

#### CITY OF HOLLYWOOD DEPARTMENT OF PUBLIC UTILITIES ENGINEERING AND CONSTRUCTION SERVICES DIVISION (ECSD)

## SECTION 00030

## NOTICE TO BIDDERS

# PROJECT NAME: South Lake Tidal Control Structure Installation Project

#### PROJECT NUMBER: 14-11020

NOTICE IS HEREBY GIVEN that the City Commission of the City of Hollywood, Florida, is advertising for sealed bids which shall be <u>submitted to the City Clerk's Office</u> (City Hall, 2600 Hollywood Blvd., Room 221) of the City of Hollywood, Florida, until 2:00 p.m., local time, June 10, 2014. On June 10, 2014 at 2:30 p.m. the bids will be opened and read publicly in the Department of Public Utilities, Engineering and Construction Services Conference Room at 1621 N. 14<sup>th</sup> Avenue, Building A, Hollywood, Florida.

A mandatory pre-bid meeting will be held May 19, 2014 at 10:00 a.m. at the Southern Regional Wastewater Treatment Plant located at 1621 North 14<sup>th</sup> Avenue, Hollywood, Florida, 33020, ECSD Conference Room, Building A. Note that this meeting may take several hours as field visits are anticipated.

The Bid Package and Contract documents can be downloaded at:

http://www.hollywoodfl.org/purchasing/bids\_pdf.asp?Department=Public+Utilities&Category.

The Bid Package and Contract documents may also be obtained, upon request, at a cost of \$100.00 from the Department of Public Utilities, Engineering and Construction Services Division at 1621 North 14<sup>th</sup> Avenue in Hollywood. Technical assistance shall be submitted <u>in writing</u> no later than May 30th, 2014 at 5:00 p.m., to the Project Engineer, Matthew Harold, P.E., mharold@hollywoodfl.org.

Each bid must be accompanied by a Bid Security in an amount no less than ten percent (10%) of the bid amount. Said security shall be in the form of a Certified Check or Cashier's Check on a solvent National or State Bank, or a bid bond executed by the Bidder and a qualified Surety, satisfactory and payable to the City of Hollywood, Florida. Also, the Trench Safety form must be completed and signed.

A Cone of Silence is in effect with respect to this bid. The Cone of Silence prohibits certain communications between potential vendors and the City. For further information, please refer to Section 30.15(E) of the City's Code of Ordinances.

The City of Hollywood is strongly committed to ensuring the participation of local Hollywood vendors in the procurement of goods and services. For additional information about the City's Local Preference Ordinance, visit <u>www.hollywoodfl.org</u>.

It will be the Bidder's sole responsibility to <u>hand-deliver</u> or <u>mail</u> his/her proposal to the City Clerk's Office at City Hall on or before the closing hour and date for the receipt of bids as noted above.

The City Commission reserves the right to reject any or all bids, to waive informalities and to accept or reject all or any part of any bid, as they may deem to be in the best interest of the City of Hollywood, Florida.

Dated this 9th Day of May 2014

CITY OF HOLLYWOOD, FLORIDA

Jitendra Patel, P.E., Assistant Director Department of Public Utilities - ECSD

#### INSTRUCTIONS TO BIDDERS

#### 1. PREPARATION OF BIDS:

Bids must be submitted on the separate and enclosed **BIDDING PACKAGE** forms, which shall be completed **by typewriter** or legibly handwritten in ink. The Bid price of each item on the form must be stated in words and numerals; in case of a conflict, words will take precedence. Where unit prices and extended totals are required, unit prices take precedence. Likewise, discrepancies between the indicated sum of any column of figures and the correct sum thereof will be resolved in favor of the correct sum.

If the Bid is made by an individual, he must sign his name therein and state his address. If the Bid is made by a firm or partnership, its name and address must be stated, as well as the name and address of each member of the firm or partnership. Bids by corporations must be signed by an authorized corporate officer (accompanied by evidence of authority to sign) and the corporate seal must be affixed and attested by the Secretary or an Assistant Secretary of the signature. When the state of incorporation is other than Florida, proof of registry with Florida must be attached.

#### 2. RECEIPT AND OPENING OF BIDS:

The separate **BIDDING PACKAGE** consisting of the PROPOSAL, PROPOSAL BID FORM, APPROVED BID BOND, TRENCH SAFETY FORM, INFORMATION REQUIRED FROM BIDDERS AND LIST OF SUBCONTRACTORS AND/OR MATERIAL SUPPLIERS shall be completed, signed and sealed as required and must be delivered in a sealed, opaque envelope, addressed to the City Clerk of Hollywood, Florida, by the time called for in the Notice to Bidders and shall be properly identified on the face thereof.

Proposals will be publicly opened and immediately read aloud at the time and place designated in the Notice to Bidders. No proposal will be considered which is not based upon these Drawings and Specifications, or which contains any letter or written memorandum qualifying the same, or which is not properly made out and signed in writing by the Bidder.

#### 3. PRE-BID CONFERENCE:

A mandatory Pre-bid Conference will be held **May 19, 2014 at 10:00 a.m., 2014** at the Southern Regional Wastewater Treatment Plant, 1621 North 14<sup>th</sup> Avenue, Hollywood, Florida, 33020, ECSD Conference Room, Building A.

#### 4. CONTRACT DOCUMENTS:

The Contract Documents give the location and description of the work to be done under this Contract and estimated quantities of each item of work for which Bids are invited, the time in which the work must be completed, the amount of the Bid Guaranty, if any, and the date, time and place of the receipt and opening of the Bids.

## 5. EXAMINATION OF CONTRACT DOCUMENTS AND SITE:

The Bidder is required to carefully examine the site of the work and the Contract Documents for the work contemplated. It will be assumed that the Bidder has investigated and is fully informed as to the requirements of the Contract Documents, laws, ordinances, codes and any other factors which may affect the performance of the work. Failure to be so informed will not relieve

14-11020

a successful Bidder of his obligation to furnish all material, equipment and labor necessary to carry out the provision of the Contract Documents and to complete the contemplated work for the consideration set forth in his Bid.

# 6. DIMENSIONS, QUANTITIES AND SUBSURFACE INFORMATION:

Dimensions, quantities and subsurface information supplied by the City are in no way warranted to indicate true amounts or conditions. Bidders/Contractors shall neither plead misunderstanding or deception, nor make claims against the City if the actual amounts, conditions or dimensions do not conform to those stated. Any "Outside" reports made available by the Engineer are neither guaranteed as to accuracy or completeness, nor a part of the Contract Documents.

## 7. ADDENDA - CHANGES WHILE BIDDING:

During the Bidding period, Bidders may be furnished addenda or bulletins for additions or alterations to the Plans or Specifications which shall be included in the work covered by the Proposal.

Any prospective Bidder in doubt as to the meaning of any part of the Drawings, Specifications or other Contract Documents may submit a written request to the Engineer for an interpretation. The Bidder submitting the request will be responsible for its prompt delivery. Any interpretation of the documents will be made by an addendum and a copy of such addendum will be mailed or delivered to each prospective Bidder that attended the Pre-Bid meeting. The City will not be responsible for any other explanations or interpretations of the proposed documents. ALL INQUIRIES MUST BE RECEIVED IN WRITING, BY THE CITY OF HOLLYWOOD, NO LATER THAN 5:00 PM MAY 28<sup>TH</sup>, 2014. AN ADDENDUM WILL BE ISSUED ONE WEEK PRIOR TO BID DUE DATE.

### 8. BID GUARANTY:

A Bid Guaranty in the form of a Cashier's Check, Certified Check or Bid Bond executed by the Bidder and a qualified Surety in the amount of **10%** of the Bid is required for this project in accordance with the Notice to Bidders.

## 9. TRENCH SAFETY FORM:

The Trench Safety Form included in the Bid Documents must be completed and signed. Noncompliance with this requirement may invalidate the bid.

## **10. QUALIFICATIONS OF BIDDERS:**

The Contract will be awarded only to a Bidder, who in the opinion of the Engineer, is fully qualified to undertake the work. The City reserves the right before awarding the Contract to require a Bidder to submit such evidence of his qualifications as it may deem necessary and may consider any available evidence of his financial status, technical qualifications and other qualifications and abilities.

## 11. DISQUALIFICATIONS OF BIDDERS:

Any one of the following causes, among others, may be considered as sufficient justification to disqualify a Bidder and reject his Bid:

- A. Submission of more than one Bid for the same work by an individual, firm, partnership or corporation under the same or different names.
- B. Evidence of collusion.

- C. Previous participation in collusive Bidding on work for the City of Hollywood, Florida.
- D. Submission of an unbalanced Bid in which the prices Bid for some items are out of proportion to the prices Bid for other items.
- E. Lack of competency. The Engineer may declare any Bidder ineligible, at any time during the process of receiving Bids or awarding the Contract, if developments arise which, in the Engineer's opinion, adversely affects the Bidder's responsibility. The Bidder will be given an opportunity, by the Engineer, to present additional evidence before final action is taken.
- F. Lack of responsibility as shown by past work judged by the Engineer from the standpoint of workmanship and progress.
- G. Uncompleted work for which the Bidder is committed by Contract, which is in the judgment of the Engineer, might hinder or prevent the prompt completion of work under this Contract.
- H. Being in arrears on any existing Contracts with the City, or any taxes, licenses or other monies due the City; in litigation with the City or having defaulted on a previous contract with the City.

## 12. LIFE AND WITHDRAWAL OF BID:

All Bids shall remain open for 90 days after the day of the Bid opening, however, the Engineer may, at his sole discretion, release any Bid and return the Bid Guaranty prior to that date. Any Bid may be modified or withdrawn prior to the time scheduled for the opening of Bids.

## 13. REJECTION OF IRREGULAR BIDS:

Bids will be considered irregular and may be rejected if they show omissions, alterations of form, additions not called for, conditions, limitations, unauthorized alternate Bids or other irregularities of any kind.

#### 14. BIDDING ERRORS:

If after the opening of bids, a Bidder claims an error and requests to be relieved of the Award, or the Engineer believes that an error may have been made then, the Bidder shall present his work sheets and supplier quotations to the Engineer for verification. This information shall be presented on the same day as the bid opening or, if the opening is in the afternoon, then on the following business day. When the Engineer has suspected an error and requires the documents, the Bidder's failure to produce them within the time specified shall make the Bidder non-responsive and thereby eligible for disqualification. Award may then be made to the next lowest responsive, responsible Bidder, or the work may be readvertised or it may be performed by City forces, as the Commission desires.

