

Notice to Bidder: Use Black Ink or Type For Completing the Form.

**BID**

**To:** The City of Key West  
**Address:** 525 Angela Street, Key West, Florida 33040  
**Project Title:** MOORING FIELD INSPECTIONS/REPLACEMENTS  
**Project:** IB #10-008

**BIDDER'S INFORMATION**

**Name:** INDUSTRIAL DIVERS CORP. Inc.

**Address:** 2640 Arbor Drive  
Fort Lauderdale, FL 33312

**Contact Name:** Rocco P. Galletta

**Email:** idc@bellsouth.net

**Telephone:** 954-523-2906

**Fax:** 954-587-6636

**Signature:** Rocco P. Galletta **Date:** 6/22/10

**BIDDER'S DECLARATION AND UNDERSTANDING**

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

The Bidder further declares that he/she has carefully examined the Contract Documents for the construction of the project, that he/she has personally inspected the site, that he/she has satisfied himself/herself 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

**BID FORM**

**IB #10-008: MOORING FIELD INSPECTIONS/REPLACEMENTS**

<u>ITEM</u>	<u>NO. UNITS</u>	<u>UNITS</u>	<u>\$ PER UNIT</u>	<u>TOTAL FOR ONE EVENT</u>
Inspection/ Replacement of mooring system	141	ea	\$ <u>140.<sup>60</sup>/<sub>100</sub></u>	\$ <u>19,825.<sup>00</sup>/<sub>100</sub></u>

**Total in Words:** Nineteen Thousand Eight Hundred Twenty Five<sup>00</sup>/<sub>100</sub>

\*Note: The above total price for Inspection/Replacement reflects the total cost for one inspection event and any necessary replacements. The award of the contract will be based on this price (lowest/responsive bidder). However, the City will enter into a three (3) year contract for two (2) inspections per year with the lowest/responsive bidder. Additional inspections may be requested at the above price due to storm or other events. The contract may be extended for two (2) years following the requirements set forth in the bid document.

**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:     No Subcontractors Used    

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Portion of Work: \_\_\_\_\_

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Portion of Work: \_\_\_\_\_

Name: \_\_\_\_\_

Address: \_\_\_\_\_

**BIDDER**

The name of the Bidder submitting this Bid is:     Industrial Divers Corp.    

Doing business at     2640 Arbor Drive    

City     Ft. Lauderdale     State     FL     Zip     33312    

Telephone No.     954-523-2906    

This address is where all communications concerning this Bid shall be sent.

**FLORIDA BID BOND**

BOND NO. Personal IDC money order

AMOUNT \$ \$1000. <sup>00</sup>/<sub>100</sub>

KNOW ALL MEN BY THESE PRESENTS, that

City of Key West, hereinafter called the PRINCIPAL, and Industrial Divers Corp, a corporation duly organized under the laws of the State of Florida having its principal place of business at 2640 Arbor Drive Ft. Lauderdale in the State of Florida and authorized to do business in the State of Florida, as SURETY, are held firmly bound unto hereinafter called the Obligee, in the sum of One Thousand and <sup>00</sup>/<sub>100</sub> DOLLARS (\$ 1000. <sup>00</sup>/<sub>100</sub>) for the payment for which we bind ourselves, our heirs, executors, administrators, successors, and assigns, jointly and severally, firmly by these presents..

THE CONDITION OF THIS BOND IS SUCH THAT:

WHEREAS, the PRINCIPAL is herewith submitting his or its Bid or Proposal for:

MOORING FIELD INSPECTIONS/REPLACEMENTS, said Bid or 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 labor, materials, (except those specifically furnished by the Owner), equipment, machinery, tools, apparatus, means of transportation for, and the performance of the work covered in the Bid or Proposal and the detailed Specifications entitled:

MOORING FIELD INSPECTION/REPLACEMENTS

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 five (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 five (5) 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 five (5) working days after written notice of such acceptance, enters into a written Contract with the OBLIGEE 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 22 day of, June 2010.

Rocco P. Gallitto  
PRINCIPAL

\_\_\_\_\_  
By

\_\_\_\_\_  
SURETY

\_\_\_\_\_  
Attorney-In-Fact

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

**PROJECT IB #10-008: MOORING FIELD INSPECTIONS/REPLACEMENTS**

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

1. This sworn statement is submitted with Bid, Proposal or Contract No. IB # 10-008  
for Industrial Divers Corp
  
2. This sworn statement is submitted by Rocco P. Galletta / Industrial Divers Corp.  
(Name of entity submitting sworn statement)  
whose business address is 2640 Arbor Drive, Fort Lauderdale,  
FL 33312 and (if applicable) its Federal  
Employer Identification Number (FEIN) is 592477510 (If the entity has no FEIN,  
include the Social Security Number of the individual signing this sworn statement.)
  
3. My name is Rocco P. Galletta and my relationship to  
(Please print name of individual signing)  
the entity named above is Vice 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 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, 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 a 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.)

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.

The entity submitting this sworn statement, or one or more of the officers, directors, executives, partners, shareholders, employees, members, or agents who are active in management of the entity, or an affiliate of the entity has been charged with no 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 Sate 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.)

