

PROPOSAL

To: The City of Key West

Address: 3126 Flagler Avenue
Key West, Florida 33041

Project Title: **Gerald Adams/ Safe Routes to Schools
Sidewalk Enhancements**

Project No.: EN-1003

Bidder's person to contact for additional information on this Proposal:

Name: RONALD J. ARMSTRONG

Telephone: 305 296-5606

BIDDER'S DECLARATION AND UNDERSTANDING

The undersigned, hereinafter called the Bidder, declares that the only persons or parties interested in this Proposal are those named herein, that this Proposal is, in all respects, fair and without fraud, that it is made without collusion with any official of the Owner, and that the Proposal is made without any connection or collusion with any person submitting another Proposal on this Contract.

The Bidder further declares that he has carefully examined the Contract Documents, that he has personally inspected the Project, that he has satisfied himself as to the quantities involved, including materials and equipment, and conditions of work involved, including the fact that the description of the quantities of work and materials, as included herein, is brief and is intended only to indicate the general nature of the work and to identify the said quantities with the detailed requirements of the Contract Documents, and that this Proposal is made according to the provisions and under the terms of the Contract Documents, which Documents are hereby made a part of this Proposal.

The Bidder further agrees that he has exercised his own judgment regarding the interpretation of subsurface information and has utilized all data which he believes pertinent from the Engineer, Owner, and other sources in arriving at his conclusions.

The Bidder further agrees, as evidenced by signing the Proposal, which if awarded a Contract, the Florida Trench Safety Act and applicable trench safety standards will be complied with.

The Bidder understands and agrees that if a Contract is awarded, the Owner may elect to award all schedules under one Contract, separately, or in any combination that best serves the interests of the Owner.

NOTE: THIS SCHEDULE OF BID ITEMS IS AN ESTIMATE OF THE AMOUNT/QUANTITY OF WORK TO BE PERFORMED UNDER THE CONTRACT. IN THE CASE OF ANY CONFLICT BETWEEN THIS SCHEDULE OF BID ITEMS AND THE DETAILED SPECIFICATIONS, THE DETAILED SPECIFICATIONS WILL PREVAIL.

CONTRACT EXECUTION AND BONDS

The Bidder agrees that if this Proposal is accepted, he will, within 10 days, not including Sundays and legal holidays, after Notice of Award, sign the Contract in the form annexed hereto, and will at that time, deliver to the Owner examples of the Performance Bond and Payment Bond required herein, and evidence of holding required licenses and certificates, and will, to the extent of his Proposal, furnish all machinery, tools, apparatus, and other means of construction and do the work and furnish all the materials necessary to complete all work as specified or indicated in the Contract Documents.

CERTIFICATES OF INSURANCE

Bidder agrees to furnish the Owner, before commencing the work under this Contract, the certificates of insurance as specified in these Documents.

START OF CONSTRUCTION AND CONTRACT COMPLETION TIME

The Bidder further agrees to begin work within 14 calendar days of the Notice to Proceed (NTP) and to complete the construction in all respects within 120 calendar days from the date of the NTP.

LIQUIDATED DAMAGES

In the event the Bidder is awarded the Contract and fails to complete the work within the time limit or extended time limit agreed upon, as more particularly set forth in the Contract Documents, liquidated damages shall be paid to the Owner based on the FDOT Standard Specifications (2010) Section 8-10 until the work has been satisfactorily completed as provided by the Contract Documents. Sundays and legal holidays shall be included in determining days in default. FDOT 8-10 Code requirements govern, and herewith made a part of the Contract.

Original Contract Amount		Daily Charge Per Calendar Day
50 000		2
0 50 000	250 000	3
250 000	500 000	566
500 000	2 500 000	
2 500 000	5 000 000	9
5 000 000	0 000 000	2 5

ADDENDA

The Bidder hereby acknowledges that he has received Addenda No's. 1, _____, _____,
(Bidder shall insert No. of each Addendum received) and agrees that all addenda issued are hereby
made part of the Contract Documents, and the Bidder further agrees that his Proposal(s) includes all
impacts resulting from said addenda.

SALES AND USE TAXES

The Bidder agrees that all federal, state, and local sales and use taxes are included in the stated bid
prices for the work.

UNIT PRICE ITEMS

The Bidder further proposes to accept as full payment for the work proposed herein the amounts
computed under the provisions of the Contract Documents and based on the following unit price
amounts, it being expressly understood that the unit prices are independent of the exact quantities
involved. The Bidder agrees that the unit prices represent a true measure of the labor and materials
required to perform the work, including all allowances for overhead and profit for each type and
unit of work called for in these Contract Documents. The amounts shall be shown in both words
and figures. In case of a discrepancy, the amount shown in words shall govern. Unit price line
items may be deleted, reduced or increased as needed by the city.

[THIS SPACE LEFT BLANK INTENTIONALLY]

BID SCHEDULE

GERALD ADAMS/ SAFE ROUTES TO SCHOOLS SIDEWALK ENHANCEMENTS

The following Bid Schedule is presented to assist the City in evaluating the Bid. The Bidder further Proposes to accept as full payment for the work Proposed herein the amounts computed under the Provisions of the Contract Documents and based on the following unit Price amounts, it being expressly understood that the unit Prices are independent of the exact quantities involved. The Bidder agrees that the unit Prices represent a true measure of the labor and materials required to perform the work, including all allowances for overhead and Profit for each type and unit of work called for in these Contract Documents. Unit price line items may be deleted, reduced or increased as needed by the City.

<u>Bid Item No.</u>	<u>DESCRIPTION</u>	<u>Estimated Quantity</u>	<u>Unit</u>	<u>Unit Price</u>	<u>Value</u>
10	Performance and Payment Bonds	1	LS	\$5,520.00	\$5,520.00
<u>Value in Words</u>	FIVE THOUSAND, FIVE HUNDRED TWENTY DOLLARS-----00/100				
20	FDOT Grant Requirements, General and Supplementary Conditions, Quality Control Requirements, Fl trench Act	1	LS	\$3,875.00	\$3,875.00
<u>Value in Words</u>	THREE THOUSAND, EIGHT HUNDRED SEVENTY FIVE DOLLARS-----00/100				
101-1	Mobilization	1	LS	\$45,228.00	\$45,228.00
<u>Value in Words</u>	FORTY FIVE THOUSAND, TWO HUNDRED TWENTY EIGHT DOLLARS---00/100				
102-1	Maintenance of Traffic	1	LS	\$18,937.50	\$18,937.50
<u>Value in Words</u>	EIGHTEEN THOUSAND, NINE HUNDRED THIRTY SEVEN DOLLARS---50/100				
104-10-3	Sediment Barrier	4,040	LF	\$1.10	\$4,444.00
<u>Value in Words</u>	FOUR THOUSAND, FOUR HUNDRED FORTY FOUR DOLLARS---00/100				
110-1	Clearing and Grubbing	1	LS	\$3,562.50	\$3,562.50
<u>Value in Words</u>	THREE THOUSAND, FIVE HUNDRED SIXTY TWO DOLLARS---50/100				
120-1	Regular Excavation	286.6	CY	\$60.13	\$17,233.26
<u>Value in Words</u>	SEVENTEEN THOUSAND, TWO HUNDRED THIRTY THREE DOLLARS---26/100				
120-6	Embankment	176.7	CY	\$83.07	\$14,678.47
<u>Value in Words</u>	FOURTEEN THOUSAND, SIX HUNDRED SEVENTY EIGHT DOLLARS---47/100				

425-9-910	Closed Flume Inlet (Type 1)	7	EA	\$4,092.82	\$28,649.74
<u>Value in Words</u>	TWENTY EIGHT THOUSAND, SIX HUNDRED FORTY NINE DOLLARS----74/100				
425-6	Adjusting Valve Boxes/ Water Meters	14	EA	\$663.62	\$9,290.68
<u>Value in Words</u>	NINE THOUSAND, TWO HUNDRED NINETY DOLLARS----68/100				
430-963-1	4" PVC Pipe for Back of Sidewalk Drainage	147	LF	\$11.95	\$1,756.65
<u>Value in Words</u>	ONE THOUSAND, SEVEN HUNDRED FIFTY SIX DOLLARS----65/100				
515-2-301	Picket Railing (Aluminum)	790	LF	\$28.00	\$22,120.00
<u>Value in Words</u>	TWENTY TWO THOUSAND, ONE HUNDRED TWENTY DOLLARS---00/100				
520-1-10	Concrete Curb and Gutter Type F	2,258	LF	\$41.98	\$94,790.84
<u>Value in Words</u>	NINETY FOUR THOUSAND, SEVEN HUNDRED NINETY DOLLARS---84/100				
520-2-4	Concrete Curb Type D	120	LF	\$26.15	\$3,138.00
<u>Value in Words</u>	THREE THOUSAND, ONE HUNDRED THIRTY EIGHT DOLLARS---00/100				
522-1	Concrete Sidewalk (4")	2,304	SY	\$58.29	\$134,300.16
<u>Value in Words</u>	ONE HUNDRED THIRTY FOUR THOUSAND, THREE HUNDRED DOLLARS---16/100				
522-2	Concrete Sidewalk (6")	172	SY	\$32.56	\$5,600.32
<u>Value in Words</u>	FIVE THOUSAND, SIX HUNDRED DOLLARS---32/100				
570-1-2	Performance Turf (SOD)	1,087	SY	\$12.00	\$13,044.00
<u>Value in Words</u>	THIRTEEN THOUSAND, FORTY FOUR DOLLARS---00/100				
700-20-11	Single Post Sign (Less Than 12 SF)	8	AS	\$300.00	\$2,400.00
<u>Value in Words</u>	TWO THOUSAND, FOUR HUNDRED DOLLARS---00/100				
700-20-12	Single Post Sign (More Than 12 SF)	2	AS	\$420.00	\$840.00
<u>Value in Words</u>	EIGHT HUNDRED, FORTY DOLLARS---00/100				
700-20-40	Single Post Sign (Relocate)	4	AS	\$132.00	\$528.00
<u>Value in Words</u>	FIVE HUNDRED, TWENTY EIGHT DOLLARS---00/100				
700-20-60	Single Post Sign (Remove)	3	AS	\$60.00	\$180.00
<u>Value in Words</u>	ONE HUNDRED EIGHTY DOLLARS---00/100				