#### 15. AWARD OF CONTRACT:

The City Commission reserves the right to reject any or all Bids, or any part of any Bid, to waive any informality in any Bid, or to readvertise for all or any part of the work contemplated. If Bids are found to be acceptable by the City Commission, written notice of award will be given to the lowest responsive and responsible Bidder.

## 16. EXECUTION OF CONTRACT:

The Bidder to whom the Contract is awarded shall, within ten days of the date of award, execute

14-11020

and deliver three (3) copies of the following to the Engineer:

- A. The Contract
- B. Performance and Payment Bond
- C. Evidence of required Insurance
- D. Proof of authority to execute the Contract
- E. Proof of authority to execute the Bond on behalf of the Awardee
- F. List of Subcontractors, estimated Contract Value for each and proof that such subcontractors possess all required Federal, State, County and/or municipality licenses, including but not limited to certified of competency and occupational license

The above documents must be furnished, executed and delivered before the Contract will be executed by the City. The Contract shall not be binding upon the City until it has been executed by the City and a copy of such fully executed Contract is delivered to the Contractor.

## 17. FAILURE TO EXECUTE CONTRACT, BID GUARANTY FORFEITED:

Should the Bidder to whom the Contract has been awarded refuse or fail to complete the requirements of Article 16 above within ten (10) days after Notice of Award, the additional time in days (including weekends) required to CORRECTLY complete the documents will be deducted, in equal amount, from the Contract Time, or the City may elect to revoke the Award. In the same manner as Article 13, the Bid Guaranty of any Bidder failing to execute the awarded Contract shall be retained by the City and the Contract awarded as the Commission desires.

## 18. GUARANTY OF FAITHFUL PERFORMANCE AND PAYMENT:

A Performance Bond and a Payment Bond each equal to 100 percent of the total Bid will be required of the Awardee. The Bond must be written through a company licensed to do business in the State of Florida and be rated at least "A", Class X, in the latest edition of "Best's Key Rating Guide", published by A.M. Best Company. As per Florida Statue Section 255.05, the Contractor shall be required to record the payment and performance bonds in the public records of Broward County.

#### **19. INSURANCE:**

Bidder must satisfy all insurance requirements as set forth in the Supplementary and General Conditions.

#### 20. QUALIFICATIONS:

At the time of submission of the bid, Bidder must possess, and be able to provide City, any and all required Federal, State, County and/or municipal licenses, including but not limited to certificates of competency and occupational licenses. Moreover, upon receipt of the Award of the Contract, Bidder must provide proof of valid licensing for all subcontractors and/or material suppliers hired by the Contractor as set forth in Article 16 above.

When the Bidder is a Joint Venture, in order to satisfy the construction licensing requirements one member of a Joint Venture must hold a valid state certificate as well as the appropriate county and city license. The Contractor shall be held responsible for assurance that all

14-11020

subcontractors and/or material suppliers hired by the Contractor have the appropriate state certificate and licenses.

## 21. PERMITS:

The Contractor and Subcontractors must obtain Maintenance of Traffic (MOT) approval from the City's Engineering Department.

The Contractor or Subcontractors shall also be responsible to call for inspections of all major milestones throughout the project.

## 22. PROPOSAL CHECKLIST

Item	Section	Yes/No
Signed Proposal	00300	1
Proposal Bid Form	00301	1
Approved Bid Bond	00410	1
Information Required From Bidders	00420	
All supporting documentation for local preference eligibility, if applicable	00435	
Trench Safety Form	00495	1

- END OF SECTION -



# NOTICE OF IMPOSITION OF CONE OF SILENCE

On **May 9, 2014**, the City of Hollywood, Florida Department of Public Utilities issued the following:

## Bid #14-11020 for the South Lake Tidal Control Structure Installation Project.

Project Scope: The work to be performed includes site, civil, mechanical, and structural work associated with the installation of nine (9) control structures of various sizes.

Pursuant to Section 30.15(E) of the Code of Ordinances, a Cone of Silence has been imposed on the items set forth above. The Cone of Silence will continue until the City awards or approves a contract, votes to reject all bids or responses, or otherwise takes action which ends the solicitation. If the City Commission refers the item back to the City Manager and staff for further review, the Cone of Silence shall remain in effect until an award is made, a contract is approved, or the City Commission takes any other action which ends the solicitation.

Director of Public Utilities

c: City Commission Office City Manager City Clerk (sunshine board) Affected department(s)/office(s)

- END OF SECTION -

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PROPOSAL

TO THE MAYOR AND COMMISSIONERS CITY OF HOLLYWOOD, FLORIDA

SUBMITTED 6-10-2014

Dear Mayor and Commissioners:

The undersigned, as BIDDER, hereby declares that the only person or persons interested in the Proposal as principal or principals is or are named herein and that no other person than herein mentioned has any interest in this Proposal or in the Contract to be entered into; that this Proposal is made without connection with any other person, company or parties making a Bid or Proposal; and that it is in all respects fair and in good faith without collusion or fraud.

The BIDDER further declares that he has examined the site of the Work and informed himself fully in regard to all conditions pertaining to the place where the Work is to be done; that he has examined the Drawings and Specifications for the Work and contractual documents relative thereto, including the Notice to Bidders, Instructions to Bidders, Proposal Bid Form, Form of Bid Bond, Form of Contract and Form of Performance Bond, Trench Safety Form, General, Supplementary and Technical Specifications, Addenda and Drawings, and has read all of the Provisions furnished prior to the opening of bids; and that he has satisfied himself relative to the work to be performed.

The undersigned BIDDER has not divulged to, discussed or compared his bid with other bidders and has not colluded with any other BIDDER of parties to this bid whatever.

If this Proposal is accepted, the undersigned BIDDER proposes and agrees to enter into and execute the Contract with the City of Hollywood, Florida, in the form of Contract specified; of which this Proposal, Instructions to Bidders, General Specifications, Supplementary Conditions and Drawings shall be made a part for the performance of Work described therein; to furnish the necessary bond equal to one hundred (100) percent of the total Contract base bid, the said bond being in the form of a Cash Bond or Surety Bond prepared on the applicable approved bond form furnished by the CITY; to furnish all necessary materials, equipment, machinery, tools, apparatus, transportation, supervision, labor, and all means necessary to construct and complete the work specified in the Proposal and Contract and called for in the Drawings and in the manner specified; to commence Work on the effective date established in the "Notice to Proceed" from the ENGINEER; and to substantially complete all Contract Work within 150 days with final completion within 30 days, and stated in the "Notice to Proceed" or pay liquidated damages for each calendar day in excess thereof, or such actual and consequential damages as may result therefrom.

The BIDDER acknowledges receipt of the following addenda:

South Lake Tidal Control Structure Installation Project 00300-1

And the undersigned agrees that in case of failure on his part to execute the said Contract and the Bond within ten (10) days after being presented with the prescribed Contract forms, the check or Bid Bond accompanying his bid, and the money payable thereon, shall be paid into the funds of the City of Hollywood, Florida, otherwise, the check or Bid Bond accompanying this Proposal shall be returned to the undersigned.

Attached hereto is a certified check on the

Bank of

or approved Bid Bond for the sum of

 $10^{1}$ . Test Percent Dollars (\$  $10^{1}$ ) according to the conditions under the Instructions to Bidders and provisions therein.

NOTE: If a Bidder is a corporation, the legal name of the corporation shall be set forth below, together with signature(s) of the officer or officers authorized to sign Contracts on behalf of the corporation and corporate seal; if Bidder is a partnership, the true name of the firm shall be set forth below with the signature(s) of the partner or partners authorized to sign Contracts in behalf of the partnership; and if the Bidder is an individual, his signature shall be placed below; if a partnership, the names of the general partners.

WHEN THE BIDDER IS AN INDIVIDUAL:

(Signature of Individual)

(Printed Name of Individual)

(Address)

WHEN THE BIDDER IS A SOLE PROPRIETORSHIP OR OPERATES UNDER A TRADE NAME:

(Name of Firm)

(Address)

(SEAL)

(Signature of Individual)

WHEN THE BIDDER IS A PARTNERSHIP:

(Name of Firm) A Partnership

(Address)

By: (SEAL) (Partner)

Name and Address of all Partners:

(Correct Name of Corporation

By: (SEAL)

(Address)

(Official Title)

As Joint Venture (Corporate Seal)

Organized under the laws of the State of \_\_\_\_\_\_, and authorized by the law to make this bid and perform all Work and furnish materials and equipment required under the Contract Documents.

WHEN THE BIDDER IS A CORPORATION:

Correct Name of Corporation Conportion By: K (SEAL) Dresident Y L GIANNETTI (Official Title) 6340 Sims Dr. (Address of Corporation)

Organized under the laws of the State of <u>MICHIGAN</u>, and authorized by the law to make this bid and perform all Work and furnish materials and equipment required under the Contract Documents.

CERTIFIED COPY OF RESOLUTION OF BOARD OF DIRECTORS

<u>GIANNETTI CONTRACTINE</u> (Name of Corporation) RESOLVED that <u>RICKY L GIANNETTI</u> (Person Authorized to Sign) (Title) (Name of Corporation) of GIANNETTI

be authorized to sign and submit the Bid or Proposal of this corporation for the following project:

## CITY OF HOLLYWOOD SOUTH LAKE TIDAL CONTROL STRUCTURE INSTALLATION PROJECT

## PROJECT NO. 14-11020

The foregoing is a true and correct copy of the Resolution adopted by

(Name of Corporation)

Directors held on the April Sday of April	- , 20 <b>(</b> ) .
By: RI	
Title: Desident	
(SEAL)	

The above Resolution MUST BE COMPLETED if the Bidder is a Corporation.

- END OF SECTION -

## CITY OF HOLLYWOOD DEPARTMENT OF PUBLIC UTILITIES ENGINEERING & CONSTRCUTION DIVISION

## PROPOSAL BID FORM

# Project Name: South Lake Tidal Control Structure Installation Project Project No.: 14-11020

If this Proposal is accepted, the undersigned Bidder agrees to complete all work under this contract within **150** calendar days following the issuance of the Notice to Proceed. All entries on this form must be typed or written in block form in ink.

