD Revenue Bonds Sold	9,993	0	0	0	0	0	0	0	9,993
Future WASD Revenue Bonds	0	0	20,244	21,588	0	0	0	0	41,832
Water Construction Fund	16,881	0	0	0	0	0	0	0	16,881
WASD Water Commercial Paper	0	4,117	0	0	0	0	0	0	4,117
TOTAL REVENUE:	38,394	8,238	25,896	22,988	0	0	0	0	95,516
EXPENDITURE SCHEDULE:	PRIOR	2009-10	2010-11	2011-12	2012-13	2013-14	2014-15	FUTURE	TOTAL
Planning and Design	1,760	1,508	3,150	2,183	91	0	0	0	8,692
Construction	17,576	15,065	31,468	21,806	909	0	0	0	86,824
TOTAL EXPENDITURES:	19,336	16,573	34,618	23,989	1,000	0	0	0	95,516

SOUTH MIAMI-DADE WATER TRANSMISSION MAINS IMPROVEMENTS

PROJECT # 9650021

DESCRIPTION: Construct various water transmission mains to serve South Miami-Dade County after the new South Miami Heights water treatment plant is in service

LOCATION: South Miami-Dade County

Systemwide

DISTRICT LOCATED: Systemwide

ESTIMATED ANNUAL OPERATING IMPACT: Minimal

DISTRICT(S) SERVED: Systemwide

REVENUE SCHEDULE:	PRIOR	2009-10	2010-11	2011-12	2012-13	2013-14	2014-15	FUTURE	TOTAL
Future WASD Revenue Bonds	0	0	1,006	5,511	5,288	0	0	0	11,805
TOTAL REVENUE:	0	0	1,006	5,511	5,288	0	0	0	11,805
EXPENDITURE SCHEDULE:	PRIOR	2009-10	2010-11	2011-12	2012-13	2013-14	2014-15	FUTURE	TOTAL
Planning and Design	0	0	92	502	481	0	0	0	1,075
Construction	0	0	914	5,009	4,807	0	0	0	10,730
TOTAL EXPENDITURES:	0	0	1,006	5,511	5,288	0	0	0	11,805

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Travelers Casualty and Surety
Company of America
Travelers Bond & Financial Products
Construction Services
One Tower Square
Hartford, CT 06183

(732) 321-5600
(866) 829-0409 (fax)

Rita Sagistano, Attorney-in-Fact
RFF & ASSOCIATES, INC.
1001 Franklin Avenue, Suite 208
Garden City, NY 11530

November 4, 2009

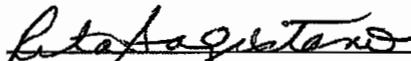
MIAMI-DADE WATER AND SEWER DEPARTMENT
3071 SW 38th Avenue
Miami, FL 33146

Re: **PRINCIPAL: POOLE & KENT COMPANY OF FLORIDA**
PROJECT: South Miami Heights Water Treatment Plant Reservoir and
High Service Pump Station, Contract No. W-857(A)

Gentlemen:

The undersigned, TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA,
hereby Consents to the extension of the above bid bond through December 26th, 2009

**TRAVELERS CASUALTY AND SURETY
COMPANY OF AMERICA**


Rita Sagistano, Attorney-in-Fact

¹ Travelers is an A+ (Superior) A.M. Best rated insurance company (Financial Size Category XV (\$2 Billion or greater)).



POWER OF ATTORNEY

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
St. Paul Fire and Marine Insurance Company
St. Paul Guardian Insurance Company

St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company

Attorney-In Fact No. 220626

Certificate No. 003278783

KNOW ALL MEN BY THESE PRESENTS: That St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company and St. Paul Mercury Insurance Company are corporations duly organized under the laws of the State of Minnesota, that Farmington Casualty Company, Travelers Casualty and Surety Company, and Travelers Casualty and Surety Company of America are corporations duly organized under the laws of the State of Connecticut, that United States Fidelity and Guaranty Company is a corporation duly organized under the laws of the State of Maryland, that Fidelity and Guaranty Insurance Company is a corporation duly organized under the laws of the State of Iowa, and that Fidelity and Guaranty Insurance Underwriters, Inc., is a corporation duly organized under the laws of the State of Wisconsin (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint

Thomas Bean, Rita Sagistano, Gerard S. Macholz, Susan Lupski, Robert T. Pearson, Camille Maitland, and George O. Brewster

of the City of Garden City, State of New York, their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 17th day of November, 2008

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
St. Paul Fire and Marine Insurance Company
St. Paul Guardian Insurance Company

St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company



State of Connecticut
City of Hartford ss.

By: [Signature]
George W. Thompson, Senior Vice President

On this the 17th day of November, 2008, before me personally appeared George W. Thompson, who acknowledged himself to be the Senior Vice President of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, and that he, as such, being authorized so to do, executed 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 hereunto set my hand and official seal. My Commission expires the 30th day of June, 2011.



[Signature]
Marie C. Tetreault, Notary Public

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This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, which resolutions are now in full force and effect, reading as follows:

RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the Company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is

FURTHER RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary; and it is

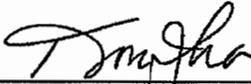
FURTHER RESOLVED, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority; and it is

FURTHER RESOLVED, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any Power of Attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such Power of Attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or understanding to which it is attached.

I, Kori M. Johanson, the undersigned, Assistant Secretary, of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty 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, I have hereunto set my hand and affixed the seals of said Companies this 4th day of November, 20 09

WARNING: THIS POWER OF ATTORNEY IS INVALID WITHOUT THE RED BORDER


Kori M. Johanson, Assistant Secretary

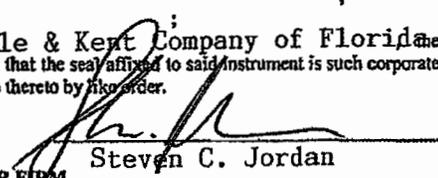


To verify the authenticity of this Power of Attorney, call 1-800-421-3880 or contact us at www.travelersbond.com. Please refer to the Attorney-In-Fact number, the above-named individuals and the details of the bond to which the power is attached.

**TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA
HARTFORD, CT. 06183**

**ATTORNEY-IN-FACT JUSTIFICATION
PRINCIPAL'S ACKNOWLEDGMENT—IF A CORPORATION**

Florida
State of New York, County of ~~XXXXX~~ Miami-Dade } ss.
On this 6th day of November, 20 09, before me personally appeared Steven C. Jordan
to me known, who, being by me duly sworn, deposes and says: That he/she resides in the City of Miami
that he/she is the President & CEO of Poole & Kent Company of Florida
corporation described in and which executed the within instrument; that he/she knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation, and that he/she signed his/her name thereto by his order.

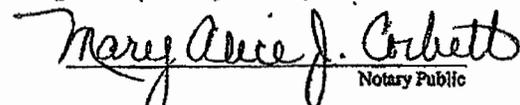

Steven C. Jordan

PRINCIPAL'S ACKNOWLEDGMENT—IF INDIVIDUAL OR FIRM

State of New York, County of } ss.
On this day of , 20 , before me personally appeared to me
known to be (the individual) (one of the firm of) described in and who executed the within
instrument, and he/she thereupon duly acknowledged to me that he/she executed the same (as the act and deed of said firm).

SURETY COMPANY'S ACKNOWLEDGMENT

State of New York, County of Nassau } ss.
On this 4th day of November, 20 09, before me personally appeared Rita Sagistano, to
me known, who, being by me duly sworn, did depose and say: That he/she resides in the County of Nassau, State of New York
that he/she is Attorney-in-Fact of TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA, the corporation described in and which executed the within
instrument; that he/she knows the corporate seal of said Company; that the seal affixed to said instrument is such corporate seal; and that he/she signed said instrument as
Attorney-in-Fact by authority of the Board of Directors of said Company; and affiant did further depose and say that the Superintendent of Insurance of the State of New York
has, pursuant to Chapter 882 of the Laws of the State of New York for the year 1939, constituting chapter 28 of the Consolidating Laws of the State of New York as the
Insurance Law as amended, issued to TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA his/her certificate that said Company is qualified to
become and be accepted as surety or guarantor on all bonds, undertakings, recognizances, guaranties, and other obligations required or permitted by law; and that such
certificate has not been revoked.


Notary Public

TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA
Hartford, Connecticut 06183

MARY ALICE J. CORBETT
Notary Public, State of New York
No. 01C06020162
Qualified in Nassau County
Commission Expires 02/22/2011

FINANCIAL STATEMENT AS OF DECEMBER 31, 2008
AS FILED WITH THE INSURANCE DEPT. OF THE STATE OF NEW YORK
CAPITAL STOCK \$ 6,000,000

ASSETS		LIABILITIES	
Cash & Invested Cash	\$ 146,779,723	Unearned Premiums	\$ 846,309,219
Bonds	3,452,929,381	Losses	822,955,904
Stock	7,586,626	Loss Adjustment Expenses	276,222,162
Investment Income Due and Accrued	46,660,631	Commissions	52,167,066
Premium Balances	303,662,195	Taxes, Licenses and Fees	43,371,400
Reinsurance Recoverable	12,426,353	Other Expenses	29,247,064
Net Deferred Tax Asset	40,073,233	Current Federal and Foreign Income Taxes	104,163,980
Other Assets	86,225,430	Funds Held Under Reinsurance Treaties	105,982,816
		Other Accrued Expenses and Liabilities	80,894,170
		Total Liabilities	\$ 2,361,319,681
		Capital Stock	\$ 6,000,000
		Paid in Surplus	303,297,402
		Other Surplus	1,425,632,488
		Total Surplus to Policyholders	\$ 1,734,929,890
Total Assets	\$ 4,096,243,572	Total Liabilities & Surplus	\$ 4,096,243,572

Securities carried at \$6,059,054 in the above statement are deposited with public authorities, as required by law

MIAMI-DADE WATER AND SEWER DEPARTMENT
MIAMI-DADE COUNTY

SOUTH MIAMI HEIGHTS WATER TREATMENT PLANT
RESERVOIR AND HIGH SERVICE PUMP STATION

CONTRACT NO. W-857
ESTIMATE: \$18,370,000

Bid Date: June 3, 2009

GAP ANALYSIS
BIDDERS

Poole & Kent Company of Florida
1781 NW North River Dr.
Miami, FL 33125

WASD Engineering

Item No.	Description	Estimated Quant.	Unit	Total	Total	Difference
1.	Performing preparatory work & operations for mobilizing for beginning the work of the Project, but excluding materials & permit costs, both of which are paid under other payment items	Aggr. Sum		\$600,000.00	\$400,000.00	\$200,000.00
2.	Site preparation, clearing & grubbing; excavation for construction of the new reservoir & high service pump station; removal & legal disposal of asphalt, debris from clearing & grubbing, unsuitable backfill; stockpiling on site suitable fill materials	Aggr. Sum		650,000.00	125,000.00	\$525,000.00
3.	Constructing augercast concrete piles (678 piles, 18-inch diameter, 35 feet in length) 18 piles, 18-inch diameter 30 feet in length as a foundation for the proposed Reservoir	24,270 Lin. Ft.	34.00	825,180.00	1,330,000.00	-\$504,820.00
4.	All costs for construction of the proposed Reservoir to include all coatings, sluice gates & all other Reservoir work not included as a part of another Bid Item, complete	Aggr. Sum		3,600,000.00	7,060,000.00	-\$3,460,000.00
5.	Constructing augercast concrete piles, 159 Piles Total, details listed below, as a foundation for the proposed High Service Pump Station 78 Piles, 14-inch diameter, 20 feet in length 16 Piles, 14-inch diameter, 24 feet in length 65 Piles, 14-inch diameter, 10 feet in length	2,594 Lin. Ft.	58.00	150,452.00	130,000.00	\$20,452.00
6.	All costs for construction of the proposed High Service Pump Station structure & all other High Service Pump station items not included as part of another Bid Item, complete	Aggr. Sum		700,000.00	1,302,000.00	-\$602,000.00
7.	Furnishing four (4) 11.3 MGD centrifugal pump assemblies each consisting of a pump with 500 HP, 1180 RPM, 4160 volt motor driver & VFD controller as shown on the Plans, including wiring, connections, controls & accessories	4 Each	500,000.00	2,000,000.00	885,000.00	\$1,115,000.00
8.	Installing four (4) 11.3 MGD, centrifugal pump assemblies each consisting of a pump with 500 HP, 1180 RPM, 4160 volt motor driver & VFD controller as shown on the Plans, including wiring, connections, controls & accessories	4 Each	75,000.00	300,000.00	418,000.00	-\$118,000.00
9.	Furnishing & installing all mechanical equipment (except for the four pumps, VFDs & motors included in another Bid Item) for the proposed High Service Pump Station, complete	Aggr. Sum		1,150,000.00	630,000.00	\$520,000.00
10.	Furnishing & installing all electrical equipment (except for the four pumps, VFDs & motors included in another Bid Item) for the proposed High Service Pump Station, complete	Aggr. Sum		988,000.00	1,304,000.00	-\$316,000.00

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MIAMI-DADE WATER AND SEWER DEPARTMENT
MIAMI-DADE COUNTY

SOUTH MIAMI HEIGHTS WATER TREATMENT PLANT
RESERVOIR AND HIGH SERVICE PUMP STATION

CONTRACT NO. W-857
ESTIMATE: \$18,370,000

Bid Date: June 3, 2009

GAP ANALYSIS
BIDDERS

Poole & Kent Company of Florida
1781 NW North River Dr.
Miami, FL 33125

WASD Engineering

Item No.	Description	Estimated Quant.	Unit	Total	Total	Difference
11.	Construction of yard piping including furnishing & installing ductile iron pipe, fittings, pipe specials, valves of 48", 42", 30", 24" & 24" from the exterior of the High Service Pump Station to the connection points excluding the 4 meter & pressure sustaining installations included as part of other Bid Items	Aggr. Sum		\$1,660,000.00	\$2,218,000.00	-\$558,000.00
12.	Constructing the main Venturi Meter system which includes furnishing & installing the meter tube, pipe & fittings, meter vault with rail & access, pipe connections & electrical work as detailed in Sheets S-15 & M-8	Aggr. Sum		125,000.00	400,000.00	-\$275,000.00
13.	Constructing the pressure sustaining meter system as detailed in Sheets S-16, S-18 & M-7 which includes furnishing & installing a 42-inch motor controlled butterfly valve, 30-inch pressure sustaining valve, pipe & fittings, two meter vaults with rail & access ladders & installation of the meter tube furnished under the instrumentation dedicated allowance	Aggr. Sum		400,000.00	751,000.00	-\$351,000.00
14.	Constructing the 24-inch meter station for reservoir recharge as detailed in Sheet M-7 which includes furnishing & installing 24-inch butterfly valves, 24-inch pressure reducing valve & installing the meter tube & transmitter furnished under the instrumentation dedicated allowance	Aggr. Sum		125,000.00	200,000.00	-\$75,000.00
15.	Constructing the 10-inch meter station for plant process water as detailed in Sheet M-8 which includes pipe valves & fittings, 10" backflow preventer, & installation of the 10" turbine meter tube & transmitter furnished under the instrumentation dedicated allowance	Aggr. Sum		70,000.00	150,000.00	-\$80,000.00
16.	Furnishing & installing fill & topsoil on berms & top slab of reservoir	Aggr. Sum		75,000.00	15,000.00	\$60,000.00
17.	Sodding as shown in the Plans	Sq. Ft.	0.50	37,000.00	0.00	\$37,000.00
18.	Furnishing & installing construction trailer complete with computer work stations, office furniture, utility hook ups, all permitting & associated work, complete variable frequency drives with associated systems, testing & start-up, including furnishing & installing temporary generator, all required electrical cables, conduits, instrumentation & power equipment, fuel & maintenance, testing & training, all labor costs to provided power as & when required, together with removal of temporary generator & associated temporary equipment upon final completion of contract, including all appurtenant & associated costs except for costs included in another bid item	Aggr. Sum		100,000.00	0.00	\$100,000.00
19.	Providing temporary power for high service pumps, motors, testing & start-up, including furnishing & installing temporary generator, all required electrical cables, conduits, instrumentation & power equipment, fuel & maintenance, testing & training, all labor costs to provided power as & when required, together with removal of temporary generator & associated temporary equipment upon final completion of contract, including all appurtenant & associated costs except for costs included in another bid item	Aggr. Sum		150,000.00	0.00	\$150,000.00
				0.00	643,000.00	-\$643,000.00