700-48-60	Sign Panel (Remove)	1	AS	\$36.00	\$36.00
Value in Words	THIRTY SIX DOLLARS---00/100				
710-11-290	Painted Pavement Markings (Yellow Reflective Pain to be installed at no parking zones)	2000	LF	\$1.20	\$2,400.00
Value in Words	TWO THOUSAND, FOUR HUNDRED DOLLARS---00/100				
711-11-123	Thermoplastic Solid Traffic Stripe (12" White)	735	LF	\$3.60	\$2,646.00
Value in Words	TWO THOUSAND, SIX HUNDRED FORTY SIX DOLLARS---00/100				
711-11-125	Thermoplastic Solid Traffic Stripe (24" White)	306	LF	\$8.40	\$2,570.40
Value in Words	TWO THOUSAND, FIVE HUNDRED SEVENTY DOLLARS---40/100				
A-1	Allowances	1	LS	\$25,000	\$25,000
Value in Words	TWENTY FIVE THOUSAND DOLLARS---00/100				

Additive/ Alternative Item*

A-2	Bus Shelters	2	EA	\$9,000.00	\$18,000.00
Value in Words	EIGHTEEN THOUSAND DOLLARS---00/100				

**please refer to bid item note #11*

BASE BID AMOUNT \$ 462,769.52

BASE BID AMOUNT (IN WORDS) FOUR HUNDRED SIXTY TWO THOUSAND, SEVEN HUNDRED SIXTY NINE DOLLARS-----52/100

[THIS SPACE LEFT BLANK INTENTIONALLY]

Bid Item Notes:

1. Bid Item A-1 any portion of this allowance that remains after all authorized payments has been made will be withheld from contract payments and will remain with the OWNER.
2. Bid Item A-2 Bus Shelter this item is to be used at the discretion of the Engineer or his representative. Quantities may be increased, decreased or omitted as directed by the Engineer or his representative. Refer to Section 02935 for applicable specifications and details.

NOTE: The CONTRACTOR'S unit prices shall include full compensation for all Proposal Items listed above.

[THIS SPACE LEFT BLANK INTENTIONALLY]

List items to be performed by Contractor's own forces and the estimated total cost of these items.
(Use additional sheets if necessary.)

CONCRETE WORK	\$ 237,829.32
SIGNAGE	3,984.00
Sitework	153,175.00

SUBCONTRACTORS

The Bidder further proposes that the following subcontracting firms or businesses will be awarded subcontracts for the following portions of the work in the event that the Bidder is awarded the Contract:

Portion of Work
Affordable Asphalt

Name
Affordable Asphalt

Street City State Zip
94401 Overseas Hwy, Tavernier, FL
33030

SOD

Portion of Work
Coco's Sod

Name
113 NW 11 Ave Okeechobee FL 34972

Street City State Zip

PAVEMENT MARKINGS

Portion of Work
Transmark Inc.

Name
41 SE 9th St Deerfield Beach FL

Street City State Zip
33441

Portion of Work

Name

Street City State Zip

If Sole Proprietor or Partnership

IN WITNESS hereto the undersigned has set his (its) hand this _____ day of _____ 2012.

NA

Signature of Bidder

Title

If Corporation

IN WITNESS WHEREOF the undersigned corporation has caused this instrument to be executed and its seal affixed by its duly authorized officers this 30 day of **APRIL** 2012.

(SEAL)

CHARLEY TOPPINO & SONS, INC.

Name of Corporation

By Frank P. Joppino

Title PRESIDENT

Attest Paul R. Joppino
Secretary

EXPERIENCE OF BIDDER

The Bidder states that he is an experienced Contractor and has completed similar projects within the last 5 years.

(List similar projects, with types, names of owners, construction costs, Engineers, and references with phone numbers. Use additional sheets if necessary.)

SEE ATTACHED

CHARLEY TOPPINO & SONS, INC.

P.O. BOX 787

KEY WEST, FL 33041

305 296-5606

PAST PROJECTS

Please note: Frank P. Toppino and Edward Toppino, Sr., president and Secretary/Treasurer for CHARLEY TOPPINO & SONS, INC. has been involved, supervised, estimated and overseen the following projects. Paul E. Toppino and Edward Toppino, Jr. have also estimated and been involved in many of the following projects. Mr. Frank P. Toppino and Mr. Edward Toppino have been in the construction business for over 60 years each. Toppino's Inc., incorporated for 21 years, had its name change to CHARLEY TOPPINO & SONS, INC. 6 years ago.

1.) **CITY OF KEY WEST**
P.O. BOX 1409
KEY WEST, FL 33040
305 809-3965

SCOPE OF WORK: STORM DRAINAGE, INJECTIONS WELLS, SIDEWALKS, CURBS, FOUNDATIONS, PIER REPAIR, LANDSCAPING & MAINTENANCE, ROADWORK, ASPHALT.

PROJECTS:

RIGHT OF WAY MAINTENANCE: 1998-2009	\$2,352,000	BOND YES
CONCRETE PLACEMENT- 2002, 2005, 2007	\$2,400,000	BOND YES
WHITE STREET PIER REPAIR	\$ 88,000	BOND YES
STAPLES AVE BRIDGE	\$ 81,000	BOND YES
HOCKEY RINK	\$ 50,000	BOND YES
KAMIEN SUBDIVISION	\$1,656,000	BOND YES
SOUTHERNMOST POINT REHABILITATION	\$ 73,000	BOND YES
GENERAL SERVICES CON. 1998---2000	\$4,000,000	BOND YES
GENERAL SERVICES CON. 2002, 2005	\$2,000,000	BOND YES
GENERAL SERVICES CON. 2007	\$2,000,000	BOND YES
GENERAL SERVICES CON. 2011	\$1,000,000	BOND YES
GRAVITY INJECTION WELLS: PHASE I	\$4,800,000	BOND YES
GRAVITY INJECTION WELLS: PHASE II	\$2,236,000	BOND YES
GRAVITY INJECTION WELLS: PHASE 5	\$1,998,385	BOND YES
GRAVITY INJECTION WELLS: PHASE 6	\$1,989,225	BOND YES
JOSE MARTI VEG REMOVAL / DRAINAGE	\$ 90,000	BOND NO
SMATHERS BEACH LANDSCAPING	\$ 100,000	BOND YES
DONALD AVE DRAINAGE SWALE	\$ 61,000	BOND NO
HURRICANE GEORGES CLEANUP	\$ 431,000	BOND NO
MITIGATION FLOW PROJECT	\$2,100,000	BOND YES
HARBOR WALK KW BIGHT	\$3,040,000	BOND YES
DINGY DOCKS 2001	\$ 104,000	BOND YES
WHITE ST PIER RIP RAP	\$ 131,054	BOND YES
FLAGLER AVE PHASE 1 & 2	\$1,391,000	BOND YES
WHITE ST PUMP STATION	\$1,645,000	BOND YES
SIDEWALK ENHANCEMENTS: PHASE 1	\$ 218,890	BOND YES
SIDEWALK ENHANCEMENTS: PHASE 2	\$ 164,181	BOND YES

SIDEWALK ENHANCEMENTS: PHASE 3	\$ 253,666.00	BOND YES
SIDEWALK ENHANCEMENTS: PHASE 4	\$ 197,080.00	BOND YES
SIDEWALK ENHANCEMENTS: PHASE 5	\$ 294,826.00	BOND YES
SIDEWALK ENHANCEMENTS: PHASE 6	\$ 446,800.00	BOND YES
SIDEWALK ENHANCEMENTS: PHASE 7	\$ 235,100.00	BOND YES
COLLEGE ROAD ENHANCEMENTS	\$ 283,921.84	BOND YES
ATLANTIC BLVD ENHANCEMENTS	\$ 498,839.13	BOND YES

2.) MONROE COUNTY
1100 SIMONTON STREET
KEY WEST, FL 33040
305 292-4426

SCOPE OF WORK: SITE WORK, STORM DRAINAGE, INJECTIONS WELLS, SIDEWALKS, CURBS, LANDSCAPING, ROADWORK, ASPHALT, PLAYGROUNDS.