#### BASE BID:

<u>No.</u> 1	<u>Description</u> Mobilization including Bonds	<u>Qty.</u>	<u>Unit</u>	<u>Unit Price</u>	<u>Total</u>
	(60%)/Demobilization (40%).	1	LS	32000	32000
2	Maintenance of Traffic (MOT) including design, permitting, flagman, and install per applicable authority having jurisdiction regarding MOT, streets and lane closures.				
		1	LS	23,000	23000
3	Bid Item No. 11020.03 Furnish and Install Type 'A' Control Structure, including				
	installation of flap gate provided by City	1	LS _	4000	40,00
4	Bid Item No. 11020.04 Furnish and Install Type 'A' Control Structure, including				
	installation of flap gate provided by City	1	LS _	40,000	40,000
5	Bid Item No. 11020.08 Furnish and Install Type 'A' Control Structure, including				
	installation of flap gate provided by City	1	LS _	37000	3700

## CITY OF HOLLYWOOD DEPARTMENT OF PUBLIC UTILITIES ENGINEERING & CONSTRCUTION DIVISION

## PROPOSAL BID FORM

- 6 Bid Item No. 11020.02 Furnish and Install Type 'B' Control Structure, including installation of flap gate provided by City
- 7 Bid Item No. 11020.06, Furnish and Install Type 'B' Control Structure, including installation of flap gate provided by City
- 8 Bid Item No. 11020.07 Furnish and Install Type 'B' Control Structure, including installation of flap gate provided by City
- 9 Bid Item No. 11020.11 Furnish and Install Type 'B' Control Structure, including installation of flap gate provided by City
- 10 Bid Item No. 11020.12 Furnish and Install Type 'B' Control Structure, including installation of flap gate provided by City
- 11 Bid Item No. 11020.13 Furnish and Install Type 'B' Control Structure, including installation of flap gate provided by City
- 12 Bid Item No. 11020.11 Repair end of 30" RCP Outfall
- 13 Dewatering, including permitting and disposal of fluid
- 14 Owner's contingency.
- 15 Permit, Licenses, Fees Allowance.

1	LS <u>53000</u> <u>53000</u>
1	LS 49600 49000
1	LS <u>55,000</u> <u>55,000</u>
1	LS 38,000 38,000
1	LS 55,000 55,000
1	LS <u>63,500</u> <u>63,500</u>
1	LS <u>6300-</u> 6300-
1	LS 44,000 44,000
1	LS \$75,000.00 \$75,000.00
1	LS \$25,000.00 \$25,000.00

## CITY OF HOLLYWOOD DEPARTMENT OF PUBLIC UTILITIES ENGINEERING & CONSTRCUTION DIVISION

## PROPOSAL BID FORM

	16	Consideration for indemnification.	1	LS	\$10.00	\$10.00
		BASE BID TOTAL FOR COMPLETE PROJECT		K	638,310.0	2
		TOTAL BASE BID IN WRITING	SIXH	u-cre	-2 THIFTY O	Eight
		Thatsond Three H	undred	Ten	2011prs	prd 200
N 1	ТОИ	ES:				Cents

- SUBSTANTIAL COMPLETION TIME AND PROJECT CLOSEOUT TIME FOR THE CONTRACT SHALL BE AS DEFINED IN THE PROJECT SCHEDULE IN THE SUPPLEMENTARY GENERAL CONDITIONS (SGC'S).
- 2. QUANTITIES PROVIDED ARE FOR INFORMATION PURPOSES. FULL DESCRIPTION OF THE PAY ITEMS ARE PROVIDED IN SECTION 01025 "BASIS OF PAYMENT"

### SECTION 00410 - APPROVED BID BOND

#### (Construction)

#### STATE OF FLORIDA

THE CONDITION OF THIS OBLIGATION IS SUCH, that whereas the principal has submitted the accompanying bid, dated June 10 2014 for

#### CITY OF HOLLYWOOD

# SOUTH LAKE TIDAL CONTROL STRUCTURE INSTALLATION PROJECT CITY PROJECT NO. 14-11020

NOW, THEREFORE, if the principal shall not withdraw said bid within 90 days after date of the same and shall within ten days after the prescribed forms are presented to him for signature, enter into a written contract with the CITY, in accordance with the bid as accepted, and give bond with good and sufficient surety or sureties, and provide the necessary Insurance Certificates as may be required for the faithful performance and proper fulfillment of such Contract, then this obligation shall be null and void.

In the event of the withdrawal of said bid within the specified period, or the failure to enter into such contract and give such bond and insurance within the specified time, the principal and the surety shall pay to the City of Hollywood the difference between the amount specified in said bid and such larger amount for which the City of Hollywood may in good faith contract with another party to perform the work and/or supply the materials covered by said bid.

IN WITNESS WHEREOF, the above bound parties have executed this statement under their several seals this 10th

day of <u>June</u>, 20<u>14</u>, the name and corporate seal of each corporate party being hereto affixed and these presents duly signed by its undersigned representative, pursuant to authority of its governing body.

WHEN THE PRINCIPAL IS AN INDIVIDUAL:

Signed, sealed and delivered in the presence of:

Witness

Signature of Individual

Address

Printed Name of Individual

Witness

Address

South Lake Tidal Control Structure Installation Project 00410-2

WHEN THE PRINCIPAL IS A CORPORATION:

Attest: Secretary

Giannetti Contracting Corporation

Name of Corporation

6340 Sims Dr

**Business Address** 

Sterling Heights, MI 48313

By: (Affix Corporate Seal)

KILKY L GANNET

Printed Name

idoNT

Official Title

## CERTIFICATE AS TO CORPORATE PRINCIPAL

I. \_\_\_\_\_\_, certify that I am the secretary of the Corporation named as Principal in the attached bond; that RKY \_\_\_\_\_\_\_ GRAMETTI \_\_\_\_\_\_\_ who signed the said bond on behalf of the Principal, was then <u>President</u> \_\_\_\_\_\_\_ of said Corporation; that I know his signature, and his signature thereto is genuine and that said bond was duly signed, sealed and attested for and on behalf of said Corporation by authority of its governing body.

(SEAL) Secretary

South Lake Tidal Control Structure Installation Project 00410-3

### TO BE EXECUTED BY CORPORATE SURETY:

Attest:

Secretary

Liberty Mutual Insurance Company Corporate Surety 5600 New King Street, Suite 360 **Business Address** 

Troy, MI 48098

BY: (Affix Corporate Seal)

Michelle Buechel, Attorney-in-fact Attorney-in-Fact Guy Hurley Blaser & Heuer, LLC Name of Local Agency 1080 Kirts Blvd., Suite 500 **Business Address** Troy, MI 48098

STATE OF

Before me, a Notary Public, duly commissioned, qualified and acting, personally appeared, Michelle Buechel to me well known, who being by me first duly sworn upon oath says that he is the attorney-in-fact for the Liberty Mutual Insurance Company and that the has been authorized by Liberty Mutual Insurance Company to execute the forgoing bond on behalf of the CONTRACTOR named therein in favor of the City of Hollywood, Florida. Subscribed and sworn to before me this 10th day of June , 20 14

JILL E MOORE Notary Public - State of Michigan County of Oakland My Commission Expires 5-25-2020 Acting in the County of Dakland My Commission Expires:

tary Public, State of Elexidexxx

Michigan

- END OF SECTION -

South Lake Tidal Control Structure Installation Project 00410-4

THIS POWER OF ATTORNEY IS NOT VALID UNLESS IT IS PRINTED ON RED BACKGROUND. This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated. Certificate No. 6538534 American Fire and Casualty Company Liberty Mutual Insurance Company The Ohio Casualty Insurance Company West American Insurance Company POWER OF ATTORNEY KNOWN ALL PERSONS BY THESE PRESENTS: That American Fire & Casualty Company and The Ohio Casualty Insurance Company are corporations duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, \_\_Anne Barick; Holly Nichols; Michael D. Lechner; Michelle Buechel; Paul M. Hurley; Richard S. McGregor; Robert D. Heuer; T. R. Guy all of the city of Troy state of MI each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons. IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 22nd day of April 2014 To confirm the validity of this Power of Attorney call 1-610-832-8240 between 9:00 am and 4:30 pm EST on any business day. American Fire and Casualty Company The Ohio Casualty Insurance Company Liberty Mutual Insurance Company West American Insurance Company Not valid for mortgage, note, loan, letter of credit, currency rate, interest rate or residual value guarantees. lary David M. Carey, Assistant Secretary STATE OF PENNSYLVANIA SS COUNTY OF MONTGOMERY On this 22nd day of April \_, 2014\_, before me personally appeared David M. Carey, who acknowledged himself to be the Assistant Secretary of American Fire and Casualty Company, Liberty Mutual Insurance Company, The Ohio Casualty Insurance Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute 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 have hereunto subscribed my name and affixed my notarial seal at Plymouth Meeting, Pennsylvania, on the day and year first above written. Teresa Pestella, Notary Public Plymouth Twp., Montgomery County Feresa Pastella Notary Public My Commission Expires Match 28, 2017 Member, Penneylvania Association of Netsries This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of American Fire and Casualty Company, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows: ARTICLE IV - OFFICERS - Section 12. Power of Attorney. Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority. ARTICLE XIII - Execution of Contracts - SECTION 5. Surety Bonds and Undertakings. Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary. Certificate of Designation - The President of the Company, acting pursuant to the Bylaws of the Company, authorizes David M. Carey, Assistant Secretary to appoint such attorneys-infact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Authorization - By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed. I. Gregory W. Davenport, the undersigned, Assistant Secretary, of American Fire and Casualty Company, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, 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 W. Davenport, Assistant Secretary

### SECTION 00420 - INFORMATION REQUIRED FROM BIDDERS

#### GENERAL INFORMATION

The Bidder shall furnish the following information. Failure to comply with this requirement may cause its rejection. Additional sheets shall be attached as required.

1. Contractor's Name/Address: <u>GIANNETTI CONTRACTING</u> <u>CORPORATION 6340 SIMS Dr</u> <u>STULING HEIGHTS MI 48313</u>

2. Contractor's Telephone Number: 954 972 - 8164

- 3. Contractor's License (attach copy): <u>Scentrachce</u> Primary Classification: <u>Scentrachce</u> Broward County License Number (attach copy): <u>Scentrachce</u>
- Number of years as a Contractor in construction work of the type involved in this Contract: <u>30</u>

5. List the names and titles of <u>all</u> officers of Contractor's firm: <u>Ricky L GIANNETTI</u> <u>President</u> <u>NICHOLAS APOSTOL</u> <u>VILC PRESIDENT</u> <u>Richard GIBBS</u> <u>TRASURES</u>

- Name of person who inspected site or proposed work for your firm:
  Name: <u>Ricky レ GAN PETTI</u>
  Date of Inspection: <u>HPy 2014</u>
- 7. What is the last project of this nature you have completed?