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MIAMI-DADE WATER AND SEWER DEPARTMENT
MIAMI-DADE COUNTY

SOUTH MIAMI HEIGHTS WATER TREATMENT PLANT
RESERVOIR AND HIGH SERVICE PUMP STATION

CONTRACT NO. W-857
ESTIMATE: \$18,370,000

Bid Date: June 3, 2009

GAP ANALYSIS
BIDDERS

Poole & Kent Company of Florida
1781 NW North River Dr.
Miami, FL 33125

WASD Engineering

Item No.	Description	Estimated Quant.	Unit	Total	Total	Difference
20	SUBTOTAL (Items 1 through 19)			\$13,705,632.00	\$17,961,000.00	-\$4,255,368.00
21.	Selling, furnishing & delivering materials, hardware instrumentation, providing programming, coordination & supervisory labor under Bristol, Inc. proposal (See Appendix 'U' to the Contractor for work at South Miami Heights Water Treatment Plant Reservoir & High Service Pump Station & associated systems as reviewed & approved by the County			\$400,000.00	409,000.00	
22.	Excavation, demolition & removal of abandoned underground sanitary & other utilities, structures, soils or similar items not shown on the Plans & required for construction of the work, as ordered by the Engineer			\$200,000.00	200,000.00	
23.	Hauling away & legal disposal of abandoned underground utilities, structures, soils or similar items not shown on the Plans, as ordered by the Engineer to include all applicable tipping fees			\$200,000.00	200,000.00	
24.	Cost of required construction permits & fees, if authorized by the Engineer, the sum of 3% of the Subtotal, Item No. 20, (.03) X (Subtotal, Item No. 20)			411,168.96	538,830.00	
25.	Unforeseen conditions, for minor construction changes, & for quantity adjustments, if ordered by the Engineer, the sum of 10% of the Subtotal, Item No. 20, (.10) X (Subtotal) Item No. 20			1,370,563.20	1,796,100.00	
26.	TOTAL BID (Items 20, 21, 22, 23, 24 & 25)			\$16,287,364.16	\$21,104,930.00	
27.	Evaluated Pumping Costs for four Pumping Units each consisting of an 11.3 mgd pump with 500 HP variable speed motor & VFD (Cost calculated as specified in Section 01025. Cost in Dollars = \$5,552,009.00/E in which E is the wire to water efficiency expressed as a decimal to the accuracy of three numerals to the right of the decimal point at pump design conditions & full speed)			\$6,493,577.76		
28.	TOTAL EVALUATED BID (Items 26 and 27)			\$22,780,941.94		

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MIAMI DADE COUNTY
Department of Small Business Development
Firm History Report

PRIMES

From: 10/16/2004 To: 10/16/2009

FIRM NAME: POOLE & KENT COMPANY OF FLORIDA
 1781 NW North River Dr
 Miami, FL 33126-0000

PROJECT #	CONTRACT	DEPT.	MEASURES	AWARD DATE	AWARD AMOUNT
S-816 (A)	1	WS	GOAL CSBE 12%	01/22/2008	\$8,830,950.00
SOUTH DISTRICT WASTER WATER TREATMENT PLANT, OXYGENATION TRAIN NO. 7 (SIC 15)					
					<u>\$8,830,950.00</u>
S-805(A)	1	WS	GOAL CSBE 11%	06/03/2008	\$134,253,006.15
SOUTH DISTRICT WASTEWATER TREATMENT PLANT, HLD UPGRADE TO 285 MGD, FILTER SYSTEM (SIC 16)					
					<u>\$134,253,006.15</u>
S-812 (A)	1	WS	GOAL CSBE 10%	11/20/2008	\$18,096,498.00
SOUTH DISTRICT WASTEWATER TREATMENT PLANT, HLD UPGRADE TO 285 MGD CHLORINE CONTACT TANKS NO. 5 TO 9 (SIC 16)					
					<u>\$18,096,498.00</u>

Total Award Amount \$161,180,454.15
Total Change Orders Approved by BCC \$0.00
\$161,180,454.15

Exit



Capital Improvements Information System Contractor Evaluations Report

<u>Dept</u>	<u>Contract</u>	<u>Type</u>	<u>Contractor / Architect Name</u>	<u>Date</u>	<u>Rater</u>	<u>Period</u>	<u>Rate</u>
WS	S-812 (A)	CON	Poole & Kent Company of Florida	9/28/2009	Mario Garcia	Interim	3.5
WS	S-805 (A)	CON	Poole & Kent Company of Florida	9/29/2009	Mario Garcia	Interim	3.3
WS	S-816 (A)	CON	Poole & Kent Company of Florida	9/10/2009	Mario Garcia	Completion of construction	4.0

Evaluation Count: 3 Contractors: 1 Average Evaluation: 3.6

Exit

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Dept. of Small Business Development
Project Worksheet

Project/Contract Title: SOUTH MIAMI HEIGHTS WATER TREATMENT PLANT (SMHWTP) RC Date: 12/23/2008
 RESERVOIR AND HIGH SERVICE PUMP STATION (SIC 16)
 Project/Contract No: W-857(A) Funding Source: Item No: 3-06
 Department: WATER & SEWER DEPARTMENT WASH BONDS/CONNECTION
 Estimated Cost of Project/Bid: \$20,207,000.00 CHARGES Resubmittal Date(s):
 Description of Project/Bid: TO ESTABLISH A CONTRACT THAT CONSISTS OF FURNISHING ALL MATERIALS, LABOR, AND EQUIPMENT NECESSARY TO CONSTRUCT A RESERVOIR AND A HIGH SERVICE PUMP STATION AS PART OF THE 20 MGD WATER TREATMENT PLANT THAT WILL BE LOCATED AT 11800 SW 208TH STREET, SOUTH MIAMI HEIGHTS, IN MIAMI-DADE COUNTY, FLORIDA.

Contract Measures Recommendation

<u>Measure</u>	<u>Program</u>	<u>Goal Percent</u>
Goal	CSBE	13.20%

Reasons for Recommendation

An analysis of the factors contained in Section VI C of Administrative Order 3-22 indicate that a 13% goal is appropriate.
 CWP Not Applicable: Not in DTA

Analysis for Recommendation of a Goal

<u>Subtrade</u>	<u>Cat.</u>	<u>Estimated Value</u>	<u>% of Items to Base Bid</u>	<u>Availability</u>
All Other Heavy Construction	CSBE	\$559,733.90	2.77%	21
Commercial and Institutional Building Construction	CSBE	\$678,955.20	3.36%	92
Electrical Contractors	CSBE	\$1,299,310.10	6.43%	35
Plumbing, Heating, and Air-Conditioning Contractors	CSBE	\$129,324.80	0.64%	27
Total		\$2,667,324.00	13.20%	

Living Wages: YES NO Highway: YES NO Heavy Construction: YES NO
 Responsible Wages: YES NO Building: YES NO

Ordinance 90-143 is applicable to all construction projects over \$100,000 that do not utilize Federal Funds

REVIEW COMMITTEE RECOMMENDATION

Tier 1 Set Aside _____
 Set Aside _____ Level 1 _____ Level 2 _____ Level 3 _____
 Trade Set Aside (MCC) _____ Goal _____ Bid Preference _____
 No Measure _____ Deferred _____ Selection Factor _____


 Chairperson, Review Committee
 Date: 12/23/08


 SBD Director
 Date: 12/23/08

MIAMI-DADE WATER AND SEWER DEPARTMENT
MIAMI-DADE COUNTY

SOUTH MIAMI HEIGHTS WATER TREATMENT PLANT
RESERVOIR AND HIGH SERVICE PUMP STATION

CONTRACT NO. W-857
ESTIMATE: \$18,370,000

TABULATION OF BIDS		Bid Date: June 3, 2009	
BIDDERS		MCM	
		Cardinal Contractors, Inc.	6201 SW 70 St., 2nd Floor Miami, FL 33143
		Poole & Kent Company of Florida	1781 NW North River Dr. Miami, FL 33125
		Total	Unit
		\$600,000.00	
		Total	Unit
		\$734,400.00	
		Total	Unit
		\$853,290.00	
		Total	Unit
		\$1,142,388.90	50.00
		Total	Unit
		\$3,699,146.00	
		Total	Unit
		\$207,649.70	49.00
		Total	Unit
		\$1,276,088.00	
		Total	Unit
		\$2,111,879.00	324,232.00
		Total	Unit
		\$101,797.00	52,958.00
		Total	Unit
		\$1,174,385.00	
		Total	Unit
		\$988,000.00	
		Total	Unit
		\$1,073,500.00	
		Total	Unit
		\$1,621,159.00	
1.	Performing preparatory work & operations for mobilizing for beginning the work of the Project, but excluding materials & permit costs, both of which are paid under other payment items	Aggr. Sum	
2.	Site preparation, clearing & grubbing; excavation for construction of the new reservoir & high service pump station; removal & legal disposal of asphalt, debris from clearing & grubbing, unsuitable backfill; stockpiling on site suitable fill materials	Aggr. Sum	
3.	Constructing augercast concrete piles (678 piles, 18-inch diameter, 35 feet in length) 18 piles, 18-inch diameter 30 feet in length as a foundation for the proposed Reservoir	24,270 Lln. Ft.	34.00 *
4.	All costs for construction of the proposed Reservoir to include all coatings, sluice gates & all other Reservoir work not included as a part of another Bid Item, complete	Aggr. Sum	
5.	Constructing augercast concrete piles, 159 Piles Total, details listed below, as a foundation for the proposed High Service Pump Station 78 Piles, 14-inch diameter 20 feet in length 16 Piles, 14-inch diameter 24 feet in length 65 Piles, 14-inch diameter 10 feet in length	2,594 Lln. Ft.	58.00
6.	All costs for construction of the proposed High Service Pump Station structure & all other High Service Pump station items not included as part of another Bid Item, complete	Aggr. Sum	
7.	Furnishing four (4) 11.3 MGD, centrifugal pump assemblies each consisting of a pump with 500 HP, 1180 RPM, 4160 volt motor driver & VFD controller as shown on the Plans, including wiring, connections, controls & accessories	4 Each	500,000.00
8.	Installing four (4) 11.3 MGD, centrifugal pump assemblies each consisting of a pump with 500 HP, 1180 RPM, 4160 volt motor driver & VFD controller as shown on the Plans, including wiring, connections, controls & accessories	4 Each	75,000.00
9.	Furnishing & installing all mechanical equipment (except for the four pumps, VFDs & motors included in another Bid Item) for the proposed High Service Pump Station, complete	Aggr. Sum	
10.	Furnishing & installing all electrical equipment (except for the four pumps, VFDs & motors included in another Bid Item) for the proposed High Service Pump Station, complete	Aggr. Sum	

*Revised due to error

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MIAMI-DADE WATER AND SEWER DEPARTMENT
MIAMI-DADE COUNTY

SOUTH MIAMI HEIGHTS WATER TREATMENT PLANT
RESERVOIR AND HIGH SERVICE PUMP STATION

CONTRACT NO. W-857
ESTIMATE: \$18,370,000

TABULATION OF BIDS
BIDDERS

Poole & Kent Company of Florida 1781 NW North River Dr. Miami, FL 33125	Cardinal Contractors, Inc. 2201 Cantu Court, Suite 202 Sarasota, FL 34232
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Bid Date: June 3, 2009
MCM
6201 SW 70 St., 2nd Floor
Miami, FL 33143

Item No.	Description	Estimated Quant.	Unit	Total	Unit	Total
11.	Construction of yard piping including furnishing & installing ductile iron pipe, fittings, pipe specials, valves of 48", 42", 36", 30" & 24" from the exterior of the High Service Pump Station to the connection points excluding the 4 meter & pressure sustaining installations included as part of other Bid Items	Aggr. Sum		\$1,660,000.00		\$1,257,841.00
12.	Constructing the main Venturi Meter system which includes furnishing & installing the meter tube, pipe & fittings, meter vault with rail & access, pipe connections & electrical work as detailed in Sheets S-15 & M-6	Aggr. Sum		125,000.00		18,778.00
13.	Constructing the pressure sustaining meter system as detailed in Sheets S-16, S-18 & M-7 which includes furnishing & installing a 42-inch motor controlled butterfly valve, 30-inch pressure sustaining valve, pipe & fittings, two meter vaults with rail & access ladders & installation of the meter tube furnished under the instrumentation dedicated allowance	Aggr. Sum		400,000.00		110,634.00
14.	Constructing the 24-inch meter station for reservoir recharge as detailed in Sheet M-7 which includes furnishing & installing 24-inch butterfly valves, 24-inch pressure reducing valve & installing the meter tube & transmitter furnished under the instrumentation dedicated allowance	Aggr. Sum		125,000.00		71,424.00
15.	Constructing the 10-inch meter station for plant process water as detailed in Sheet M-8 which includes pipe valves & fittings, 10" backflow preventer, & installation of the 10" turbine meter tube & transmitter furnished under the instrumentation dedicated allowance	Aggr. Sum		70,000.00		10,282.00
16.	Furnishing & installing fill & topsoil on berms & top slab of reservoir	Aggr. Sum		75,000.00		110,481.00
17.	Sodding as shown in the Plans	74,000	Sq. Ft.	37,000.00	0.50	31,080.00
18.	Furnishing & installing construction trailer complete with computer work stations, office furniture, utility hook ups, all permitting & associated work, complete	Aggr. Sum		100,000.00		90,190.00
19.	Providing temporary power for high service pumps, motors, variable frequency drives with associated systems, testing & start-up, including furnishing & installing temporary generator, all required electrical cables, conduits, instrumentation & power equipment, fuel & maintenance, testing & training, all labor costs to provided power as & when required, together with removal of temporary generator & associated temporary equipment upon final completion of contract, including all appurtenant & associated costs except for costs included in another bid item	Aggr. Sum		150,000.00		62,500.00
				100,000.00	0.42 *	31,080.00
				100,000.00		90,190.00
				150,000.00		62,500.00
				75,000.00		110,481.00
				37,000.00	0.25	18,500.00
				100,000.00		132,503.00
				150,000.00		46,473.00

*Revised due to error

MIAMI-DADE WATER AND SEWER DEPARTMENT
MIAMI-DADE COUNTY

SOUTH MIAMI HEIGHTS WATER TREATMENT PLANT
RESERVOIR AND HIGH SERVICE PUMP STATION

CONTRACT NO. W-857
ESTIMATE: \$18,370,000

TABULATION OF BIDS Bid Date: June 3, 2009
BIDDERS MCM
Poole & Kent Company of Florida Cardinal Contractors, Inc.
1781 NW North River Dr. 2201 Cantu Court, Suite 202
Miami, FL 33125 Sarasota, FL 34232
Miami, FL 33143

Item No.	Description	Estimated Quant.	Unit	Total	Unit	Total	Unit	Total
20	SUBTOTAL (Items 1 through 19)			\$13,705,692.00		\$14,737,713.60		\$15,286,781.00
21.	Selling, furnishing & delivering materials, hardware & instrumentation, providing programming, coordination & supervisory labor under Bristol, Inc. proposal (See Appendix 'J' to the Contractor for work at South Miami Heights Water Treatment Plant Reservoir & High Service Pump Station & associated systems as reviewed & approved by the County	Dedicated Allowance		\$400,000.00		\$400,000.00		\$400,000.00
22.	Excavation, demolition & removal of abandoned underground sanitary & other utilities, structures, soils or similar items not shown on the Plans & required for construction of the work, as ordered by the Engineer	Dedicated Allowance		\$200,000.00		\$200,000.00		\$200,000.00
23.	Hauling away & legal disposal of abandoned underground utilities, structures, soils or similar items not shown on the Plans, as ordered by the Engineer to include all applicable tipping fees	Dedicated Allowance		\$200,000.00		\$200,000.00		\$200,000.00
24.	Cost of required construction permits & fees, if authorized by the Engineer, the sum of 3% of the Subtotal, Item No. 20, (.03) X (Subtotal, Item No. 20)	Dedicated Allowance		411,168.96		442,131.40		458,603.43
25.	Unforeseen conditions, for minor construction changes, & for quantity adjustments, if ordered by the Engineer, the sum of 10% of the Subtotal, Item No. 20, (.10) X (Subtotal) Item No. 20)	Contingency Account		1,370,563.20		1,473,771.36		1,528,678.10
26.	TOTAL BID (Items 20, 21, 22, 23, 24 & 25)			\$16,287,364.16		\$17,453,616.36		\$18,074,062.53
27.	Evaluated Pumping Costs for four Pumping Units each consisting of an 11.3 mgd pump with 500 HP variable speed motor & VFD (Cost calculated as specified in Section 01025. Cost in Dollars = \$5,552,009.00/E in which E is the wire to water efficiency expressed as a decimal to the accuracy of three numerals to the right of the decimal point at pump design conditions & full speed)			\$6,493,577.78		\$6,493,399.93		\$6,463,330.93
28.	TOTAL EVALUATED BID (Items 26 and 27)			\$22,780,941.94		\$23,916,956.29		\$24,537,402.46