PROJECTS:

PALM AVE ROADWAY	\$ 931,000	BOND YES
WILHELMINA PARK	\$ 145,000	BOND YES
MARATHON AIRPORT TAXILANES, T HANGER DEV.	\$2,366,000	BOND YES
MARATHON AIRPORT SERVICE ROAD	\$ 688,000	BOND YES
KW INTN AIRPORT: EXOTIC VEGETATION REMOVE	\$ 192,000	BOND YES
KW INTN AIRPORT: PARKING LOTS	\$ 531,000	BOND YES
BIG COPPITT PARK	\$ 860,242	BOND YES
BIG PINE BASIN FILL IN AND DEMO	\$ 904,943	BOND YES
MARATHON AIRPORT APRONS	\$ 376,344	BOND YES
PRADO CIRCLE	\$ 339,000	BOND YES
PALM DR BRIDGE REPAIR	\$ 131,000	BOND NO

3.) FLORIDA DEPT OF TRANSPORTATION
605 Suwannee Street
Tallahassee, FL 32399-0450
(850) 414-4000

SCOPE OF WORK: SITE WORK, DEMOLITION, STORM DRAINAGE, SANITARY SEWER, INJECTIONS WELLS, SIDEWALKS, CURBS, ROADWORK, ASPHALT, HURRICANE CLEANUP, RIP-RAP INSTALL,

TRUMAN AVE PROJECT:	\$10,500,000	BOND YES
BIG COPPITT BIKE PATH:	\$ 480,000	BOND YES
EMERGENCY ROAD REPAIRS, HURR WILMA:	\$ 185,000	BOND NO
HURRICANE GEORGES ROAD REPAIRS:	\$ 52,000	BOND NO
KNIGHTS KEY	\$ 373,000	BOND YES
BIG COPPITT BOAT RAMP & SPANISH HARBOR:	\$ 500,000	BOND NO
BIKE PATH SADDLE BUNCH KEYS	\$ 450,000	BOND YES
BOCA CHICA SEAGRASS MITIGATION	\$ 1,352,930	BOND YES

3.) SAUER INC.
11223 PHILLIPS PARKWAY DR EAST
JACKSONVILLE, FL 32256-15274
904 262-6444

SCOPE OF WORK: SITE WORK, DEMOLITION, STORM DRAINAGE, SANITARY SEWER, INJECTIONS WELLS, SIDEWALKS, CURBS, ROADWORK, ASPHALT.

PROJECTS:

CONTROL TOWER, BOCA CHICA NAS	\$832,000	BOND YES
WEATHER STATION, KEY WEST	\$366,000	BOND YES
NAVAL RESEARCH LAB	\$100,000	BOND NO
REPAIR MARINE OPS, COAST GUARD	\$337,000	BOND NO

4.) FLORIDA KEY AQUADUCT AUTHORITY
1100 KENNEDY DRIVE
KEY WEST, FL 33040
305 296-2454

SCOPE OF WORK: SITE WORK, STORM DRAINAGE, SIDEWALKS, CURBS, ROADWORK, ASPHALT, STEEL BUILDING, WATER MAINS, DEMOLITION.

PROJECTS:

FCAA CONSTRUCTION YARD BUILDING	\$ 682,000	BOND YES
PUMP STATION	\$ 377,555	BOND YES
BIG COPPITT WASTE WATER SYSTEM	\$11,078,347	BOND YES
DEMO WATER TANKS, BIG COPPITT	\$ 55,000	BOND YES
FLAGLER AVE WATERMAIN	\$ 306,861	BOND YES

5.) GULF BUILDERS
P.O. BOX 668307
POMPANO BEACH, FL 33066
954 583-5115

SCOPE OF WORK: SITE WORK, STORM DRAINAGE, SANITARY SEWER, WATER MAINS, INJECTIONS WELLS, SIDEWALKS, CURBS, ROADWORK, PARKING LOTS, ASPHALT.

PROJECTS:

ROOSEVELT GARDENS HOUSING PROJECT	\$1,256,000	BOND	YES
-----------------------------------	-------------	------	-----

6.) BJ&K CONSTRUCTION
970 WEST MCNAB ROAD
FORT LAUDERDALE, FL 33309
954 974-7744

SCOPE OF WORK: SITE WORK, DEMOLITION, STORM DRAINAGE, SANITARY SEWER, WATER MAINS, INJECTIONS WELLS, SIDEWALKS, CURBS, ROADWORK, PARKING LOTS, ASPHALT.

PROJECTS:

MERIDIAN WEST APARTMENTS	\$1,700,000	BOND	YES
--------------------------	-------------	------	-----

7.) HEERY INTERNATIONAL
1625 DENNIS STREET
KEY WEST, FL 33040
305 293-3008

SCOPE OF WORK: SITE WORK, DEMOLITION, STORM DRAINAGE, SANITARY SEWER, WATER MAINS, INJECTIONS WELLS, GAS LINES, SIDEWALKS, CURBS, ROADWORK, PARKING LOTS, ASPHALT.

PROJECTS:

KEY WEST HIGH SCHOOL REPLACEMENT: PHASES 1, 2, 3	\$633,000	BOND	YES
POINCIANA ELEMENTARY SCHOOL:	\$2,240,000	BOND	YES

8. COASTAL CONSTRUCTION
5959 BLUE LAGOON DR
STE 200
MIAMI, FL 33126
305 559-4900

SCOPE OF WORK: SITE WORK, DEMOLITION, FILL, CONCRETE FLATWORK, COLUMNS, RETAINING WALLS, CURBS, ROADWORK, PARKING LOTS, ASPHALT.

PROJECTS:

SUGARLOAF ELEMENTARY SCHOOL:	\$2,300,000	BOND	YES
BEACHSIDE CONDOS	\$2,665,000	BOND	YES
POINCIANA ROYALE	\$ 524,520	BOND	YES
HORACE O BRYANT MIDDLE SCH DEMO	\$ 388,081	BOND	YES
HORACE O BRYANT MIDDLE SCH SITE	\$1,553,202	BOND	YES

9.) HISTORIC TOURS OF AMERICA

**201 FRONT STREET
Key West, Florida 33040
305 296-3609**

SCOPE OF WORK: SITE WORK, DEMOLITION, STORM DRAINAGE, SANITARY SEWER, WATER MAINS, INJECTIONS WELLS, GAS LINES, SIDEWALKS, CURBS, ROADWORK, PARKING LOTS, ASPHALT.

PROJECTS:

PARK VILLAGE	\$ 317,000	BOND	NO
MARQUESA COURT	\$ 405,000	BOND	NO
KEY COVE LANDINGS	\$ 675,000	BOND	NO

10.) DEMOYA GROUP

**12209 S. DIXIE HWY
MIAMI, FL 33156
305 255-5713**

SCOPE OF WORK: STORM DRAINAGE , INJECTIONS WELLS, ROAD BASE, CONCRETE WORK.

PROJECTS:

SOUTH ROOSEVELT BLVD. REHAB	\$1,507,000.00	BOND	NO (SUB)
BIG COPPITT US 1 ROAD EXPANSION	\$ 2,157,000	BOND	NO (SUB)

11.) DL PORTER

**6574 PALMER CIRCLE
SARASOTA, FL 34238
941 929-9400**

SCOPE OF WORK: SITE WORK, DEMOLITION, STORM DRAINAGE, SANITARY SEWER, WATER MAINS, INJECTIONS WELLS, GAS LINES, SIDEWALKS, CURBS, ROADWORK, PARKING LOTS, ASPHALT.

PROJECTS:

HOMELAND SECURITY, KEY WEST	\$ 231,600.00	BOND	NO
KEY WEST INTERNATIONAL AIRPORT	\$ 724,000.00	BOND	NO
SANTA MARIA HOTEL	\$ 225,000.00	BOND	NO
COUCH HARBOR	\$ 210,000.00	BOND	NO
ATLANTIC SHORES DEMO & SITEWORK	\$1,011,000.00	BOND	NO
TRUMAN HOTEL SITEWORK	\$ 55,000.00	BOND	NO

12. HARRY PEPPER & ASSOCIATES
215 CENTURY 21 DRIVE
JACKSONVILLE, FL 32216
904 721-3300

SCOPE OF WORK: SITE WORK, DEMOLITION, STORM DRAINAGE, SANITARY SEWER, WATER MAINS, INJECTIONS WELLS, GAS LINES, SIDEWALKS, CURBS, ROADWORK, PARKING LOTS, ASPHALT.