8. Have you ever failed to complete work awarded to you; if so, where and why?

NO 9. Name three individuals or corporations for which you have performed work and to which you refer: See Attached 10. List the following information concerning all contracts on hand as of the date of submission of this proposal (in case of co-venture, list the information for all coventures). Total Contracted % Name of Project City Contract Date of Completion Value Completion to Date Sep ATTAChed (Continue list on inset sheet, if necessary) 11. What equipment do you own that is available for the work? See ATTALNED 12. What equipment will you purchase for the proposed work? NONE

NOTE: If requested by CITY, the Bidder shall furnish a notarized financial statement, references and other information, sufficiently comprehensive to permit an appraisal of its current financial condition.

14-11020

#### LIST OF SUBCONTRACTORS

The Bidder shall list below the name and address of each Subcontractor who will perform work under this Contract in excess of one-half percent of the total bid price, and shall also list the portion of the work which will be done by such Subcontractor. After the opening of Proposals, changes or substitutions will be allowed with written approval of the City of Hollywood. Subcontractors must be properly licensed and hold a valid Hollywood Certificate of Competency.

Work to be Performed	Subcontractor's Name / Address
Surveying	

NOTE: Attach additional sheets if required.

- END OF SECTION -

South Lake Tidal Control Structure Installation Project

### LOCAL PREFERENCE (EXHIBIT "A")

Pursuant to §38.50 of the City of Hollywood Code of Ordinances, the City shall grant a preference to local Hollywood vendors if their initial bid is within 5% of the bid of the lowest responsive responsible bidder that is a non-local Hollywood vendor. The preference shall allow the local Hollywood vendor to submit a second and final offer, which must be at least 1% less than the bid of the lowest responsible responsive non-local Hollywood vendor to be awarded. The local Hollywood vendor shall have the burden of demonstrating that it maintains a permanent place of business with full-time employees within the City limits and has done so for a minimum of one (1) year prior to the date of issuance of a bid or proposal solicitation within Hollywood, Florida. All supporting documentation (e.g. City of Hollywood valid local business tax receipt) for local preference eligibility must be received with the bid package prior to the bid opening date and time.

#### TRENCH SAFETY FORM

This form must be completed and signed by the Bidder.

Failure to complete this form may result in the bid being declared non-responsive.

Bidder acknowledges that the Florida Trench Safety Act, Section 553.60 <u>et</u>. <u>seq</u>., which became effective October 1, 1990, shall be in effect during the period of construction of the project. The Bidder by signing and submitting the bid is, in writing, assuring that it will perform any trench excavation in accordance with applicable trench safety standards. The Bidder further identifies the following separate item of cost of compliance with the applicable trench safety standards as well as the method of compliance:

Method of Compliance

Slope, Shield SUCCTINA

Cost 00 Total \$ 7.

Bidder acknowledges that this cost is included in the applicable items of the Proposal and in the Grand Total Bid Price. Failure to complete the above will result in the bid being declared non-responsive.

The Bidder is, and the Owner and Engineer are not, responsible to review or assess Bidder's safety precautions, programs or costs, or the means, methods, techniques or technique adequacy, reasonableness of cost, sequences or procedures of any safety precaution, program or cost, including but not limited to, compliance with any and all requirements of Florida Statute Section 553.60 et. seq. cited as the "Trench Safety Act". Bidder is, and the owner and Engineer are not, responsible to determine if any safety related standards apply to the project, including but not limited to, the "Trench Safety Act".

Contractor's Signature Witness Signature RILKYLGANNETTI Printed Name NKHOLAS APOSTO Witness Printed Name\_ STerl 63405INS 4.82 Title HCIQHITS, MI Witness Address 6-9-14 6-9-14 Date Date

- END OF SECTION -

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07/20/2012 118202969 CGC1515630	
The GENERAL CONTRACTOR	
Named below IS CERTIFIED Under the provisions of Chapter 489 FS.	
Expiration date: AUG 31, 2014	
GIANNETTI, RICKY LOUIS	
GIANNETTI CONTRACTING CORPORATION	
6340 SIMS DR STERLING HEIGHTS MI 48313 COD WE T	
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RICK SCOTT	KEN LAWSON
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January 17, 2014

GIANNETTI CONTRACTING CORPORATION 6340 SIMS DR STERLING HEIGHTS MI 48313

#### 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 5/30/2013. However, the new application is due 3/31/2013.

In accordance with S.337.14 (1) F.S. your next application <u>must be</u> 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: <a href="https://www3.dot.state.fl.us/ContractorPreQualification/">https://www3.dot.state.fl.us/ContractorPreQualification/</a>

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

#### FDOT APPROVED WORK CLASSES:

DRAINAGE, FLEXIBLE PAVING, GRADING

# FDOT APPROVED SPECIALITY CLASSES OF WORK: WATER MAINS, SEWER

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

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This Local Business Tax. Receipt only confirms payment of the Local Business Tax. The Receipt is not a license, permit, or a certification of the holder's qualifications, to do business. Holder must comply with any governmental or nongovernmental regulatory laws and requirements which apply to the business.

The RECEIPT NO. above must be displayed on all commercial vehicles - Miami-Dade Code Sec 8a-276. For more information, visit <u>www.miamidade.cov/tarcollactor</u>

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A N N E W. G AN NON P.O. Box 3353, West Palm Beach, FL 33402-3353 construction and contector www.laxcollectorptc.com Tel: (561) 355-2272 serving Palm Beach County

POMPANO BEACH, FL 33069 2660 NW 15TH CT #108 \*\*LOCATED AT\*\*

RECEIPT	PALM BEACH COUNTY LOCAL BUSINESS TAX	PALM BEACH COUNTY 2012/2013 LOCAL BUSINESS TAX RECEIPT	20		
	STATE OF FLORIDA	STATE O		the Tax Collector's Office.	This document is valid only when receipted by the Tax Collector's Office.
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agreement, permission of authority to perform the services or operate the business described herein when a franchise, agreement or other county commission, state or federal permission of authority is required by county, state of federal law. EXPIRES: SEPTEMBER 30. 2013 LBTR Number: 200703971 This receipt does not constitute a franchise,



CONSTITUTIONAL TAX COLLECTOR www.taxcollectorpbc.com Tel: (561) 355-2272 Serving Palm Beach County

2660 NW 15TH CT #108 POMPANO BEACH, FL 33069 "LOCATED AT"

CERTIFICATION # RECEIPT #/DATE PAID B12.553054 - 08/14/12 AMT PAID \$27.50

This document is valid only when receipted by the Tax Collector's Office. TYPE OF BUSINESS 23-0153 BUILDING CONTRACTOR

GIANNETTI RICKY L OWNER

CBC057979

840039675 BILL#

STATE OF FLORIDA PALM BEACH COUNTY 2012/2013 LOCAL BUSINESS TAX RECEIPT

B2 - 11

GIANNETTI CONTRACTING CORP GIANNETTI CONTRACTING CORP 2660 NW 15TH CT STE 108 POMPANO BEACH, FL 33069-1500 սԱաԱմհամեսենեսնես

LBTR Number: 200703972

This receipt does not constitute a franchise, agreement, permission of authority to perform the services or operate the business described herein when a franchise, agreement or other county commission, state or federal permission of authority is required by county, state of federal law. EXPIRES: SEPTEMBER 30. 2013
# State of Florida **Department of State**

I certify from the records of this office that GIANNETTI CONTRACTING CORPORATION is a corporation organized under the laws of the State of Florida, filed on May 16, 2007.

The document number of this corporation is P07000058861.

I further certify that said corporation has paid all fees due this office through December 31, 2014, that its most recent annual report/uniform business report was filed on January 17, 2014, and its status is active.

I further certify that said corporation has not filed Articles of Dissolution.

Given under my hand and the Great Seal of the State of Florida at Tallahassee, the Capital, this the Seventeenth day of January, 2014



Ken Deton Secretary of State

Authentication ID: CC4473565814

To authenticate this certificate, visit the following site, enter this ID, and then follow the instructions displayed.

https://efile.sunbiz.org/certauthver.html

#### GIANNETTI CONTRACTING CORPORATION PROJECT REFERENCES

#### BROWARD COUNTY WATER AND WASTEWATER SERVICES

#### PAT MACGREGOR (954) 831-0904

#### BROADVIEW PARK BID PACK # 3 NEIGHBORHOOD IMPROVEMENT PROJECTS

45,000 LF OF SANITARY SEWER, 1032 SEWER LATERALS, 20,000 LF OF STORM SEWER AND EXFILTRATION TRENCH. 6200 LF OF FORCE MAIN. LIFT STATION. EXCAVATION AND REPLACEMENT OF 150,000 SY OF ROADWAYS. SIDEWALKS. DRIVEWAYS, CURBS AND GUTTERS.

COMPLETED APRIL 2013

#### UAZ 308 WATER & SEWER IMPROVEMENTS

16,500 LF OF SANITARY SEWER, 340 SEWER LATERALS, 19,800 FEET OF WATERMAIN 1300 LF OF FORCE MAIN. LIFT STATION. EXCAVATION AND REPLACEMENT OF 65,000 SY OF ROADWAYS. SIDEWALKS DRIVEWAYS, CURBS AND GUTTERS.

COMPLETED 2013

#### UAZ 307 & 315 WATER & SEWER IMPROVEMENTS

17,000 LF OF 8"- 12" GRAVITY SEWER, 340 SEWER LATERALS, 20,000 LF OF 6" - 12" WATER MAIN, 290 WATER SERVICES, ABANDON OF 22,000 LF OF EXISTING WATER MAIN, PROPOSED LIFT STATION, REPLACMENT PF PUMPS @ EXISTING LIFT STATIONS, 2000 LF OF FORCEMAIN, ROADWAY EXCAVATION AND REPLACEMENT OF BASE AND ASPHALT APPROXIMATELY 49,000 SY

COMPLETED NOVEMBER 2011

#### **UAZ 303 WATER MAIN IMPROVEMENTS**

3,500 LF OF 8" SANITARY SEWER WITH 15 MANHOLES, 18 SEWER LATERALS, 7,000 LF OF 6" - 16" DIP WATERMAIN, 38 WATER SERVICES, 20,200 SY OF ROADWAY REPLACEMENT IN COUNTY AND DOT ROW.