*Revised due to error

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MIAMI-DADE WATER AND SEWER DEPARTMENT
MIAMI-DADE COUNTY

SOUTH MIAMI HEIGHTS WATER TREATMENT PLANT
RESERVOIR AND HIGH SERVICE PUMP STATION

CONTRACT NO. W-857
ESTIMATE: \$18,370,000

TABULATION OF BIDS		Skanska USA Building, Inc. 1815 Griffin Road, Suite 204 Dania Beach, FL 33004		Metro Equipment Service, Inc. 9425 Sunset Dr. #225 Miami, FL 33173		Harry Pepper & Associates, Inc. 18902-A Northeast 5th Avenue North Miami Beach, FL 33179	
Item No.	Description	Estimated Quant.	Unit	Total	Unit	Total	Total
1.	Performing preparatory work & operations for mobilizing for beginning the work of the Project, but excluding materials & permit costs, both of which are paid under other payment items	Aggr. Sum		\$779,353.90		\$550,000.00	\$629,173.00
2.	Site preparation, clearing & grubbing; excavation for construction of the new reservoir & high service pump station; removal & legal disposal of asphalt, debris from clearing & grubbing, unsuitable backfill; stockpiling on site suitable fill materials	Aggr. Sum		1,500,000.00		300,000.00	1,307,031.00
3.	Constructing augercast concrete piles (678 piles, 18-inch diameter, 35 feet in length) 18 piles, 18-inch diameter 30 feet in length as a foundation for the proposed Reservoir	24,270 Lin. Ft.	35.13	852,605.10	40.00	970,800.00	873,720.00
4.	All costs for construction of the proposed Reservoir to include all coatings, sluice gates & all other Reservoir work not included as a part of another Bid Item, complete details listed below, as a foundation for the proposed High Service Pump Station	Aggr. Sum		2,304,348.98		4,925,000.00	6,815,023.00
5.	Constructing augercast concrete piles, 159 Piles Total, 78 Piles, 14-inch diameter 20 feet in length 16 Piles, 14-inch diameter 24 feet in length 66 Piles, 14-inch diameter 10 feet in length	2,594 Lin. Ft.	81.33	210,970.02	79.00	204,925.00	189,907.00
6.	All costs for construction of the proposed High Service Pump Station structure & all other High Service Pump station items not included as part of another Bid Item, complete	Aggr. Sum		3,500,000.00		1,690,000.00	1,000,000.00
7.	Furnishing four (4) 11.3 MGD, centrifugal pump assemblies each consisting of a pump with 500 HP, 1180 RPM, 4180 volt motor driver & VFD controller as shown on the Plans, including wiring, connections, controls & accessories	4 Each	500,000.00	2,000,000.00	513,290.00	395,953.50	1,583,814.00
8.	Installing four (4) 11.3 MGD, centrifugal pump assemblies each consisting of a pump with 500 HP, 1180 RPM, 4160 volt motor driver & VFD controller as shown on the Plans, including wiring, connections, controls & accessories	4 Each	12,500.00	50,000.00	75,000.00	34,105.00	136,420.00
9.	Furnishing & installing all mechanical equipment (except for the four pumps, VFDs & motors included in another Bid Item) for the proposed High Service Pump Station, complete	Aggr. Sum		350,000.00		950,000.00	944,084.00
10.	Furnishing & installing all electrical equipment (except for the four pumps, VFDs & motors included in another Bid Item) for the proposed High Service Pump Station, complete	Aggr. Sum		500,000.00		1,175,000.00	763,409.00

*Revised due to error

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MIAMI-DADE WATER AND SEWER DEPARTMENT
MIAMI-DADE COUNTY

SOUTH MIAMI HEIGHTS WATER TREATMENT PLANT
RESERVOIR AND HIGH SERVICE PUMP STATION

CONTRACT NO. W-857
ESTIMATE: \$18,370,000

TABULATION OF BIDS		Bid Date: June 3, 2009	
BIDDERS		Skanska USA Building, Inc.	Metro Equipment Service, Inc.
		1815 Griffin Road, Suite 204 Dania Beach, FL 33004	Harry Pepper & Associates, Inc. 18902-A Northeast 6th Avenue North Miami Beach, FL 33179

Item No.	Description	Estimated Quantity	Unit	Total	Unit	Total
11.	Construction of yard piping including furnishing & installing ductile iron pipe, fittings, pipe specials, valves of 48", 42", 36", 30" & 24" from the exterior of the High Service Pump Station to the connection points excluding the 4 meter & pressure sustaining installations included as part of other Bid Items	Aggr. Sum		\$1,500,000.00		\$1,965,000.00
12.	Constructing the main Venturi Meter system which includes furnishing & installing the meter tube, pipe & fittings, meter vault with rail & access, pipe connections & electrical work as detailed in Sheets S-15 & M-6	Aggr. Sum		250,000.00		157,000.00
13.	Constructing the pressure sustaining meter system as detailed in Sheets S-16, S-18 & M-7 which includes furnishing & installing a 42-inch motor controlled butterfly valve, 30-inch pressure sustaining valve, pipe & fittings, two meter vaults with rail & access ladders & installation of the meter tube furnished under the instrumentation dedicated allowance	Aggr. Sum		350,000.00		540,000.00
14.	Constructing the 24-inch meter station for reservoir recharge as detailed in Sheet M-7 which includes furnishing & installing 24-inch butterfly valves, 24-inch pressure reducing valve & installing the meter tube & transmitter furnished under the instrumentation dedicated allowance	Aggr. Sum		300,000.00		202,000.00
15.	Constructing the 10-inch meter station for plant process water as detailed in Sheet M-9 which includes pipe valves & fittings, 10" backflow preventer, & installation of the 10" turbine meter tube & transmitter furnished under the instrumentation dedicated allowance	Aggr. Sum		150,000.00		231,000.00
16.	Furnishing & installing fill & topsoil on berms & top slab of reservoir	Aggr. Sum		75,000.00		85,000.00
17.	Sodding as shown in the Plans	Sq. Ft.	0.20	14,800.00	0.26	19,240.00
18.	Furnishing & installing construction trailer complete with computer work stations, office furniture, utility hook ups, all permitting & associated work, complete	Aggr. Sum		500,000.00		72,000.00
19.	Providing temporary power for high service pumps, motors, variable frequency drives with associated systems, testing & start-up, including furnishing & installing temporary generator, all required electrical cables, conduits, instrumentation & power equipment, fuel & maintenance, testing & training, all labor costs to provided power as & when required, together with removal of temporary generator & associated temporary equipment upon final completion of contract, including all appurtenant & associated costs except for costs included in another bid item	Aggr. Sum		400,000.00		208,000.00
				74,000	0.1986*	14,896.40
				500,000.00		31,157.00
				400,000.00		225,313.00

*Revised due to error

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MIAMI-DADE WATER AND SEWER DEPARTMENT
 MIAMI-DADE COUNTY
 SOUTH MIAMI HEIGHTS WATER TREATMENT PLANT
 RESERVOIR AND HIGH SERVICE PUMP STATION

CONTRACT NO. W-857
 ESTIMATE: \$18,370,000

TABULATION OF BIDS
BIDDERS

	Skanska USA Building, Inc. 1815 Griffin Road, Suite 204 Dania Beach, FL 33004	Metro Equipment Services, Inc. 9425 Sunset Dr. #225 Miami, FL 33173	Bid Date: June 3, 2009 Harry Pepper & Associates, Inc. 18902-A Northeast 5th Avenue North Miami Beach, FL 33179
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Item No.	Description	Estimated Quant.	Unit	Total	Unit	Total	Unit	Total
20	SUBTOTAL (Items 1 through 19)			\$15,587,078.00		\$16,598,128.00		\$17,289,086.40
21.	Installing, furnishing & delivering materials, hardware & supervisory, labor under Eftel, Inc. proposal (See Appendix 'U' to the Contractor for work at South Miami Heights Water Treatment Plant Reservoir & High Service Pump Station & associated systems as reviewed & approved by the County			\$400,000.00		\$400,000.00		\$400,000.00
22.	Excavation, demolition & removal of abandoned underground sanitary & other utilities, structures, soils or similar items not shown on the Plans & required for construction of the work, as ordered by the Engineer			\$200,000.00		\$200,000.00		\$200,000.00
23.	Hauling away & legal disposal of abandoned underground utilities, structures, soils or similar items not shown on the Plans, as ordered by the Engineer to include all applicable tipping fees			\$200,000.00		\$200,000.00		\$200,000.00
24.	Cost of required construction permits & fees, if authorized by the Engineer, the sum of 3% of the Subtotal, Item No. 20, (.03) X (Subtotal, Item No. 20)			487,812.34		497,943.78		518,672.59
25.	Unforeseen conditions, for minor construction changes, & for quantity adjustments, if ordered by the Engineer, the sum of 10% of the Subtotal, Item No. 20, (-10) X (Subtotal) Item No. 20)			1,558,707.80		1,559,812.80		1,728,908.64
26.	TOTAL BID (Items 20, 21, 22, 23, 24 & 25)			\$18,413,398.14		\$19,555,882.38		\$20,338,867.63
27.	Evaluated Pumping Costs for four Pumping Units each consisting of an 11.3 mgd pump with 500 HP variable speed motor & VFD (Cost calculated as specified in Section 01025. Cost in Dollars = \$3,552,009.00/E in which E is the wire to water efficiency expressed as a decimal to the accuracy of three numerals to the right of the decimal point at pump design conditions & full speed)			\$6,493,577.78		\$6,493,577.78		\$6,493,577.78
28.	TOTAL EVALUATED BID (Items 26 and 27)			\$24,906,975.92		\$28,049,480.16		\$28,830,245.41

*Revised due to error

MIAMI-DADE WATER AND SEWER DEPARTMENT
MIAMI-DADE COUNTY

SOUTH MIAMI HEIGHTS WATER TREATMENT PLANT
RESERVOIR AND HIGH SERVICE PUMP STATION

CONTRACT NO. W-857
ESTIMATE: \$18,370,000

TABULATION OF BIDS		Horizon Contractors, Inc.		John J Kirilin, LLC		AFCCO Contractors, Inc.	
BIDDERS		8175 W. 32 Ave. #1 Hialeah, FL 33018		3125 W. Commercial Blvd., Suite 200 FL. Lauderdale, FL 33302		1804 N.W. Macdill Way Boca Raton, FL 33432	
		Bid Date: June 3, 2009					

Item No.	Description	Estimated Quant.	Unit	Total	Unit	Total	Unit	Total
1.	Performing preparatory work & operations for mobilizing for beginning the work of the Project, but excluding materials & permit costs, both of which are paid under other payment items	Aggr. Sum		\$5,000,000.00		\$1,000,000.00		\$579,123.63
2.	Site preparation, clearing & grubbing; excavation for construction of the new reservoir & high service pump station; removal & legal disposal of asphalt, debris from clearing & grubbing, unsuitable backfill; stockpiling on site suitable fill materials	Aggr. Sum		450,000.00		75,000.00		201,234.60
3.	Constructing augercast concrete piles (678 piles, 18-inch diameter, 35 feet in length) 18 piles, 18-inch diameter 30 feet in length as a foundation for the proposed Reservoir	24,270 Ln. Ft.	87.00	1,626,090.00	880.00	21,357,600.00	944,400.98	22,920,611,784.60
4.	All costs for construction of the proposed Reservoir to include all coatings, sluice gates & all other Reservoir work not included as a part of another Bid Item, complete details listed below, as a foundation for the proposed High Service Pump Station	Aggr. Sum		956,800.00		4,008,178.00		4,244,301.96
5.	Constructing augercast concrete piles, 159 Piles Total, details listed below, as a foundation for the proposed High Service Pump Station	2,594 Ln. Ft.	65.00	168,610.00	176,000.00	456,544,000.00	181,376.07	496,429,625.58
6.	All costs for construction of the proposed High Service Pump Station structure & all other High Service Pump station items not included as part of another Bid Item, complete	Aggr. Sum		6,700,000.00		137,500.00		1,182,273.29
7.	Furnishing four (4) 11.3 MGD, centrifugal pump assemblies each consisting of a pump with 500 HP, 1180 RPM, 4160 volt motor driver & VFD controller as shown on the Plans, including wiring, connections, controls & accessories	4 Each	325,000.00	1,300,000.00	2,108,700.00	8,434,800.00	2,167,458.53	8,669,834.12
8.	Installing four (4) 11.3 MGD, centrifugal pump assemblies each consisting of a pump with 500 HP, 1180 RPM, 4160 volt motor driver & VFD controller as shown on the Plans, including wiring, connections, controls & accessories	4 Each	325,000.00	1,300,000.00	843,480.00	3,373,920.00	56,203.23	224,812.92
9.	Furnishing & installing all mechanical equipment (except for the four pumps, VFDs & motors included in another Bid Item) for the proposed High Service Pump Station, complete	Aggr. Sum		2,500,000.00		594,192.50		1,536,622.34
10.	Furnishing & installing all electrical equipment (except for the four pumps, VFDs & motors included in another Bid Item) for the proposed High Service Pump Station, complete	Aggr. Sum		1,600,000.00		2,148,547.50		919,387.86

*Revised due to error

MIAMI-DADE WATER AND SEWER DEPARTMENT
MIAMI-DADE COUNTY

SOUTH MIAMI HEIGHTS WATER TREATMENT PLANT
RESERVOIR AND HIGH SERVICE PUMP STATION

CONTRACT NO. W-857
ESTIMATE: \$18,370,000

TABULATION OF BIDS		Bid Date: June 3, 2009	
BIDDERS			
	Horizon Contractors, Inc. 8175 W. 32 Ave. #1 Hialeah, FL 33018	John J Kirilin, LLC 3125 W. Commercial Blvd., Suite 200 Fl. Lauderdale, FL 33309	AFCO Contractors, Inc. 1804 N.W. Madrid Way Boca Raton, FL 33432
	Total	Total	Total
	\$29,872,500.00	\$2,617,423,520.00	\$25,501,705,645.30
	\$400,000.00	\$400,000.00	\$400,000.00

Item No.	Description	Estimated Quant.	Unit	Total	Unit	Total	Unit	Total
20	SUBTOTAL (Items 1 through 19)							
21.	Selling, furnishing & delivering materials, hardware instrumentation, providing programming, coordination & supervisory, labor under Bristol, Inc. proposal (See Appendix 'U' to the Contractor for work at South Miami Heights Water Treatment Plant Reservoir & High Service Pump Station & associated systems as reviewed & approved by the County			\$200,000.00		\$200,000.00		\$200,000.00
22.	Excavation, demolition & removal of abandoned underground sanitary & other utilities, structures, soils or similar items not shown on the Plans & required for construction of the work, as ordered by the Engineer			\$200,000.00		\$200,000.00		\$200,000.00
23.	Hauling away & legal disposal of abandoned underground utilities, structures, soils or similar items not shown on the Plans, as ordered by the Engineer to include all applicable tipping fees			890,175.00		76,522,705.60		765,051,169.36
24.	Cost of required construction permits & fees, if authorized by the Engineer, the sum of 3% of the Subtotal, item No. 20, (.03) X (Subtotal, item No. 20)			2,967,250.00		261,742,352.00		2,550,170,564.53
25.	Unforeseen conditions, for minor construction changes, & for quantity adjustments, if ordered by the Engineer, the sum of 10% of the Subtotal, item No. 20, (.10) X (Subtotal) (item No. 20)							
26.	TOTAL BID (Items 20, 21, 22, 23, 24 & 25)			\$34,329,925.00		\$2,958,488,577.60		\$28,817,727,379.10
27.	Evaluated Pumping Costs for four Pumping Units each consisting of an 11.3 mgd pump with 500 HP variable speed motor & VFD (Cost calculated as specified in Section 01025. Cost in Dollars = \$5,552,009.00/E in which E is the wire to water efficiency expressed as a decimal to the accuracy of three numerals to the right of the decimal point at pump design conditions & full speed)			\$6,455,824.42		\$6,493,577.78		\$6,493,577.78
28.	TOTAL EVALUATED BID (Items 26 and 27)			\$40,785,749.42		\$2,964,982,155.38		\$28,824,220,956.80

*Revised due to error

CONTRACT

THIS CONTRACT, made and entered into on the _____ day
of _____, 20_____, by and between Miami-Dade County, Florida,
acting by and through the Office of the Mayor, party of the first part (hereinafter sometimes
called the "County"), and Poole & Kent Company of Florida _____, party
of the second part (hereinafter sometimes called "Contractor");

WITNESSETH

That the parties hereto, for and in consideration of the covenants and agreements hereinafter set forth, mutually agree as follows, to wit:

1. That the Contractor shall furnish all labor, materials and equipment and perform all work in the manner and form provided by the Contract Documents covering the Project of the County known and identified as

**"South Miami Heights Water Treatment Plant Reservoir and
High Service Pump Station, Contract No. W-857 (A)"**

for the aggregate amount reflected by the Proposal, said aggregate amount being of Sixteen Million Two Hundred Eighty Seven Thousand Three Hundred Sixty Four Dollars and Sixteen Cents (U.S. Dollars) \$16,287,364.16.

2. That the Contractor shall begin the work to be performed under this Contract on a day to be specified in a written order issued by the Engineer, and shall fully complete all work hereunder within the time or times stated in the Proposal.

3. That the County shall pay to the Contractor for the faithful performance of this Contract, in lawful money of the United States, and subject to additions and deductions as provided in the Contract Documents, the total amount of his proposal as set forth above at the times and in a manner stated in the General Covenants and Conditions of the Contract Documents.

4. It is further mutually agreed that if at any time after the execution of this Contract, Surety Performance and Payment Bond, the County shall deem the surety upon such bonds to be unsatisfactory, or if for any reason such bond shall become inadequate to cover the performance of the work, the Contractor shall at his own expense, within five (5) days after the receipt of notice from the County to do so, furnish an additional bond or bonds in such form and amount and with such surety or sureties as shall be satisfactory to the County. In such event, no further payment to the Contractor shall be deemed to be due under this Contract until such new or additional security shall have been furnished in a manner and form satisfactory to the County.