PROJECTS:

REPAIR BASE OPERATIONS, BOCA CHICA	\$601,000	BOND NO
ELLISON DRIVE, TRUMBO POINT	\$ 116,000	BOND NO
BEQ, TRUMAN ANNEX	\$ 70,000	BOND NO
JIAFT EAST WAREHOUSE	\$462,000	BOND NO

13. BRPH
3275 SUNTREE BLVD
MELBOURNE, FL 32940

SCOPE OF WORK: SITE WORK, DEMOLITION, STORM DRAINAGE, SANITARY SEWER, WATER MAINS, INJECTIONS WELLS, GAS LINES, SIDEWALKS, CURBS, ROADWORK, PARKING LOTS, ASPHALT.

PROJECTS:

ECO DISCOVERY CENTER	\$ 50,000	BOND NO
BOCA CHICA FITNESS CENTER	\$ 36,000	BOND NO
MARINA BY PASS ROAD, BOCA	\$348,000	BOND NO
TACTS BUILDING, BOCA CHICA	\$ 32,000	BOND NO
NANCY FOSTER ENVIRONMENTAL CTR	\$541,000	BOND NO
BLDG. # 324 PARKING	\$93,000	BOND NO

14. DOOLEY MACK CONTRACTORS
5800 LAKEWOOD RANCH BLVD.
SARASOTA, FL 34240
941 921-4636

SCOPE OF WORK: SITE WORK, DEMOLITION, STORM DRAINAGE, SANITARY SEWER, WATER MAINS, INJECTIONS WELLS, GAS LINES, SIDEWALKS, CURBS, ROADWORK, PARKING LOTS, ASPHALT.

STEAMPLANT CONDOS	\$1,332,000.00	BOND YES
THE MEADOWS, KEY WEST	\$ 145,000.00	BOND NO

15. BOTANICAL GARDENS
5210 COLLEGE ROAD
KEY WEST, FL 33040
305 296-1504

SCOPE OF WORK: DEMOLITION, , SIDEWALKS, CURBS, ROADWORK, PARKING LOTS, BOARDWALK / PILE CONSTRUCTION, BOULDER CUTTING & PLACEMENT, LAKE / POND CONSTRUCTION.

BOTANICAL GARDENS PHASE 1 POND	\$329,896.50	BOND YES
BOTANICAL GARDENS PHASE III	\$167,000.00	BOND YES

16. BALFOUR BEATTY MILITARY HOUSING MANAGEMENT LLC
10 CAMPUS BLVD.
NEWTOWN SQUARE, PA 19073
610 355-8051

SCOPE OF WORK: DEMOLITION, , SIDEWALKS, CURBS, ROADWORK, PARKING LOTS, BOARDWALK / PILE CONSTRUCTION, BOULDER CUTTING & PLACEMENT, LAKE / POND CONSTRUCTION.

RENOVATIONS FAMILY HOUSING MEDICAL CTR	\$141,350.00	BOND NO
RENOVATIONS TO QUARTERS LB, MEDICAL CTR	\$ 39,800.00	BOND NO

17. FL DEPT OF ENVIRONMENTAL PROTECTION
3900 COMMONWEALTH BLVD.
TALLAHASSEE, FL 32399-3000
305 420-8432

SCOPE OF WORK: BRIDGE REPAIR TO OLD OHIO BAHIA HONDA BRIDGE, MM 38.7, REPAIR ENTIRE SUPER STRUCTURE DECK, PROVIDE AND INSTALL AL PEDESTRIAN RAILING, MILL/RESURFACE AND STRIPE, SPALL / CRACK REPAIR.

OHIO BAHIA HONDA BRIDGE REPAIR:	\$837,700.00	BOND YES
---------------------------------	--------------	----------

18. SH MARATHON, LTD.
506 FLEMING ST.
KEY WEST, FL 33040
305 294-6100

SCOPE OF WORK: DEMOLITION AND REBUILD OF HOTEL, RESTAURANT, MARINA AND BOAT SLIPS IN MARATHON, FL. HOLIDAY INN EXPRESS.

HOLIDAY INN EXPRESS:	\$8,890,227	BOND YES
----------------------	-------------	----------

19. DORADO/CONQUISTADOR
541 N. PALMATTO AVE.
SUITE 104
SANFORD, FL 32771
407 688-0600

SCOPE OF WORK: SITEWORK, FILL REMOVAL AND PROCESSING AT THE BOCA CHICA NAVAL AIR STATION AIRFIELD.

BOCA CHICA AIRFIELD VEGETATION	\$1,057,126.00	BOND YES
BOCA CHICA ANTENNA PAD MITIGATION	\$ 385,213.00	BOND NO
GEIGER KEY MITIGATION	\$ 432,549.46	BOND NO

20. SS RAFFERTY, LLC
3717 EAGLE AVE
KEY WEST, FL 33040

SCOPE OF WORK: DEMOLITION, SITEWORK, BUILDING.

512 DUVAL STREET BUILDING	\$1,071,586.28	BOND NO
---------------------------	----------------	---------

21. BOTSFORD BUILDERS
937 107th Street Gulf
Marathon, FL 33050
(305) 743-9644

SCOPE OF WORK: SITEWORK, DEMOLITION, STORM DRAINAGE, SANITARY SEWER, WATER MAINS, PARKING LOTS, ASPHALT, SIDEWALKS, CURBS, ROADWORK.

FLAGLER'S VILLAGE	\$956,445.00	BOND YES
-------------------	--------------	----------

22. GENERAL ASPHALT
4950 NW 172 AVE
MIAMI, FL 33166
(305) 592-3480

SCOPE OF WORK: EXCAVATION, CLEAR / GRUBBING, ROAD BASE.

SUGARLOAF SEGMENT US # 1	\$401,598.22	BOND NO
SHARK KEY WEST US # 1	\$61,320.86	BOND NO

ATTACHMENT: I

FORM 575-060-13
RIGHT OF WAY - 05/01

**NON-COLLUSION DECLARATION AND
COMPLIANCE WITH 49 CFR §29.**
STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION

ITEM/SEGMENT NO.: _____
F.A.P. NO.: _____
PARCEL NO.: _____
COUNTY OF: **MONROE**
BID LETTING OF: **MAY 2, 2012**

I, FRANK P. TOPPINO, hereby
(NAME)
declare that I am PRESIDENT of CHARLEY TOPPINO & SONS, INC.
(TITLE) (FIRM)
Of KEY WEST, FL
(CITY AND STATE)

and that I am the person responsible within my firm for the final decision as to the price(s) and amount of this Bid on this State Project.

I further declare that:

1. The prices(s) and amount of this bid have been arrived at independently, without consultation, communication or agreement, for the purpose of restricting competition with any other contractor, bidder or potential bidder.
2. Neither the price(s) nor the amount of this bid have been disclosed to any other firm or person who is a bidder or potential bidder on this project, and will not be so disclosed prior to the bid opening.
3. No attempt has been made or will be made to solicit, cause or induce any other firm or person to refrain from bidding on this project, or to submit a bid higher than the bid of this firm, or any intentionally high or non-competitive bid or other form of complementary bid.
4. The bid of my firm is made in good faith and not pursuant to any agreement or discussion with, or inducement from, any firm or person to submit a complementary bid.
5. My firm has not offered or entered into a subcontract or agreement regarding the purchase of materials or services from any firm or person, or offered, promised or paid cash or anything of value to any firm or person, whether in connection with this or any other project, in consideration for an agreement or promise by any firm or person to refrain from bidding or to submit a complementary bid on this project.
6. My firm has not accepted or been promised any subcontract or agreement regarding the sale of materials or services to any firm or person, and has not been promised or paid cash or anything of value by any firm or person, whether in connection with this or any other project, in consideration for my firm's submitting a complementary bid, or agreeing to do so, on this project.
7. I have made a diligent inquiry of all members, officers, employees, and agents of my firm with responsibilities relating to the preparation, approval or submission of my firm's bid on this project and have been advised by each of them that he or she has not participated in any communication, consultation, discussion, agreement, collusion, act or other conduct inconsistent with any of the statements and representations made in this Declaration.
8. As required by Section 337.165, Florida Statutes, the firm has fully informed the Department of Transportation in writing of all convictions of the firm, its affiliates (as defined in Section 337.165(1)(a), Florida Statutes), and all directors, officers, and employees of the firm and its affiliates for violation of

(Any exception listed above will not necessarily result in denial of award, but will be considered in determining bidder responsibility. For any exception noted, indicate to whom it applies, initiating agency and dates of agency action.

Providing false information may result in criminal prosecution and/or administrative sanctions.)

I declare under penalty of perjury that the foregoing is true and correct.

CONTRACTOR:

(Seal)

CHARLEY TOPPINO & SONS, INC.

