

BID

To: City of Rock Hill, South Carolina, Utility Department, PO Box 11706, Rock Hill, SC 29731-1706 (349 Columbia Avenue, Rock Hill, SC 29730)

Gentlemen:

The undersigned, having familiarized (himself) (themselves) (itself) with the existing conditions on the Project Area affecting the cost of the work and with the Contract Documents, which include an Invitation for Bids, Instructions to Bidders, the Form of Bid, the Form of Bid Bond, the Form of Contract (or Agreement), Form of Non-Collusion Affidavit, Addenda (if any), General Conditions, Technical Specifications, Drawings (as listed in the Schedule of Drawings), and Form of Surety Bond or Bonds as prepared by:

The City of Rock Hill, South Carolina and BP Barber

and on file in the office of the Engineer, hereby proposes to furnish all supervision, technical personnel, labor, materials, machinery, tools, appurtenances, equipment, and services, including utility and transportation services required to construct and complete:

Walker's Ridge Gravity Sewer Replacement

The Bidder will complete the work for the following unit price(s):

ITEM NO.	DESCRIPTION	QTY	UNIT	UNIT PRICE (\$)	TOTAL AMOUNT (\$)
1	12" Ductile Iron Sewer				
A	0-6' Deep	1,413.3	LF	54 ⁵⁰	77,024 ⁸⁵
B	6-8' Deep	411	LF	54 ⁵⁰	22,399 ⁵⁰
C	8-10' Deep	134	LF	55 ⁵⁰	7,437 ⁰⁰
D	10-12' Deep	98	LF	56 ⁵⁰	5,537 ⁰⁰
2	4' Diameter Manholes				
A	0-6' Deep	7	EA	1,500 ⁰⁰	10,500 ⁰⁰
B	6-8' Deep	3	EA	1,700 ⁰⁰	5,100 ⁰⁰
3	Build 5' Dia. Manhole Over Exist. 18" Sewer. Sta. 0+00 Line "A".	1	EA	2,400 ⁰⁰	2,400 ⁰⁰
4	Core Exist. Manhole, Reshape Invert & Plug Exist. 8". Sta.20+56.3-Line "A"	1	EA	800 ⁰⁰	800 ⁰⁰
5	Core Exist. Manhole, Reshape Invert & Plug Exist. 8". Sta. 0+34-Line "B"	1	EA	800 ⁰⁰	800 ⁰⁰
6	Build 4' Dia. Manhole Over Exist. 8" Sewer. Sta. 20+35.3.	1	EA	2,000 ⁰⁰	2,000 ⁰⁰
7	New 24" RCP W/ New Outlet Stabilization Structure, Fill Area Over	1	LS		1,350 ⁰⁰
8	New 36" RCP W/ New Outlet Stabilization Structure, Fill Area Over	1	LS		1,550 ⁰⁰
9	Service Lateral	10	EA	800 ⁰⁰	8,000 ⁰⁰
10	Rock Excavation	250	CY	65 ⁰⁰	16,250 ⁰⁰

ITEM NO.	DESCRIPTION	QTY	UNIT	UNIT PRICE (\$)	TOTAL AMOUNT (\$)
11	Provide Suitable Backfill for Gravity Sewer	250	CY	15 ⁰⁰	3,750 ⁰⁰
12	Removal and Abandonment of Existing Sewer	1	LS		5,000 ⁰⁰
13	Silt Fence	2,500	LF	3 ⁵⁰	8,750 ⁰⁰
BID TOTAL					178,648³⁵

In submitting this Bid, the Bidder understands that the right is reserved by the City of Rock Hill to reject any and all Bids, to accept any Bid submitted, to waive any informalities, and to negotiate with the low Bidder or Bidders on any changes which it considers necessary or desirable for its own interests. If written notice of the acceptance of the bid is mailed, telegraphed, or delivered to the undersigned within 60 days after the opening thereof, or at any time thereafter, before the Bid is withdrawn, the undersigned agrees to execute and deliver an agreement in the prescribed form and furnish the required bond within ten (10) days after the Agreement is presented to him for signature.

Security in the form of (20% bid bond) (attached) is submitted herewith in accordance with the Instructions to Bidders.

Attached hereto is an affidavit in proof that the undersigned Bidder has not entered into a collusive agreement with any person in respect to this Bid or any other Bid or the submitting of Bids for the Contract for which this Bid is submitted.

CONSTRUCTION TIME AND LIQUIDATED DAMAGES:

The Bidder states that he understands that the work must be substantially completed within 100 days after the date set forth in the Notice to Proceed and final completed within 20 days of Substantial Completion.

The Bidder understands that liquidated damages in the amount of One Hundred Fifty Dollars (\$150.00) shall be assessed for each consecutive calendar day for unauthorized delays beyond the contract time prior to Substantial Completion. The bidder further understands that liquidated damages in the amount of Seventy-five Dollars (\$75.00) shall be assessed for each consecutive calendar day for unauthorized delays beyond the contract time after Substantial Completion that Final Completion has not been obtained.