COMPLETED 2013

# \$5,674,404.00

\$ 13,919,000.00

\$ 6,488,392.00

\$1,783,870.00

CENTRAL BROWARD WATER CONTROL DISTRICT	
N-30 CANAL CULVERT EXTENSION	\$ 747,000.00
2534 LF OF 60" STORM SEWER, WITH HEADWALL & PRECAST STRUCTURES	
COMPLETED APRIL 2013	
CITY OF NORTH LAUDERDALE	
HIGHLAND COURT IMPROVEMENTS	\$ 274,611.00
WATERMAIN WITH SERVICES, STORM SEWER, SANITARY SEWER WITH LATERALS, PARKING LOT REPLACEMENT, CONCRETE CURBS GUTTERS AND SIDEWALKS FOR HIGHLAND COURT COMPLEX	
COMPLETED AS OF JANUARY 2013	
PALMBEACH COUNTY WATER UTILITIES DEPARTMENT	
BELVEDERE HOMES PHASE 2	\$ 3,894,000.00
5,800 LF OF 15" - 48" STORM SEWER, 16,000 LF OF WATERMAIN 8" - 12" DIAMETER, 14,000 LF OF 8" VACUMN SEWER, VACUM PITS AND LATERALS, WATER SERVICES, ROADWAY RESTORATION, SWALE GRADING	

(34)

COMPLETED FEBRUARY 2013

#### FLORIDA KEYS AQUEDUCT AUTHORITY

#### RAY SHIMOKUBO (305) 296-2454

BIG COPPITT WASTEWATER SEWER COLLECTION SYSTEM ROCKLAND KEY, ROCKLAND GULF, & GEIGLER KEY \$ 12,500,000.00 INSTALLATION OF 38,000 LF OF 8" GRAVITY SEWER WITH 400 SEWER LATERLAS, 11,000 LF OF LOW PRESSURE FORCE MAIN 2" - 8", SANITARY LIFT STATIONS 7 EACH, 24,000 LF OF 4" - 8" WATERMAIN, 36,000 LF OF 4" - 8" REUSE WATERMAIN AND 730 WATER & RECLAIM WATER SERVICES. COMPLETED NOVEMBER 2009 TOM MORGAN (305) 296-2454 24" WATER MAIN INSTALLATION FROM MILE MARKER 12.5 TO STOCK ISLAND \$ 3,300,000.00 38,000 LINEAR FEET OF 24" DIP WATER MAIN ALONG US1 DOT ROW, 7 METER VAULTS & 1 BRIDGE CROSSING COMPLETED 1998 CITY OF FORT LAUDERDALE PAUL BOHLANDER (954) 828-5240 CAPITAL IMPROVEMENTS PROGRAM LARRY BOWER (954) 520-1713

DAVIE BLVD 54" FORCE MAIN EXTENSION

\$1,672,000.00

INSTALLATION OF 600 LF OF 54" FORCEMAIN, 140 LF OF 48" FORCEMAIN, 240 LF OF 36" FORCEMAIN, & 640 LF OF

16" FORCEMAIN. TAPPING SLEEVE AND VALVE CONNECTIONS FROM 16" TO 54", SHEET PILING, AND PAVEMENT RESTORATION INCLUDING OVERLAY.

COMPLETED NOVEMBER 2009

SHADY BANKS SMALL WATERMAIN	\$ 1,038,328.00
6,974 LF OF 6" DIAMTER WATERMAIN, 134 WATER SERVICES, PAVEMENT RESTORATION AND 17,000 SY OF MILLING AND OVERLAY	
COMPLETED JANUARY 2014	
EMERGENCY REPAIRS AT WWTP	\$ 69,678.00
EMERGENCY REPAIRS TO EX 48" - 60" WATER MAIN @ WWTP. INSTALL 460 FEET OF FLANGED AND MJ 48" DIP WATERMAIN WITH REMNOVAL OF EXISTING 54" & 60" PCCP. CONNECTION TO EX 48" & 60" WATER MAINS	
COMPLETED 2011	
CITY OF MIAMI	
NORTH BAYSHORE DR IMPROVEMENTS	\$1,257,935.00
STORM SEWER REPLACEMENT WITH DRAINAGE WELLS, EXCAVATION AND EMBANKMENT, CONCRETE CURBS AND GUTTERS, SIDEWALKS, ASPHALT ROADWAY REPLACEMENT, LANDSCAPING @ NORTH BAYSHORE DR APPROXIMATLEY 3,000 FEET OF ROADWAY & UTILITIES ASSOPCIATED WITH.	
COMPLETED DECEMBER 2009	
INDIAN RIVER COUNTY UTILITIES DEPARTMENT	
INDIAN RIVER COUNTY, LARRY BROWN (772) 770-5300 ECKLER ENGINEERING, DON ECKLER (954) 510-4700	
MITIGATED SEWER ROCKRIDGE SUBDIVISION	\$ 6,700,000.00
INSTALLATION OF 21,000 LF OF 4 - 8" VACUUM SEWER ALONG WITH 256 VACUUM PITS. PUMPING STATION BELOW AND ABOVE GRADE BUILDING = 1,500 SF, LATERLAS ON PRIVATE PROPERTY SIDE FOR 413 RESIDENTS, 2,100 LF OF 8" FORCE MAIN, 1 JACK AND BORE	
COMPLETED DECEMBER 2007	

COUNTY ROUTE 510 WATERMAIN AND FORCEMAIN

\$ 2,378,000.00

INDIAN RIVER COUNTY, LARRY BROWN (772) 770-5300

INSTALLATION OF 12,000 LF OF 14" WATERMAIN AND FORCEMAIN BY DIRECTIONAL DRILL INSTALLATION OF 1,400 LF OF WATERMAIN OPEN CUT METHOD

#### DEPARTMENT OF VETERANS ADMINISTRATION

JIM HESS (248) 204-5900

#### **GREAT LAKES NATIONAL CEMETERY PHASE 1**

\$ 10,300,000.00

SITE BALANCING, MASS GRADING, & EXCAVATION FOR 30 ACRES, ONE MILE OF NEW ROADWAYS WITH CURB AND GUTTER & SIDEWALKS, INSTALLATION OF 5,200 CRYPTS, 10" - 24" STORM SEWER, 10' X 10' BOX CULVERT INSTALLATION, CONSTRUCTION OF THE FOLLOWING BUILDINGS: PUMP HOUSE, PUBLIC INFORMATION CENTER, ADMINISTRATION BUILDING, AND TWO COMMITTAL SHELTERS, SITE LANDSCAPING, IRRIGATION, SIGNAGE

MIAN ENTRY WALL CONSISTED OF FOOTERS, & POURED WALLS. 2 RADIUS WALL & 1 STRAIGHT WALL TOTAL

OF 75 LF PROPANE TANK ENCLOSURE CONSISTED OF FOOTERS, & POURED WALLS 25 LF PUBLIC INFORMATION CENTER BUILDING CONSISTED OF FOOTERS, & POURED WALLS 16 COLUMS, AND CMU BLOCK BUILDING SIZE 2,700 SF

COLUMBARIUM CONSISTED OF FOOTERS, & POURED WALLS OVER 400 LF POW MIA ASSEMBLY AREA CONSISTED OF FOOTERS, & POURED WALLS OVER 200 LF PUMPM HOUSE CONSISTED OF FOOTERS, & POURED WALLS OVER 50 LF ONE 8' DIA WET WELL 500 SF OF CMU MASONRY

COMMITTAL SHELTERS # 1 & 2 CONSISTED OF FOOTERS, & POURED WALLS OVER 325 LF INCLUDING 12 RADIUS POURED WALLS

6 STRAIGHT WALL & 16 COLUMS

10' X 10' BOX CULVERT WITH 2 POURED CONCRETE ENDWALLS

THE ABOVE CONSTRUCTION CONSISTED OF OVER 1,100 CY OF POURED IN PLACE CONCRETE WALL & FOOTINGS UP TO 2' THICK, &B POURED SLABS ON GRADE

COMPLETED JUNE 2007

TOWN OF JUPITER

STEVE MONTEYMAYOR (561) 741-2580

SOUTH PENNOCK LANE IMPROVEMENTS

\$ 800,000.00

\$ 2,263,733.00

WIDENING OF 3,000 LF OF RAODWAY WITH EXCVATIONS, STORM SEWERS, CURBS AND GUTTERS, TRAFFIC SIGNALAZATION, ASPHALT PAVING & OVERLAY, & STRIPING.

COMPLETED 2008

#### CITY OF HALLANDALE BEACH

#### 20" FORCE MAIN EXTENSION

CITY OF HALLANDALE BEACH GORDON DOBBINS

2,000 LF OF 20" FORCEMAIN EXTENSION, ONE 30" DIRECTIONAL BORE CASING PIPE WITH 20' CARRIER PIPE TOTAL OF 500 LF ACROSS US HWY 1, PAVEMENT RESTORATION AND REPAIRS.

COMPLETED 2008

#### CITY OF HOLLYWOOD

HOLLYWOOD BLVD TO JOHNSON ST FROM N 46TH AVE TO N 52ND AVE

27,100 LF OF 6" - 8" WATERMAIN, 150 WATER SERVICES, & 36,000 SY OF ROAD REPAIRS AND REPLACEMENT

COMPLETED JANUARY 2014

#### GIANNETTI CONTRACTING CORPORATION PENDING AND CURRENT PROJECTS

#### NORTH COUNTY NEIGHBORHOOD IMPROVEMENT PROJECT BID PACK #11 \$17,700,000.00 BROWARD COUNTY

49,000 OF WATERMAIN, 45,000 LF OF RECLAIMED WATERMAIN, 29,350 LF OF RCP STORM SEWER WITH EXFILTRATION TRENCHES, 44,870 LF OF SANUTARY SEWER UP TO 16' DEPTHS, 1630 LF OF FORCEMAIN, 750 SEWER LATERALS WITH PRIVATE SIDE SEWER TO HOMES, 780 WATER SERVICES INCLUDING PRIVATE PROPERTY SIDE & CONNECTION TO EX HOME. 124,000 SY OF ROADWAY REPLACEMENT, 33,000 SY OF DRIVEWAY REPLACEMENT , 40,000 SY OF SIDEWALK REPLACEMENT AND 122,000 SY OF SOD AND SWALE RESTORATION

ESTIMATED COMPLETION OCTOBER 2014 FOR SUBCONTRACTORS, SELF PERFORMING WORK COMLETED SEPTEMBER 2013

CUDJOE INNER ISLADS WASTEWATER COLLECTION SYSTEM \$35,650,810.00 FLORIDA KEYS AQUEDUCT AUTHORITY

15,600 LF OF WATERMAIN, 164,625LF OF FORCEMAIN & TRANSMISSION MAIN, 73,880 LF OF GRAVITY SEWER, 26 SANITARY LIFT STATION, 2 MASTER LIFT STATIONS, 26 DEWATERING WELLS, 572 GRINDER PUMP STATIONS, 3 BRIDGE CROSSINGS, TRENCH RESTORATION, ASPHALT MILLING AND OVERLAY

