

Bid Form Checklist

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| <input checked="" type="checkbox"/> Bid Form #1 | |
| <input checked="" type="checkbox"/> Bid Form #2 | |
| <input checked="" type="checkbox"/> Bid Form #3 | Drug free Workplace |
| <input checked="" type="checkbox"/> Bid Form #4 | Buy American Certificate |
| <input checked="" type="checkbox"/> Bid Form #5 | Contractor's License |
| <input checked="" type="checkbox"/> Bid Form #6 | Vendor's Certificate |
| <input checked="" type="checkbox"/> Bid Form #7 | Certification of primary participant |
| <input checked="" type="checkbox"/> Bid Form #8 | Certification of Restrictions on lobbying |
| <input checked="" type="checkbox"/> Bid Form #9 | Contractor's Plan for DBE Participation |
| <input checked="" type="checkbox"/> Bid Form #10 | DBE Participation Confirmation Certification |
| <input checked="" type="checkbox"/> Purchasing Affidavit | |



BID
BF#1

Proposal of Lombardi Development Co. hereinafter called
Bidder, organized and existing under the laws of the State of West Virginia doing business
as Lombardi Development, A CORPORATION *. To the West Virginia
Division of Public Transit, hereinafter called OWNER.

In compliance with you Advertisement for Bids, Bidder hereby proposed to perform all work for the new
construction of a Administrative Office and Bus Maintenance Facility in Grantsville, Calhoun County,
West Virginia in strict accordance with the Contract Documents, within the time and at the prices stated
herein.

By submission of this Bid, each Bidder certifies, and in the case of a joint Bid, each party hereto certifies
as to his own organization, that this Bid has been arrived at independently, without consultation,
communication, or agreement as to any matter relating to this Bid with any other Bidder or with any
competitor.

Bidder hereby agrees to commence work under this Contract on or before a date to be specified in the
Notice to Proceed and to obtain substantial completion and final completion for the Project as called for
in these Contract Documents.

NOTE: Bids include all applicable taxes, permits, and fees.

* Insert "a corporation," "a partnership," or "an individual" as applicable.

BASE BID: ONE Million Two Hundred seventy Four THOUSAND Nine Hundred Dollars

(Amount to be shown in both words and numbers) \$ 1,274,900.⁰⁰

Bid Form #2

GENERAL CONTRACTOR

GENERAL WORK This price to include all work shown and noted in the contrast documents. The General Contractor shall be responsible for the coordination, scheduling, and normal administrative activities of the project.

In the event of a difference between the written amount and the number amount, the written amount shall prevail.

The bidder understands that to the extent allowed by applicable codes, the Owner reserves the right to waive any informality or irregularity in any bid or bids and to reject any or all bids in the whole or in part; to reject a bid not accompanied by the required bid security or by other data required by the bidding documents; to reject any condition of the bid by the bidder that is in any way inconsistent with the requirements, terms, and conditions of the bidding documents; or to reject a bid that is in any way incomplete or irregular.

The bidder, if successful and awarded a contract, agrees that the work is to be substantially complete 305 days after Notice to Proceed is issued or 15 days after the encumbrance date of the Purchase Order if Notice to Proceed has not been received. The bidder agrees to achieve Final Completion within 60 consecutive calendar days after the substantial completion. Liquidated damages shall be assessed at a rate of \$200.00 per day if substantial completion is not obtained within 305 days calendar days of the Contractor's proceed date and liquidated damages shall be assessed at \$100.00 per day if final completion is not achieved within 60 calendar days of substantial completion.

Karolene Lombardi 3-8-12
Authorized Signature Date
Vice President
Title



Id Form #3



**State of West Virginia
DRUG FREE WORKPLACE CONFORMANCE AFFIDAVIT
West Virginia Code §21-1D-5**

STATE OF WEST VIRGINIA,

COUNTY OF Hancock, TO-WIT:

I, Karolee D. Lombardi, after being first duly sworn, depose and state as follows:

1. I am an employee of Lombardi Development; and,
(Company Name)
2. I do hereby attest that Lombardi Development
(Company Name)

maintains a valid written drug free workplace policy and that such policy is in compliance with **West Virginia Code §21-1D-5**.

