

RESOLUTION NO. 2022-_____

A RESOLUTION ACCEPTING THE PROPOSAL OF MILLER PIPELINE, LLC PERTAINING TO CONTRACT 21-C-00033; 131ST STREET TRUNK SEWER REHABILITATION BY CIPP, IN THE AMOUNT OF \$987,801.05; AUTHORIZING THE EXECUTION OF THE CONTRACT BY THE MAYOR OF THE CITY OF TAMPA; PROVIDING AN EFFECTIVE DATE.

WHEREAS, on March 1, 2022, the Mayor received bids, tabulation of such bids being hereto attached for informational purposes, for the construction of 131st Street Trunk Sewer Rehabilitation by CIPP, and recommends to this Council that the proposal of Miller Pipeline, LLC be accepted, funds therefore being available in the appropriate account.

NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TAMPA, FLORIDA, THAT:

Section 1. The proposal of Miller Pipeline, LLC in the total amount of \$987,801.05 for construction of the 131st Street Trunk Sewer Rehabilitation by CIPP, in accordance with plans, specifications and other related contract documents prepared by the Contract Administration Department, is hereby approved and accepted; and the Contract is hereby awarded to the said Contractor.

Section 2. This Resolution, which is not part of the contract documents, authorizes the Mayor to execute and the City Clerk to attest and affix the official seal of the City of Tampa to the Contract for and on behalf of the City of Tampa.

Section 3. Plans, specifications and contract documents for the construction of said Project, which documents are now on file in the office of the Contract Administration Department of the City of Tampa, are hereby approved in their entirety or in substantially similar form.

Section 4. The Director of the Contract Administration Department is hereby authorized to issue, in written form only, work directive changes authorizing additions, deletions or revisions resulting from unforeseen conditions or emergencies, said directives to be incorporated in subsequently issued change orders approved by the City Council.

Section 5. Any and all technical errors, informalities and irregularities in the proposal of the Contractor are hereby waived.

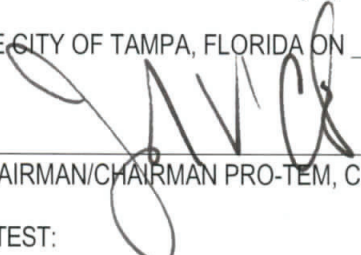
Section 6. The bid security of the bidders shall be returned in accordance with the provisions of the contract documents for this project.

Section 7. This resolution provides funding in the amount of \$987,801.05 for the 131st Street Trunk Sewer Rehabilitation project for use by the Wastewater Department within the Wastewater Bonds – Series 2022 Capital Projects Fund.

Section 8. That the City Clerk shall file a fully executed copy of the Agreement in the official records of the City of Tampa as maintained by the Office of the City Clerk.


Section 9. Other proper officers of the City of Tampa are authorized to do all things necessary and proper in order to carry out and make effective the provisions of this Resolution, which shall take effect immediately upon its adoption.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF TAMPA, FLORIDA ON JUL 14 2022



CHAIRMAN/CHAIRMAN PRO-TEM, CITY COUNCIL

APPROVED AS BY FORM:

ATTEST:


CITY CLERK/DEPUTY CITY CLERK

e/s

Marcella T. Hamilton, Assistant City Attorney

*1% for Art: No

R222-75557

Tampa Bay Times
Published Daily

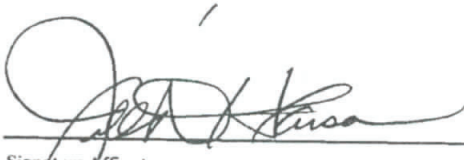
STATE OF FLORIDA
COUNTY OF Hillsborough

City of Tampa
Bid 21-C-00033; 131st Ave Trunk
Sewer Rehabilitation by CIPP;
Deadline 1:30 PM, 3/1/22.
Download Bid from DemandStar.com
or tampagov.net/contract-administration/programs/construction-contract-bidding.
(207759) 01/30/2022

} ss

Before the undersigned authority personally appeared **Jill Harrison** who on oath says that he/she is **Legal Advertising Representative** of the **Tampa Bay Times** a daily newspaper printed in St. Petersburg, in Pinellas County, Florida; that the attached copy of advertisement, being a **Legal Notice** in the matter **RE: Bid 21-C-00033** was published in said newspaper by print in the issues of: **1/30/22** or by publication on the newspaper's website, if authorized, on

Affiant further says the said **Tampa Bay Times** is a newspaper published in **Hillsborough County, Florida** and that the said newspaper has heretofore been continuously published in said **Hillsborough County, Florida** each day and has been entered as a second class mail matter at the post office in said **Hillsborough County, Florida** for a period of one year next preceding the first publication of the attached copy of advertisement, and affiant further says that he/she neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.