Robert P. Galletta  
 (Signature)  
6/22/10  
 (Date)

STATE OF Florida  
 COUNTY OF Broward

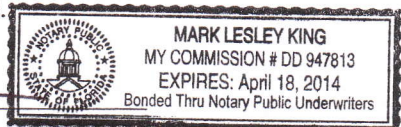
PERSONALLY APPEARED BEFORE ME, the undersigned authority,

Robert P. Galletta who, after first being sworn by me, affixed his/her signature in the  
 (Name of individual signing)

space provided above on this 22 day of June, 2010.

My commission expires: 4/18/14

Mark Lesley King  
 NOTARY PUBLIC



**ANTI-KICKBACK AFFIDAVIT**

**PROJECT IB #10-008: MOORING FIELD INSPECTIONS/REPLACEMENTS**

STATE OF FLORIDA                    )  
  : SS  
COUNTY OF MONROE                )

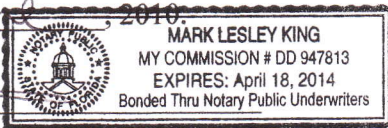
I, the undersigned hereby duly sworn, depose and say that no portion of the sum herein bid or proposal will be paid to any employees of the City of Key West as a commission, kickback, reward or gift, directly or indirectly by me or any member of my firm or by an officer of the corporation.

By: *Rocco P. Gallitto*

Sworn and subscribed before me this

22 day of June, 2010.

*[Handwritten Signature]*



NOTARY PUBLIC, State of Florida at Large

My Commission Expires: 4/18/14



NOT A "LOCAL VENDOR"

**LOCAL VENDOR CERTIFICATION PURSUANT TO CKW ORDINANCE 09-22  
SECTION 2-798**

The undersigned, as a duly authorized representative of the vendor listed herein, certifies to the best of his/her knowledge and belief, that the vendor meets the definition of a "Local Business." For purposes of this section, "local business" shall mean a business which:

- a. Principle address as registered with the FL Department of State located within 30 miles of the boundaries of the city, listed with the chief licensing official as having a business tax receipt with its principle address within 30 miles of the boundaries of the city for at least one year immediately prior to the issuance of the solicitation.
  - b. Maintains a workforce of at least 50 percent of its employees from the city or within 30 miles of its boundaries.
  - c. Having paid all current license taxes and any other fees due the city at least 24 hours prior to the publication of the call for bids or request for proposals.
- Not a local vendor pursuant to Ordinance 09-22 Section 2-798
  - Qualifies as a local vendor pursuant to Ordinance 09-22 Section 2-798

If you qualify, please complete the following in support of the self certification & submit copies of your County and City business licenses. Failure to provide the information requested will result in denial of certification as a local business.

Business Name

Phone:

Current Local Address:  
(P.O Box numbers may not be used to establish status)

Fax:

Length of time at this address

\_\_\_\_\_  
Signature of Authorized Representative

\_\_\_\_\_  
Date

STATE OF \_\_\_\_\_  
COUNTY OF \_\_\_\_\_

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

By \_\_\_\_\_, of \_\_\_\_\_  
(Name of officer or agent, title of officer or agent) Name of corporation acknowledging)  
or has produced \_\_\_\_\_ as identification  
(type of identification)

\_\_\_\_\_  
Signature of Notary

Return Completed form with  
Supporting documents to:  
City of Key West Purchasing

\_\_\_\_\_  
Print, Type or Stamp Name of Notary

\_\_\_\_\_  
Title or Rank

## *Industrial Divers Corporation*

2640 Arbor Drive  
Fort Lauderdale FL 33312

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(954) 523-2906 Office  
(954) 587-6636 Fax

June 22, 2010

- At least three (3) years of current or recent projects of similar work shall be provided (dates of works and contacts shall be included),

Broward County Department of Environmental Protection – Contact David Stout  
954-519-1452 – 15+ years of inspecting and maintaining the Broward County Mooring  
Buoy Systems.

Town Of Golden Beach – Contact Alex Diaz 305-932-0744 – Provide 5 watercraft  
exclusion buoys with permit numbers and markings at the Beach Pavilion June 2009.

Department of Environmental Protection – Contact Sara Thanner 305.372.6859  
Provide all labor, equipment and materials to assemble and install 18" Stainless Steel  
Rods with eye bolts, drilled and cemented into the reef substrate in the City of Miami  
May 2009

The names of the principal officers of the Corporation submitting this Bid, or of the Partnership, or of all persons interested in this Bid as Principals are as follows:

Name	Title
<u>Frances M. Galletta</u>	<u>President</u>
<u>Rocco P. Galletta</u>	<u>Vice President</u>

**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 22 day of June, 2010.

(SEAL)

Name of Corporation Industrial Divers Corp.

By: Rocco P. Galletta

Title: Vice President

Attest: Frances Galletta

Secretary

**If Sole Proprietor or Partnership**

IN WITNESS hereto the undersigned has set his/her/its hand this \_\_\_\_\_ day of \_\_\_\_\_, 2010.

Signature of Bidder \_\_\_\_\_

Title \_\_\_\_\_