ESTIMATED COMPLETION DECEMBER 2015

#### GIANNETTI CONTRACTING CORPORATION EQUIPMENT LIST 2014

CAT 375 L EXCAVATOR CAT 330 L EXCAVATOR KOMATSU PC-400 EXCAVATOR KOMATSU PC-200 LC5 EXCAVATOR KOMATSU PC-200-6B EXCAVATOR **INSLEY 800 EXCAVATOR** CAT IT-28 LOADER WITH BROOM & FORKS CAT 930 LOADER CAT 936 LOADER CAT 938 LOADER CAT 950 B LOADER CAT 966 LOADER KOMATSU WA-250 LOADER KOMATSU D-21P DOZER CAT D-5 XLHST DOZER KOMATSU D61PX-12 DOZER DRESSER TD12C DOZER DRESSER 850 GRADER CASE 580K 4 X 4 COMB. BACKHOE KOMATSU WB-150 COMB. BACKHOE CAT 416 COMB. BACKHOE CAT D-250 ARTICULATED TRUCK FORD BROOM TRACTOR LAYMOR SWEEPER FORD F-1700 TRACTOR INGERSOLL RAND SD-40D ROLLER HAMM 2420 ROLLER 10" ATLANTIC WELLPOINT PUMP 10" SUCTION HEADER 20' LENGTHS 10" DISCHARGE 20' LENGTHS

4" JET PUMP DIESEL **RICHMOND 30" BORING MACHINE** AMERICAN 60" BORING MACHINE 6" - 60" AUGERS VARIOUS SIZES ARROW CONCRETE BREAKER DIAL A GRADE PIPE LASER DEUTZ SOLAR ARROW BOARD TRAFFIC SIGNS BARRICADES CORRALS **6" HYDRAUILC PUMP** 3" ELECTRIC PUMP 3" TRASH PUMP 2" ELECTRIC PUMP 2" TRASH PUMP 2000 GALLON WATER TANKER PETERBUILT TRACTOR FREHAUF DUMP TRAILER TALBERT LOWBOY TRAILER DIAMOND RIO BOOM TRUCK WMC TRAILER 10 TON DIESEL PICKUP TRUCK CUT OFF SAW TRENCH BOX 24' X 8' MATTS STEEL PLATES **GENERAC GT-45 GENERATOR** JACK HAMMER AIR COMPRESSOR MORBARK 2400 CHIPPER

# Professional References for Giannetti Contracting Corporation

Jim Hess, Engineering Inspector URS Corporation 27777 Franklin Rd. Suite 2000 Southfield, MI 48034 (248) 204-5900

Peter Moore P.E. Chen Moore & Associates (954) 730-0707

Don A. Shaver Director of Construction Craven Thompson & Associates 3563 NW 53<sup>rd</sup> St Fort Lauderdale, FL 33309 (954) 739-6400 Office (954) 818-3591 Cell dshaver@craventhompson.com

Ray M. Shimokubo, PE Florida Keys Aqueduct Authority 1100 Kennedy Drive Key West, FL 33040 rshimokubo@fkaa.com

# **Experience and Qualifications of Key Individuals:**

**Ricky L Giannetti. President.** 23 years of experience includes laboring, estimating, project management, & ownership. Currently manages all estimating, bidding, and handles project coordination & general operations.

Began part time position in 1988 Full time employment from 1993 to current

Licenses held – State of Florida General Contractor's License State of Florida Underground Utility & Excavation Contractor State of Florida Commercial Builder State of Florida Plumber Applicable county licenses in the categories above

**Nick Apostol: Vice President & Chief Financial Officer.** 23 years full time construction experience including: laborer, superintendent, estimator and project manager & ownership. Currently manages several projects, & financial responsibilities & general operations.

Licenses held - State of Florida General Contractors License

Bachelors of Science degree from Central Michigan University

**Richie Gibbs: Project Superintendent & Chief Operating Officer.** 15 years of full time experience including: laboring foreman, pipe layer, operator, superintendent, & ownership. Currently supervising all crews and general operations.

# GIANNETTI CONTRACTING CORPORATION

# FINANCIAL STATEMENTS AND SUPPLEMENTARY INFORMATION

Years Ended November 30, 2012 and 2011

# CONTENTS

	Page
INDEPENDENT AUDITOR'S REPORT	3
FINANCIAL STATEMENTS	
BALANCE SHEETS	4
STATEMENTS OF INCOME	6
STATEMENTS OF RETAINED EARNINGS	7
STATEMENTS OF CASH FLOWS	8
NOTES TO FINANCIAL STATEMENTS	9
SUPPLEMENTARY INFORMATION	
INDEPENDENT AUDITORS' REPORT ON SUPPLEMENTARY INFORMATION	16
DUE ON CONTRACTS	17
EARNINGS FROM CONTRACTS	18
CONTRACTS COMPLETED	19
CONTRACTS IN PROGRESS	20
COST OF REVENUES	21
GENERAL AND ADMINISTRATIVE EXPENSES	22

IANNUZZI · MANETTA COMPANY PC Certified Public Accountants & Advisors

Frank lannuzzi, CFA Mark Manetta, CFA David Curry, CFA Christopher lannuzzi, CFA E 75 West Long Lake Road Saite 201 Troy, Michigan 48098 Phone: 248-541-0005 Fax: 248-541-2988 In Florida, 600-218-3230 www.imt-cpo.com

## INDEPENDENT AUDITORS' REPORT

To the Board of Directors of Giannetti Contracting Corporation Sterling Heights, Michigan

We have audited the accompanying balance sheets of Giannetti Contracting Corporation, a Michigan corporation, as of November 30, 2012 and 2011, and the related statements of income, retained earnings and cash flows for the years then ended. These financial statements are the responsibility of the Company's management. Our responsibility is to express an opinion on these financial statements based on our audit.

We conducted our audit in accordance with auditing standards generally accepted in the United States of America. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. We believe that our audit provides a reasonable basis for our opinion.

In our opinion, the financial statements referred to above present fairly in all material respects, the financial position of Giannetti Contracting Corporation, as of November 30, 2012 and 2011, and the results of its operations and its cash flows for the years then ended in conformity with accounting principles generally accepted in the United State of America.

Fernage Manetta a Company PC

IANNUZZI \* MANETTA & COMPANY, P.C.

February 15, 2013

# GIANNETTI CONTRACTING CORPORATION BALANCE SHEETS November 30, 2012 and 2011

	2012	2011
A	SSETS	
CURRENT ASSETS		
Cash	\$ 594,787	\$ 866,399
Accounts receivable Trade	2,896,528	4,298,029
Retained	1,631,263	970,378
Unbilled Related parties	74,115 12,917	102,917
Other	15,200	73,900
Inventory Brancid evenences	190,000	
Prepaid expenses Prepaid income taxes	3,127 4,144	4,144
Desposit	16,000	
Total Current Assets	5,438,081	6,315,767
FIXED ASSETS		
Machinery and equipment	2,944,837	2,830,017
Transportation equipment Office equipment	919,455	881,955
Leasehold improvements	36,809 7,226	36,809 7,226
Total	3,908,327	3,756,007
Less: Accumulated depreciation	2,814,746	2,599,555
Net Fixed Assets	1,093,581	1,156,452
OTHER ASSET	00.470	17 750
Federal tax deposit	22,478	17,750
TOTAL ASSETS	<u>\$6,554,140</u>	<u>\$7,489,969</u>

	2012	2011
LIABILITIES AND STOCKHOLDERS' EQU	IITY	
CURRENT LIABILITIES State and federal payroll taxes Current maturities of long-term debt Accounts payable Billings in excess of costs and estimated earnings Accrued expenses Distributions payable Total Current Liabilities	\$ 3,409 118,769 1,858,579 708,582 106,593 167,973 2,963,905	\$ 3,282 107,859 1,842,664 1,494,325 13,206 293,330 3,754,666
LONG-TERM DEBT, less current maturities	117,353	156,534
TOTAL LIABILITIES	3,081,258	3,911,200
STOCKHOLDERS' EQUITY Capital stock - Authorized 50,000 common shares at \$1 par value. Issued and outstanding 25,500 shares. Additional paid-in capital Retained earnings	25,500 57,000 _3,390,382	25,500 57,000 <u>3,496,269</u>
TOTAL STOCKHOLDERS' EQUITY	_3,472,882	3,578,769

 TOTAL LIABILITIES AND STOCKHOLDERS' EQUITY
 \$6,554,140
 \$7,489,969

# GIANNETTI CONTRACTING CORPORATION STATEMENTS OF INCOME Years Ended November 30, 2012 and 2011

	2012	2011
REVENUES	\$15,428,891	\$16,892,764
COST OF REVENUES	13,950,045	15,179,751
GROSS PROFIT	1,478,846	1,713,013
GENERAL AND ADMINISTRATIVE EXPENSES	1,129,759	913,610
NET OPERATING INCOME	349,087	799,403
OTHER INCOME AND EXPENSE Interest income Interest expense Gain (loss) on disposition of fixed assets Total Other Income and Expense	2,694 ( 12,207) ( 13,383) ( 22,896)	2,702 ( 19,377) 58,202 41,527
NET INCOME	<u>\$ 326,191</u>	<u>\$ 840,930</u>

# GIANNETTI CONTRACTING CORPORATION STATEMENTS OF RETAINED EARNINGS Years Ended November 30, 2012 and 2011

	2012	2011
BALANCE, DECEMBER 1,	\$3,496,269	\$2,953,166
Net income	326,191	840,930
Distributions	(432,078)	(297,827)
BALANCE, NOVEMBER 30,	\$3,390,382	<u>\$3,496,269</u>

# GIANNETTI CONTRACTING CORPORATION STATEMENTS OF CASH FLOWS Years Ended November 30, 2012 and 2011

	2012	2011
CASH FLOWS FROM OPERATING ACTIVITIES Net income	\$ 326,191	\$ 840,930
Adjustments to reconcile net income to net cash provided by operating activities:		
Depreciation (Gain) loss on disposition of fixed assets	241,063 13,383	232,579 ( 58,202)
(Increase) decrease in assets: Accounts receivable Inventory Prepaid expenses and deposits Increase (decrease) in liabilities:	815,201 ( 190,000) ( 19,127)	( 1,645,007) 154,000 43,849
State and federal payroll taxes Accounts payable Billings in excess of costs and estimated earnings Accrued expenses	127 15,915 ( 785,743) <u>93,387</u>	( 2,166) 611,473 786,682 <u>13,206</u>
Net cash provided by operating activities	510,397	977,344
CASH FLOWS FROM INVESTING ACTIVITIES Capital expenditures Proceeds from disposition of fixed assets Federal tax deposits Net cash used by investing activities	( 93,947)  ( <u>4,728</u> ) ( 98,675)	( 42,979) 19,649 <u>2,763</u> ( 20,567)
CASH FLOWS FROM FINANCING ACTIVITIES Principal payments on long-term debt Distributions	( 125,899) ( <u>557,435</u> )	( 281,955) ( <u>155,869</u> )
Net cash used by financing activities	( <u>683,334</u> )	( <u>437,824</u> )
NET INCREASE (DECREASE) IN CASH	( 271,612)	518,953
CASH, DECEMBER 1,	866,399	347,446
CASH, NOVEMBER 30,	<u>\$ 594,787</u>	<u>\$ 866,399</u>

## NOTE 1: DESCRIPTION OF BUSINESS AND SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

The Company is primarily engaged in the installation of underground sewer and water supply systems in Southeast Florida.