The above statements are sworn to under the penalty of perjury.

Lombardi Development
(Company Name)

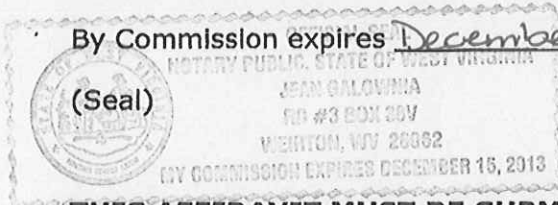
By: Karolee D. Lombardi

Title: Vice President

Date: 3-8-12

Taken, subscribed and sworn to before me this 8th day of March 2012.

By Commission expires December 15, 2013



Jean Galowina
(Notary Public)

THIS AFFIDAVIT MUST BE SUBMITTED WITH THE BID IN ORDER TO COMPLY WITH WV CODE PROVISIONS. FAILURE TO INCLUDE THE AFFIDAVIT WITH THE BID SHALL RESULT IN DISQUALIFICATION OF THE BID.

BID FORM #4

BUY AMERICA CERTIFICATION

Bidder or offerer to complete correct certification.

Certificate of Compliance with Section 165(a)

The bidder or offerer hereby certifies that it will comply with the requirements of section 165(a) of the Surface Transportation Act of 1982, as amended, and the applicable regulations in 49 CFR part 661.

3-8-12
Date
Karolee D. Lombardi
Authorized Signature
Lombardi Development
Company Name
Karolee D. Lombardi
Name
Vice President
Title

Certificate for Non-Compliance with Section 165(a)

The bidder or offerer hereby certifies that it cannot comply with the requirements of section 165(a) of the Surface Transportation Assistance Act of 1982, as amended, but it may qualify for an exception to the requirement pursuant to section 165(b)(2) or (b)(4) of the Surface Transportation Act of 1982, as amended, and the regulations in 49 CFR 661.7.

Date

Authorized Signature

Company Name

Name

Title

BID FORM #5

CONTRACTOR'S LICENSE

WEST VIRGINIA STATE CODE 21-11-2 REQUIRES THAT ALL PERSONS DESIRING TO PERFORM CONTRACTING WORK IN THIS STATE MUST BE LICENSED. THE WEST VIRGINIA CONTRACTORS' LICENSING BOARD IS EMPOWERED TO ISSUE THE CONTRACTOR'S LICENSE. APPLICATIONS FOR A CONTRACTOR'S LICENSE MAY BE MADE BY CONTACTING THE WEST VIRGINIA DIVISION OF LABOR, CAPITOL COMPLEX, BUILDING 3, ROOM 319, CHARLESTON WV 25305. TELEPHONE: (304) 558-7890

WEST VIRGINIA STATE CODE 21-11-11 REQUIRES ANY PROSPECTIVE BIDDER TO INCLUDE THE CONTRACTOR'S LICENSE NUMBER ON THEIR BID.

BIDDER TO COMPLETE AND SUBMIT WITH BID:

CONTRACTOR'S NAME: Lombardi Development

CONTRACTOR'S LICENSE NUMBER: WV030137

THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FURNISH A COPY OF THEIR CONTRACTOR'S LICENSE PRIOR TO THE ISSUANCE OF A PURCHASE ORDER/CONTRACT.

CONTRACTOR LICENSE

Authorized by the

West Virginia Contractor Licensing Board

Number: WV030137

Classification:

GENERAL BUILDING

LOMBARDI DEVELOPMENT COMPANY INC
DBA LOMBARDI DEVELOPMENT COMPANY INC
820 DOMEGAL DRIVE EAST
COLLANSBEE, WV 26037

Date Issued

AUGUST 25, 2011

Expiration Date

AUGUST 25, 2012


Authorized Company Signature


Chair, West Virginia Contractor
Licensing Board

**WEST VIRGINIA
CONTRACTOR
LICENSING
BOARD**

This license, or a copy thereof, must be posted in a conspicuous place at every construction site where work is being performed. This license number must appear in all advertisements, on all bid submissions and on all fully executed and binding contracts. This license cannot be assigned or transferred by licensee. Issued under provisions of West Virginia Code, Chapter 21, Article 11.