CONTRACTOR'S QUALIFICATION STATEMENT:

Attached hereto is a completed Contractor's Qualification Statement, AIA Document A305. Contractor is to complete and attach AIA Document A305 to his bid.

CONTRACTOR'S LICENSE:

The undersigned further states that he is a duly licensed Contractor, for the type of work proposed, in the State of South Carolina, and that all fees, permits, etc. pursuant to the submission of this proposal have been paid in full.

ADDENDA:

The undersigned acknowledges receipt of the following addenda, which will be considered as part of the Contract Documents:

Addendum No. 1 Dated 1-5-11
Addendum No. _____ Dated _____
Addendum No. _____ Dated _____

IN WITNESS HEREOF, this 13th day of January, 2011, the undersigned hereby certifies that (s)he is a duly authorized representative of the Bidder and as such hereby submits the within Bid on (his) (their) (its) behalf pursuant to the authority of its governing body.

WITNESSES:

Dustin Parikh
(Seal)
Witness No. 1
Don Esp
Witness No. 2

(Name of Bidder)

By: Julian P. Rogers, III

Typed Name: Julian P. Rogers, III

Title: President / Rogers Grading, Inc.

Address of Bidder: 4183 Mockingbird Ln.
Rock Hill, S.C. 29730

Contractor's License No.: G-12377

ATTEST: Mary B. Rogers
Corporate Secretary

NON-COLLUSION AFFIDAVIT OF PRIME BIDDER

State of S.C.

County of York

Julian P. Rogers, II being first duly sworn, deposes and says that:

- 1.) (S)he is President of Rogers Grading, Inc. the Bidder that has submitted the attached Bid;
- 2.) (S)he is fully informed respecting the preparation and contents of the attached Bid and of all pertinent circumstances respecting such Bid;
- 3.) Neither the said Bidder nor any of its officers, partners, owners, agents, representatives, employees or parties in interest, including this affiant, has in any way colluded, conspired, connived or agreed, directly or indirectly with any other Bidder, firm or person to submit a collusive or sham Bid in connection with the Contract for which the attached Bid has been submitted or to refrain from bidding in connection with such Contract, or has in any manner, directly or indirectly, sought by agreement or collusion or communication or conference with any other Bidder, firm or person to fix the price or prices in the attached Bid or of any other Bidder, or to fax any overhead, profit or cost element of the Bid price or the Bid price of any other Bidder, or to secure through any collusion, conspiracy, conveyance or unlawful agreement any advantage against the City of Rock Hill, South Carolina or any person interested in the proposed contract;
- 4.) The price or prices quoted in the attached Bid are fair and proper and are not tainted by any collusion, conspiracy, connivance, or unlawful agreement on the part of the Bidder or any of its agents, representatives, owners, employees, or parties in interest, including this affiant.

(Signed) Julian P. Rogers, II
President
(Title)

Subscribed and sworn to before me this 13th day of January, 2011

Mary R. Rogers
S.C. Notary
(Title)

My commission expires March 25, 2013

PROOF OF COMPETENCY

The undersigned bidder requests that he be excused from submitting a new Proof of Competency form because

(1) Proof of Competency was submitted to the Owner 10/26/10 ;
Office to which form was submitted: _____ ;
Project name: S.C. Hwy 322 and Meadows Lake Rd; and
Water Main Extension

(2) There are no material changes in the information submitted previously as identified above.

Undersigned further agrees to submit a new form at any time after opening bids on this project

(1) until a contract is awarded and accepted by another bidder or

(2) until a contract with the undersigned is complete.

Signature of bidder:

Julian P. Rogers, III
Date: 1-13-11

Rogers Grading, Inc.
4183 Mockingbird Lane
Rock Hill, SC 29730

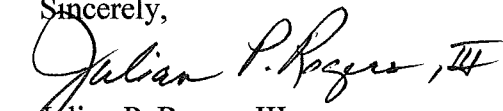
January 12, 2011

Re: Walker's Ridge Gravity Sewer Replacement

To Whom It May Concern:

As President of Rogers Grading Inc., I, Julian P. Rogers III maintains that our company does not discriminate against age, race, religion, sex, or national origin.

Sincerely,


Julian P. Rogers III
President: Rogers Grading Inc.



POWER OF ATTORNEY

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

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

Attorney-In Fact No. 214725

Certificate No. 002986648

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

Jeannie A. Albus, Thomas M. Albus, and Buck Leigh

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

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 6th day of May, 2009.

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

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



State of Connecticut
City of Hartford ss.

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

On this the 6th day of May, 2009, before me personally appeared George W. Thompson, who acknowledged himself to be the Senior Vice President of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

In Witness Whereof, I hereunto set my hand and official seal. My Commission expires the 30th day of June, 2011.



[Signature]
Marie C. Tetreault, Notary Public

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

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

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

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

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

I, Kori M. Johanson, the undersigned, Assistant Secretary, of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 13 day of January, 2011.


Kori M. Johanson, Assistant Secretary



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