The following is a summary of the Company's significant accounting policies:

#### **Revenue Recognition**

The Company records revenue on construction contracts by the percentage of completion method. The percentage of completion is determined by the ratio of costs incurred to estimates of total costs to be incurred. Losses on contracts are provided for in their entirety when estimates indicate that a loss will be incurred. Changes in job performance, job conditions, and estimated profitability may result in revisions to costs and income, which are recognized in the period in which the revisions are determined. A contract is considered complete when all costs except insignificant items have been incurred or when the work performed under the contract has received final acceptance from the owner. Because of the inherent uncertainties in estimating costs and revenues, it is reasonably possible that the estimates used will change within the near term.

#### Concentration of Risk

The Company maintains their cash balances in a single financial institution. The balances, at times, may exceed federally insured limits.

#### Accounts Receivable

The Company considers accounts receivable to be fully collectible based on prior experience of collections; accordingly, no allowance for doubtful accounts has been provided.

#### **Fixed Assets**

Machinery, transportation equipment, office equipment and leasehold improvements are recorded at cost and are depreciated using the straight-line method over the following estimated useful lives:

	Years
Machinery and equipment	5 - 10
Transportation equipment	5
Office equipment	5
Leasehold improvements	5

## NOTE 1: DESCRIPTION OF BUSINESS AND SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES - Continued

#### **Fixed Assets - Continued**

Maintenance, repairs and renewals, including replacement of minor items to physical properties, are charged to income; major additions to physical properties are capitalized.

Depreciation expense was \$241,063 and \$232,579 for the years ended November 30, 2012 and 2011, respectively.

#### Income Taxes

The Company has elected by unanimous consent of its stockholders to be taxed as an "S" Corporation under provisions of the Internal Revenue Code. Under those provisions, the Company does not pay federal corporate income taxes on its taxable income. Instead, the stockholders are liable for individual federal income taxes on their respective shares of the Company's taxable income.

The Company has adopted accounting rules that prescribe when to recognize and how to measure the financial statement effects of income tax positions taken or expected to be taken on its income tax returns. These rules require management to evaluate the likelihood that, upon examination by relevant taxing jurisdictions, those income tax positions would be sustained. Based on that evaluation, the Company only recognizes the maximum benefit of each income tax position that is more than 50% likely of being sustained. To the extent that all or a portion of the benefits of an income tax position are not recognized, a liability would be recognized for the unrecognized benefits, along with any interest and penalties that would result from disallowance of the position. Should any such penalties and interest be incurred, they would be recognized as operating expenses.

Based on the results of management's evaluation, adoption of the rules did not have a material effect on the accompanying financial statements. Consequently, no liability is recognized in the accompanying balance sheets for unrecognized income tax positions. Further, no interest or penalties have been accrued or charged to expense as of November 30, 2012 and 2011, or for the years then ended. With limited exceptions, the Company is no longer subject to federal tax audits for years prior to 2009 and state tax audits for years prior to 2008.

#### Cash Flows

For purposes of the Statements of Cash Flows, the Company considers all highly liquid debt instruments purchased with a maturity of three months or less to be cash equivalents.

#### Subsequent Events

Management has evaluated subsequent events through February 15, 2013, the date on which the financial statements were available to be issued.

## NOTE 1: DESCRIPTION OF BUSINESS AND SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES - Continued

## Use of Estimates

The preparation of financial statements in conformity with accounting principles generally accepted in the United States of America requires management to make estimates and assumptions that affect certain reported amounts and disclosures. Accordingly, actual results could differ from those estimates.

# NOTE 2: NOTES PAYABLE

Long-term debt:Note payable to Komatsu Financial, payable in monthly installments of \$2,372, including imputed interest at 3.0%, final payment due January, 2014, secured by equipment with a cost of \$111,569.\$ 30,305 \$ 57,419Note payable to Komatsu Financial, payable in monthly installments of \$1,216, including imputed interest at 3.0%, final payment due January, 2014, secured by equipment with a cost of \$79,843.\$ 15,545 29,454Note payable to Chase Auto Financial, payable in monthly installments of \$571, including interest at 5.59%, final payment due March, 2013, secured by a vehicle with a cost of \$33,854.1,135 7,729Note payable to Komatsu Financial, payable in monthly installments of \$2,743, including interest at .75%, final payment due September, 2015, secured by equipment with a cost of \$105,630.89,577Note payable to Ford Motor Credit, payable in monthly installments of \$484, including interest at 4.4%, final payment due December, 2016, secured by a vehicle with a cost of \$32,516.16,07423,482Note payable to Ford Motor Credit, payable in monthly installments of \$427, including interest at 1.9%, final payment due March, 2017, secured by a vehicle with a cost of \$41,056.20,92025,988		-	2012	 2011
monthly installments of \$2,372, including imputed interest at 3.0%, final payment due January, 2014, secured by equipment with a cost of \$111,569.\$ 30,305\$ 57,419Note payable to Komatsu Financial, payable in 	Long-term debt:			
monthly installments of \$1,216, including imputed interest at 3.0%, final payment due January, 2014, secured by equipment with a cost of \$79,843.15,54529,454Note payable to Chase Auto Financial, payable in monthly installments of \$571, including interest at 5.59%, final payment due March, 2013, secured by a vehicle with a cost of \$33,854.1,1357,729Note payable to Komatsu Financial, payable in monthly installments of \$2,743, including interest at .75%, final payment due September, 2015, secured by equipment with a cost of \$105,630.89,577Note payable to Ford Motor Credit, payable in monthly installments of \$484, including interest at 4.4%, final payment due December, 2016, secured by a vehicle with a cost of \$32,516.16,07423,482Note payable to Ford Motor Credit, payable in monthly installments of \$427, including interest at 4.19%, final payment due March, 2017, secured16,07423,482	monthly installments of \$2,372, including imputed interest at 3.0%, final payment due January, 2014, secured by equipment with a cost of	\$	30,305	\$ 57,419
monthly installments of \$571, including interest at 5.59%, final payment due March, 2013, secured by a vehicle with a cost of \$33,854.1,1357,729Note payable to Komatsu Financial, payable in monthly installments of \$2,743, including interest at .75%, final payment due September, 2015, secured by equipment with a cost of \$105,630.89,577Note payable to Ford Motor Credit, payable in monthly installments of \$484, including interest at 4.4%, final payment due December, 2016, secured by a vehicle with a cost of \$32,516.16,07423,482Note payable to Ford Motor Credit, payable in monthly installments of \$427, including interest 	monthly installments of \$1,216, including imputed interest at 3.0%, final payment due January, 2014, secured by equipment with a cost of		15,545	29,454
monthly installments of \$2,743, including interest at .75%, final payment due September, 2015, secured by equipment with a cost of \$105,630.89,577Note payable to Ford Motor Credit, payable in monthly installments of \$484, including interest at 4.4%, final payment due December, 2016, secured by a vehicle with a cost of \$32,516.16,07423,482Note payable to Ford Motor Credit, payable in monthly installments of \$427, including interest 	monthly installments of \$571, including interest at 5.59%, final payment due March, 2013,		1,135	7,729
monthly installments of \$484, including interest at 4.4%, final payment due December, 2016, secured by a vehicle with a cost of \$32,516.16,07423,482Note payable to Ford Motor Credit, payable in monthly installments of \$427, including interest at 1.9%, final payment due March, 2017, secured16,07423,482	monthly installments of \$2,743, including interest at .75%, final payment due September, 2015,		89,577	
monthly installments of \$427, including interest at 1.9%, final payment due March, 2017, secured	monthly installments of \$484, including interest at 4.4%, final payment due December, 2016,		16,074	23,482
	monthly installments of \$427, including interest at 1.9%, final payment due March, 2017, secured		20,920	25,988

## NOTE 2: NOTES PAYABLE - Continued

	2012	2011
Note payable to Ford Motor Credit, payable in monthly installments of \$519, including interest at 1.9%, final payment due October, 2015, secured by a vehicle with a cost of \$33,940. Note payable to CNH Capital, payable in monthly installments of \$702, including interest at 3.25%,	17,157	22,995
final payment due March, 2014, secured by equipment with a cost of \$31,155.	6,234	18,918
Note payable to Caterpillar Financial, payable in monthly installments of \$1,884, including interest at 5.95%, final payment due October, 2014, secured by equipment with a cost of \$61,360.	39,175	58,815
Note payable to TCF Bank, payable in monthly installments of \$2,863, including interest at 5.5%, final payment made July, 2012, secured by equipment with a cost of \$115,482.		<u> </u>
Total	236,122	264,393
Less: Current maturities of long-term debt	118,769	107,859
Long-term debt	<u>\$ 117,353</u>	<u>\$ 156,534</u>
Annual maturities of long-term debt are as follows:		
Year Ending November 30, 2013 2014 2015 2016 2017 Total	<pre>\$ 118,769 70,890 40,135 5,051 1,277 \$ 236,122</pre>	

# NOTE 3: UNUSED FINANCING COMMITMENT

At November 30, 2012, the Company has a \$500,000 unused equipment line of credit and a \$500,000 unused working capital line of credit with TCF Bank to be drawn upon as needed, with interest at the prime rate not to go below 3.5%. The lines of credit are secured by substantially all the assets of the Company.