BID FORM # 6

**VENDOR'S CERTIFICATION OF
UNDERSTANDING AND ACCEPTANCE**

The Contractor hereby certifies that all Technical Specifications and Contract Terms and Conditions have been carefully reviewed, are fully understood and shall be adhered to in performance and completion of any contract resulting from this bid.

3-8-12

Date

Karolee D. Lombardi

Authorized Signature

Vice President

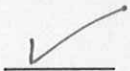
Title

Lombardi Development

Company Name

SPECIFICATION COMPLIANCE

NOTE: Please check if what is offered is in exact compliance with specifications. Any discrepancies must be listed as an attachment to the bid proposal. Exact dimensions and/or descriptions must be provided as a part of the Contractor's bid proposal when submitted.



Bid proposal submitted meets and/or exceeds all specification requirements.



Bid proposal submitted contains deviations from specification requirements. Detailed descriptions of these deviations have been provided with this bid proposal.

BID FORM #7

**CERTIFICATION OF PRIMARY PARTICIPANT REGARDING
DEBARMENT, SUSPENSION, AND OTHER RESPONSIBILITY MATTERS**

The Primary Participant (applicant for an FTA grant or cooperative agreement, or potential contractor for a major third party contract),

Lombardi Development (COMPANY NAME) certifies to the best of its knowledge and belief, that it and its principals:

1. Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency;
2. Have not within a three-year period preceding this proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; 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;
3. Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State or local) with commission of any of the offenses enumerated in paragraph (2) of this certification; and
4. Have not within a three-year period preceding this application/proposal had one or more public transactions (Federal, State or local) terminated for cause or default.

... if the primary participant (applicant for an FTA grant, or cooperative agreement, or potential third party contractor) is unable to certify to any of the statements in this certification, the participant shall attach an explanation to this certification.)

THE PRIMARY PARTICIPANT (APPLICANT FOR AN FTA GRANT OR COOPERATIVE AGREEMENT, OR POTENTIAL CONTRACTOR FOR A MAJOR THIRD PARTY CONTRACT),

Lombardi Development, CERTIFIES OR AFFIRMS THE TRUTHFULNESS AND ACCURACY OF THE CONTENTS OF THE STATEMENTS SUBMITTED ON OR WITH THIS CERTIFICATION AND UNDERSTANDS THAT THE PROVISIONS OF 31 U.S.C. SECTIONS 3801 ET SEQ. ARE APPLICABLE THERETO.

Karolee D. Lombardi, V.P.
Signature and Title of Authorized Official

BID FORM #8

CERTIFICATION OF RESTRICTIONS ON LOBBYING

The undersigned (Vendor, Contractor) certifies, to the best of his or her knowledge and belief, that:

1. No Federal appropriated funds have been paid or will be paid by or on behalf of the undersigned, to any person for influence or attempt to influence an officer or employee of any Federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress regarding the award of a Federal grant, loan (including a line of credit), cooperative agreement, loan guarantee, or loan insurance, or the extension, continuation, renewal, amendment, or modification of any Federal grant, loan (including a line of credit), cooperative agreement, loan guarantee, or loan insurance.
2. If any funds other than Federal appropriated funds have been or will be paid to any person to influence or attempt to influence an officer or employee of any Federal agency, a Member of Congress, an officer or employee of Congress, or any employee of a Member of Congress in connection with any application for a Federal grant, loan (including a line of credit), cooperative agreement, loan guarantee, or loan insurance, the undersigned assures that it will complete and submit Standard Form-LLL, "Disclosure of Lobbying Activities," Rev. 7-97; and
3. The undersigned understands that the language of this certification shall be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, subagreements, and contracts under grants, loans (including a line of credit), cooperative agreements, loan guarantees, and loan insurance.