5. The "Contract Documents" are hereby defined as the Questionnaire, the Advertisement for Bids, the Instructions to Bidders, the Proposal, the Certified Resolution (Proposal/Prescribed Bid Bond), the Prescribed Bid Bond, the Contract, the Surety Performance and Payment Bond, the Certified Resolution (Contract/ Surety Performance and Payment Bond), the General Covenants and Conditions, the Supplemental General Conditions (if Ordinance 90-143 is applicable) including Wage and Benefit Schedules, the Specifications, the Plans, any Addenda which may be issued, the Subcontractor /Supplier Listing Form (Ordinance 97-104 as amended by Ordinance 00-30), the Reporting Subcontracting Policies and Procedures (Ordinance 98 -15 9), the Community Small Business Enterprise Program (CSBE) Participation Provisions and Forms (if applicable), and the provisions for the following: Affirmative Action Plan (Ordinance 98-30) and Disclosure Form; Bidder's (Debarment) (Ordinance 93-129); Code of Business Ethics (Ordinance 01-96); Criminal Record (Felony) (as amended by Ordinance 00-30); Disability Nondiscrimination. (Resolution R - 3 8 5 -95 as amended by Resolution R-182-00); Domestic Violence Leave (Ordinance 99 - 5 as amended by Resolution R-185-00); Due Fees or Taxes Paid (Ordinance 95-178 as amended by Ordinance 00-30); Metro-Dade Employment Drug-Free Workplace (Ordinance 92-15 as amended by Ordinance 00-30); Metro-Dade Employment Family Leave Plan (Ordinance 91-142 as amended by Resolution R-183-00); Fair Wage (Ordinance 90-143 as amended by Ordinance 95-183); Mandatory Clearinghouse for Posting Notice of Job Opportunities (Resolution R-937-98 as amended by R-1145-99); Obligation (Ordinance 99-162); Office of Miami-Dade County Inspector General (IG) (Ordinance 97-215 as amended by Ordinance 99-151); Sworn Statement - Public Entity Crimes [Florida Statute Sect. 287.133 (3) (a)]; and Metro-Dade County Disclosure (Ordinance 90-133).

CONTRACT

The terms and conditions of said Contract Documents are incorporated herein by reference and made a part hereof as though fully set forth herein. The Contract Documents are complementary, so that a recital in one is tantamount to a recital in all, and the Contractor specifically acknowledges that he has read and understands all of said Contract Documents.

6. The various indemnities of the Contractor contained in the Contract Documents indemnifying the County from liability for damages to persons or property caused by acts, omissions, or defaults in the performance of the Contract Documents shall have a monetary limitation of the larger of the following: \$1,000,000.00, or the entire amount of the Contract.

7. The County retains the right to audit any and all information regarding this Contract as described in the General Covenants and Conditions, Section 41 "Audit Rights and Review of Records".

8. Notwithstanding and prevailing over any other provision of the Contract Documents to the contrary, the County Mayor or County Mayor's designee, pursuant to Section 2-8.2.7 of the Code of Miami-Dade County, may negotiate and settle contractor claims and issue change orders for additional work where the change order or claim does not increase the contract amount, including contingencies. The contingency allowance established in accordance with Section 2-8.1 (h) of the Code shall not exceed; five percent of the contract price for new construction on public property; ten percent of the contract price for remodeling, renovation or expansion of existing facilities on public property or for infrastructure projects in the public right-of-way; shall be utilized to ensure minimal disruption in work flow and shall be documented on the appropriate contingency authorization draw. Change Orders shall be submitted to replenish the contingency account in a timely manner. Provided however, that the foregoing limitation shall not apply to any change order or amendment related to emergency actions impacting environmental remediation, public safety, health requirements or recovery from natural disaster; and all change orders and amendments shall require ratification by the Board.

IN WITNESS WHEREOF, the parties hereto have executed this Contract in four (4) counterparts, each of which shall be deemed an original Contract, all as of the day and year first hereinbefore written.

(OFFICIAL SEAL)

ATTEST: Harvey Ruvin
Clerk of the Board

MIAMI DADE COUNTY, FLORIDA
BY ITS BOARD OF COUNTY COMMISSIONERS

By: _____
Deputy Clerk

By: _____
Mayor

(PARTY OF THE FIRST PART)

Approved as to Form and Legal Sufficiency:

Assistant County Attorney
Miami-Dade Water and Sewer Department

CONTRACT

WHEN THE CONTRACTOR IS A CORPORATION:

(CORPORATION SEAL)

ATTEST



(Secretary) Assistant

David W. McCluskey

(Print or type name)

Poole & Kent Company of Florida
(Name of Corporation)

By: 
(Signature of Officer)

Patrick H. Carr

(Print or type name)

Executive VP & COO

(Official Title)

1781 N.W. North River Drive

Miami, Florida 33125

(Address)

(PARTY OF THE SECOND PART)

* Attach to each counterpart a certified copy of a resolution of the Board of Directors of the corporation authorizing the officer who signs the Contract and Surety Performance and Payment Bond to do so in its behalf.

*** SEE ATTACHED ***

CERTIFIED RESOLUTION

I, _____, the duly elected Secretary of
(Name)

Poole & Kent Company of Florida, a Corporation organized and existing under the laws of the State of Delaware, do hereby certify that the following Resolution was unanimously adopted and passed by a quorum of the Board of Directors of the said Corporation at a meeting held in accordance with law and the by-laws of the said Corporation:

"IT IS HEREBY RESOLVED that _____, the duly
(Name)
elected _____ of Poole & Kent Company of Florida
(Title of Officer)

be and is hereby authorized to execute and submit a Contract, Surety Performance and Payment Bond to Miami-Dade County, Florida, and the Miami-Dade Water and Sewer Department, respectively, for a certain Project entitled

South Miami Heights Water Treatment Plant Reservoir and High Service Pump Station, Contract No. W-857 (A)

and such other instruments in writing as may be necessary in behalf of the said Corporation, and that the Contract, Surety Performance and Payment Bonds and other such instruments signed by him shall be binding upon the said Corporation as its own acts and deeds."

I further certify that the above Resolution is in force and effect and has not been revised, revoked or rescinded.

Given under my hand and the Seal of the said Corporation this _____ day
of _____, 20____.
(Month) (Year)

By: _____
(Secretary)

(Print or type name)

(SEAL)

Poole & Kent Company of Florida
(Corporate Title)

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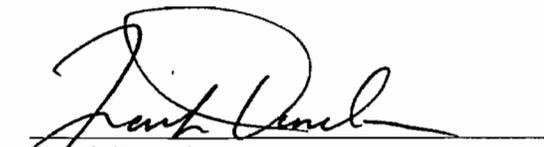
**CERTIFICATE OF SECRETARY
OF
POOLE & KENT COMPANY OF FLORIDA**

The undersigned, Frank Donelan, certifies that he is the duly elected, qualified and acting Secretary of Poole & Kent Company of Florida, a corporation duly organized and existing under the laws of Delaware with a business address of 1781 N. W. North River Drive, Miami, FL 33125 and that as Secretary, he is the keeper of the corporate records and seal of said Corporation.

The undersigned further certifies:

1. Attached hereto as Exhibit A is a true, correct and complete copy of resolutions adopted upon written consent of the sole director of this Corporation dated as August 19, 2009; and said resolutions do not contravene any provision of the certificate of incorporation or by-laws of said Corporation, and have not been rescinded or modified in any respect but still remain in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand this 19th day of August, 2009.



Frank Donelan
Secretary

EXHIBIT A

RESOLVED, that Steven C. Jordan the duly elected President and Chief Executive Officer, Patrick H. Carr the duly elected Executive Vice President and Chief Operating Officer and David W. McCluskey the duly elected Vice President and Assistant Secretary, be and hereby are, authorized, empowered and directed to execute and submit a Contract, Surety Performance and Payment Bond to Miami-Dade County, Florida and the Miami-Dade Water and Sewer Department, respectively, for a certain Project entitled, South Miami Heights Water Treatment Plant Reservoir and High Service Pump Station, Contract No. W-857(A) and such other instruments in writing as may be necessary on behalf of the said Corporation and that the Contract, Surety Performance and Payment Bonds and other such instruments signed by them shall be binding upon the said Corporation as its own acts and deeds.

COLLUSION AFFIDAVIT

(Code of Miami-Dade County Section 2-8.1.1 and 10-33.1) (Ordinance No. 08-113)

BEFORE ME, A NOTARY PUBLIC, personally appeared Patrick H. Carr who being
duly sworn states: (insert name of affiant)

I am over 18 years of age, have personal knowledge of the facts stated in this affidavit
and I am an owner, officer, director, principal shareholder and/or I am otherwise authorized to
bind the bidder of this contract.

I state that the bidder of this contract:

is not related to any of the other parties bidding in the competitive solicitation, and that the
contractor's proposal is genuine and not sham or collusive or made in the interest or on
behalf of any person not therein named, and that the contractor has not, directly or indirectly,
induced or solicited any other proposer to put in a sham proposal, or any other person, firm,
or corporation to refrain from proposing, and that the proposer has not in any manner sought
by collusion to secure to the proposer an advantage over any other proposer.

OR

is related to the following parties who bid in the solicitation which are identified and listed
below:

Note: Any person or entity that fails to submit this executed affidavit shall be ineligible for
contract award. In the event a recommended contractor identifies related parties in the
competitive solicitation its bid shall be presumed to be collusive and the recommended contractor
shall be ineligible for award unless that presumption is rebutted by presentation of evidence as to
the extent of ownership, control and management of such related parties in the preparation and
submittal of such bids or proposals. Related parties shall mean bidders or proposers or the
principals, corporate officers, and managers thereof which have a direct or indirect ownership
interest in another bidder or proposer for the same agreement or in which a parent company or
the principals thereof of one (1) bidder or proposer have a direct or indirect ownership interest in
another bidder or proposer for the same agreement. Bids or proposals found to be collusive shall
be rejected.

By: Patrick H. Carr August 19, 20 09
Signature of Affiant Date

Executive V.P. & COO 7 / 5 - 3 / 1 / 6 / 3 / 4 / 6 / 6 /
Printed Name of Affiant and Title Federal Employer Identification Number

Poole & Kent Company of Florida
Printed Name of Firm

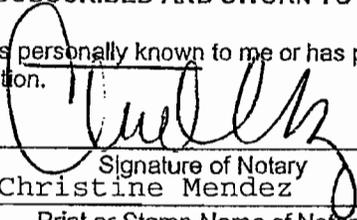
1781 NW North River Drive, Miami, FL 33125
Address of Firm

SUBSCRIBED AND SWORN TO (or affirmed) before me this 19th day of August, 2009

He/She is personally known to me or has presented _____ as
identification.

Type of identification

DD 808798



Signature of Notary
Christine Mendez

Serial Number
10/31/2012

Print or Stamp Name of Notary

Expiration Date

Notary Public – State of FL

Notary Seal



FIRM'S RESPONSIBILITY AFFIDAVIT
"Combined Affidavit"

STATE OF FLORIDA)
)SS:
COUNTY OF MIAMI-DADE)

The undersigned, being first duly sworn, states as follows:

GENERAL

1. I am a duly authorized representative of the Firm submitting a bid, proposal or other document to Miami-Dade County with the intention of being awarded a contract (referred to in this affidavit as the "Respondent").
2. This Affidavit is made of my personal knowledge. I understand that Miami-Dade County will rely on the representations made in this affidavit in determining my eligibility and responsibility to enter into a contract with Miami-Dade County. By executing this affidavit, the Respondent agrees to provide to Miami-Dade County such documentation or other proof as Miami-Dade County may require verifying the accuracy and completeness of any of the representations.
3. The Respondent is duly authorized to submit this bid or proposal, and if awarded the contract, to enter into the contract and perform the services or supply the goods contemplated in the contract.

OWNERSHIP DISCLOSURE

4. That in compliance with Section 2-8.1(d)(1) of the Miami Dade County Code, if the contract or business transaction is with a corporation, the full legal name and business address shall be provided for each officer and director and each stockholder who holds directly or indirectly five percent (5%) or more of the corporation's stock. If the contract or business transaction is with a trust, the full legal name and address shall be provided for each trustee and each beneficiary. (Post Office addresses are not acceptable). The full legal names and business address shall be provided for any other individual (other than subcontractors, material men, suppliers, laborers, or lenders) that have, or will have, any interest (legal, equitable beneficial or otherwise) in the contract or business transaction with Miami-Dade County. (Post Office addresses are not acceptable). This information shall be supplied on the attached Ownership Disclosure form and signed by the Respondent.

**FIRM'S RESPONSIBILITY AFFIDAVIT
"Combined Affidavit"**

EMPLOYMENT DISCLOSURE

5. The following information and attachments are provided and are in compliance with all items in County Ordinance No. 90-133, amending Section 2.8-1; Subsection (d)(2):

a. Does your firm have a collective bargaining agreement with its employees?
 Yes No

b. Does your firm provide paid health care benefits for its employees?
 Yes No

c. Provide a current breakdown (number of persons) of your firm's work force and ownership as to race, national origin and gender:

White:	<u> X </u>	Males:	<u> 115 </u>	Females:	<u> 16 </u>
Asian:	<u> </u>	Males:	<u> </u>	Females:	<u> </u>
Black:	<u> X </u>	Males:	<u> 25 </u>	Females:	<u> </u>
American					
Indian:	<u> </u>	Males:	<u> </u>	Females:	<u> </u>
Hispanics:	<u> X </u>	Males:	<u> 41 </u>	Females:	<u> 10 </u>
Alent					
(Eskimo):	<u> </u>	Males:	<u> </u>	Females:	<u> </u>
_____:	<u> </u>	Males:	<u> </u>	Females:	<u> </u>

EMPLOYMENT DRUG FREE WORKPLACE

6. The Respondent provides a drug-free workplace in full compliance with Section 2-8.1.2 of the Code of Miami-Dade County.

EMPLOYMENT FAMILY LEAVE

7. That in compliance with Ordinance No. 91-142 of the Code of Miami-Dade County, Florida, the following information is provided and is in compliance with all items in the aforementioned Ordinance:

An employee who has worked for the above firm for at least one (1) year shall be entitled to ninety (90) days of family leave during any twenty-four (24) month period, for medical reasons, for the birth or adoption of a child, or for the care of a child, spouse or other close relative who has a serious health condition without risk of termination of employment or employer retaliation.

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FIRM'S RESPONSIBILITY AFFIDAVIT
"Combined Affidavit"

DOMESTIC LEAVE

8. That in compliance with Ordinance No. 9-5 of the Code of Miami-Dade County, Florida, the following information is provided and is in compliance with all items in the aforementioned Ordinance:

An employee who has worked for the above firm for at least three hundred and eight (308) hours in the previous ninety (90) days shall be entitled to thirty (30) work days of unpaid domestic leave during any twelve (12) month period, for medical or dental reasons, for legal assistance, to attend court appearances, counseling or any reasons necessary to provide for the safety or well being of the employee subjected to domestic or repeat violence, without risk of termination of employment or employer retaliation.

ARREARS WITH THE COUNTY

9. That in compliance with Ordinance No. 95-178 and Section 2-8.1(c) of the Code of Miami-Dade County, the Proposer has paid all delinquent and currently due fees or taxes, including but not limited to real estate and personal property taxes, registered in the name of Proposer and which are collected in the normal course by the Miami-Dade County Tax Collector, and that County issued parking tickets for vehicles registered in the name of the above proposer, and which are collected in the normal course by the Miami-Dade Clerk of the Circuit and County Courts, have been paid.

That in compliance with Ordinance No. 99-162 and Section 2-8.1 of the Code of Miami-Dade County, the Proposer is not in arrears in any payment under contract, promissory note or other loan document with Miami-Dade County, or any of its agencies or instrumentalities, including the Public Health Trust, either directly or indirectly through a firm, corporation, partnership or joint venture in which the individual or entity has a controlling financial interest as that term is defined in Section 2-11.1(b)(8) of the Code of Miami-Dade County.

CODE OF BUSINESS ETHICS

10. I, being duly sworn, hereby state and certify that this firm has adopted a Code of Business Ethics that is fully compliant with the requirements of Section 2-8.1(i) of the Code of Miami-Dade County as amended. I further acknowledge that failure to comply with the adopted Code of Business Ethics shall render any contract with Miami-Dade County voidable, and subject this firm to debarment from County work pursuant to Section 10-38 (h)(2) of the Code of Miami-Dade County as amended. I further acknowledge that failure to submit this affidavit shall render this firm ineligible for contract award.

FIRM'S RESPONSIBILITY AFFIDAVIT
"Combined Affidavit"

NO CRIMINAL RECORD

11. The Respondent has not been convicted of a felony during the past ten (10) years, nor does it, as of the date of the bid or proposal submission, have an officer, director or executive who has been convicted of a felony during the past ten (10) years as defined in Section 2-8.6 of the Code of Miami-Dade County.

PUBLIC ENTITY CRIME

12. The respondent has not been convicted of a Public Entity crime as defined in Paragraph 287.133(1)(g) of the Florida Statutes. Violation of any State or Federal law with respect to the transaction of business with any public entity or with an agency or political subdivision of any State.

DEBARMENT AND SUSPENSION DISCLOSURE

13. The Respondent, and its officers, principals, stockholders, subcontractors or its affiliates are not debarred or suspended from contracting with Miami-Dade County as regulated by Section 10-38 of the Miami Dade County Code.