BY: FRANK P. TOPPINO
NAME AND TITLE PRINTED

WITNESS: RONALD J. ARMSTRONG

BY: *Frank P. Toppino*
SIGNATURE

WITNESS: *Ronald J. Armstrong*

Executed on this 30 day of APRIL, 2012

state or federal antitrust laws with respect to a public contract or for violation of any state or federal law involving fraud, bribery, collusion, conspiracy or material misrepresentation with respect to a public contract. This includes disclosure of the names of current employees of the firm or affiliates who were convicted of contract crimes while in the employ of another company.

9. I certify that, except as noted below, neither my firm nor any person associated therewith in the capacity of owner, partner, director, officer, principal, investigator, project director, manager, auditor, and/or position involving the administration of Federal funds:

(a) is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions, as defined in 49 CFR §29.110(a), by any Federal department or agency;

(b) has within a three-year period preceding this certification been convicted of or had a civil judgment rendered against him or her for: commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a Federal, State or local government transaction or public contract; violation of Federal or State antitrust statutes; or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements or receiving stolen property;

(c) is presently indicted for or otherwise criminally or civilly charged by a Federal, State or local governmental entity with commission of any of the offenses enumerated in paragraph 9(b) of this certification; and

(d) has within a three-year period preceding this certification had one or more Federal, State or local government public transactions terminated for cause or default..

10. I(We), certify that I(We), shall not knowingly enter into any transaction with any subcontractor, material supplier, or vendor who is debarred, suspended, declared ineligible, or voluntarily excluded from participation in this contract by any Federal Agency unless authorized by the Department.

Where I am unable to declare or certify as to any of the statements contained in the above stated paragraphs numbered (1) through (10), I have provided an explanation in the "Exceptions" portion below or by attached separate sheet.

EXCEPTIONS:

FLORIDA BID BOND

BOND NO. Not applicable

AMOUNT: \$ --- 5% -----

KNOW ALL MEN BY THESE PRESENTS, that _____

Charley Toppino & Sons, Inc., 8 1/2 Rockland Key, Key West, FL 33040

hereinafter called the PRINCIPAL, and _____

The Hanover Insurance Company

a corporation duly organized under the laws of the State of New Hampshire

having its principal place of business at 440 Lincoln Street, Worcester, MA 01653

_____ in the State of Massachusetts

and authorized to do business in the State of Florida, as SURETY, are held and firmly bound

unto City of Key West, P. O. Box 1409, Key West, FL 33041

hereinafter called the OBLIGEE, in the sum of ----- 5% of Bid Proposal Submitted -----

DOLLARS (\$ ----- 5% -----) for the payment for which we bind ourselves, our

heirs, executors, administrators, successors, and assigns, jointly and severally, firmly by these present.

THE CONDITION OF THIS BOND IS SUCH THAT:

WHEREAS, the PRINCIPAL is herewith submitting his or its Bid Proposal for EN-1003, GERALD ADAMS/ SAFE ROUTES TO SCHOOLS SIDEWALK ENHANCEMENTS, Key West, Florida said Bid Proposal, by reference thereto, being hereby made a part hereof.

WHEREAS, the PRINCIPAL contemplates submitting or has submitted a bid to the OBLIGEE for the furnishing of all labor, materials (except those to be specifically furnished by the Owner), equipment, machinery, tools, apparatus, means of transportation for, and the performance of the work covered in the Proposal and the detailed Drawings and Specifications, entitled:

EN-1003, GERALD ADAMS/ SAFE ROUTES TO SCHOOLS SIDEWALK ENHANCEMENTS, Key West, Florida.

WHEREAS, it was a condition precedent to the submission of said bid that a cashier's check, certified check, or bid bond in the amount of 5 percent of the base bid be submitted with said bid as a guarantee that the Bidder would, if awarded the Contract, enter into a written Contract with the Owner for the performance of said Contract, within 10 working days after written notice having been given of the award of the Contract.

NOW, THEREFORE, the conditions of this obligation are such that if the PRINCIPAL within 10 consecutive calendar days after written notice of such acceptance, enters into a written Contract with the OBLIGEE and furnishes the Performance and Payment Bonds, each in an amount equal to 100 percent of the base bid, satisfactory to the Owner, then this obligation shall be void; otherwise the sum herein stated shall be due and payable to the OBLIGEE and the Surety herein agrees to pay said sum immediately upon demand of the OBLIGEE in good and lawful money of the United States of America, as liquidated damages for failure thereof of said PRINCIPAL.

Signed and sealed this 16th day of April, 2012.

PRINCIPAL Charley Toppino & Sons, Inc.

By Frank D. Toppino

SURETY The Hanover Insurance Compny

By [Signature]
Attorney-In-Fact & FL Resident Agent- William L. Parker

THE HANOVER INSURANCE COMPANY
MASSACHUSETTS BAY INSURANCE COMPANY
CITIZENS INSURANCE COMPANY OF AMERICA

POWERS OF ATTORNEY
CERTIFIED COPY

KNOW ALL MEN BY THESE PRESENTS: That THE HANOVER INSURANCE COMPANY and MASSACHUSETTS BAY INSURANCE COMPANY, both being corporations organized and existing under the laws of the State of New Hampshire, and CITIZENS INSURANCE COMPANY OF AMERICA, a corporation organized and existing under the laws of the State of Michigan, do hereby constitute and appoint

Charles C. Ball, Ileana M. Bauza, William F. Kleis, Davor I. Mimica and/or William L. Parker

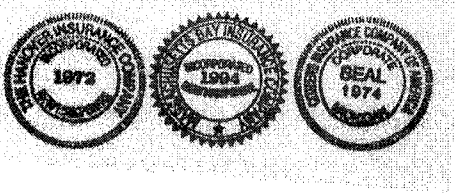
of **Miami, FL** and each is a true and lawful Attorney(s)-in-fact to sign, execute, seal, acknowledge and deliver for, and on its behalf, and as its act and deed any place within the United States, or, if the following line be filled in, only within the area therein designated any and all bonds, recognizances, undertakings, contracts of indemnity or other writings obligatory in the nature thereof, as follows:

Any such obligations in the United States, not to exceed Twenty Million and No/100 (\$20,000,000) in any single instance

and said companies hereby ratify and confirm all and whatsoever said Attorney(s)-in-fact may lawfully do in the premises by virtue of these presents. These appointments are made under and by authority of the following Resolution passed by the Board of Directors of said Companies which resolutions are still in effect:

"RESOLVED, That the President or any Vice President, in conjunction with any Vice President, be and they are hereby authorized and empowered to appoint Attorneys-in-fact of the Company, in its name and as its acts, to execute and acknowledge for and on its behalf as Surety any and all bonds, recognizances, contracts of indemnity, waivers of citation and all other writings obligatory in the nature thereof, with power to attach thereto the seal of the Company. Any such writings so executed by such Attorneys-in-fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company in their own proper persons." (Adopted October 7, 1981 - The Hanover Insurance Company; Adopted April 14, 1982 - Massachusetts Bay Insurance Company; Adopted September 7, 2001 - Citizens Insurance Company of America)

IN WITNESS WHEREOF, THE HANOVER INSURANCE COMPANY, MASSACHUSETTS BAY INSURANCE COMPANY and CITIZENS INSURANCE COMPANY OF AMERICA have caused these presents to be sealed with their respective corporate seals, duly attested by two Vice Presidents, this **28th** day of **November 2011**.




THE HANOVER INSURANCE COMPANY
MASSACHUSETTS BAY INSURANCE COMPANY
CITIZENS INSURANCE COMPANY OF AMERICA

Robert Thomas
Robert Thomas, Vice President

Mary Fitzgerald
Mary Fitzgerald, Vice President

THE COMMONWEALTH OF MASSACHUSETTS)
COUNTY OF WORCESTER) ss.

On this **28th** day of **November 2011** before me came the above named Vice Presidents of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, to me personally known to be the individuals and officers described herein, and acknowledged that the seals affixed to the preceding instrument are the corporate seals of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, respectively, and that the said corporate seals and their signatures as officers were duly affixed and subscribed to said instrument by the authority and direction of said Corporations.

 **BARBARA A. GARLICK**
Notary Public
Commonwealth of Massachusetts
My Commission Expires Sept. 21, 2018

Barbara A. Garlick
Barbara A. Garlick, Notary Public
My Commission Expires September 21, 2018

I, the undersigned Vice President of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, hereby certify that the above and foregoing is a full, true and correct copy of the Original Power of Attorney issued by said Companies, and do hereby further certify that the said Powers of Attorney are still in force and effect.

This Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America.

"RESOLVED, That any and all Powers of Attorney and Certified Copies of such Powers of Attorney and certification in respect thereto, granted and executed by the President or any Vice President in conjunction with any Vice President of the Company, shall be binding on the Company to the same extent as if all signatures therein were manually affixed, even though one or more of any such signatures thereon may be facsimile." (Adopted October 7, 1981 - The Hanover Insurance Company; Adopted April 14, 1982 - Massachusetts Bay Insurance Company; Adopted September 7, 2001 - Citizens Insurance Company of America)

GIVEN under my hand and the seals of said Companies, at Worcester, Massachusetts, this 16 day of April 2012.