Undersigned understands that this certification is a material representation of fact upon which reliance is placed by the Federal government and that submission of this certification is a prerequisite for providing a Federal grant, loan (including a line of credit), cooperative agreement, loan guarantee, or loan insurance for a transaction covered by 31 U.S.C. 1352. The undersigned also understands that any person who fails to file a required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

The (Vendor, Contractor) Lombardi Development, certifies or affirms the truthfulness and accuracy of each statement of its certification and disclosure, if any. In addition, the (Vendor, Contractor) understands and agrees that the provisions of 31 U.S.C. §§ 3801, et seq., apply to this certification and disclosure.

3-8-12 Karolee W. Lombardi
Date Authorized Signature

Vice President
Title

Bid Form #9

WEST VIRGINIA DEPARTMENT OF TRANSPORTATION
 DIVISION OF PUBLIC TRANSIT
DISADVANTAGED BUSINESS ENTERPRISE UTILIZATION

CONTRACTOR'S PLAN FOR DBE PARTICIPATION

[1] DBE Sub-Contractor or Supplier	[2] Contractor's Description of Work to be Performed	[3] Relevant Type of Work (from DBE Directory)	[4] Total Cost
NORTH CENTRAL PAVING CO.	ASPHALT PAVING	ASPHALT PAVING	90,620. ⁰⁰

[5] CONTRACTOR'S DBE GOAL: TOTAL COST OF ALL DBE PARTICIPATIONS 90,620.⁰⁰ PERCENT OF TOTAL BID AMOUNT: 7%

EXPLANATORY NOTES:

- "DBE Sub-Contractor or supplier" (column [1]), for the purpose of this certificate, means a disadvantaged business as defined by Special Provisions in this Proposal.
- If material is to be supplied, the figure in column [4] shall not exceed 60% of the actual cost unless the material is manufactured by a DBE; if material IS manufactured by a DBE, 100% of the cost may be recorded.
- If material is not supplied by a regular dealer as defined in 49 C.F.R. 26.556(2)(ii), the figure in column [4] shall only include a reasonable and customary fee or commission for providing a bona fide service.
- For line [5], enter the total cost of DBE participation and the percentage of the total contract bid amount that this total DBE cost represents.
- The Contractor shall submit written and signed documentation of commitment (Bid form 9) to use a DBE subcontractor whose participation the contractor proposes to meet a contract goal.
- The Contractor shall submit written and signed confirmation from the DBE (Bid form 10) that it is participating in the contract as provided in the prime contractor's commitment.

Authorized Signature Kawle D. Lombardi Title Vice President

BID FORM #10

DISADVANTAGED BUSINESS ENTERPRISE PARTICIPATION CONFIRMATION CERTIFICATION

^{# 10}
NOTE: BID FORM #10 MUST BE INCLUDED FROM EACH DBE SUBCONTRACTOR/SUPPLIER THAT IS PARTICIPATING IN THE CONTRACT.*

This DBE subcontractor/supplier confirms that he/she is participating in the contract as provided in the prime Contractor's Plan For DBE Participation (Bid Form #9). Signature on this form does not constitute a contract between the prime contractor and subcontractor/supplier.

March 6, 2012
Date

Patty Johnson
Authorized Signature

Pres.
Title

North Central Paving, Inc.
Company Name

*Please make as many copies of this bid form as needed.

STATE OF WEST VIRGINIA
Purchasing Division**PURCHASING AFFIDAVIT**

West Virginia Code §5A-3-10a states: No contract or renewal of any contract may be awarded by the state or any of its political subdivisions to any vendor or prospective vendor when the vendor or prospective vendor or a related party to the vendor or prospective vendor is a debtor and the debt owed is an amount greater than one thousand dollars in the aggregate.

DEFINITIONS:

"Debt" means any assessment, premium, penalty, fine, tax or other amount of money owed to the state or any of its political subdivisions because of a judgment, fine, permit violation, license assessment, defaulted workers' compensation premium, penalty or other assessment presently delinquent or due and required to be paid to the state or any of its political subdivisions, including any interest or additional penalties accrued thereon.