NON -DISCRIMINATION BASED ON DISABILITY

14. The Respondent is in compliance with and agrees to continue to comply with and assure any subcontractor, or third party contractor under this project complies with all applicable laws forbidding discrimination based on disability including, but not limited to those provisions pertaining to employment, provision of programs and services, transportation, communications. Access to facility, renovations and new construction as set forth in the Americans with Disabilities Act of 1990 (ADA), the Rehabilitation Act of 1973, the Federal Transit Act and the Fair Housing Act.

FAIR SUBCONTRACTING

15. Consistent with Section 2-8.8 of the Code of Miami-Dade County, the Respondent has adopted subcontracting policies and procedures which (a) notifies the broadest number of local subcontractors of the opportunity to be awarded a subcontract; (b) invites local subcontractors to submit bids in a practical, expedient way; (c) provides local subcontractors access to information necessary to prepare and formulate a subcontracting bid; (d) allows local subcontractors to meet with appropriate personnel of the Respondent to discuss the Respondent's requirements; and (e) awards subcontracts based on full and complete consideration of all submitted proposals and in accordance with the Respondent's stated objectives.

FIRM'S RESPONSIBILITY AFFIDAVIT
"Combined Affidavit"

RESPONSIBLE WAGE AND BENEFITS (IF APPLICABLE)

16. If applicable, the Respondent is in full compliance with Section 2-11.16 of the Code of Miami-Dade County, and should he or she be awarded the contract, understands his or her obligation to pay the project minimum wage rates set forth in that Section and the labor provisions of the contract documents.

CLEARINGHOUSE AFFIDAVIT

17. That in compliance with Miami-Dade County Resolution Number R-1395-05, the Respondent agrees to comply with all requirements of the Clearinghouse Resolution and Job Request form for posting job opportunities. Making it a mandatory requirement for Respondents to post notice of job opportunities resulting from the construction of improvements on County property through the County's Clearinghouse process.

I STATE NOTHING FURTHER IN THIS AFFIDAVIT.

Signature: _____

Position/Title: Executive VP & COO

Name of Firm: Poole & Kent Company of Florida

The foregoing was sworn and subscribed before me this 19th day of August, 2009 by Patrick H. Carr, who is personally known to me or who has produced _____ as identification who being duly sworn, deposes and says that the above is true to the best of his knowledge, information and belief.

My Commission expires:
10/31/2012

Christine Mendez
NOTARY PUBLIC
STATE OF FLORIDA



COMBINED AFFIDAVIT

Appendix A

CHECKLIST OF REQUIREMENTS TO CONTRACT

The provisions in this appendix are established as a checklist to identify requirements for each Respondent to adhere in order to comply with all provisions applicable to this Contract. The applicable "check box" is electronically checked by the Department issuing this information.

In addition this listing identifies, for reference, items contained within the Combined Affidavit to be executed by the Respondent at the time of the submittal. Each page of the Combined Affidavit shall be initialed by the party(s) executing the document.

Check Box	Requirement	Resolution/ Ordinance	MDC Code	A.O.	Fed. Acq. Reg./ Florida Statute	Comments	In Combined Affidavit
<input checked="" type="checkbox"/>	Ownership Disclosure		Section 2-8.1			All contracts shall require the person contracting or transacting to provide ownership information.	Attached
<input checked="" type="checkbox"/>	Contractor's Debarment Affidavit		Section 10-38			Requires a signed affidavit stating the contractor is not currently debarred or in process of debarment	YES
<input checked="" type="checkbox"/>	Contractor Debarment		Section 10-38			If debarred, Contractor is not eligible to bid. Failure to comply with any requirements may result in debarment	
<input checked="" type="checkbox"/>	Cone of Silence		Section 2-11.1			Prohibits communication with County staff between Advertisement and Award Recommendation	
<input checked="" type="checkbox"/>	Code of Business Ethics		Section 2-8.1			Requires compliance with all applicable rules and regulations	YES
<input checked="" type="checkbox"/>	Public Entity Crime Affidavit				F.S. 287.13 3	Contractor has not been convicted of a felony during the past ten years	YES
<input checked="" type="checkbox"/>	Criminal Record		Section 2-8.6			Disclosure of criminal conviction(s) in the past ten (10) years	YES
<input checked="" type="checkbox"/>	County's Clearinghouse	Resolution R-1395-05				Contractor to post job opportunities with the County's Department of Business Development	

COMBINED AFFIDAVIT

Appendix A

Check Box	Requirement	Resolution/ Ordinance	MDC Code	A.O.	Fed. Acq. Reg./ Florida Statute	Comments	In Combined Affidavit
<input checked="" type="checkbox"/>	Clearinghouse Affidavit	Resolution R- 1145-99				Signed affidavit stating compliance with Clearinghouse Resolution and Job Request Form	YES
<input checked="" type="checkbox"/>	Disability Non-discrimination Affidavit	Resolution R-182-00				Signed affidavit stating non-discrimination against Americans with Disabilities	YES
<input checked="" type="checkbox"/>	Drug Free Workplace Affidavit		Section 2-8.1.2			Signed affidavit stating that the contractor maintains a Drug Free Workplace	YES
<input checked="" type="checkbox"/>	Drug Free Workplace		Section 2-8.1.2			Codification of the Drug Free Workplace, contractor requirements to notify each employee and subcontractor	
<input checked="" type="checkbox"/>	Disclosure Affidavit		Section 2.8-1			Signed affidavit disclosing any Collective Bargaining agreement, Health Care benefits, Workforce Ethnicity and Gender Breakdown	YES
<input checked="" type="checkbox"/>	Delinquent and Currently Fees Due		Section 2-8.1	3-29		Contractor to resolve all outstanding financial issues with the County (i.e., fines, tickets, taxes, loans, etc.)	YES
<input checked="" type="checkbox"/>	Family Leave	Ordinance 92-15				Leave policy for birth, adoption and other family related, without prejudice	YES
<input checked="" type="checkbox"/>	Domestic Leave	Ordinance 99-5				The firm is in compliance with MDC Code 11A-60	YES
<input checked="" type="checkbox"/>	False Claims Ordinance		Sections 21-255 through 21-266			False claims by contractor resulting in bid rejection, cancellation of contract and possible debarment	
<input checked="" type="checkbox"/>	Prompt Payment		Sections 2-8.1.4, 10-2.02 & 10-33.02		HB 509 Engrossed 1 2005	Sets parameters for payments of Contractors, Sub-contractors, Subs of Sub-contractors and Suppliers	
<input checked="" type="checkbox"/>	First-Tier Subcontracts Disclosure		Sections 2-8.1 and 10-34			Contractor supplying list of all First-Tier sub contractors at the time of Award, unless specific goals at time of Response	

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COMBINED AFFIDAVIT

Appendix A

Check Box	Requirement	Resolution/ Ordinance	MDC Code	A.O.	Fed. Acq. Reg./ Florida Statute	Comments	In Combined Affidavit
<input checked="" type="checkbox"/>	Fair Subcontracting Practices		Section 2-8.8			Non-discrimination in the subcontracting process with sub contractors and suppliers	YES
<input checked="" type="checkbox"/>	Local Preference		Section 2-8.5			Provision for local business utilization in Miami-Dade County contracts	
<input checked="" type="checkbox"/>	License Requirements		Section 10-3		Chapter 489	Contractor possessing proper license(s) at the time of Response and throughout the contract	
<input checked="" type="checkbox"/>	Quarterly Reports	Resolution R-113-94				Contractor to file financial reports quarterly	
<input checked="" type="checkbox"/>	Employment and Procurement Practices		Section 2-8.1.5			Affirmative Action Plan and Procurement policy when total contracting exceeds \$5 million/ year	
<input checked="" type="checkbox"/>	Works in Public Right of Way		Section 2-103.1			Contractor to restore to the preexisting condition the right of way or shall be subject to a \$500 per day civil fine.	
<input checked="" type="checkbox"/>	Inspector General (IG)		Section 2-1076			Applies to all County Contracts at a rate of ¼ of 1% of the Contract value, unless specifically prohibited by local, state or federal law.	
<input checked="" type="checkbox"/>	Independent Private Sector IG		Section 2-1076			Hired by the Audit and Management services to perform review of selected contracts.	
<input checked="" type="checkbox"/>	Performance and Payment Bond	Resolution R-345-03			F.S. 255.05	Establishes the requirements of the Performance and Payment Bond for construction contracts with the County.	
<input checked="" type="checkbox"/>	Bid Bond		Section 18-14			Contractor to submit a bid bond whenever a Performance and Payment bond is required.	

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COMBINED AFFIDAVIT

Appendix A

Check Box	Requirement	Resolution/ Ordinance	MDC Code	A.O.	Fed. Acq. Reg./ Florida Statute	Comments	In Combined Affidavit
<input checked="" type="checkbox"/>	Public Record Exemption				F.S. 119.071	Contractor to maintain a record of the distribution of all Documents, including Plans and return, in full, all Documents upon Contract completion	
<input checked="" type="checkbox"/>	Evaluation of Contractor / Consultant			3-42		Requirements to formally evaluate each Contractor / Consultant and resultant review for future work or suspension	
<input checked="" type="checkbox"/>	Collection of Liquidated Damages (LD's)	R-173-8				Requirement to collect LD's unless waived by Mayor with prior consent from BCC	
<input type="checkbox"/>	Lobbyist Registration for Oral Presentation	Ordinance 03-107	Section 2-11.1			Standard form to be executed by the respondent to register as a company representative	
<input type="checkbox"/>	Community Workforce Program		Section 2-1701	3-37		Imposes workforce hiring requirements on construction contracts	
<input checked="" type="checkbox"/>	Community Small Business Enterprise (CSBE)		Section 10-33.02			When applicable, percentage of CSBE utilization or 100% set-aside	
<input checked="" type="checkbox"/>	Responsible Wage and Benefits		Section 2-11.16			Establishes wages and benefits per trade, per construction category. Produced quarterly	YES
<input type="checkbox"/>	Davis-Bacon Act				F.A.R. 52.222	Applies to federally funded contracts, wages & benefits	
<input type="checkbox"/>	Buy American Act				F.A.R. 52.222	Applies to federally funded contracts	
<input type="checkbox"/>	Working hours and Safety/ Overtime Compensation				F.A.R. 52.222	Applies to federally funded contracts	
<input type="checkbox"/>	Payroll and Records				F.A.R. 52.222	Applies to federally funded contracts	
<input type="checkbox"/>	Apprentices and Trainees				F.A.R. 52.222	Applies to federally funded contracts	

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COMBINED AFFIDAVIT

Appendix A

Check Box	Requirement	Resolution/ Ordinance	MDC Code	A.O.	Fed. Acq. Reg./ Florida Statute	Comments	In Combined Affidavit
<input type="checkbox"/>	Copeland Act				F.A.R. 52.222	Applies to federally funded contracts	
<input type="checkbox"/>	Subcontract Labor Standards				F.A.R. 52.222	Applies to federally funded contracts	
<input type="checkbox"/>	Termination / Debarment				F.A.R. 52.222	Applies to federally funded contracts	
<input type="checkbox"/>	Labor Standards Disputes				F.A.R. 52.222	Applies to federally funded contracts	
<input type="checkbox"/>	Certification of Eligibility				F.A.R. 52.222	Applies to federally funded contracts	
<input type="checkbox"/>	Disadvantaged Business Enterprise (DBE)				F.A.R. T.A.R.	Applies to federally funded contracts	

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Miami-Dade County Department of Business Development
Appendix C to Combined Affidavit

NOTICE OF CONSTRUCTION CLEARINGHOUSE JOB OPPORTUNITY

Resolution No.: R-1395-05

MIAMI-DADE COUNTY PROVIDES EQUAL ACCESS OPPORTUNITY IN EMPLOYMENT AND SERVICES FOR MINORITIES/FEMALES AND APPLICANTS WITH DISABILITIES

To be completed by Employer/Contractor. Please print clearly or type. Use one form for each position title

JOB OPPORTUNITY INFORMATION

Position Title:		Application Deadline:	
Jobsite Location:		Number of Openings:	Hourly Rate:
Describe Job Duties (Knowledge, skills and abilities):			
Job Duration: <input type="checkbox"/> Permanent <input type="checkbox"/> Temporary If temporary, how long? _____ Fringe Benefits: <input type="checkbox"/> Yes <input type="checkbox"/> No Experience Required: <input type="checkbox"/> No <input type="checkbox"/> Will Train <input type="checkbox"/> Yes If yes, how much experience is required? (Months or Years) _____ Education Required: <input type="checkbox"/> None <input type="checkbox"/> H.S. Diploma/GED <input type="checkbox"/> AA Degree <input type="checkbox"/> Bachelor's Degree <input type="checkbox"/> Master's Degree <input type="checkbox"/> Ph.D. Certifications/Licenses Requires: <input type="checkbox"/> No <input type="checkbox"/> Yes If yes, please list; _____ Driver's License Required: <input type="checkbox"/> None <input type="checkbox"/> Operator/Class E <input type="checkbox"/> Commercial Class ____ <input type="checkbox"/> Chauffer/Class D Language(s) Required: <input type="checkbox"/> English <input type="checkbox"/> Spanish <input type="checkbox"/> Creole <input type="checkbox"/> Other; _____ Applicants should contact employer by: <input type="checkbox"/> Phone <input type="checkbox"/> Fax Resume <input type="checkbox"/> Mail Resume <input type="checkbox"/> In person (days/hours) _____			

EMPLOYER/CONTRACTOR INFORMATION

Business Name:		Contract/Project No:	
Address (Street Name and Number):		Suite #:	Federal ID #:
City:		Telephone Number:	
Type of Business:		Fax Number:	
Contact Person:		E-mail Address:	

Employer/Contractor, please fax this completed form to:

Attention: Clearinghouse
 Department of Business Development (DBD)
 Contract Review and Compliance Division,
 111 NW First Street, 19th Floor
 Miami, Florida 33128
 Telephone: (305) 375-3111 Fax: (305) 375-3160

***** FOR OFFICIAL USE ONLY *****

Date and time this notice received at Miami-Dade Department of Business Development.	Received By:
--	--------------

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QUESTIONNAIRE



Appendix D

IN ORDER TO PROVIDE INFORMATION NECESSARY IN DETERMINING THE QUALIFICATIONS OF THE PROPOSER, EACH CONTRACTOR IS REQUIRED TO ANSWER THE FOLLOWING:

#	QUESTION	ANSWER
1	Have you carefully read the Instruction To Prospective Contractors?	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
2	Have you carefully reviewed the entire Contract Documents as identified within the Instruction To Prospective Contractors?	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
3	If identified in the Contract Documents, have you carefully inspected the site of the work?	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> N/A
4	Have you requested, in writing, of the contact person identified in the Advertisement, any clarifications necessary to submit a responsive proposal? Have you received a written response of clarification?	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> N/A
5	Are you licensed and certified to perform the work for which you are submitting this proposal? License No.: Competency No.: FEIN No.: Qualifier's Name:	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO 536885-7 CGC061808 75-3163466 David A. Strickland
6	Are you registered with the Miami-Dade County Department of Procurement Management (DPM)?	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
7	Have you initialed each page and executed the last page of the Combined Affidavit?	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
8	Have you completed the Ownership Disclosure Form?	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
9	Have you made any changes or written any codicils to the Contract Proposal?	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
10	How many previous Contracts with Miami-Dade County in the past five (5) years?	6
11	Total dollar value of Contracts with Miami-Dade County in the past five (5) years?	\$204,249,382
12	How many years has your Company been in business with the same Principals?	Poole & Kent Co. of FL - 5 year The Poole and Kent Co. - 56 year
13	Is your Bid Bond included with your submitted proposal?	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> N/A

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QUESTIONNAIRE
Appendix D



WHEN THE CONTRACTOR IS A CORPORATION:

(CORPORATION SEAL)
(Name of Corporation)

ATTEST

By: David W. McCluskey
Assistant (Secretary)

Patrick H. Carr
(Signature of Officer)

David W. McCluskey
(Print or type name)

Patrick H. Carr
(Print or type name)

Executive VP & Chief Operating Officer
(Official Title)

1781 NW North River Drive
Miami, FL 33125
(Address)

(PARTY OF THE SECOND PART)

Attach to each counterpart a certified copy of a resolution of the Board of Directors of the corporation authorizing the officer who signs the Contract, the Performance Bond and Payment Bond to do so in its behalf.

WHEN THE CONTRACTOR IS A JOINT VENTURE:

(Name of Joint Venture)

By: _____
(Signature of Joint Venture)

(Signature of Joint Venture)

(Print or type name)

(Print or type name)

(Title)

(Title)

(Address)

NOTE: Complete Joint Venture in accordance with Section 5 of the Instructions to Prospective Contractors.

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QUESTIONNAIRE

Appendix D



WHEN THE CONTRACTOR IS A SOLE PROPRIETORSHIP
OR OPERATES UNDER A TRADE NAME:

(Name of firm if applicable) (Address)

By: _____
(Witness signature) (Signature of individual)

By: _____
(Print or type name) (Print or type name)

By: _____
(Witness signature)

By: _____
(Print or type name)

ACKNOWLEDGEMENT:

STATE OF)
)SS.:
COUNTY OF)

Before me personally appeared _____ to me well
known and known to me to be the person described in and who executed the foregoing instrument, and
acknowledged to and before me that _____
executed said instrument for the purposes therein expressed.

WITNESS my hand and official seal, this _____ day of _____, AD 20__.

Notary Public _____

State of _____ at large

My Commission expires _____.