Signature Affiant

Sworn to and subscribed before me this **01/30/2022**



Signature of Notary Public

Personally known X or produced identification

Type of identification produced _____



**City of Tampa
BID TABULATION**

Contract: 21-C-00033; 131st Ave Trunk Sewer Rehabilitation by CIPP

Bid Opening - March 01, 2022

Posted March 01, 2022

CONTRACTOR	TOTAL BID AMOUNT
Miller Pipeline, LLC	\$987,801.05
Granite Inliner, LLC	\$997,168.00
Insituform Technologies, LLC	\$1,016,225.40
Vortex Services, LLC	\$1,069,765.00

Notice of Intent to Award: Unless subsequently indicated otherwise, in a revised posting, the City of Tampa intends to award the referenced project to the lowest bidder listed in this tabulation. A bidder aggrieved by this decision may file a protest not later than 4:30 P.M., five (5) business days from the first posting hereof, pursuant to City of Tampa Code Chapter 2, Article V, Division 3, Section 2-282, Procurement Protest Procedures. Protests not conforming therewith shall not be reviewed.

Bids Received By: *Jim Greiner*

Jim Greiner, P.E.
City of Tampa - Contract Administration Dep
306 E. Jackson Street - 4N
Tampa, FL 33602

ALB

PROPOSAL

To the Mayor and City Council of the City of Tampa, Florida:

Legal Name of Bidder: Miller Pipeline, LLC

Bidder's Fictitious Name, if applicable: N/A

Bidder is a/an: Individual Partnership* Joint Venture* LLC Corp. Other:

Bidder is organized under the laws of: State of Florida Other: Indiana

Bidder Mailing Address: 8850 Crawfordsville Rd., Indianapolis, IN 46234

Bidder's Federal Employee Identification No. (FEI/EIN): 35-1959522

Bidder's License No.: CUC1225569 Bidder's FDOS (SUNBIZ) Doc. No.: M11000002543
(See Ch. 489, FS; use entity's, individual's only if applicable)

Bidder Contact Name**: Jeff Newman Email: Jeff.Newman@millerpipeline.com Phone: (317) 617-0547

Bidder's own initial application for employment has criminal history screening practices similar in nature to the practices contained in Chapter 12, Article VI, City of Tampa Code (Responses, whether "Yes" or "No", are for informational purposes only and will not be used as a basis of award or denial, nor as a basis for any protest): Yes No

The below named person, appearing before the undersigned authority and after being first duly sworn, for him/herself and on behalf of the entity submitting this Proposal does hereby affirm and declare as follows:

- (1) He/She is of lawful age and is authorized to act on behalf of Bidder (the individual, partnership, corporation, entity, etc. submitting this Proposal) and that all statements made in this document are true and correct to the best of my knowledge.
- (2) If Bidder is operating under a fictitious name, Bidder has currently complied with any and all laws and procedures governing the operation of businesses under fictitious names in the State of Florida
- (3) No person or entity other than Bidder has any interest in this Proposal or in the Contract proposed to be entered into.
- (4) This Proposal is made without any understanding, agreement, or connection with any person or entity making Proposal for the same purposes, and is in all respects fair and without collusion or fraud.
- (5) Bidder is not in arrears to the City of Tampa, upon debt or contract, and is not a defaulter, as surety or otherwise, upon any obligation to the City of Tampa.
- (6) That no officer or employee or person whose salary is payable in whole or in part from the City Treasury is, shall be or become interested, directly or indirectly, as a contracting party, partner, stockholder, surety or otherwise, in this Proposal, or in the performance of the Contract, or in the supplies, materials, or equipment and work or labor to which it relates, or in any portion of the profits thereof.
- (7) Bidder has carefully examined and fully understands the Solicitation and has full knowledge of the scope, nature, and quality of the work to be performed; furthermore, Bidder has carefully examined the site of the work and that, from his own investigations, he has satisfied himself as to the nature and location of the work, the character, quality, and quantity of materials and the kinds and extent of equipment and other facilities needed for the performance of the work, the general and local conditions and all difficulties to be encountered, and all other items which may, in any way, affect the work or its performance.
- (8) Bidder (including its principals) has | has NOT been debarred or suspended from contracting with a public entity.
- (9) Bidder has | has NOT implemented a drug-free workplace program that meets the requirements of Section 287.087, Florida Statutes.
- (10) Bidder has carefully examined and fully understands all the component parts of the Contract Documents and agrees Bidder will execute the Contract, provide the required Public Construction Bond, and will fully perform the work in strict accordance with the terms of the Contract and Contract Documents therein referred to for the following prices, to wit:

* If a Partnership or Joint Venture, attach Partnership or Joint Venture Agreement.
 ** Someone the City may contact with questions/correspondence regarding this Solicitation and/or permits.



Good Faith Effort Compliance Plan Guidelines
for Women/Minority Business Enterprises/Small Local Business Enterprise Participation
City of Tampa - Equal Business Opportunity Program
(MBD Form 50 - detailed instructions on page 2 of 2)

Contract Name 131st Ave. Trunk Sewer Rehabilitation by CIPP Bid Date 3/1/22
 Bidder/Proposer Miller Pipeline, LLC
 Signature [Signature] Date 2/28/22
 Name Jeff Newman Title Project Manager

The Compliance Plan with attachments is a true account of Good Faith Efforts (GFE) made to achieve the participation goals as specified for Women/Minority Business Enterprises/Small Local Business Enterprises (WMBE/SLBE) on the referenced contract:

The WMBE/SLBE participation Goal is Met or Exceeded. See DMI Forms 10 and 20 which accurately report all subcontractors solicited and all subcontractors to-be-utilized.