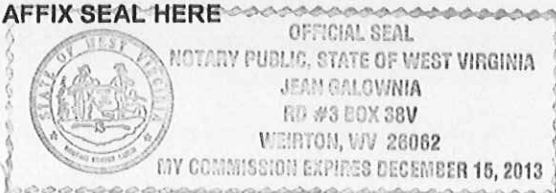
"Debtor" means any individual, corporation, partnership, association, limited liability company or any other form or business association owing a debt to the state or any of its political subdivisions. "Political subdivision" means any county commission; municipality; county board of education; any instrumentality established by a county or municipality; any separate corporation or instrumentality established by one or more counties or municipalities, as permitted by law; or any public body charged by law with the performance of a government function or whose jurisdiction is coextensive with one or more counties or municipalities. "Related party" means a party, whether an individual, corporation, partnership, association, limited liability company or any other form or business association or other entity whatsoever, related to any vendor by blood, marriage, ownership or contract through which the party has a relationship of ownership or other interest with the vendor so that the party will actually or by effect receive or control a portion of the benefit, profit or other consideration from performance of a vendor contract with the party receiving an amount that meets or exceeds five percent of the total contract amount.

EXCEPTION: The prohibition of this section does not apply where a vendor has contested any tax administered pursuant to chapter eleven of this code, workers' compensation premium, permit fee or environmental fee or assessment and the matter has not become final or where the vendor has entered into a payment plan or agreement and the vendor is not in default of any of the provisions of such plan or agreement.

Under penalty of law for false swearing (*West Virginia Code §61-5-3*), it is hereby certified that the vendor affirms and acknowledges the information in this affidavit and is in compliance with the requirements as stated.

WITNESS THE FOLLOWING SIGNATUREVendor's Name: Lombardi DevelopmentAuthorized Signature: Karolee J. Lombardi Date: 3-8-12State of West VirginiaCounty of Hancock, to-wit:Taken, subscribed, and sworn to before me this 8th day of March, 2012.My Commission expires December 15, 2013.

AFFIX SEAL HERE

NOTARY PUBLIC Jean Galownia

BID BOND

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned, Lombardi Development Company, Inc.
of Follansbee, West Virginia, as Principal, and International Fidelity Insurance Company
of Newark, New Jersey, a corporation organized and existing under the laws of the State of New Jersey
with its principal office in the City of Newark, as Surety, are held and firmly bound unto the State
of West Virginia, as Obligee, in the penal sum of Five Percent of the Total Amount Bid (\$ 5%) for the payment of which,
well and truly to be made, we jointly and severally bind ourselves, our heirs, administrators, executors, successors and assigns.

The Condition of the above obligation is such that whereas the Principal has submitted to the Purchasing Section of the
Department of Administration a certain bid or proposal, attached hereto and made a part hereof, to enter into a contract in writing for
Here & There Bus Facility/Admin Building

NOW THEREFORE,

- (a) If said bid shall be rejected, or
- (b) If said bid shall be accepted and the Principal shall enter into a contract in accordance with the bid or proposal attached hereto and shall furnish any other bonds and insurance required by the bid or proposal, and shall in all other respects perform the agreement created by the acceptance of said bid, then this obligation shall be null and void, otherwise this obligation shall remain in full force and effect. It is expressly understood and agreed that the liability of the Surety for any and all claims hereunder shall, in no event, exceed the penal amount of this obligation as herein stated.

The Surety, for the value received, hereby stipulates and agrees that the obligations of said Surety and its bond shall be in no way impaired or affected by any extension of the time within which the Obligee may accept such bid, and said Surety does hereby waive notice of any such extension.

IN WITNESS WHEREOF, Principal and Surety have hereunto set their hands and seals, and such of them as are corporations have caused their corporate seals to be affixed hereunto and these presents to be signed by their proper officers, this
23rd day of February, 2012.