QUESTIONNAIRE
Appendix D



WHEN THE CONTRACTOR IS AN INDIVIDUAL:

By: _____
(Witness signature) (Signature of individual)

By: _____
(Print or type name) (Print or type name)

By: _____
(Witness signature) (Address)

By: _____
(Print or type name)

(PARTY OF THE SECOND PART)

ACKNOWLEDGEMENT:

STATE OF)
)SS.:
COUNTY OF)

Before me personally appeared _____ to me well known and known to me to be the person described in and who executed the foregoing instrument, and acknowledged to and before me that _____ executed said instrument for the purposes therein expressed.

WITNESS my hand and official seal, this _____ day of _____, AD 20_____.

Notary Public _____

State of _____ at large

My Commission expires _____.

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BIDDER'S AFFIDAVIT

Project No.: W-857 Date: June 3, 2009

Project Title: South Miami Heights Water Treatment Plant Reservoir
and High Service Pump Station

STATE OF FLORIDA)
)ss.:
COUNTY OF MIAMI-DADE)

Before me, the undersigned authority, authorized to administer oaths and take acknowledgments, personally appeared: Steven C. Jordan
who, after being first duly sworn, upon oath deposes and says that he is an authorized representative of: Poole & Kent Company of Florida

Legal name, Corporation, Partnership, Firm, Individual
(hereinafter called Bidder), located at: 1781 NW North River Drive, Miami,
Florida 33125

and, that said Bidder or his agents, officers, principals, stockholders, subcontractors or their affiliates are not debarred by Miami-Dade County.

ATTEST:

[Signature]
Witness Signature

By: [Signature]
Signature

[Signature]
Witness Signature

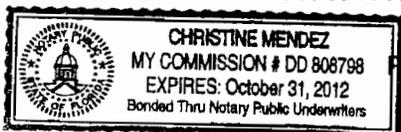
Steven C. Jordan, President & CEO
Legal Name of Bidder

SUBSCRIBED AND SWORN TO BEFORE ME this 3rd day of June, 2009

[Signature] (Seal)
Notary Public, State of Florida at Large

October 31, 2012
My Commission Expires

- ATTACH TO PROPOSAL -





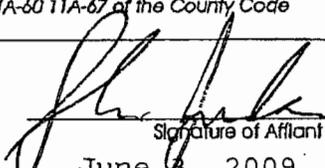
Miami-Dade County
Department of Procurement Management
Affirmation of Vendor Affidavits

In accordance with Ordinance 07-143 amending Section 2-8.1 of the Code of Miami-Dade County, effective June 1, 2008, vendors are required to complete a new Vendor Registration Package, including a Uniform Affidavit Packet (Vendor Affidavits Form), before being awarded a new contract. The undersigned affirms that the Vendor Affidavits Form submitted with the Vendor Registration Package is current, complete and accurate for each affidavit listed below.

Contract No. : W-857 Federal Employer Identification Number (FEIN): 75-3163466
 Contract Title: South Miami Heights WTP Reservoir and High Service Pump Station

Affidavits and Legislation/ Governing Body

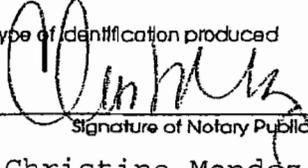
1. <i>Miami-Dade County Ownership Disclosure</i> Sec. 2-8.1 of the County Code	6. <i>Miami-Dade County Vendor Obligation to County</i> Section 2-8.1 of the County Code
2. <i>Miami-Dade County Employment Disclosure</i> County Ordinance No. 90-133, amending Section 2-8-1(d)(2) of the County Code	7. <i>Miami-Dade County Code of Business Ethics</i> Article 1, Section 2-8.1(f) and 2-11(b)(7) of the County Code through (6) and (9) of the County Code and County Ordinance No 00-1 amending Section 2-11.1(c) of the County Code
3. <i>Miami-Dade County Employment Drug-free Workplace Certification</i> Section 2-8.1.2(b) of the County Code	8. <i>Miami-Dade County Family Leave</i> Article V of Chapter 11 of the County Code
4. <i>Miami-Dade County Disability Non-Discrimination</i> Article 1, Section 2-8.1.5 Resolution R182-00 amending R-385-95	9. <i>Miami-Dade County Living Wage</i> Section 2-8.9 of the County Code
5. <i>Miami-Dade County Debarment Disclosure</i> Section 10.38 of the County Code	10. <i>Miami-Dade County Domestic Leave and Reporting</i> Article 8, Section 11A-60 11A-67 of the County Code

Steven C. Jordan President & CEO
 Printed Name of Affiant Printed Title of Affiant
 Poole & Kent Company of Florida 
Signature of Affiant
 Name of Firm Date
 1781 NW North River Dr, Miami June 8, 2009
 Florida 33125
 Address of Firm State Zip Code

Notary Public Information

Notary Public - State of Florida County of Miami-Dade
 Subscribed and sworn to (or affirmed) before me this 3rd day of June 2009

by Steven C. Jordan He or she is personally known to me or has produced identification

Type of identification produced _____

Signature of Notary Public DD 808798
Serial Number
 Christine Mendez 10/31/2012
 Print or Stamp of Notary Public Expiration Date



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FAIR WAGE AFFIDAVIT

Before me, the undersigned authority appeared Steven C. Jordan

(print name), the President & CEO (print title) of
Poole & Kent

Company of Florida (print name of Bidder or Proposer), who attests

that Poole & Kent Company of Florida (print name of bidder or proposer)

shall pay workers on the project minimum wages rates in accordance with
Section 2-11.16 of the Miami-Dade County Code, and the Labor Provisions of the
contract documents.

STATE OF FLORIDA)

SS

COUNTY OF DADE)

The foregoing instrument was acknowledged before me this 3rd day of

June, 2009, _____ on behalf of

Steven C. Jordan, who is personally known to

me or has produced _____, as identification and

who [] did [X] did not take an oath.



CLEARINGHOUSE

FOR POSTING NOTICE OF JOB OPPORTUNITIES RESULTING FROM THE
CONSTRUCTION OR IMPROVEMENTS ON COUNTY PROPERTY

(RESOLUTION NO. R-937-98 as amended by RESOLUTION NO. R-1145-99)

Contract No. W-857 Date: June 3, 2009
Contract Name: South Miami Heights WTP Reservoir and High Service Pump Station
Federal Employer Identification Number: 75-3163466

Before me, the undersigned authority, authorized to administer oaths and take acknowledgments,
personally appeared: Steven C. Jordan who, after
being first duly sworn, upon oath deposes and says that he/she is an authorized representative of:
Poole & Kent Company of Florida (hereinafter called Bidder)

Legal Name, Corporation, Partnership, Firm, Individual
located at 1781 N.W. North River Drive, Miami, FL 33125
Address, City, State

and that said Bidder or respondent has read the following information.

The procedures direct the contractor to forward a notice of job vacancy(ies) (form attached) created as a result of this construction work to the Director of the Employee Relations Department, located at Stephen P. Clark Center, 111 NW 1st Street, Suite 2110, Miami, Florida 33128. The job vacancy notices should be delivered within 10 working days following the award of the contract. (A contract is considered awarded effective ten days after the date of the Board of County Commissioners meeting.) The Director of the Employee Relations Department will in turn distribute said job announcements to all Miami-Dade County facilities participating in the notification requirements of this Resolution.

[Signature]
Witness Signature
[Signature]
Witness Signature

By: [Signature]
Signature
President & CEO
Legal Name and Title

The foregoing instrument was acknowledged before me this 3rd day of June, 2009

FOR AN INDIVIDUAL ACTING IN HIS OWN RIGHT:
By: _____

FOR A CORPORATION, PARTNERSHIP OR JOINT VENTURE:
By: Steven C. Jordan having the title of President & CEO
with Poole & Kent Company of Florida
(X) a corporation () partnership () joint venture,
on behalf of the () corporation () partnership () joint venture

He/She is personally known to me, or () has produced _____ as identification.

[Signature]
(Seal)
Notary Public

October 31, 2012

My Commission Expires
CHRISTINE MENDEZ
MY COMMISSION # DD 808798
EXPIRES: October 31, 2012
Bonded thru Notary Public Underwriters

**SWORN STATEMENT UNDER SECTION 287.133(3)(a),
FLORIDA STATUTES, ON PUBLIC ENTITY CRIMES**

THIS FORM MUST BE SIGNED IN THE PRESENCE OF A NOTARY PUBLIC OR OTHER OFFICER AUTHORIZED TO ADMINISTER OATHS.

1. This sworn statement is submitted with Proposal Form for Project No. W-857
for South Miami Heights WTP Reservoir and High Service Pump Station
2. This sworn statement is submitted by Poole & Kent Company of Florida
[name of entity submitting sworn statement]
whose business address is 1781 NW North River Drive, Miami, FL 33125
_____ and
(if applicable) its Federal Employer Identification Number (FEIN) is 75-3163466.
(If the entity has no FEIN, include the Social Security Number of the individual signing this sworn statement: _____.)
3. My name is Steven C. Jordan and my relationship to the
[please print name of individual signing]
entity named above is President & CEO.
4. I understand that a "public entity crime" as defined in Paragraph 287.133(1)(g), Florida Statutes, means a violation of any state or federal law by a person with respect to and directly related to the transaction of business with any public entity or with an agency or political subdivision of any other state or with the United States, including, but not limited to, any bid or contract for goods or services to be provided to any public entity or an agency or political subdivision of any other state or of the United States and involving antitrust, fraud, theft, bribery, collusion, racketeering, conspiracy, or material misrepresentation.
5. I understand that "convicted" or "conviction" as defined in Paragraph 287.133(1)(b), Florida Statutes, means a finding of guilt or a conviction of a public entity crime, with or without an adjudication of guilt, in any federal or state trial court of record relating to charges brought by indictment or information after July 1, 1989, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere.
6. I understand that an "affiliate" as defined in Paragraph 287.133(1)(a), Florida Statutes, means:
 1. A predecessor or successor of a person convicted of a public entity crime: or
 2. An entity under the control of any natural person who is active in the management of the entity and who has been convicted of a public entity crime. The term "affiliate" includes those officers, directors, executives, partners, shareholders, employees, members, and agents who are active in the management of an affiliate. The ownership by one person of shares constituting a controlling interest in another person, or a pooling of equipment or income among persons when not for fair market value under an arm's length agreement, shall be a prima facie case that one person controls another person. A person who knowingly enters into a joint venture with a person who has been convicted of a public entity crime in Florida during the preceding 36 months shall be considered an affiliate.

AFFIRMATIVE ACTION PLAN / PROCUREMENT POLICY AFFIDAVIT

Project No. W-857

Project Name: South Miami Heights WTP Reservoir and High Service Pump Station

STATE OF Florida)

COUNTY OF Miami-Dade) ss.:

Before me, the undersigned authority, authorized to administer oaths and take, acknowledgments, personally appeared Steven C. Jordan, President & CEO who after first being duly sworn, upon oath, deposes and says that he/she is an authorized representative of: Poole & Kent Company of Florida (legal name, corporation, partnership, firm, individual)

hereinafter called the bidder or proposer located at: 1781 NW North River Drive, Miami, FL 33125

(address, city, state)

and that said bidder or proposer has a current Affirmative Action Plan and/or Procurement Policy, as required by Ordinance 87-32 and/or 98-30, processed and approved for filing with the Miami Dade County Department of Business Development (DBD) under the file No. 5239 and the expiration date of March 31, 2010

[Signature]
Witness Signature

By: [Signature]
Signature

[Signature]
Witness Signature

Steven C. Jordan, President & CEO
Legal Name and Title

The foregoing instrument was acknowledged before me this 3rd day of June, 2009

FOR AN INDIVIDUAL ACTING IN HIS OWN RIGHT:
By: _____

FOR A CORPORATION, PARTNERSHIP OR JOINT VENTURE:
By: Steven C. Jordan having the title of President & CEO with Poole & Kent Company of Florida
() a corporation () partnership () joint venture,
on behalf of the () corporation () partnership () joint venture

He/She is () personally known to me, or () has produced _____ as identification.

[Signature] (Seal)
Notary Public



Commission Expires: _____

Please note:
Ordinance 87-32 requires that all properly licensed architectural, engineering, landscape architectural, and surveyors and mappers have an affirmative action plan on file with the County.

Ordinance 98-30 requires that firms that have annual gross revenues in excess of five (5) million dollars have an affirmative action plan and procurement policy on file with the County. Firms that have Board of Directors that are representative of population the make-up of the nation are exempt.

For questions regarding these requirements contact the Department of Business Development at 305-523-2100.

64



Carlos Alvarez, Mayor

RECEIVED
APR 6 - 2009
POOLE & KENT

Capital Improvements
111 NW 1st Street • Suite 2130
Miami, Florida 33128-1926
305-375-2724 F 305-372-6130
miamidade.gov

April 1, 2009

Richard Harrington
POOLE AND KENT COMPANY OF FLORIDA
1781 NW North River Dr
Miami, FL 33126-0000

RE: Affirmative Action Plan (No. 5239)

Dear Mr. Harrington:

Your Affirmative Action Plan for 2009 - 2010 has been approved. Your AAP approval is effective until March 31, 2010. Enclosed is your Affirmative Action Declaration of Policy Certificate for display in a conspicuous location within your facility.

Miami-Dade County Ordinance 98-30 requires the submission of a current Affirmative Action Plan on an annual basis. Your renewal application should be submitted to the Office of Capital Improvements thirty (30) days prior to your Plan's expiration date. The processing time for the review and approval of an AAP file is approximately ten (10) business days provided that all of the necessary information has been received.

In the event of a change in the firm's name, address, telephone number or dissolution of the firm, please notify this Department so we can update our records.

If you have any questions, please contact the Affirmative Action Unit at (305)375-5637.

Sincerely,

Luisa M. Millan, R.A., Chief
Professional Services Division/Office of Capital Improvements

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AFFIRMATIVE ACTION PLAN EXEMPTION AFFIDAVIT

Project No. _____

Project Name: _____

STATE OF _____)

COUNTY OF _____) ss.:

Before me, the undersigned authority, authorized to administer oaths and take, acknowledgments, personally appeared _____ who after first being duly sworn, upon oath, deposes and says that he/she is an authorized representative of: _____

(legal name, corporation, partnership, firm, individual)
hereinafter called the bidder or proposer located at: _____

(address, city, state)

and that said bidder or proposer has a Board of Directors which is representative of the population make-up of the nation and hereby claims exemption in accordance with the requirements of Ordinance 98-30. Said bidder or proposer has a current Board of Directors Disclosure form, as required by Ordinance 98-30, processed and approved for filing with the Miami-Dade County Department of Business Development (DBD) under the file No. _____ and the expiration date of _____

Witness Signature

By: _____
Signature

Witness Signature

Legal Name and Title

The foregoing instrument was acknowledged before me this _____ day of _____, 20__

FOR A CORPORATION, PARTNERSHIP OR JOINT VENTURE:

By: _____ having the title of _____

with _____

() a corporation () partnership () joint venture,
on behalf of the () corporation () partnership () joint venture

He/She is () personally known to me, or () has produced _____ as identification.

(Seal)

Notary Public

My Commission Expires:

Please note:

Ordinance 98-30 requires that firms that have annual gross revenues in excess of five (5) million dollars have an affirmative action plan and procurement policy on file with the County. Firms that have Boards of Directors that are representative of the make-up of the nation are exempt.

For questions regarding these requirements contact the Department of Business Development at 305-523-2100.

This affidavit must be properly executed by the bidder and included in the proposal/bid.

**MIAMI-DADE COUNTY
BOARD OF DIRECTORS DISCLOSURE FORM
(Ordinance 98-30)**

Date: June 3, 2009

Project No.: W-857

Project Name: South Miami Heights WTP Reservoir and High Service Pump Station

Bidder/Proposer: Poole & Kent Company of Florida
(Legal name, corporation, partnership, firm)

Board Member	Term Expiration	Company / Organization	Telephone Number	Race/Ethnicity/Gender
Kevin R. Matz	NDS	Poole & Kent Company of Florida	(305) 325-1930	Caucasian male

This form must be submitted to Miami-Dade County's Department of Business Development.

67



Poole & Kent
Contractors
An EMCOR Company

Poole & Kent Company of Florida
1781 N.W. North River Drive
Miami, FL 33125
P.O. Box 420556
Miami, FL 33242
Phone: 305.325.1930
Fax: 305.324.0522

June 3, 2009

Miami-Dade Water and Sewer Department
3575 S. LeJune Road, #112-7
Miami, FL 33134

Attn: Isaac Smith, Manager Construction Contracts

Re: **South Miami Heights Water Treatment Plant
Reservoir and High Service Pump Station
Contract No. W-857**

Dear Mr. Smith:

We hereby request bid consideration due to our participation in the Mentor-Protege Program.