THE HANOVER INSURANCE COMPANY
MASSACHUSETTS BAY INSURANCE COMPANY
CITIZENS INSURANCE COMPANY OF AMERICA

Glenn Margosian
Glenn Margosian, Vice President

ANTI-KICKBACK AFFIDAVIT

STATE OF FLORIDA)
 : SS
COUNTY OF MONROE)

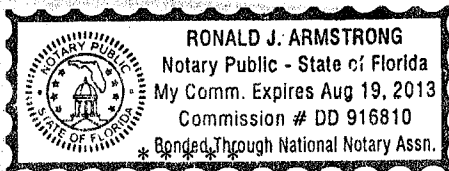
I, the undersigned hereby duly sworn, depose and say that no portion of the sum herein bid will be paid to any employees of the City of Key West as a commission, kickback, reward or gift, directly or indirectly by me or any member of my firm or by an officer of the corporation.

By: *Gronch A. Johnson*

Sworn and subscribed before me this 30 day of APRIL, 2012

NOTARY PUBLIC, State of Florida at Large *Ronald J. Armstrong*

My Commission Expires:



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 Bid or Proposal for _____
GERALD ADAMS SAFE ROUTE TO SCHOOL SW ENHANCE

2. This sworn statement is submitted by **CHARLEY TOPPINO & SONS, INC.**
(name of entity submitting sworn statement)

whose business address is **P.O. BOX 787 KEY WEST, FL 33041**

and (if applicable) its Federal Employer Identification Number (FEIN) is _____
59-2426906

(If the entity has no FEIN, include the Social Security Number of the individual
signing this sworn statement _____)

3. My name is **FRANK P. TOPPINO**
(please print name of individual signing)

and my relationship to the entity named above is **PRESIDENT**

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 or an agency or political subdivision of any other state or of the United States and involving antitrust, fraud, theft, bribery, collusion, racketeering, conspiracy, 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 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 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.

7. I understand that a "person" as defined in Paragraph 287.133(1)(8), Florida Statutes, means any natural person or entity organized under the laws of any state or of the United States with the legal power to enter into a binding contract and which bids or applies to bid on contracts for the provision of goods or services let by a public entity, or which otherwise transacts or applies to transact business with public entity. The term "person" includes those officers, directors, executives, partners, shareholders, employees, members, and agents who are active in management of an entity.

8. Based on information and belief, the statement which I have marked below is true in relation to the entity submitting this sworn statement. (Please indicate which statement applies).

X Neither the entity submitting this sworn statement, nor any officers, directors, executives, partners, shareholders, employees, members, or agents who are active in management of the entity, nor any affiliate of the entity have been charged with and convicted of a public entity crime subsequent to July 1, 1989, AND (Please indicate which additional statement applies.)

There has been a proceeding concerning the conviction before a hearing of the State of Florida, Division of Administrative Hearings. The final order entered by the hearing officer did not place the person or affiliate on the convicted vendor list. (Please attach a copy of the final order.)

The person or affiliate was placed on the convicted vendor list. There has been a subsequent proceeding before a hearing officer of the State of Florida, Division of Administrative Hearings. The final order entered by the hearing officer determined that it was in the public interest to remove the person or affiliate from the convicted vendor list. (Please attach a copy of the final order.)

The person or affiliate has not been put on the convicted vendor list. (Please describe any action taken by or pending with the Department of General Services.)

Frank P. Toppino
(signature)
APRIL 30, 2012
(date)

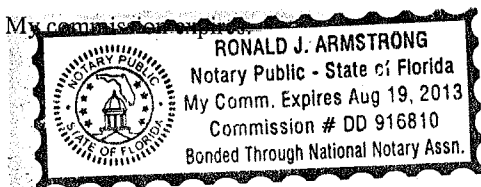
STATE OF FLORIDA

COUNTY OF MONROE

PERSONALLY APPEARED BEFORE ME, the undersigned authority,

FRANK P. TOPPINO who, after first being sworn by me, affixed his/her
(name of individual signing)

signature in the space provided above on this 30 day of APRIL, 2012.



Ronald J. Armstrong
NOTARY PUBLIC

CITY OF KEY WEST INDEMNIFICATION FORM

Contractor agrees to protect, defend, indemnify, save and hold harmless The City of Key West, all its Departments, Agencies, Boards, Commissions, officers, agents, servants and employees, including volunteers, from and against any and all claims, debts, demands, expense and liability arising out of injury or death to any person or the damage, loss or destruction of any property which may occur or in any way grow out of any act or omission of the Contractor, its agents, servants, and employees, or any and all costs, expense and/or attorney fees incurred by the City as a result of any claim, demands, and/or causes of action except of those claims, demands, and/or causes of action arising out of the negligence of The City of Key West, all its Departments, Agencies, Boards, Commissions, officers, agents, servants and employees. The Contractor agrees to investigate, handle, respond to, provide defense for and defend any such claims, demand, or suit at its sole expense and agrees to bear all other costs and expenses related thereto, even if it (claims, etc.) is groundless, false or fraudulent. The City of Key West does not waive any of its sovereign immunity rights, including but not limited to, those expressed in Section 768.28, Florida Statutes.

These indemnifications shall survive the term of this agreement. In the event that any action or proceeding is brought against the City of Key West by reason of such claim or demand, Contractor shall, upon written notice from the City of Key West, resist and defend such action or proceeding by counsel satisfactory to the City of Key West.

The indemnification provided above shall obligate Contractor to defend at its own expense to and through appellate, supplemental or bankruptcy proceeding, or to provide for such defense, at the City of Key West's option, any and all claims of liability and all suits and actions of every name and description covered above which may be brought against the City of Key West whether performed by Contractor, or persons employed or utilized by Contractor.

The Contractor's obligation under this provision shall not be limited in any way by the agreed upon Contract Price as shown in this agreement, or the Contractor's limit of or lack of sufficient insurance protection.

CONTRACTOR: CHARLEY TOPPINO & SONS, INC. SEAL:

P.O. BOX 787, KEY WEST, FL 33041

Address

Frank P. Toppino

Signature

FRANK P. TOPPINO

Print Name

PRESIDENT

Title

DATE: APRIL 30, 2012

PROHIBITED INTERESTS FORM AND NOTICE

I FRANK P. TOPPINO PRESIDENT certify that neither CHARLEY TOPPINO & SONS, INC.
(Printed Name) (Title) (Company Name)

nor any of its subcontractors shall enter into any contract, subcontract or arrangement in connection with the project or any property included or planned to be included in the project in which any member, officer or employee of the agency or the locality during tenure or for 2 years thereafter has any interest, direct or indirect. If any such present or former member, officer or employee involuntarily acquires or had acquired prior to the beginning of tenure any such interest, and if such interests is immediately disclosed to the City of Key West, The City of Key West, with prior approval of the Department of Transportation, may waive the prohibition contained in this paragraph provided that any such present member, officer or employee shall not participate in any action by the City of Key West or the locality relating to such contract, subcontract or arrangement

NOTICE: The FDOT requires the City of Key West to insert in all contracts entered into in connection with the project or any property included or planned to be included in any project, and shall require its contractors to insert in each of their subcontracts, the following provision:

“No member, officer or employee of the Agency or of the locality during this tenure or for 2 years thereafter shall have any interest, direct or indirect, in this contract or the proceeds thereof.”

The provisions of this paragraph shall not be applicable to any agreement between the Agency and its fiscal depositories or to any agreement for utility services the rates for which are fixed or controlled by a government agency.

Frank P. Toppino
Signature

BIDDER'S CHECKLIST

(Note: The purpose of this checklist is to serve as a reminder of major items to be addressed in submitting a bid and is not intended to be all inclusive. It does not alleviate the Bidder from the responsibility of becoming familiar with all aspects of the Contract Documents and proper completion and submission of his bid.)

- | | | |
|-----|---|-------|
| 1. | All Contract Documents thoroughly read and understood. | [x] |
| 2. | All blank spaces in Proposal filled in, using black ink. | [x] |
| 3. | Total and unit prices added correctly. | [x] |
| 4. | Addenda acknowledged. | [x] |
| 5. | Subcontractors are named as indicated in the Proposal. | [x] |
| 6. | Experience record included. | [x] |
| 7. | Proposal signed by authorized officer. | [x] |
| 8. | Bid Bond completed and executed, including power-of-attorney dated the same date as Bid Bond. | [x] |
| 9. | Bidder familiar with federal, state, and local laws, ordinances, rules and regulations affecting performance of the work. | [x] |
| 10. | Bidder shall demonstrate possession of required licenses and certificates to bid the job. | [x] |
| 11. | Bid submitted intact with the volume entitled "Bidding Requirements" and "Contract Forms", 1 original, 1 copies and 2 flash drives. | [x] |
| 12. | Bid Documents submitted in sealed envelope and addressed and labeled in conformance with the instructions in the Invitation to Bid. | [x] |
| 13. | Bidder submitted FDOT pre-certification paperwork | [x] |
| 14. | Bidder signed and submitted the suspension and debarment certification | [x] |
| 15. | Bidder signed and submitted non-collusion declaration and compliance with 49CFR29 form. | [x] |
| 16. | Bidder signed and submitted the Prohibited Interests Form | [x] |
| 17. | Remainder of Required Forms | [x] |

STATEMENT OF NO PROPOSAL

Note: If you do not intend to submit a Proposal, please return this form ONLY.