The WMBE/SLBE participation Goal is Not Achieved. The following list is an overview of the baseline GFE action steps already performed. Furthermore, it is understood that these GFE requirements are weighted in the compliance evaluation based on the veracity and demonstrable degree of documentation provided with the bid/proposal:

(Check applicable boxes below. Must enclose supporting documents accordingly with remarks)

- (1) Solicited through reasonable and available means the interest of WMBE/SLBEs that have the capability to perform the work of the contract. The Bidder or Proposer must solicit this interest within sufficient time to allow the WMBE/SLBEs to respond. The Bidder or Proposer must take appropriate steps to follow up initial solicitations with interested WMBE/SLBEs. See DMI report forms for subcontractors solicited. See enclosed supplemental data on solicitation efforts. Qualifying Remarks:
- (2) Provided interested WMBE/SLBEs with adequate, specific scope information about the plans, specifications, and requirements of the contract, including addenda, in a timely manner to assist them in responding to the requested-scope identified by bidder/proposer for the solicitation. See enclosed actual solicitations used. Qualifying Remarks:
- (3) Negotiated in good faith with interested WMBE/SLBEs that have submitted bids (e.g. adjusted quantities or scale). Documentation of negotiation must include the names, addresses, and telephone numbers of WMBE/SLBEs that were solicited; the date of each such solicitation; a description of the information provided regarding the plans and specifications for the work selected for subcontracting; and evidence as to why agreements could not be reached with WMBE/SLBEs to perform the work. Additional costs involved in soliciting and using subcontractors is not a sufficient reason for a bidder/proposer's failure to meet goals or achieve participation, as long as such costs are reasonable. Bidders are not required to accept excessive quotes in order to meet the goal. DMI Utilized Forms for sub-(contractor/consultant) reflect genuine negotiations This project is an RFQ/RFP in nature and negotiations are limited to clarifications of scope/specifications and qualifications. See enclosed documentation. Qualifying Remarks:
- (4) Not rejecting WMBE/SLBEs as being unqualified without justification based on a thorough investigation of their capabilities. The WMBE/SLBEs standing within its industry, membership in specific groups, organizations / associations and political or social affiliations are not legitimate causes for rejecting or not soliciting bids to meet the goals. Not applicable. See attached justification for rejection of a subcontractor's bid or proposal. Qualifying Remarks:
- (5) Made scope(s) of work available to WMBE/SLBE subcontractors and suppliers; and, segmented portions of the work or material consistent with the available WMBE/SLBE subcontractors and suppliers, so as to facilitate meeting the goal. Sub-Contractors were allowed to bid on their own choice of work or trade without restriction to a pre-determined portion. See enclosed comments. Qualifying Remarks:
- (6) Made good faith efforts, despite the ability or desire of Bidder/Proposer to perform the work of a contract with its own forces/organization. A Bidder/Proposer who desires to self-perform the work of a contract must demonstrate good faith efforts if the goal has not been met. Sub-Contractors were not prohibited from submitting bids/proposals and were solicited on work typically self-performed by the prime. Qualifying Remarks:
- (7) Segmented portions of the work to be performed by WMBE/SLBEs in order to increase the likelihood that the goals will be met. This includes, where appropriate, breaking out contract work items into economically feasible units (quantities/scale) to facilitate WMBE/SLBE participation, even when the Bidder/Proposer might otherwise prefer to perform these work items with its own forces. Sub-Contractors were allowed to bid on their own choice of work or trade without restriction to a pre-determined portion. Sub-Contractors were not prohibited from submitting bids/proposals and were solicited on work typically self-performed by the prime. See enclosed comments. Qualifying Remarks:
- (8) Made efforts to assist interested WMBE/SLBEs in obtaining bonding, lines of credit, or insurance as required by the city or contractor. See enclosed documentation on initiatives undertaken and methods to accomplish. Qualifying Remarks:
We included this verbiage in our RFQ, but had no one request this assistance.
- (9) Made efforts to assist interested WMBE/SLBEs in obtaining necessary equipment, supplies, materials, or related assistance or services, including participation in an acceptable mentor-protégé program. See enclosed documentation of initiatives and/or agreements. Qualifying Remarks:
We included this verbiage in our RFQ, but had no one request this assistance.
- (10) Effectively used the services of the City and other organizations that provide assistance in the recruitment and placement of WMBE/SLBEs. See enclosed documentation. The following services were used:
Followed vendor list provided and attended SLBE Fair in Tampa

Note: Provide any unsolicited information that will support the Bid/RFP Compliance Evaluation. Named Documents Are:

Contract; 21-C-00033
131st Street Trunk Sewer Rehabilitation by CIPP

Item No.	Item	Unit	Approx. Quantity	Unit cost in Words	Unit Cost	Total
100	Contingency	LS	1	fifty thousand dollars and zero cents	\$50,000.00	\$50,000.00
102	Maintenance of Traffic	LS	1	Fifty-Nine Thousand Two Hundred Twenty-Five Dollars and No Cents	\$59,225.00	\$59,225.00
0408.2360	Cured in Place Pipe for 8" Dia. Gravity Sewer (.236 inch thick)	LF	282	Forty-Six Dollars and Twenty-Five Cents	\$46.25	\$13,042.50
0424.4720	Cured in Place Pipe for 24" Dia. Gravity Sewer (.472 inch thick)	LF	1,047	Ninety-Five Dollars and No Cents	\$95.00	\$99,465.00
0427.5830	Cured in Place Pipe for 27" Dia. Gravity Sewer (.583 inch thick)	LF	2,990	One Hundred Nineteen Dollars and No Cents	\$119.00	\$355,810.00
0430.5830	Cured in Place Pipe for 30" Dia. Gravity Sewer (.583 inch thick)	LF	66	Three Hundred Five Dollars and No Cents	\$305.00	\$20,130.00
0601.08	Hydraulic Cleaning & Inspection of 8" Dia. Gravity Sewer	LF	282	Two Dollars and No Cents	\$ 2.00	\$564.00
0601.24	Hydraulic Cleaning & Inspection of 24" Dia. Gravity Sewer	LF	1,047	Five Dollars and Seventy-Five Cents	\$ 5.75	\$6,020.25
0601.27	Hydraulic Cleaning & Inspection of 27" Dia. Gravity Sewer	LF	2,990	Eight Dollars and Five Cents	\$ 8.05	\$24,069.50
0601.30	Hydraulic Cleaning & Inspection of 30" Dia. Gravity Sewer	LF	66	Eight Dollars and Five Cents	\$ 8.05	\$531.30
0602.08	Mechanical Cleaning & Inspection of 8" Dia. Gravity Sewer	LF	50	Ten Dollars and Thirty-Five Cents	\$10.35	\$517.50
0602.24	Mechanical Cleaning & Inspection of 24" Dia. Gravity Sewer	LF	150	Seventeen Dollars and Twenty-Five Cents	\$17.25	\$2,587.50
0602.27	Mechanical Cleaning & Inspection of 27" Dia. Gravity Sewer	LF	150	Seventeen Dollars and Twenty-Five Cents	\$17.25	\$2,587.50
0700	Disposal of Debris	CY	50	One Dollar and Fifteen Cents	\$1.15	\$57.50
2050	Reconnect Service Connections	EA	90	Two Hundred Fifty Dollars and No Cents	\$250.00	\$22,500.00
2051.08	Chemical Grouting Lateral after Lining in 8" Gravity Sewer	EA	8	Two Hundred Eighty-Seven Dollars and Fifty Cents	\$287.50	\$2,300.00
2051.24	Chemical Grouting Lateral after Lining in 24" Gravity Sewer	EA	16	Four Hundred Sixty Dollars and No Cents	\$460.00	\$7,360.00
2051.27	Chemical Grouting Lateral after Lining in 27" Gravity Sewer	EA	66	Seven Hundred Sixty-Four Dollars and Seventy-Five Cents	\$764.75	\$50,473.50
4600.1p	Small Size Manhole Frame and Cover Replacement (in pavement)	EA	1	Fifty-Five Dollars and No Cents	\$1,955.00	\$1,955.00
4600.2p	Large Size Manhole Frame and Cover Replacement (in pavement)	EA	1	Three Thousand One Hundred Fifty Dollars and No Cents	\$3,105.00	\$3,105.00
4800	Manhole Rehabilitation by Coating System min. .250 mils thickness	SF	360	Five Dollars and No Cents	\$57.50	\$20,700.00
9000	Sewer Bypass with Tanker Truck	HRS	1,020	Two Hundred Forty Dollars and No Cents	\$240.00	\$244,800.00
				Total		\$987,801.05

Contract 21-C-00033; 131st Street Trunk Sewer Rehabilitation by CIPP

Computed Total Price in Words: Nine Hundred Eighty-Seven Thousand Eight Hundred One
dollars and Five cents.

Computed Total Price in Figures: \$ 987,801.05

Bidder acknowledges that the following addenda have been received and that the changes covered by the addendum(s) have been taken into account in this proposal: #1 ___ #2 ___ #3 ___ #4 ___ #5 ___ #6 ___ #7 ___ #8 ___.

Bidder acknowledges the requirements of the City of Tampa's Equal Business Opportunity Program.