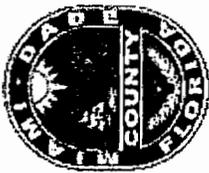
Sincerely,

POOLE & KENT COMPANY OF FLORIDA

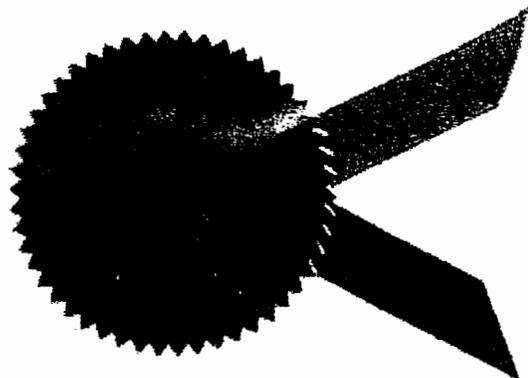
Steven C. Jordan
President & CEO

SCJ/cm

DBP
DEPARTMENT OF
BUSINESS DEVELOPMENT



CERTIFICATE OF APPRECIATION



In recognition of

Steven C. Jordan—The Poole and Kent Company

Participating as a Mentor in the Inaugural Mentor-Protégé Program

Marsha E. Jackson *Russell W. Prater* *April 12*
Director Chairman Day
Department of Business Development CSBE Advisory Board

DECLARATION OF POLICY

Affirmative Action Plan No: 5239

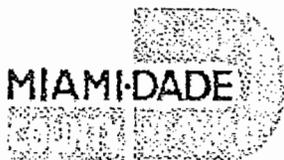
Expiration Date: 03/31/2010

POOLE AND KENT COMPANY OF FLORIDA
1781 NW North River Dr
Miami, FL 33126-0000

Phone: 305-325-1930

Fax: 305-324-0522

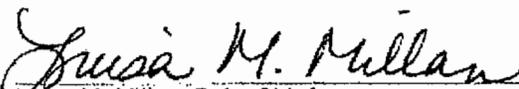
In accordance with the requirements of Miami-Dade County Ordinance 82-37 and/or Ordinance 98-30 and Resolution No. 1049-93, POOLE AND KENT COMPANY OF FLORIDA affirms its commitment to equal employment opportunity and has submitted an Affirmative Action Plan for the purpose of maintaining that promise with particular emphasis on the minority workforce population and the utilization of minority professional firms, consultants and/or suppliers.



Deputy Director - Equal Opportunity


Richard Harrington
Affirmative Action Officer

4-6-2009
Date


Luisa M. Millan, R.A., Chief
Professional Services Division/Office of Capital Improvements

04/01/2009
Date

U.S. Department of Labor
 Employment Standards Administration
 Wage and Hour Division

PAYROLL

(For Contractor's Optional Use; See Instructions, Form WH-347 Inst.)

Persons are not required to respond to the collection of information unless it displays a currently valid OMB control number.



OMB No.: 1216-0149
 Expires: 03/31/2003

(1) NAME, ADDRESS, AND SOCIAL SECURITY NUMBER OF EMPLOYEE	(2) NO. OF WITHHOLDING EXEMPTIONS	(3) WORK CLASSIFICATION	(4) DAY AND DATE							(5) TOTAL HOURS	(6) RATE OF PAY	(7) GROSS AMOUNT EARNED	(8) DEDUCTIONS			(9) NET WAGES PAID FOR WEEK
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PIPEFITTERS AND REFRIGERATION PIPEFITTERS LOCAL UNION 725



Kenny Scott
Business Manager
Financial Secretary-Treasurer

13185 NW 45th Avenue
Miami, Florida 33054
www.ua725.org

Dade: (305) 681-8596
Broward: (954) 523-2424
Fax: (305) 688-1139

Jim Taylor
Business Agent

May 21, 2009

Mr. Steve Jordan
The Poole & Kent Company of Florida
1781 NW North River Drive
Miami, FL 33142

Dear Mr. Jordan:

Our records indicate that there are presently twenty-four (24) members referred to and employed by The Poole & Kent Company of Florida from Local Union 725. The breakdown by race and gender is as follows:

Black	7
Caucasian	11
Hispanic	<u>6</u>
Total:	24
Male	23
Female:	<u>-1-</u>
Total:	24

If you need any additional information, please do not hesitate to contact this office.

Sincerely,


Kenneth E. Scott, Jr.
Business Manager/
Financial Secretary-Treasurer

KES/jd



73



UNITED ASSOCIATION
of Journeymen and Apprentices of the
Plumbing and Pipe Fitting Industry of
the United States and Canada

William P. Hite
General President

Patrick R. Perno
General Secretary-Treas.

Stephen F. Kelly
Assistant General Presi.

Founded 1889

Letters should
be confined to
one subject

UA Local Union: 519
14105 N.W. 58th Court, Miami Lakes FL, 33014

Subject: **Race and Gender Breakdown**

May 11, 2009

Christine Mendez
Poole and Kent Contractors
1781 NW N River Dr
Miami FL 33125

As requested, we are providing you with the information on the above referenced. Our records indicate that there are presently six (6) Local Union 519 members referred to and employed by Poole and Kent Contractors. The breakdown by race and gender is as follows:

• Black	1	20%
• Caucasian	3	60%
• Hispanic	1	20%
Total	5	100%
• Males	5	100%

Sincerely,

Phil E. Trucks, Jr.
Business Manager /
Financial Sec./Treas.

PET/et

Letters, Contractors, Race and Gender Breakdown, Poole & Kent 051109



74

RECEIVED

APR 27 2009

SCHEDULE OF INTENT AFFIDAVIT
COMMUNITY SMALL BUSINESS ENTERPRISE PROGRAM PARTICIPATION

POOLE & KENT

Name of Prime Contractor Firm Poole & Kent Company of Florida

Contact Person Patrick H. Carr

Address 1781 NW North River Drive, Miami, FL 33125

Phone 305-325-1930 Fax 305-325-9586

Project Name South Miami Heights Water Treatment Plant and High Service Pump

Project Number W-857

CSBE Contract Measure _____ Station _____

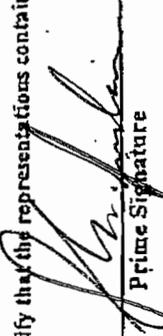
This form must be completed by the Prime Contractor and the CSBE Subcontractor that will be utilized for scopes of work on the project. Bidders must include this form in a separate envelope at the time of bid submission.

Name of Prime Contractor	Certification No. (if applicable)	Certification Expiration Date (if applicable)	Type of CSBE work to be performed by Prime Contractor	Prime Contractor % of Bid
POOLE, INC.	746	4/30/09	MECHANICAL	13.6
Subcontractor Total Percentage:				13.6

The undersigned intends to perform the following work in connection with the above contract:

Name of Subcontractor	Certification No.	Certification Expiration Date	Type of CSBE work to be performed by Subcontractor	Subcontractor % of Bid
Subcontractor Total Percentage:				13.6

I certify that the representations contained in this form are to the best of my knowledge true and accurate.


Prime Signature

Steven C. Jordan
Prime Print Name

President & CEO
Prime Print Title

4-28-09

Date

The undersigned has reasonably uncommitted capacity sufficient to provide the required goods or services, all licenses and permits necessary to provide such goods or services, ability to obtain bonding that is reasonably required to provide such goods or services consistent with normal industry practice, and the ability to otherwise meet the bid specifications.


Subcontractor Signature

T.O. RANTON
Subcontractor Print Name

President
Subcontractor Print Title

4-21-09

Date

Check this box if this project is set-aside and you are performing 100% of the work with your own work forces.

COMBINED SCHEDULE OF INTENT AFFIDAVIT (SOI) CHECKLIST

PROJECT NUMBER: W-857(A)

BID SUBMISSION DATE: 6/03/09

PROJECT TITLE: South Miami Heights Water Treatment Plant (SMHWTP) Reservoir and High Service Pump Station

CSBE CONTRACT MEASURE: 13% CSBE Goal

THE FOLLOWING FIRMS ARE RESPONSIVE :

FIRM NAMES: AFCO Contractors, Inc.
Cardinal Contractors, Inc.
Harry Pepper & Associates
Horizon Contractors, Inc.
John J. Kirlin
Metro Equipment Service, Inc.
Munilla Construction Management d/b/a MCM
Poole & Kent Company of Florida
Skanska USA Building, Inc.

CORRECTABLE DEFECTS ON THE SOI: PLEASE CHECK ALL ITEMS THAT APPLY

- SCOPE OF WORK NOT IDENTIFIED FOR SUBCONTRACTOR
- NO SIGNATURE OF SUBCONTRACTOR
- NO SIGNATURE OF PRIME
- NO SIGNATURE ON OTHER DOCUMENTS SUBMITTED WITH SOI FORM

DBD USE ONLY		
<input checked="" type="checkbox"/> SOIS Responsive	<input type="checkbox"/> SOI Not Responsive	<input type="checkbox"/> Eligible for Bid Preference
<u>Kelly Duncombe</u>		<u>6/05/09</u>
Specialist Name	Specialist Signature	Date

THIS IS A PRELIMINARY REVIEW, AND DOES NOT CONSTITUTE A COMPLIANCE REVIEW BY SBD.

Department of Small Business Development
111 NW First Street 19th Floor Miami, FL 33128
Phone (305) 375-3111 Fax (305) 375-3160

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Memorandum

MIAMI-DADE
COUNTY

Date: August 14, 2009

To: John W. Renfrow, Director
Water And Sewer Department

From: *Veronica Clark for*
Penelope Townsely, Director
Department of Small Business Development

Subject: CSBE Compliance Review of Project No: W-857(A), South Miami Heights Water Treatment Plant Reservoir and High Service Pump Station

The Department of Small Business Development (SBD) has completed a compliance review for the subject project with the Community Small Business Enterprise (CSBE) Program. The contract measure applicable to this project is a 13% CSBE goal. The Construction Contracts Section of the Miami-Dade Water and Sewer Department (WASD) submitted bid documents from The Poole & Kent Company of Florida for compliance review.

The Poole & Kent Company of Florida submitted the required Schedule of Intent (SOI) Affidavit committing to utilize Dodec, Inc., a certified CSBE firm, to perform mechanical work at 13.6%. Dodec, Inc. signed the SOI Affidavit in agreement with the information listed. As such, The Poole & Kent Company of Florida is in compliance with the CSBE Participation Provisions.

SBD staff only reviewed and addressed compliance with the CSBE program and the established contract measure. The Construction Contracts Section of the Miami-Dade Water and Sewer Department is responsible for any other issues that may exist.

Should you have any questions or need any additional information, please do not hesitate to call Kelly Duncombe at (305) 375-3136.

c: Isaac Smith, Manager, Construction Contracts, WASD
Betty Alexander, SBD
Patrice King, SBD
File

**SUBCONTRACTOR/SUPPLIER LISTING
(ORDINANCE 97-104 as amended)**

[Date County Code Secs. 2-8.1 (f) and 10-34]

Contract No. W-857 (A)

Date: July 29, 2009

Contract Name: South Miami Heights WTP Reservoir and High Service Pump Station

Federal Employer Identification Number: 75-3163466

This form should be completed by all bidders, and respondents on County contracts for purchase of supplies, materials or services, including professional services which involve expenditures of \$100,000 or more, and all bidders and respondents on County or Public Health Trust construction contracts which involve expenditures of \$100,000 or more. A bidder or respondent who is awarded the contract shall not change, or substitute first tier subcontractors or direct suppliers or the portions of the contract work to be performed, or materials to be supplied from those identified except upon written approval of the County.

Business Name and Address of First Tier Subcontractor/Sub-Consultant	Principal Owner	Scope of Work to be Performed by Subcontractor/ Sub-Consultant	Principal Owner Gender	Principal Owner Race
Shoreline Foundation Inc. P.Pines, FL	B. Reed	Augercast Piles	M	W
Dodec Inc, Hialeah Gardens, FL	Trevor Pantry	Mechanical Work	M	B
Bristol, Watertown, CT	Emerson	Instrumentation & Controls	N/A	N/A
Southland Painting Corp. Et. Lauderdale, FL	Jeff Verhelst	Painting	M	W
Vanderbilt Development Inc. Mia, FL	E. Morales	General Construction	M	W
Business Name and Address of Direct Supplier	Principal Owner	Supplies/Materials/Services to be Provided by Supplier	Principal Owner Gender	Principal Owner Race
Advanced Overhead Sys. Lakeland, FL	J. Haney	Crane and runway system	M	W
Lehman Pipe, Miami, FL	D. Lehman	Piping, valves & fittings	M	W
Ferguson Waterworks, Pineville, NC	Wolseley PLC	Piping, valves & fittings	N/A	N/A
Moss Kelley, Coral Springs, FL	Jim Kelley	Gates, cone valves, prime system	M	W
American Cast Iron, Birmingham, AL	employee owned	Ductile Iron Pipe	Privately held	

I certify that the representations contained in this Subcontractor/Supplier Listing are, to the best of my knowledge, true and accurate.

Patrick H. Carr Executive VP & COO 7/29/09

Print Title Date

Print Name

Page 1 of 1

SUB 100

Revised 3/5/00

FINAL

Exit



Capital Improvements Information System

Contractor Evaluations Report

<u>Dept</u>	<u>Contract</u>	<u>Type</u>	<u>Contractor / Architect Name</u>	<u>Date</u>	<u>Rater</u>	<u>Period</u>	<u>Rate</u>
WS	<u>S-812 (A)</u>	CON	<u>Poole & Kent Company of Florida</u>	9/28/2009	Mario Garcia	Interim	<u>3.5</u>
WS	<u>S-805 (A)</u>	CON	<u>Poole & Kent Company of Florida</u>	9/29/2009	Mario Garcia	Interim	<u>3.3</u>
WS	<u>S-816 (A)</u>	CON	<u>Poole & Kent Company of Florida</u>	9/10/2009	Mario Garcia	Completion of construction	<u>4.0</u>

Evaluation Count: 3 Contractors: 1 Average Evaluation: 3.6

Exit

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Find Contracts With Search String ==>

Projects

Goto Bottom

Exit



OFFICE OF CAPITAL IMPROVEMENTS
CAPITAL IMPROVEMENTS INFORMATION SYSTEM

Friday, October 16, 2009

All Contracts for FEIN 753163466
Poole & Kent Company of Florida

<u>DST</u>	<u>DPT</u>	<u>Type</u>	<u>Contract</u>	<u>Name</u>	<u>Location / Contractor</u>	<u>Estimated Completion Date</u>	<u>Total Award</u>	<u>Last Status Date</u>	<u>% Complete / Status *</u>
8	WS	CON	<u>S-805 (A)</u>	South District Wastewater Treatment Plant, HLD U	Poole & Kent Company of Florid	8/3/2013	\$117,878,767	9/15/2009	39% / Ahead of Schedule
8	WS	CON	<u>S-812 (A)</u>	South District Wastewater Treatment Plant, HLD U	Poole & Kent Company of Florid	6/14/2011	\$16,014,600	9/15/2009	48% / Ahead of Schedule
8	WS	CON	<u>S-816 (A)</u>	South District Wastewater Treatment Plant, HLD U	Poole & Kent Company of Florid	3/18/2010	\$7,815,000	9/15/2009	90.63% / Work Complete, Pending Close-O
Totals:						3	\$141,708,367		

* Yellow Status=Inactive Contract

Contracts Status View

Exit

Projects

Goto Top

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Poole & Kent Company of Florida
1761 N.W. North River Drive
Miami, FL 33125
P.O. Box 420556
Miami, FL 33242
Phone: 305.325.1930
Fax: 305.324.0522

October 7, 2009

Miami-Dade Water and Sewer Department
3071 SW 38th Avenue
Room #136
Miami, FL 33146

Attn: Isaac Smith, Manager Construction Contracts

Re: South Miami Heights WTP RHSPS, Contract No. W-857(A) and
South District WWTP Effluent Pump Station, Contract No. S-817(A)

In response to your faxes of October 7, 2009, regarding S-817(A) and W-857(A), the legal name of our company is "Poole & Kent Company of Florida" as indicated on our corporate seal, and the certification from the State of Delaware, a copy of which is attached.

In investigating the issue, it appears that in 2004, when we first registered with the State of Florida, the forms were incorrectly filled out using the "and" instead of the "&". We will promptly notify the Florida Department of State to have the error corrected.

If you require any additional information, please feel free to contact me at your convenience.

Very truly yours,

POOLE & KENT COMPANY OF FLORIDA

Patrick H. Carr
Executive Vice President &
Chief Operating Officer

PHC/crn

attach.

Delaware

PAGE 1

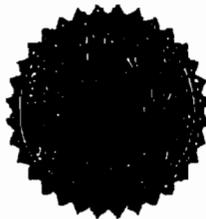
The First State

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF INCORPORATION OF "POOLE & KENT COMPANY OF FLORIDA", FILED IN THIS OFFICE ON THE TWENTY-FIRST DAY OF JUNE, A.D. 2004, AT 4:52 O'CLOCK P.M.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.

3818963 8100

040456945



Harriet Smith Windsor

Harriet Smith Windsor, Secretary of State
AUTHENTICATION: 3185449

DATE: 06-21-04

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Poole & Kent

Contractors

An EMCOR Company

Poole & Kent Company of Florida
1781 N.W. North River Drive
Miami, FL 33125
P.O. Box 420556
Miami, FL 33242
Phone: 305.325.1930
Fax: 305.324.0522

September 25, 2009

Miami Dade Water & Sewer Department
3071 SW 38th Avenue, Room #136
Miami, FL 33146

Attn: Mr. Isaac Smith, Manager Construction Contracts Section

Re: **South Miami Heights Water Treatment Plant
Reservoir and High Service Pump Station,
Contract No. W-857(A)**

**South District Wastewater Treatment Plant
Effluent Pump Station No. 2,
Contract No. S-817(A)**

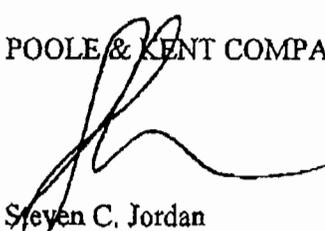
Dear Mr. Smith,

Attached please find the consent letter extending the bid bonds until November 18, 2009 as requested.