TO: EN-1003, GERALD ADAMS/ SAFE ROUTES TO SCHOOLS SIDEWALK
ENHANCEMENTS
Office of the City Clerk
3126 Flagler Avenue
Key West, FL. 33041-1409

NA

We, the undersigned, have declined to submit a Proposal on the above-noted Request for Proposal for the following reasons:

Insufficient time to respond to the Request for Proposal

Do not offer this Product

Our schedule will not permit us to perform

Unable to meet specifications

Specifications unclear (Please explain below)

Remove us from the City of Key West's, "Bidder's Mailing List"

Other (Please specify below)

REMARKS: _____

We understand that if a "no Proposal" statement is not returned, our name may be removed from the bidder's list of the City of Key West.

COMPANY NAME: _____

SIGNATURE: _____

DATE: _____ TELEPHONE: _____

CONTRACT ADDENDUM

CITY OF KEY WEST FLORIDA

GERALD ADAMS /COLLEGE ROAD SIDEWALK ENHANCEMENTS

ITB # 12-014
Project No. EN-1003
(Lap Agreement FM #425851-1)

To all Bidders,

The following is a list of addenda that shall govern all other contract documents to the extent specified.

Addendum No. 1

- I. The following revision is hereby made a part of the Contract Documents as fully as completely as if the same were fully set forth therein:

Sheet 20, Bid Schedule, pay item 515-2-301 Picket Railing (Aluminum), 790 LF, has been deleted and substituted with the following pay item:



515-1-2 Pipe Handrail – Guiderail (Aluminum) (As per FDOT index 870), 790 LF

- II. The following revision is hereby made a part of the Contract Documents as fully as completely as if the same were fully set forth therein:

Section 01001 General Requirements, section 1.3, page 104:

The Engineer for the Project is:

AMEC Environment & Infrastructure, Inc.
5845 N.W. 158th St.
Miami Lakes, FL 33014



- III. The following revision is hereby made a part of the Contract Documents as fully as completely as if the same were fully set forth therein:

Section 01001 General Requirements, Part 7, section 7.1 subsection B, page 113:

Submittals to the engineer shall be addressed to:

AMEC Trailer
3142 Boog Powell Court,



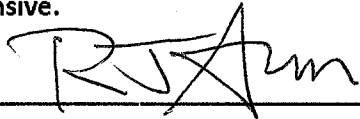
Key West, FL

IV. The following revision is hereby made a part of the Contract Documents as fully as completely as if the same were fully set forth therein:

Section 02570 Performance Turf, Part 1 General, section 1.3 Materials, subsection A, page 214:

SOD shall be Bahia SOD. Contractor shall provide certification for SOD type before installation.

All Bidders shall acknowledge receipt and acceptance of this Addendum # 1 by acknowledging Addendum in their proposal or by submitting the addendum with the bid package. Bids submitted without acknowledgement or without this Addendum may be considered non-responsive.



CHARLEY TOPPINO & SONS, INC.

Signature

Name of Business



Florida Department of Transportation

RICK SCOTT
GOVERNOR

605 Suwannee Street
Tallahassee, FL 32399-0450

ANANTH PRASAD, P.E.
SECRETARY

April 25, 2011

CHARLEY TOPPINO & SONS, INC.
PO BOX 787
KEY WEST FL 33041

RE: CERTIFICATE OF QUALIFICATION

Dear Sir/Madam:

The Department of Transportation has qualified your company for the amount and the type of work indicated below. Unless your company is notified otherwise, this rating will expire 6/30/2012. However, the new application is due 4/30/2012.

In accordance with S.337.14 (1) F.S. your next application must be filed within (4) months of the ending date of the applicant's audited annual financial statements and, if applicable, the audited interim financial statements. Section 337.14 (4) F.S. provides that your certificate will be valid for 18 months after your financial statement date. This gives a two month period to allow you to bid on jobs as we process your new application for qualification. To remain qualified with the Department, a new application must be submitted subsequent to any significant change in the financial position or the structure of your firm as described in Section 14-22.005(3), Florida Administrative Code.

Your company's maximum capacity rating has been established. To access it, please log into the Contractor Prequalification Application System via the following link:

<https://www3.dot.state.fl.us/ContractorPreQualification/>

Once logged in, select "View" for the most recently approved application, and then click the "Manage" and "Application Summary" tabs.

FDOT APPROVED WORK CLASSES:

SEBRIS REMOVAL (EMERGENCY), DRAINAGE, FLEXIBLE PAVING, GRADING, GRASSING, SEEDING AND SODDING, INTERMEDIATE BRIDGES, MINOR BRIDGES, ROADWAY SIGNING

FDOT APPROVED SPECIALITY CLASSES OF WORK:

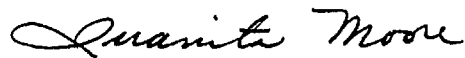
UNDERGROUND UTILITIES, SIDEWALKS CONCRETE CURB.

Please be advised the Department of Transportation has considered your company's qualification in all work classes requested. We have evaluated your company's organization, management, work experience, work performance and adequacy of equipment as directed by section 14-22.003, Florida Administrative Code. Based on this evaluation, the Department is not able, at this time, to prequalify your company for the work classes: BRIDGE DECK OVERLAYS, GUARDRAIL, PORTLAND CEMENT CONCRETE, R&R INTERMEDIATE BRIDGES, R&R MAJOR BRIDGE - BRIDGES OF CONVENTIONAL CONSTRUCTION WHICH ARE OVER A WATER OPENING OF 1,000 FEET OR MORE, R&R MAJOR BRIDGE - CONCRETE SEGMENTAL CONSTRUCTION, R&R MINOR BRIDGES.

CHARLEY TOPPINO & SONS, INC.
April 25, 2011
Page two

You may apply, in writing, for a Revised Certificate of Qualification at any time prior to the expiration date of this certificate according to Section 14-22.0041(3), Florida Administrative Code. Please be advised if certification in additional classes of work is desired, documentation is needed to show that your company has done such work with your own forces and equipment or that experience was gained with another contractor and that you have the necessary equipment for each additional class of work requested.

Sincerely,



Juanita Moore, Manager
Contracts Administration Office

JM:cj



Contractor Pre-Qualification (CPQ)

Logout
ASHLEY@CHARLEYTOPPINOANDSONS



Home Update Work Underway Help

Annual Application

5/9/2011 2:53:14 PM EST

- [Vendor](#) [Stakeholders](#) [Affiliates](#) [Work Classes](#) [Financial](#) [Contracts](#) [Manage](#)
- [Attach Financial Statements](#) [Additional Documentation](#) [Submit](#) [Application Summary](#)

Vendor Number: F592426906002
Application Status: APPROVED

Name: CHARLEY TOPPINO & SONS, INC.
Fiscal Year End Date: 12/31/2010 Application Due Date: 4/30/2011

Adjusted Current Ratio:	1.61		
Ability Score:	75	Surety Multiplier:	0
Ability Factor:	4	Calculated Maximum Bid Capacity:	\$ 342,600,000.00
Adjusted Net Worth:	\$ 53,201,689.70		

Document	Mailed	Received	Attached
Audited Financial Statements	4/19/2011	4/19/2011	N/A
Affidavit	4/19/2011		2011 - FDOT PREQUALIFICATION SIGNED AFFIDAVIT.PDF <input type="button" value="Request Document"/>
Equipment	4/19/2011		123110 EQUIPMENT LISTING- FDOT FORMAT.PDF <input type="button" value="Request Document"/>
Surety Letter			
Letters of Recommendation			
Audited Financial Statements	N/A	N/A	2010 AUDITED FINANCIAL STATEMENTS - FINAL.PDF <input type="button" value="Request Document"/>

Ac# 5691831

STATE OF FLORIDA

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
CONSTRUCTION INDUSTRY LICENSING BOARD

SEQ# 111072600819

DATE	BATCH NUMBER	LICENSE NBR
09/26/2011	110016824	RG0045369

The GENERAL CONTRACTOR

Named below HAS REGISTERED

Under the provisions of Chapter 489, FS

Expiration date: AUG 31, 2013

(INDIVIDUAL MUST MEET ALL LOCAL LICENSING

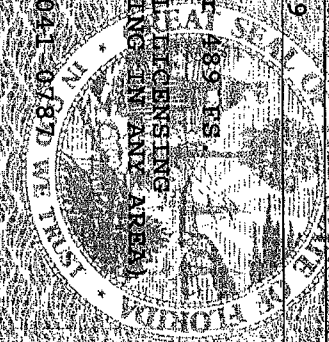
REQUIREMENTS PRIOR TO CONTRACTING IN ANY AREA

HOPPING, FRANK P

CHARLEY TOPPINO & SONS INC

POST OFFICE BOX 787

KEY WEST FL 33041-0787



RICK SCOTT
GOVERNOR

DISPLAY AS REQUIRED BY LAW

KEN LAWSON
SECRETARY

CITY OF KEY WEST, FLORIDA

Business Tax Receipt

This Document is a business tax receipt

Holder must meet all city zoning and use provisions.

