

NOTE TO BIDDER: Use preferably BLACK ink for completing this BID form.

BID

To: The City of Key West

Address: 3126 Flagler Street, Key West, Florida 33041

Project Title: REPLACE FENCING AT CLAYTON STERLING COMPLEX
ITB # 024-16

Bidder's contact person for additional information on this BID:

Company Name: Island Fence

Contact Name & Telephone #: Daniel Galvan 305-509-3375

Email Address: IslandLandscaping@gmail.com

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 has carefully examined the Contract Documents for the construction of the project, that he has personally inspected the site, 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 Bid is made according to the provisions and under the terms of the Contract Documents, which Documents are hereby made a part of this Bid.

CONTRACT EXECUTION AND BONDS

The Bidder agrees that if this Bid 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 Bid, 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.

TOTAL LUMP SUM BASE BID:

1 LS ITB# 024-16, REPLACE FENCING AT CLAYTON STERLING COMPLEX FIELD A

\$ 8000.⁰⁰

Eighteen thousand Dollars & 00 Cents
(amount written in words)

2 LS ITB# 024-16, REPLACE FENCING AT CLAYTON STERLING COMPLEX FIELD B

\$ 6500.⁰⁰

Six thousand Five hundred Dollars & 00 Cents
(amount written in words)

3 LS ITB# 024-16, REPLACE FENCING AT CLAYTON STERLING COMPLEX FIELD C

\$ 7000.⁰⁰

Seven thousand Dollars & 00 Cents
(amount written in words)

4 LS ITB# 024-16, REPLACE FENCING AT CLAYTON STERLING COMPLEX FIELD D

\$ 7000.⁰⁰

Seven thousand Dollars & 00 Cents
(amount written in words)

5 LS ITB# 024-16, REPLACE FENCING AT CLAYTON STERLING COMPLEX HITTING STATIONS

\$ 1000.⁰⁰

One thousand Dollars & 00 Cents
(amount written in words)

GRAND LUMP SUM TOTAL OF ITEMS 1, 2, 3, 4 AND 5

\$ 29,500.⁰⁰

Twenty nine thousand five hundred Dollars & 00 Cents
(amount written in words)

The Bidder shall submit a Schedule of Values with the Bid. It shall be broken down by trade and type of work and it shall be used as a basis for payment. The Bidder will be considered non-responsive if Schedule of Values is not included in Bid package.

NOTE: THE TOTAL LUMP SUM BASE BID WILL BE THE BASIS OF EVALUATING LOW BIDDER AND BASIS OF AWARD

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

Remove Fencing install Rail

Dispose of Fence

install Fence

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:

NO Subs
Name

BIDDER

The name of the Bidder submitting this Bid is

Daniel Galvan Island Fence doing business at
1109 17th TERR, Key West, Fl. 33040
Street City State Zip


which is the address to which all communications concerned with this Bid and with the Contract shall be sent.

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:

Daniel Galvan _____

If Sole Proprietor or Partnership

IN WITNESS hereto the undersigned has set his (its) hand this 8 day of June 2016.


Signature of Bidder

President
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 8 day of June 2016.

(SEAL)

GOC, inc
Name of Corporation

By Daniel Galvan
Title President
Attest _____
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.)

TOPINO'S multiple projects
Island Home Builders
Monroe county
City of Key West

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: Daniel Galvan

Sworn and subscribed before me this 8 day of June, 2016.

NOTARY PUBLIC, State of Florida at Large

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 Bid for Replace Fenceias
At clayton Sterling complex ITB # 024-16

2. This sworn statement is submitted by Island Fence
(Name of entity submitting sworn statement)

whose business address is 1109 17th TERR
Key West FL 33090

and (if applicable) its Federal Employer Identification Number (FEIN) is 20-5148320

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

3. My name is Daniel Gadoan
(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 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

- a. A predecessor or successor of a person convicted of a public entity crime; or
 - b. 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.)

[Signature]
(Signature)
6-8-16
(Date)

STATE OF Florida

COUNTY OF Manatee

PERSONALLY APPEARED BEFORE ME, the undersigned authority,

Daniel Golevar who, after first being sworn by me, affixed his/her
(Name of individual signing)

Signature in the space provided above on this 8 day of June, 2016.