Bidder acknowledges that it is aware of Florida's Trench Safety Act (Sections 553.60-553.64, Florida Statutes), and agrees that Bidder together with any involved subcontractors will comply with all applicable trench safety standards. Bidder further acknowledges that included in the various items of this Proposal and the total bid price (as applicable) are costs for complying with the Trench Safety Act. Bidder further identifies the costs and methods summarized below:

	Trench Safety Measure (Description)	Unit of Measure (LF, SY)	Unit Quantity	Unit Cost	Extended Cost
A.	<u>Trench Box</u>	<u>Each</u>	<u>1</u>	<u>\$200.00</u>	<u>\$200.00</u>
B.	_____	_____	_____	_____	_____
C.	_____	_____	_____	_____	_____
Total Cost: \$				<u>200.00</u>	_____

Accompanying this Proposal is a certified check, cashier's check or Tampa Bid Bond (form included herein must be used) for at least five percent (5%) of the total amount of the Proposal which check shall become the property of the City, or which bond shall become forthwith due and payable to the City, if this Proposal shall be accepted by the City and the Bidder shall fail to enter into a legally binding contract with and to furnish the required Public Construction Bond to the City within twenty (20) days after the date of its receipt of written Notice of Award by the City so to do.

FAILURE TO COMPLETE THE ABOVE MAY RESULT IN THE PROPOSAL BEING DECLARED NON-RESPONSIVE.

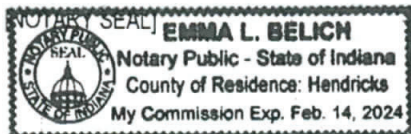
[SEAL]

Name of Bidder: Miller Pipeline, LLC
Authorized Signature: [Signature]
Signer's Printed Name: Dave Tucker
Signer's Title: Vice President

STATE OF INDIANA
COUNTY OF MARION

For an entity: The forgoing instrument was Sworn to (or affirmed) and subscribed before me by means of physical presence or online notarization, this 28 day of March, 2022, by Dave Tucker as Vice President of Miller Pipeline, LLC, a/n Partnership Joint Venture LLC Corp Other: _____, on behalf of such entity. Such individual is Personally Known OR Produced Identification. Type of Identification Produced: N/A

For an individual: The forgoing instrument was Sworn to (or affirmed) and subscribed before me by means of physical presence or online notarization, this _____ day of _____, 20____, By _____, Such individual is Personally Known OR Produced Identification. Type of Identification Produced: _____



[Signature]
Notary Public, State of Indiana
Notary Printed Name: Emma L. Belich
Commission No.: 678035
My Commission Expires: 2/14/24

TAMPA BID BOND
Contract 21-C-00033; 131st Street Trunk Sewer Rehabilitation by CIPP

KNOW ALL MEN BY THESE PRESENTS, that we, Miller Pipeline, LLC

(hereinafter called the Principal) and Lexon Insurance Company

(hereinafter called the Surety) a Corporation chartered and existing under the laws of the State of TX, with its principal offices in the City of Louisville, KY, and authorized to do business in the State of Florida, are held and firmly bound unto the City of Tampa, a Municipal Corporation of Hillsborough County, Florida, in the full and just sum of 5% of the amount of the (Bid) (Proposal) good and lawful money of the United States of America, to be paid upon demand of the City of Tampa, Florida, to which payment will and truly to be made we bind ourselves, our heirs, executors, administrators, successors, and assigns, jointly and severally and firmly these presents.

WHEREAS, the Principal is about to submit, or has submitted to the City of Tampa, Florida, a Proposal for the construction of certain facilities for the City designated Contract 21-C-00033, 131st Street Trunk Sewer Rehabilitation by CIPP.

WHEREAS, the Principal desires to file this Bond in accordance with law, in lieu of a certified Bidder's check otherwise required to accompany this Proposal.

NOW, THEREFORE: The conditions of this obligation are such that if the Proposal be accepted, the Principal shall, within twenty (20) days after the date of receipt of written Notice of Award, execute a contract in accordance with the Proposal and upon the terms, conditions and price set forth therein, in the form and manner required by the City of Tampa, Florida and execute a sufficient and satisfactory Public Construction Bond payable to the City of Tampa, Florida in an amount of one hundred percent (100%) of the total contract price, in form and with security satisfactory to said City, then this Bid Bond obligation is to be void; otherwise to be and remain in full force and virtue in law, and the Surety shall, upon failure of the Principal to comply with any or all of the foregoing requirements within the time specified above, immediately pay to the aforesaid City, upon demand, the amount thereof, in good and lawful money of the United States of America, not as a penalty, but as liquidated damages.

IN TESTIMONY THEREOF, the Principal and Surety have caused these presents to be duly signed and sealed this 1st day of March, 2022.

Principal

Miller Pipeline, LLC

BY [Signature]

TITLE Vice President

Lexon Insurance Company

BY [Signature]

TITLE Michelle Halter, Attorney-in-Fact

(SEAL)

[Signature]

Producing Agent Lauren Amanda Vidal

1450 Brickell Avenue, Suite 1600

Miami, FL 33131

Producing Agent's Address

Willis Towers Watson Southeast, Inc.

Name of Agency

The addition of such phrases as "not to exceed" or like import shall render the (Bid) (Proposal) non-responsive.