P.O. Box 1409, Key West, Florida 33040 (305) 809-3955

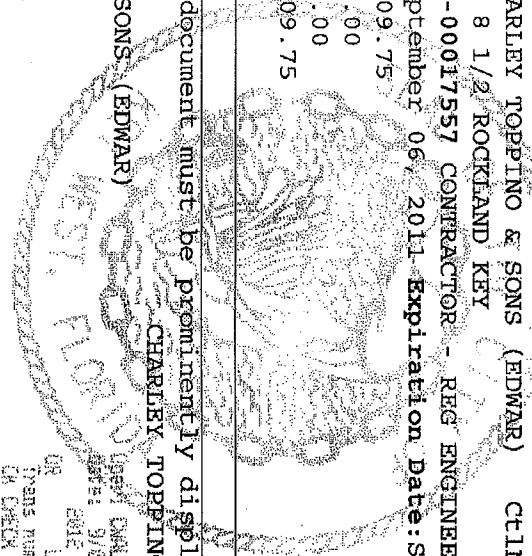
Business Name CHARLEY TOPPINO & SONS (EDWAR) CLINbr: 0005358
Location Addr MM 8 1/2 ROCKLAND KEY
Lic NBR/Class 12-00017557 CONTRACTOR - REG ENGINEERING I
Issue Date: September 06, 2011 Expiration Date: September 30, 2012
License Fee \$309.75
Add. Charges \$0.00
Penalty \$0.00
Total \$309.75

Comments:

This document must be prominently displayed.

CHARLEY TOPPINO & SONS, INC.

CHARLEY TOPPINO & SONS (EDWAR)
EDWARD TOPPINO
P.O. BOX 787
KEY WEST FL 33041



ISSUE DATE: 9/07/11 TIME: 10:29:00
OR TRANS NUMBER: 34253
OR CHECK
ISSUE DATE: 9/07/11 TIME: 10:29:00

CITY OF KEY WEST, FLORIDA

Business Tax Receipt

This Document is a business tax receipt
Holder must meet all City zoning and use provisions.
P.O. Box 1409, Key West, Florida 33040 (305) 809-3955

Business Name CHARLEY TOPPINO & S (FRANK RG) CtInBr:0005344
Location Addr 2011 FLAGLER AVE
Lic NBR/Class 12-00023997 CONTRACTOR - REG GENERAL
Issue Date: September 06, 2011 Expiration Date: September 30, 2012
License Fee \$309.75
Add. Charges \$0.00
Penalty \$0.00
Total \$309.75
Comments:

This document must be prominently displayed.

CHARLEY TOPPINO & S (FRANK RG)

FRANK P. TOPPINO

POB 787

KEY WEST FL 33041

ISSUE DATE: 9/06/11
ISSUE TIME: 10:20:30
ISSUE NO: 101472
ISSUE AMOUNT: \$309.75
ISSUE TYPE: REG GENERAL
ISSUE CLASS: 12-00023997
ISSUE LIC NBR: 12-00023997
ISSUE CITY: KEY WEST
ISSUE STATE: FL
ISSUE ZIP: 33041
ISSUE TRANS NO: 101472
ISSUE TRANS DATE: 9/06/11
ISSUE TRANS TIME: 10:20:30
ISSUE TRANS TYPE: OK CHECK
ISSUE TRANS AMOUNT: \$309.75

CITY OF KEY WEST, FLORIDA

Business Tax Receipt

This Document is a business tax receipt
Holder must meet all City zoning and use provisions.
P.O. Box 1409, Key West, Florida 33040 (305) 809-3955

Business Name CHARLEY TOPPINO & S (FRANK ENG CTINBr:0010428
Location Addr 2011 FLAGLER AVE
Lic NBR/Class 12-00023996 CONTRACTOR REG ENGINEERING I
Issue Date: September 06, 2011 Expiration Date: September 30, 2012
License Fee \$309.75
Add. Charges \$0.00
Penalty \$0.00
Total \$309.75
Comments:

This document must be prominently displayed.

CHARLEY TOPPINO & S (FRANK ENG
FRANK TOPPINO
P.O. BOX 787
KEY WEST FL 33041

CHARLEY TOPPINO & SONS, INC.

DATE: 9/07/11 TIME: 10:07:46
TYPE: IC DRAWING
RESIDENT NO: 101457
OR 110 0010428 1 \$309.75
TRANS NUMBER: 54252 2573241
ON LINE \$309.75

CITY OF KEY WEST
CERTIFICATE OF COMPETENCY

121 THIS IS TO CERTIFY THAT
Frank Toppino

is duly registered as a
General Contractor

in conformity with the regulations of the City of Key West

Date Issued: 10/01/11 Exp Date: 09/30/13

By: John P. W...
CHIEF BUILDING OFFICIAL

CITY OF KEY WEST
CERTIFICATE OF COMPETENCY

3064 THIS IS TO CERTIFY THAT
Frank Toppino

is duly registered as a
Engineering Contractor

in conformity with the regulations of the City of Key West

Date Issued: 10/01/11 Exp Date: 09/30/13

By: John P. W...
CHIEF BUILDING OFFICIAL

CITY OF KEY WEST
CERTIFICATE OF COMPETENCY

473 THIS IS TO CERTIFY THAT
Edward Toppino Sr.

is duly registered as a
Engineering Contractor

in conformity with the regulations of the City of Key West

Date Issued: 10/01/11 Exp Date: 09/30/13

By: John P. W...
CHIEF BUILDING OFFICIAL

**2011 / 2012
MONROE COUNTY BUSINESS TAX RECEIPT
EXPIRES SEPTEMBER 30, 2012**

Business Name: CHARLEY TOPPINO & SONS, INC.

RECEIPT # 30140-89799

Owner Name: FRANK TOPPINO
Mailing Address: BOX 787
KEY WEST, FL 33040

Business Location: MM 8-9 US HWY 1
KEY WEST, FL 33040

Business Phone: (CONT)
Business Type: CONTRACTORS (GEN CONT/ENGINEERING)

Rooms

Seats

Employees

Machines

Stalls

STATE LICENSE: ENGI 131A

Number of Machines	Transfer Fee	Sub-Total	Penalty	Prior Years	Collection Cost	Total Paid
	0.00	250.00	0.00	0.00	0.00	250.00

For Vending Business Only
Vending Type: STATE LICENSE: ENGI 131A

THIS RECEIPT MUST BE POSTED CONSPICUOUSLY IN YOUR PLACE OF BUSINESS

THIS BECOMES A TAX RECEIPT
WHEN VALIDATED

Danise D. Henriquez, GFC, Tax Collector
PO Box 1129, Key West, FL 33041

THIS IS ONLY A TAX.
YOU MUST MEET ALL
COUNTY AND/OR
MUNICIPALITY PLANNING
AND ZONING REQUIREMENTS.

**2011 / 2012
MONROE COUNTY BUSINESS TAX RECEIPT
EXPIRES SEPTEMBER 30, 2012**

RECEIPT # 30140-9142

Business Name: TOPPINO FRANK P

Owner Name: FRANK P TOPPINO
Mailing Address: PO BOX 787
KEY WEST, FL 33040

Business Location: US HWY 1
KEY WEST, FL 33040
Business Phone: 305-296-5606
Business Type: CONTRACTORS (GENERAL/ENGINEERING CONTRACTOR)

Rooms: _____ Seats: _____ Employees: 30 Machines: _____ Stalls: _____

STATE LICENSE: RG0045369/GC

Tax Amount	Transfer Fee	For Vending Business Only		Penalty	Prior Years	Collection Cost	Total Paid
		Number of Machines	Sub-Total				
125.00	0.00		125.00	0.00	0.00	0.00	125.00

Paid 123-10-00007868 08/26/2011 125.00

THIS RECEIPT MUST BE POSTED CONSPICUOUSLY IN YOUR PLACE OF BUSINESS

THIS BECOMES A TAX RECEIPT
WHEN VALIDATED

Danise D. Henriquez, CFC, Tax Collector
PO Box 1129, Key West, FL 33041

THIS IS ONLY A TAX.
YOU MUST MEET ALL
COUNTY AND/OR
MUNICIPALITY PLANNING
AND ZONING REQUIREMENTS.