Principal Corporate Seal

Lombardi Development Company, Inc.
(Name of Principal)
By [Signature]
(Must be President or Vice President)
President
(Title)

Surety Corporate Seal

International Fidelity Insurance Company
(Name of Surety)
[Signature]
Attorney-in-Fact
Nicholas A. Sparachane

IMPORTANT – Surety executing bonds must be licensed in West Virginia to transact surety insurance. Raised corporate seals must be affixed, a power of attorney must be attached.

POWER OF ATTORNEY INTERNATIONAL FIDELITY INSURANCE COMPANY

HOME OFFICE: ONE NEWARK CENTER, 20TH FLOOR
NEWARK, NEW JERSEY 07102-5207

KNOW ALL MEN BY THESE PRESENTS: That INTERNATIONAL FIDELITY INSURANCE COMPANY, a corporation organized and existing laws of the State of New Jersey, and having its principal office in the City of Newark, New Jersey, does hereby constitute and appoint

NICHOLAS A. SPARACHANE, C. RICHARD STUMP

Wheeling, WV.

its true and lawful attorney(s)-in-fact to execute, seal and deliver for and on its behalf as surety, any and all bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof, which are or may be allowed, required or permitted by law, statute, rule, regulation, contract or otherwise, and the execution of such instrument(s) in pursuance of these presents, shall be as binding upon the said INTERNATIONAL FIDELITY INSURANCE COMPANY, as fully and amply, to all intents and purposes, as if the same had been duly executed and acknowledged by its regularly elected officers at its principal office.

This Power of Attorney is executed, and may be revoked, pursuant to and by authority of Article 3-Section 3, of the By-Laws adopted by the Board of Directors of INTERNATIONAL FIDELITY INSURANCE COMPANY at a meeting called and held on the 7th day of February, 1974.

The President or any Vice President, Executive Vice President, Secretary or Assistant Secretary, shall have power and authority

- (1) To appoint Attorneys-in-fact, and to authorize them to execute on behalf of the Company, and attach the Seal of the Company thereto, bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof and,
- (2) To remove, at any time, any such attorney-in-fact and revoke the authority given.

Further, this Power of Attorney is signed and sealed by facsimile pursuant to resolution of the Board of Directors of said Company adopted at a meeting duly called and held on the 29th day of April, 1982 of which the following is a true excerpt:

Now therefore the signatures of such officers and the seal of the Company may be affixed to any such power of attorney or any certificate relating thereto by facsimile, and any such power of attorney or certificate bearing such facsimile signatures or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by facsimile signatures and facsimile seal shall be valid and binding upon the Company in the future with respect to any bond or undertaking to which it is attached.



IN TESTIMONY WHEREOF, INTERNATIONAL FIDELITY INSURANCE COMPANY has caused this instrument to be signed and its corporate seal to be affixed by its authorized officer, this 16th day of October, A.D. 2007.

INTERNATIONAL FIDELITY INSURANCE COMPANY

STATE OF NEW JERSEY
County of Essex

Secretary

On this 16th day of October 2007, before me came the individual who executed the preceding instrument, to me personally known, and, being by me duly sworn, said the he is the therein described and authorized officer of the INTERNATIONAL FIDELITY INSURANCE COMPANY; that the seal affixed to said instrument is the Corporate Seal of said Company; that the said Corporate Seal and his signature were duly affixed by order of the Board of Directors of said Company.



IN TESTIMONY WHEREOF, I have hereunto set my hand affixed my Official Seal, at the City of Newark, New Jersey the day and year first above written.

A NOTARY PUBLIC OF NEW JERSEY
My Commission Expires March, 27, 2014

CERTIFICATION

I, the undersigned officer of INTERNATIONAL FIDELITY INSURANCE COMPANY do hereby certify that I have compared the foregoing copy of the Power of Attorney and affidavit, and the copy of the Section of the By-Laws of said Company as set forth in said Power of Attorney, with the ORIGINALS ON IN THE HOME OFFICE OF SAID COMPANY, and that the same are correct transcripts thereof, and of the whole of the said originals, and that the said Power of Attorney has not been revoked and is now in full force and effect

IN TESTIMONY WHEREOF, I have hereunto set my hand this 23rd day of February 2012

Assistant Secretary