KNOW ALL BY THESE PRESENTS, that Endurance Assurance Corporation, a Delaware corporation, Endurance American Insurance Company, a Delaware corporation, Lexon Insurance Company, a Texas corporation, and/or Bond Safeguard Insurance Company, a South Dakota corporation, each, a "Company" and collectively, "Sompo International," do hereby constitute and appoint: Brian D. Carpenter, Craig Olmstead, Heather R. Goedel, Laurie Pflug, Kelly Nicole Enghauser, Michelle Halter, Nicole Langer, Blake S. Bohlig, Megan Scott, Erik T. Gunkel as true and lawful Attorney(s)-In-Fact to make, execute, seal, and deliver for, and on its behalf as surety or co-surety; bonds and undertakings given for any and all purposes, also to execute and deliver on its behalf as aforesaid renewals, extensions, agreements, waivers, consents or stipulations relating to such bonds or undertakings provided, however, that no single bond or undertaking so made, executed and delivered shall obligate the Company for any portion of the penal sum thereof in excess of the sum of ONE HUNDRED MILLION Dollars (\$100,000,000.00).

Such bonds and undertakings for said purposes, when duly executed by said attorney(s)-in-fact, shall be binding upon the Company as fully and to the same extent as if signed by the President of the Company under its corporate seal attested by its Corporate Secretary.

This appointment is made under and by authority of certain resolutions adopted by the sole shareholder of each Company by unanimous written consent effective the 15th day of June, 2019, a copy of which appears below under the heading entitled "Certificate".

This Power of Attorney is signed and sealed by facsimile under and by authority of the following resolution adopted by the sole shareholder of each Company by unanimous written consent effective the 15th day of June, 2019 and said resolution has not since been revoked, amended or repealed:

RESOLVED, that the signature of an individual named above 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 signature or 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 WITNESS WHEREOF, each Company has caused this instrument to be signed by the following officers, and its corporate seal to be affixed this 15th day of June, 2019.

Endurance Assurance Corporation By: Richard Appel, SVP & Senior Counsel
Endurance American Insurance Company By: Richard Appel, SVP & Senior Counsel
Lexon Insurance Company By: Richard Appel, SVP & Senior Counsel
Bond Safeguard Insurance Company By: Richard Appel, SVP & Senior Counsel
[Seals for each company]

ACKNOWLEDGEMENT

On this 15th day of June, 2019, before me, personally came the above signatories known to me, who being duly sworn, did depose and say that he/she is an officer of each of the Companies; and that he executed said instrument on behalf of each Company by authority of his office under the by-laws of each Company.

By: Amy Taylor, Notary Public - My Commission Expires 5/9/23

CERTIFICATE

I, the undersigned Officer of each Company, DO HEREBY CERTIFY that:

- 1. That the original power of attorney of which the foregoing is a copy was duly executed on behalf of each Company and has not since been revoked, amended or modified; that the undersigned has compared the foregoing copy thereof with the original power of attorney, and that the same is a true and correct copy of the original power of attorney and of the whole thereof;
2. The following are resolutions which were adopted by the sole shareholder of each Company by unanimous written consent effective June 15, 2019 and said resolutions have not since been revoked, amended or modified:

*RESOLVED, that each of the individuals named below is authorized to make, execute, seal and deliver for and on behalf of the Company any and all bonds, undertakings or obligations in surety or co-surety with others: RICHARD M. APPEL, BRIAN J. BEGGS, CHRISTOPHER DONELAN, SHARON L. SIMS, CHRISTOPHER L. SPARRO, MARIANNE L. WILBERT; and be it further

RESOLVED, that each of the individuals named above is authorized to appoint attorneys-in-fact for the purpose of making, executing, sealing and delivering bonds, undertakings or obligations in surety or co-surety for and on behalf of the Company.*

- 3. The undersigned further certifies that the above resolutions are true and correct copies of the resolutions as so recorded and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal this 1st day of March 2022

By: Daniel S. Lurie, Secretary

NOTICE: U. S. TREASURY DEPARTMENT'S OFFICE OF FOREIGN ASSETS CONTROL (OFAC)

No coverage is provided by this Notice nor can it be construed to replace any provisions of any surety bond or other surety coverage provided. This Notice provides information concerning possible impact on your surety coverage due to directives issued by OFAC. Please read this Notice carefully.

The Office of Foreign Assets Control (OFAC) administers and enforces sanctions policy, based on Presidential declarations of "national emergency". OFAC has identified and listed numerous foreign agents, front organizations, terrorists, terrorist organizations, and narcotics traffickers as "Specially Designated Nationals and Blocked Persons". This list can be located on the United States Treasury's website - https://www.treasury.gov/resource-center/sanctions/SDN-List.

In accordance with OFAC regulations, if it is determined that you or any other person or entity claiming the benefits of any coverage has violated U.S. sanctions law or is a Specially Designated National and Blocked Person, as identified by OFAC, any coverage will be considered a blocked or frozen contract and all provisions of any coverage provided are immediately subject to OFAC. When a surety bond or other form of surety coverage is considered to be such a blocked or frozen contract, no payments nor premium refunds may be made without authorization from OFAC. Other limitations on the premiums and payments may also apply.