My commission expires:

Klara Vyhidalova
NOTARY PUBLIC




INDEMNIFICATION

To the fullest extent permitted by law, the CONTRACTOR expressly agrees to indemnify and hold harmless the City of Key West, their officers, directors, agents, and employees (herein called the "indemnitees") from liabilities, damages, losses and costs, including, but not limited to, reasonable attorney's fees and court costs, such legal expenses to include costs incurred in establishing the indemnification and other rights agreed to in this Paragraph, to persons or property, to the extent caused by the negligence, recklessness, or intentional wrongful misconduct of the CONTRACTOR, its Subcontractors or persons employed or utilized by them in the performance of the Contract. Claims by indemnitees for indemnification shall be limited to the amount of CONTRACTOR's insurance or \$1 million per occurrence, whichever is greater. The parties acknowledge that the amount of the indemnity required hereunder bears a reasonable commercial relationship to the Contract and it is part of the project specifications or the bid documents, if any.

The indemnification obligations under the Contract shall not be restricted in any way by any limitation on the amount or type of damages, compensation, or benefits payable by or for the CONTRACTOR under workers' compensation acts, disability benefits acts, or other employee benefits acts, and shall extend to and include any actions brought by or in the name of any employee of the CONTRACTOR or of any third party to whom CONTRACTOR may subcontract a part or all of the Work. This indemnification shall continue beyond the date of completion of the work.

CONTRACTOR: Island Fence SEAL:

1109 17th TERR Key West FL 33040
Address


Signature

Daniel Galvan
Print Name

President
Title

DATE: 6-8-16

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 Bids.
 - 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 Island Tenor Phone: 305-509-3375

Current Local Address: 1109 17th TERR NW. Fax: _____
(P.O Box numbers may not be used to establish status)

Length of time at this address: 35 yrs

[Signature] Date: 6-8-16
Signature of Authorized Representative


STATE OF _____ COUNTY OF _____

The foregoing instrument was acknowledged before me this 8 day of June, 2016.

By Klara Vyhlidalova, of _____
(Name of officer or agent, title of officer or agent) (Name of corporation acknowledging)

or has produced identification _____ as identification
(Type of identification)

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

[Signature]
Signature of Notary

Print, Type or Stamp Name of Notary

Title or Rank

EQUAL BENEFITS FOR DOMESTIC PARTNERS AFFIDAVIT

STATE OF Florida)
 : SS
COUNTY OF Marlboro)

I, the undersigned hereby duly sworn, depose and say that the firm of Island Fear provides benefits to domestic partners of its employees on the same basis as it provides benefits to employees' spouses per City of Key West Ordinance Sec. 2-799.

By: [Signature]
Daniel Galvan

Sworn and subscribed before me this

8 Day of June, 2016.

[Signature]
NOTARY PUBLIC, State of _____ at Large

My Commission Expires: 1/21/20



CONE OF SILENCE AFFIDAVIT

STATE OF Florida)
 : SS
COUNTY OF Monroe)

I the undersigned hereby duly sworn depose and say that all owner(s), partners, officers, directors, employees and agents representing the firm of Island Fence have read and understand the limitations and procedures regarding communications concerning City of Key West issued competitive solicitations pursuant to City of Key West Ordinance Section 2-773 Cone of Silence

Sworn and subscribed before me this

8 Day of June, 2016.

Klara Vyhldalova

NOTARY PUBLIC, State of Florida at Large

My Commission Expires: 1/21/20



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. | [<input checked="" type="checkbox"/>] |
| 2. | All blank spaces in Bid filled in, using black ink. | [<input checked="" type="checkbox"/>] |
| 3. | Total and unit prices added correctly and attached Schedule of Values | [] |
| 4. | Addenda acknowledged. | [] |
| 5. | Subcontractors are named as indicated in the Bid. | [] |
| 6. | Experience record included. | [] |
| 7. | Bid signed by authorized officer. | [] |
| 8. | Bid Bond completed and executed, including power-of-attorney dated the same date as Bid Bond. | [] |
| 9. | Bidder familiar with federal, state, and local laws, ordinances, rules and regulations affecting performance of the work. | [] |
| 10. | Bidder, if successful, able to obtain and/or demonstrate possession of required licenses and certificates within (10) ten calendar days after receiving a Notice of Award. | [] |
| 11. | BID submitted intact with the volume entitled "Bidding Requirements" and "Contract Forms", 1 original, and 2 flash drives as stated in the invitation to bid. | [] |
| 12. | Bid Documents submitted in sealed envelope and addressed and labeled in conformance with the instructions in the Invitation to Bid. | [] |