## NOTE 4: COSTS AND ESTIMATED EARNINGS ON UNCOMPLETED CONTRACTS

	2012	2011
Costs incurred on uncompleted contracts	\$15,008,797	\$16,163,038
Estimated earnings	1,538,102	1,896,112
Total	16,546,899	18,059,150
Less: Billings	17,255,481	19,553,475
Total	( <u>\$ 708,582</u> )	( <u>\$ 1,494,325</u> )
Included in the accompanying balance sheets as follows:		
Billings in excess of costs and estimated earnings	( <u>\$708,582</u> )	( <u>\$ 1,494,325</u> )

## NOTE 5: RELATED PARTY TRANSACTIONS

The Company is engage in transactions with related entities. The following is a summary of transaction with those entities for the years ended November 30, 2012 and 2011:

Subcontract	2012	2011		
DBF Construction Company, LLC	<u>\$</u>	<u>\$ 78,260</u>		
Housing Expense Giannetti Contracting of Florida	<u>\$ 89,247</u>	<u>\$81,287</u>		

Included in accounts receivable-related parties are advances to related entities. The receivable balance is \$12,917 and \$102,917 as of November 30, 2012 and 2011, respectively.

## NOTE 6: MAJOR CUSTOMERS

Revenues with one customer represented 89% of total revenues for the year ended November 30, 2012.

Accounts receivable with two customers represented 93% of the total accounts receivable as of November 30, 2012.

## NOTE 7: EMPLOYEE BENEFIT PLAN

The Company maintains individual retirement accounts for eligible employees. The Company's contributions to the Plan are 100% of the employee's contribution, not to exceed 3%. There were no contributions made for the years ended November 30, 2012 and 2011.

## NOTE 8: BACKLOG

The following schedule summarizes changes in backlog on contracts during the year ended November 30, 2012. Backlog represents the amount of revenue the Company expects to realize from work to be performed on uncompleted contracts in progress at year end and from contractual agreements on which work has not yet begun.

Balance, December 1, 2011	\$20,482,774
New contracts during the year	5,859,108
Contract adjustments	381,853
	26,723,735
Less: Revenue earned during the year	15,428,891
Balance, November 30, 2012	<u>\$11,294,844</u>

The Company also entered into additional contracts with estimated revenues of \$35,722,000 through February 15, 2013.

## NOTE 9: SUPPLEMENTAL INFORMATION TO STATEMENTS OF CASH FLOWS

The Company paid cash for interest of \$12,207 and \$19,377 for the years ended November 30, 2012 and 2011, respectively.

## Non-cash Investing and Financing Activities

The Company financed the purchase of fixed assets of \$97,630 and \$297,032 during the years ended November 30, 2012 and 2011, respectively.

The Company had \$8,000 and \$68,000 in trade-in allowances during the years ended November 30, 2012 and 2011, respectively.

The Company incurred net distributions payables of (\$125,351) and \$141,958 during the years ended November 30, 2012 and 2011, respectively.

\* \* \* \* \* \* \* \* \*

# SUPPLEMENTARY INFORMATION

IANNUZZI MANETTA COMPANY

Certified Public Accountants & Advisors

Frank Iannuzzi, CPA Mark Manetta, CPA David Cury, CPA Christopher Iannuzzi, CPA 1175 West long loke Road Suite 201 Troy, Michigan 48098 Phone: 248-641-0005 Fax: 248-641-2988 In Horida: 800-218-3230 www.inc.cpa.com

## INDEPENDENT AUDITORS' REPORT ON SUPPLEMENTARY INFORMATION

To the Board of Directors of Giannetti Contracting Corporation Sterling Heights, Michigan

Our report on our audit of the basic financial statements of Giannetti Contracting Corporation for the years ended November 30, 2012 and 2011 appears on page 3. That audit was made for the purpose of forming an opinion on the basic financial statements taken as a whole. The supplementary information is presented for purposes of additional analysis and is not a required part of the basic financial statements. Such information has been subjected to the auditing procedures applied in the audit of the basic financial statements and, in our opinion, is fairly stated in all material respects in relation to the basic financial statements taken as a whole.

Hennys Monetta a Company PC

IANNUZZI \* MANETTA & COMPANY, P.C.

February 15, 2013

#### GIANNETTI CONTRACTING CORPORATION DUE ON CONTRACTS November 30, 2012

	Billings on Completed Contracts	Billings on Uncompleted Contracts	Contract Retention	Billings Currently Due	Unbilled
City of Miami		121	-		2
N. Bayshore Drainage Improvements	\$ 75,322	\$	\$	\$ 75,322	\$
City of Fort Lauderdale					
19 <sup>th</sup> Avenue Emergency Sewer Repair	226,500			226,500	
Board of Commissioners Broward County					
Broadview Park NIP BP#3 West Region	858,830		316,471	542,359	74,115
North County NIP BP#11		1,994,187	745,251	1,248,936	
UAZ 303 Water and Sewer Improvements	88,602		88,602		
UAZ 308 Water and Sewer Improvements		259,356	144,445	114,911	
ARV Repair/Replacement on Sample Road	69,311	2000 00 00 00 00 00 00 00 00 00 00 00 00	17,098	52,213	(****
Palm Beach County					
Belvedere Homes Infrastructure Improvements		933,608	319,396	614,212	
Miscellaneous small jobs	22,075		10-0-0-0	22,075	
			Characterization and the control of		2000-00-000000000
TOTAL DUE ON CONTRACTS	<u>\$1.340.640</u>	\$3,187,151	\$1.631.263	\$2,896,528	<u>\$ 74,115</u>

17

# GIANNETTI CONTRACTING CORPORATION EARNINGS FROM CONTRACTS November 30, 2012

	Revenues	Cost of Revenues	Gross Profit
Contracts Completed	\$ 4,037,878	\$ 3,431,360	\$ 606,518
Contracts in Progress	_11,391,013	_10,518,685	872,328
TOTAL EARNINGS FROM CONTRACTS	<u>\$15,428,891</u>	<u>\$13,950,045</u>	<u>\$1,478,846</u>

#### GIANNETTI CONTRACTING CORPORATION CONTRACTS COMPLETED

	Year En	ded November	30, 2012	Be	fore December	1, 2011		Total Contra	cts
City of Fort Lauderdale	Revenues	Cost of Revenues	Gross Profit (Loss)	Revenues	Cost of Revenues	Gross Profit	Revenues	Cost of Revenues	Gross Profit (Loss)
19 <sup>th</sup> Avenue Emergency Sewer Repair	\$ 226,500	\$ 96,592	\$ 129,908	\$	\$	\$	\$ 226,500	\$ 96,592	\$ 129,908
City of North Lauderdale Highland Court Improvements	348,367	288,272	60,095	-			348,367	288,272	60,095
CBWCD N-30 Canal Culvert Extension	747,018	828,187	( 81,169)		344		747,018	828,187	( 81,169)
Board of Commissioners Broward County Broadview Park NIP BP#3 West Region UAZ 303 Water and Sewer Improvements ARV Repair/Replacement on Sample Road	1,932,250 221,406 173,477	1,685,555 48,751 132,966	246,695 172,655 40,511	11,265,354 1,637,910	10,463,026 1,209,900	802,328 428,010	13,197,604 1,859,316 173,477	12,148,581 1,258,651 132,966	1,049,023 600,665 40,511
Everglades Contracting, LLC Miami Gardens	235,315	244,204	( 8,889)	-			235,315	244,204	( 8,889)
Miscellaneous and prior year jobs	153,545	106,833	46,712				153,545	106,833	46,712
TOTAL CONTRACTS COMPLETED	<u>\$4.037,878</u>	<u>\$3,431,360</u>	<u>\$606,518</u>	<u>\$12,903,264</u>	\$11,672,926	\$1,230,338	<u>\$16,941,142</u>	<u>\$15,104,286</u>	<u>\$1,836,856</u>

19

#### GIANNETTI CONTRACTING CORPORATION CONTRACTS IN PROGRESS November 30, 2012

Board of Commissioners Broward County	Totał Contract Amount	Estimated Contract Costs	Estimated Gross Profit (Loss)	Costs Incurred	Gross Profit (Loss)	Revenue Earned	Billed to Date	Costs and Estimated Earnings in Excess of Billings	Billings in Excess of Costs and Estimated Earnings
UAZ 308 Water and Sewer Improvements North County NIP BP #11	\$ 6,240,000 17,626,858	\$ 4,930,561 16,634,350	\$1,309,439 992,508	\$ 4,539,957 7,374,477	\$1,205,704 440,007	\$ 5,745,661 7,814,484	\$6,021,793 8,039,730	\$ 	\$ 276,132 225,246
Palm Beach County Belvedere Homes Infrastructure Improvements	3,974,885	4,082,494	(107,609)	3,094,363	(	2,986,754	3,193,958		207,204
	\$27,841,743	<u>\$25,647,405</u>	<u>\$2,194,338</u>	15,008,797	1,538,102	16,546,899	\$17,255,481	<b>§</b>	\$708,582
Less: amounts incurred on jobs prior to December 1, 2011				4,490,112	665,774	5,155,886			
TOTAL CONTRACTS IN PROGRESS				<u>\$10,518,685</u>	<u>\$ 872,328</u>	<u>\$11,391,013</u>			

20

# GIANNETTI CONTRACTING CORPORATION COST OF REVENUES Years Ended November 30, 2012 and 2011

	2012	2011
Depreciation	\$ 220,234	\$ 215,527
Direct labor	2,120,981	1,674,797
Equipment rental	160,917	5,579
Equipment transportation costs	93,582	64,426
Gas and oil	671,533	424,018
Housing expense	135,304	151,242
Insurance	425,028	460,416
Materials	4,658,602	4,895,637
Officers' salaries	125,467	108,000
Plans and permits	57,540	628,757
Repairs and maintenance	420,632	389,501
Shop supplies	46,170	55,148
Subcontract	4,657,335	5,883,541
Taxes - Payroll	214,055	164,162
Yard wages	95,914	59,000
Provision for loss on contract	26,751	
Reimbursed expenses	(180,000)	
TOTAL COST OF REVENUES	<u>\$13,950,045</u>	<u>\$15,179,751</u>

## GIANNETTI CONTRACTING CORPORATION GENERAL AND ADMINISTRATIVE EXPENSES Years Ended November 30, 2012 and 2011

	2012	2011
Automobile	\$     7,663	\$     9,384
Bad debt	67,500	140,000
Contributions	8,791	5,059
Depreciation	20,829	17,052
Dues and subscriptions	9,728	9,817
Gas and oil	32,045	21,968
Insurance	76,499	81,832
Licenses	16,942	15,096
Office expense	80,441	58,220
Office salaries	178,300	62,012
Officers' salaries	300,759	251,800
Professional fees	91,201	64,043
Rent	15,201	4,481
Taxes - General	33,333	26,264
Taxes - Payroll	47,491	33,777
Telephone	28,172	25,727
Travel and entertainment	104,839	76,881
Utilities	10,025	. 10,197
TOTAL GENERAL AND ADMINISTRATIVE EXPENSES	<u>\$1,129,759</u>	<u>\$ 913,610</u>