Any reproductions are void.

Surety Claims Submission: LexonClaimAdministration@sompo-intl.com

Telephone: 615-563-9500 Mailing Address: Sompo International; 12890 Lebanon Road; Mount Juliet, TN 37122-2870

SECRETARY'S CERTIFICATE

OF

MILLER PIPELINE, LLC

February 4, 2021

I, the undersigned, Chief Legal Officer and Secretary of Miller Pipeline, LLC, a limited liability company organized and existing under the laws of the State of Indiana (the "Company"), do hereby certify, solely in my capacity as an officer of the Company that I am authorized to execute and deliver this Certificate on behalf of the Company and not in my individual capacity. Under such authority, I do hereby certify that the following individuals are authorized by Company to make, execute, endorse and deliver in the name of and on behalf of the Company, but shall not be limited to, any and all written instruments, agreements, documents, execution of deeds, powers of attorney, transfers, assignments, contracts, obligations, certificates and other instruments of whatever nature to carry out all actions without limitations which may be deemed necessary to carry out the Company's business:

Dale Anderson: President & COO
Dan Short: Senior Vice President, Corporate Administration
Frank Bracht: Vice President - Operations
Chad Davis: Vice President - Operations
Josh Sargent: Vice President - Operations
Chris Schuler: Vice President - Operations
Dave Tucker: Vice President - Operations
Jim Wilson: Vice President - Operations
Justin Sanchez: Vice President - Finance

IN WITNESS WHEREOF, I have hereunto set my hand as of the date first set forth above.

MILLER PIPELINE, LLC

By: 

Name: W. Thomas Newell

Title: Chief Legal Officer & Secretary



Failure to Complete, Sign and Submit Both Forms 10 & 20 SHALL render the Bid or Proposal Non-Responsive

Page 1 of 4 – DMI Solicited/Utilized Schedules
City of Tampa – Schedule of All Solicited Sub-(Contractors/Consultants/Suppliers)
(FORM MBD-10)

Contract No.: 21-C-00033 Contract Name: 132st Ave Trunk Sewer Rehabilitation by CIPP
 Company Name: Miller Pipeline, LLC Address: 8850 Crawfordville Rd., Indianapolis, IN 46234
 Federal ID: 35-1959522 Phone: 317/617-0547 Fax: 317/293-8502 Email: Jeff.Newman@millerpipeline.com

Check applicable box(es). Detailed Instructions for completing this form are on page 2 of 4.

No Firms were contacted or solicited for this contract.

No Firms were contacted because: _____

See attached list of additional Firms solicited and all supplemental information (List must comply to this form)

Note: Form MBD-10 must list ALL subcontractors solicited including Non-minority/small businesses

NIGP Code Categories: Buildings = 909, General = 912, Heavy = 913, Trades = 914, Architects = 906, Engineers & Surveyors = 925, Supplier = 912-77

S = SLBE W=WMBE O = Neither	Company Name Address Phone, Fax, Email	Type of Ownership (F=Female M=Male) BF BM = African Am. HF HM = Hispanic AF AM = Asian Am. NF NM = Native Am. CF CM = Caucasian	Trade or Services NIGP Code (listed above)	Contact Method L=Letter F=Fax E=Email P=Phone	Quote or Response Received Y/N
<input type="radio"/>	Televac South, 221 NE 131th ST, Pompano, FL 33060 954-782-6997; kevin@televacsouth.com	CF CM	914	E	Y
65-0425541					
<input type="radio"/>	Wind River Environmental LLC, d/b/a Seminole Septic, 8530 Starkey Rd Largo, FL 33777	CF CM	914	E	Y
04-34 87677					
	SEE ATTACHED EMAILS FROM ENTIRE LSBE/MBE LIST PROVIDED BY TAMPA IN BID DOCUMENTS				

It is hereby certified that the information provided is an accurate and true account of contacts and solicitations for sub-contracting opportunities on this contract.

Signed:  Name/Title: Jeff Newman, Project Manager Date: 2/28/22

Failure to Complete, Sign and Submit Both Forms 10 & 20 SHALL render the Bid or Proposal Non-Responsive
Forms must be included with Bid / Proposal



Failure to Complete, Sign and Submit Both Forms 10 & 20 SHALL render the Bid or Proposal Non-Responsive

Page 3 of 4 – DMI Solicited/Utilized Schedules
City of Tampa – Schedule of All To-Be-Utilized Sub-(Contractors/Consultants/Suppliers)
(FORM MBD-20)

Contract No.: 21-C-00033 Contract Name: 131st Ave Trunk Sewer Rehabilitation by CIPP
 Company Name: Miller Pipeline, LLC Address: 8850 Crawfordsville Rd., Indianapolis, IN 46234
 Federal ID: 35-1959522 Phone: 317/617-0547 Fax: 317/293-8502 Email: Jeff.Newman@millerpipeline.com

Check applicable box(es). Detailed Instructions for completing this form are on page 4 of 4.