Should you have any questions or comments, please feel free to contact me.

Very truly yours,

POOLE & KENT COMPANY OF FLORIDA



Steven C. Jordan
President & CEO

SCJ/cm

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TRAVELERS 

*Travelers Casualty and Surety
Company of America
Construction Services, Travelers
Bond & Financial Products
One Tower Square
Hartford, CT 06183*

*(732) 321-5600
(866) 828-0409 (fax)*

*Rita Sagistano, Attorney-in-Fact
RFF & Associates, Inc.
1001 Franklin Ave., Suite 208
Garden City, NY 11530
(516) 414-8900*

September 24, 2009

**MIAMI DADE WATER AND SEWER DEPARTMENT
3071 SW 38th Ave.
Miami, FL 33146**

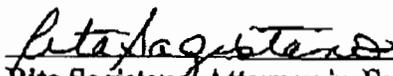
Re: PRINCIPAL: POOLE AND KENT COMPANY OF FLORIDA

**PROJECT: South District Wastewater Treatment Plant Effluent Pump Station
No. 2, Contract S-817(A) New Construction**

Gentlemen:

The undersigned, TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA,
hereby Consents to the extension of the above bid bond through November 18, 2009

**TRAVELERS CASUALTY AND SURETY
COMPANY OF AMERICA**



Rita Sagistano, Attorney-in-Fact

Travelers is an A+ (Superior) A.M. Best rated Insurance company (Financial Size Category XV (\$2 billion or more)).



POWER OF ATTORNEY

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
St. Paul Fire and Marine Insurance Company
St. Paul Guardian Insurance Company

St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company

Attorney-In Fact No. 220626

Certificate No. 003133899

KNOW ALL MEN BY THESE PRESENTS: That St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company and St. Paul Mercury Insurance Company are corporations duly organized under the laws of the State of Minnesota, that Farmington Casualty Company, Travelers Casualty and Surety Company, and Travelers Casualty and Surety Company of America are corporations duly organized under the laws of the State of Connecticut, that United States Fidelity and Guaranty Company is a corporation duly organized under the laws of the State of Maryland, that Fidelity and Guaranty Insurance Company is a corporation duly organized under the laws of the State of Iowa, and that Fidelity and Guaranty Insurance Underwriters, Inc., is a corporation duly organized under the laws of the State of Wisconsin (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint

Thomas Bean, Rita Sagistano, Gerard S. Macholz, Susan Lupski, Robert T. Pearson, Camille Maitland, and George O. Brewster

of the City of Garden City, State of New York, their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 17th day of November, 2008.

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
St. Paul Fire and Marine Insurance Company
St. Paul Guardian Insurance Company

St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company



State of Connecticut
City of Hartford ss.

By: [Signature]
George W. Thompson, Senior Vice President

On this the 17th day of November, 2008, before me personally appeared George W. Thompson, who acknowledged himself to be the Senior Vice President of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, and that he, as such, being authorized so to do, executed 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 hereunto set my hand and official seal.
My Commission expires the 30th day of June, 2011.



[Signature]
Marie C. Tetreault, Notary Public

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TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA
HARTFORD, CT. 06183

ATTORNEY-IN-FACT JUSTIFICATION
PRINCIPAL'S ACKNOWLEDGMENT— IF A CORPORATION

Florida
State of ~~New York~~ County of Miami-Dade, ss.
On this 25th day of September, 2009, before me personally appeared Steven C. Jordan, to me known, who, being by me duly sworn, deposes and says: That he/she resides in the City of Miami (that he/she is the President & CEO of Poole & Kent Company of Florida, a corporation described in and which executed the within instrument) that he/she knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal, that it was so affixed by order of the Board of Directors of said corporation, and that he/she signed his/her name thereto by like office.

Steven C. Jordan

PRINCIPAL'S ACKNOWLEDGMENT— IF INDIVIDUAL OR FIRM

State of New York, County of _____, ss.
On this _____ day of _____, 20____, before me personally appeared _____ to me known to be (the individual) (one of the firm of _____) described in and who executed the within instrument, and he/she thereupon duly acknowledged to me that he/she executed the same (as the act and deed of said firm).

SURETY COMPANY'S ACKNOWLEDGMENT

State of New York, County of Nassau, ss.
On this 24th day of September, 2008, before me personally appeared Rita Sagliano, to me known, who, being by me duly sworn, did depose and say: That he/she resides in Nassau County, New York; that he/she is Attorney-in-Fact of TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA, the corporation described in and which executed the within instrument; that he/she knows the corporate seal of said Company; that the seal affixed to said instrument is such corporate seal; and that he/she signed said instrument as Attorney-in-Fact by authority of the Board of Directors of said Company; and affiant did further depose and say that the Superintendent of Insurance of the State of New York has, pursuant to Chapter 882 of the Laws of the State of New York for the year 1939, constituting chapter 28 of the Consolidating Laws of the State of New York as the Insurance Law as amended, issued to TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA his/her certificate that said Company is qualified to become and be accepted as surety or guarantor on all bonds, undertakings, recognizances, guaranties, and other obligations required or permitted by law; and that such certificate has not been revoked.

Notary Public

TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA
Hartford, Connecticut 06183

MELISSA HOWARD
Notary Public, State of New York
No. 01HO6173941
Qualified in Suffolk County
Term Expires September 4, 2011

FINANCIAL STATEMENT AS OF DECEMBER 31, 2008
AS FILED WITH THE INSURANCE DEPT. OF THE STATE OF NEW YORK
CAPITAL STOCK \$ 8,000,000

ASSETS		LIABILITIES	
Cash & Invested Cash	\$ 146,779,723	Unearned Premiums	\$ 848,309,219
Bonds	3,452,929,381	Losses	822,965,804
Stock	7,600,020	Loss Adjustment Expenses	276,222,182
Investment Income Due and Accrued	48,660,631	Commissions	52,767,088
Premium Balances	303,662,195	Taxes, Licenses and Fees	45,371,400
Reinsurance Recoverable	12,428,353	Other Expenses	29,247,054
Net Deferred Tax Asset	40,073,233	Current Federal and Foreign Income Taxes	104,163,980
Other Assets	88,228,430	Funds Held Under Reinsurance Trusts	105,982,818
		Other Accrued Expenses and Liabilities	80,884,170
		Total Liabilities	\$ 2,361,313,581
		Capital Stock	\$ 8,000,000
		Paid In Surplus	383,287,402
		Other Surplus	1,426,632,488
		Total Surplus to Policyholders	\$ 1,734,929,890
Total Assets	\$ 4,098,243,672	Total Liabilities & Surplus	\$ 4,098,243,572

Securities carried at \$8,069,054 in the above statement are deposited with public authorities, as required by law

PRESCRIBED BID BOND

WHEN THE CONTRACTOR IS A CORPORATION:

(Corporate Seal)

ATTEST:

David W. McCluskey
Asst. Secretary
David W. McCluskey

Print or type name

Poole and Kent Company of Florida

Name of Corporation

By:

Steven C. Jordan
Signature of Officer

Steven C. Jordan

Print or type name

President & CEO

Official Title

1781 N. W. North River Drive, Miami FL 33125

Address

305-325-1930

Telephone

WHEN THE BIDDER IS A JOINT VENTURE:

Name of Joint Venture

By:

Signature of Joint Venturer

Signature of Joint Venturer

Print or type name

Print or type name

Official Title

Official Title

Address

Telephone

NOTE: Complete Joint Venture in accordance with Section 11 of the Instructions to Bidders.

PRESCRIBED BID BOND

WHEN THE CONTRACTOR IS AN INDIVIDUAL:

WITNESSETH:

_____	By: _____
Witness signature	Signature of Individual
_____	_____
Print or type name	Print or type name
_____	_____
_____	Address
_____	_____
Witness signature	Address
_____	_____
Print or type name	Telephone

ACKNOWLEDGMENT:

STATE OF _____)
) ss.:
 COUNTY OF _____)

Before me personally appeared _____
 to me well known and known to me to be the person described in and who executed the foregoing
 instrument, and acknowledged to and before me that _____
 executed said instrument for the purposes therein expressed.

WITNESS my hand and official seal, this _____ day of _____, 20____

(Seal)

_____	_____
Notary Public	My Commission Expires:
State of _____ at Large	

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PREScribed BID BOND

WHEN THE CONTRACTOR IS A SOLE PROPRIETORSHIP
OR OPERATES UNDER A TRADE NAME:

WITNESSETH:

	Name of Firm if applicable
_____	By: _____
Witness signature	Signature of Individual
_____	_____
Print or type name	Print or type name
_____	_____
Witness signature	Address
_____	_____
Print or type name	Address
_____	_____
Print or type name	Telephone

ACKNOWLEDGMENT:

STATE OF _____)
)ss.:
 COUNTY OF _____)

Before me personally appeared _____
 to me well known and known to me to be the person described in and who executed the foregoing
 instrument, and acknowledged to and before me that _____
 executed said instrument for the purposes therein expressed.

WITNESS my hand and official seal, this _____ day of _____, 20__

(Seal)

_____	_____
Notary Public	My Commission Expires:
State of _____ at Large	

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PRESCRIBED BID BOND

WHEN THE CONTRACTOR IS A PARTNERSHIP:

WITNESSETH:

	Name of Partnership
_____	By: _____
Witness signature	Signature of partner
_____	_____
Print or type name	Print or type name

	Address
_____	_____
Witness signature	Address
_____	_____
Print or type name	Telephone

ACKNOWLEDGMENT:

STATE OF _____)
)ss.:
 COUNTY OF _____)

Before me personally appeared _____
 as partner in the above named _____
 partnership, to me well known and known to me to be the person described in and who executed
 the foregoing instrument, and acknowledged to and before me that _____
 executed said instrument for the purposes therein expressed.

WITNESS my hand and official seal, this _____ day of _____, 20____

(Seal)

_____	_____
Notary Public	My Commission Expires:
State of _____ at Large	

PRESCRIBED BID BOND

SURETY:

(Corporate Seal)

Travelers Casualty and Surety Company of America

Printed name of Surety

One Tower Square

Address of Surety

Hartford, CT 06183

Address of Surety

By: Robert T. Pearson
Signature of Attorney-in-Fact*

Robert T. Pearson

Print or type name of Attorney-in-Fact

RFF & ASSOCIATES, INC.
1001 Franklin Avenue, Suite 208

Address

Garden City, NY 11530

Address

(516) 414-8900

Telephone

By: Peter F. Jones
Signature of Resident Florida Agent

Peter F. Jones

Print or type name of Agent

RFF & ASSOCIATES, INC.
7108 Fairway Drive, Suite 310

Address

Palm Beach Gardens, FL 33418

Address

(561) 799-3303

Telephone

* Power of Attorney must be attached.



POWER OF ATTORNEY

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
Seaboard Surety Company
St. Paul Fire and Marine Insurance Company

St. Paul Guardian Insurance Company
St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company

Attorney-In Fact No. 220626

Certificate No. 002843840

KNOW ALL MEN BY THESE PRESENTS: That Seaboard Surety Company is a corporation duly organized under the laws of the State of New York, that St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company and St. Paul Mercury Insurance Company are corporations duly organized under the laws of the State of Minnesota, that Farmington Casualty Company, Travelers Casualty and Surety Company, and Travelers Casualty and Surety Company of America are corporations duly organized under the laws of the State of Connecticut, that United States Fidelity and Guaranty Company is a corporation duly organized under the laws of the State of Maryland, that Fidelity and Guaranty Insurance Company is a corporation duly organized under the laws of the State of Iowa, and that Fidelity and Guaranty Insurance Underwriters, Inc. is a corporation duly organized under the laws of the State of Wisconsin (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint

Thomas Bean, Rita Sagistano, Gerard S. Macholz, Susan Lupski, Robert T. Pearson, Camille Maitland, and George O. Brewster

of the City of Garden City, State of New York, their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 17th day of November, 2008

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
Seaboard Surety Company
St. Paul Fire and Marine Insurance Company

St. Paul Guardian Insurance Company
St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company



State of Connecticut
City of Hartford ss.

By: [Signature]
George W. Thompson, Senior Vice President

On this the 17th day of November, 2008, before me personally appeared George W. Thompson, who acknowledged himself to be the Senior Vice President of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, and that he, as such, being authorized so to do, executed 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 hereunto set my hand and official seal. My Commission expires the 30th day of June, 2011.



[Signature]
Marie C. Tetreault, Notary Public

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This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, which resolutions are now in full force and effect, reading as follows:

RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the Company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is

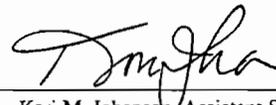
FURTHER RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary; and it is

FURTHER RESOLVED, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority; and it is

FURTHER RESOLVED, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such power of attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or understanding to which it is attached.

I, Kori M. Johanson, the undersigned, Assistant Secretary, of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty 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, I have hereunto set my hand and affixed the seals of said Companies this 7TH day of MAY, 20 09.


Kori M. Johanson, Assistant Secretary



To verify the authenticity of this Power of Attorney, call 1-800-421-3880 or contact us at www.travelersbond.com. Please refer to the Attorney-In-Fact number, the above-named individuals and the details of the bond to which the power is attached.

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TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA
HARTFORD, CT. 06183

Florida

ATTORNEY-IN-FACT JUSTIFICATION
PRINCIPAL'S ACKNOWLEDGMENT — IF A CORPORATION

State of New York, County of ~~XXXXX~~ Miami-Dade

On this 19th day of May, 2009, before me personally appeared Steven C. Jordan to me known, who, being by me duly sworn, deposes and says: That he/she resides in the City of Miami of Poole & Kent Company of Florida that he/she is the President & CEO of the corporation described in and which executed the within instrument; that he/she knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation, and that he/she signed his/her name thereon by like order.

Steven C. Jordan
Steven C. Jordan

PRINCIPAL'S ACKNOWLEDGMENT — IF INDIVIDUAL OR FIRM

State of New York, County of _____, ss.

On this _____ day of _____, 20____, before me personally appeared _____ known to be (the individual) (one of the firm of _____) described in and who executed the within instrument, and he/she thereupon duly acknowledged to me that he/she executed the same (as the act and deed of said firm).

SURETY COMPANY'S ACKNOWLEDGMENT

State of New York, County of Nassau, ss.

On this 7th day of May, 2009, before me personally appeared Robert T. Pearson me known, who, being by me duly sworn, did depose and say: That he/she resides in the City of Nassau County, NY that he/she is Attorney-in-Fact of TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA, the corporation described in and which executed the within instrument; that he/she knows the corporate seal of said Company; that the seal affixed to said instrument is such corporate seal; and that he/she signed said instrument as Attorney-in-Fact by authority of the Board of Directors of said Company; and affiant did further depose and say that the Superintendent of Insurance of the State of New York has, pursuant to Chapter 882 of the Laws of the State of New York for the year 1939, constituting chapter 28 of the Consolidating Laws of the State of New York as the Insurance Law as amended issued to TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA his/her certificate that said Company is qualified to become and be accepted as surety or guarantor on all bonds, undertakings, recognizances, guaranties, and other obligations required or permitted by law; and that such certificate has not been revoked.

Call Maitland
Notary Public

TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA
Hartford, Connecticut 06183

CAMILLE MAITLAND
NOTARY PUBLIC, STATE OF NEW YORK
NO. 01MA6006044
QUALIFIED IN KINGS COUNTY
COMMISSION EXPIRES APRIL 20, 2010

FINANCIAL STATEMENT AS OF DECEMBER 31, 2008
AS FILED WITH THE INSURANCE DEPT. OF THE STATE OF NEW YORK
CAPITAL STOCK \$ 6,000,000

ASSETS		LIABILITIES	
Cash & Invested Cash	\$ 146,779,723	Unearned Premiums	\$ 846,309,219
Bonds	3,452,929,381	Losses	822,955,804
Stock	7,586,626	Loss Adjustment Expenses	276,222,162
Investment Income Due and Accrued	46,660,631	Commissions	52,167,066
Premium Balances	303,562,195	Taxes, Licenses and Fees	43,371,400
Reinsurance Recoverable	12,426,353	Other Expenses	29,247,064
Net Deferred Tax Asset	40,073,233	Current Federal and Foreign Income Taxes	104,163,980
Other Assets	86,225,430	Funds Held Under Reinsurance Treaties	105,982,816
		Other Accrued Expenses and Liabilities	80,894,170
		Total Liabilities	\$ 2,361,313,681
		Capital Stock	\$ 6,000,000
		Paid In Surplus	303,297,402
		Other Surplus	1,425,632,488
		Total Surplus to Policyholders	\$ 1,734,929,890
Total Assets	\$ 4,096,243,572	Total Liabilities & Surplus	\$ 4,096,243,572

Securities carried at \$6,059,054 in the above statement are deposited with public authorities, as required by law

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