See attached list of additional Firms Utilized and all supplemental information (List must comply to this form)

Note: Form MBD-20 must list ALL subcontractors To-Be-Utilized including Non-minority/small businesses

No Subcontracting/consulting (of any kind) will be performed on this contract.

No Firms are listed to be utilized because: _____

NIGP Code General Categories: Buildings = 909, General = 912, Heavy = 913, Trades = 914, Architects = 906, Engineers & Surveyors = 925, Supplier = 912-77

Enter "S" for firms Certified as Small Local Business Enterprises, "W" for firms Certified as Women/Minority Business Enterprise, "O" for Other Non-Certified

S = SLBE W=WMBE O =Neither	Company Name Address Phone, Fax, Email	Type of Ownership (F=Female M=Male) BF BM = African Am. HF HM = Hispanic Am. AF AM = Asian Am. NF NM = Native Am. CF CM = Caucasian	Trade, Services, or Materials NIGP Code Listed above	\$ Amount of Quote. Letter of Intent (LOI) if available	Percent of Scope or Contract %
O 65-0425541	Televac South, 221 NE 131th ST, Pompano, FL 33060 954-782-6997; kevin@televacsouth.com	CF CM	914	\$97,011	10
O 65-0754628	Paints and Coatings Inc., 17660 East St, N Fort Myers, FL 33917 239-994-6645; Carl@paintsandcoatings.net	CF CM	914	\$25,760	3
O 04-34 87677	Wind River Environmental LLC, d/b/a Seminole Septic, 8530 Starkey Rd, Largo, FL 33777, jtorres@wrenvironmental.com	CF CM	914	\$244,800	25
WMBE 81-0763816	Cornerstone Barricades, 5434 56th Commerce Park Blvd., Tampa FL, 33610, 813-533-3014, estimating@cornerstonebarricades.com	BF BM	914	19,741	2

Total ALL Subcontract / Supplier Utilization \$ 387,011.05

Total SLBE Utilization \$ _____

Total WMBE Utilization \$ 19,741

Percent SLBE Utilization of Total Bid/Proposal Amt. 0 % Percent WMBE Utilization of Total Bid/Proposal Amt. 2 %

It is hereby certified that the following information is a true and accurate account of utilization for sub-contracting opportunities on this Contract.

Signed: [Signature] Name/Title: Jeff Newman, Project Manager Date: 2/28/22

Failure to Complete, Sign and Submit Both Forms 10 & 20 SHALL render the Bid or Proposal Non-Responsive

Forms must be included with Bid / Proposal



City of Tampa
Jane Castor, Mayor

Equal Business Opportunity

Gregory K. Hart, Manager

306 East Jackson Street, 3N
Tampa, Florida 33602

Office (813) 274-5522

Fax: (813) 274-5544

DATE: June 16, 2022
TO: Michael Chucran, Director, Contract Administration Department
FROM: Gregory K. Hart, Manager
RE: EBO Bid Compliance Evaluation - GFCEP Solicitation and Utilization Audit

PROJECT: 21-C-00033 131st Avenue Trunk Sewer Rehabilitation by CIPP
LOW BIDDER: Miller Pipeline, LLC
BID AMOUNT: \$987,801.05

U-WMBE (BBE) and SLBE Subcontract Goal: 4.5%
U-WMBE/SLBE Goal Attainment: 2.0%
Good Faith Effort Compliance: Compliant-Met Requirements

The Equal Business Opportunity Office evaluated the Good Faith Effort Compliance Plan (GFCEP) submitted by Low Bidder Miller Pipeline, LLC and determined they complied with the requirements of the Equal Business Opportunity Program (EBO) at time of bid by having performed meaningful action steps to (a) identify and (b) directly solicit Underutilized-WMBE/SLBE eligible companies to quote divisions of work commensurate with the participation goal. The project goal was narrowly tailored based on two (2) out of six (6) subcontract categories wherein the requisite, eligible U-WMBE/SLBE companies represented a minimum availability group of ten (10) firms, within an overall availability group of eighteen (18) available COT certified companies by subcontract tasks.

NOTE: The subcontract goal is narrowly tailored (per policy) to target underutilization of affected groups in specific trade/industry categories. Any WMBE/SLBE achievement that was not a variable in calculation of the narrowly tailored goal is considered ancillary. Ancillary participation cannot be credited toward meeting the narrowly tailored goal but may count toward the bidder's overall project participation when GFCEP criteria for the underutilized group are met.

U-WMBE/SLBE Subcontract Goal Attainment

Certification Type	Classification	Classification	Totals
Dual Certified U-WMBE/ SLBE	BBE	SLBE	2.0%

Ancillary Participation

Certification Type	Classification	Totals
WMBE	n/a	n/a

Compliance Statement: Miller Pipeline, LLC achieved 2% U-WMBE participation representing BBE-African American. The scope of CIPP requires specialized equipment and application technology. Subcontract opportunities and availability of CIPP subcontractors are limited.

Gregory Hart
Gregory K. Hart, MPA, CPPA

GKH:/RT