

CITY OF

HYATTSVILLE

3505 HAMILTON STREET

PUBLIC SAFETY BUILDING ADAPTIVE REUSE PROJECT



PROPOSAL TO PROVIDE GENERAL CONTRACTING SERVICES
THE WHITING-TURNER CONTRACTING COMPANY
MARCH 11, 2022

G.W.C. WHITING
(1883-1974)

WILLARD HACKERMAN
(1918-2014)

TIMOTHY J. REGAN
PRESIDENT & CEO

FOUNDED 1909

THE WHITING-TURNER CONTRACTING COMPANY

ENGINEERS AND CONTRACTORS

CONSTRUCTION MANAGEMENT
GENERAL CONTRACTING
DESIGN-BUILD
SPECIALTY CONTRACTING
PRECONSTRUCTION
BUILDING INFORMATION MODELING
INTEGRATED PROJECT DELIVERY

6305 IVY LANE, SUITE 800
GREENBELT, MARYLAND 20770
301-656-7800

INSTITUTIONAL
COMMERCIAL
CORPORATE
TECHNOLOGY
INDUSTRIAL/PROCESS
INFRASTRUCTURE
SUSTAINABILITY

March 11, 2022

Mr. Hal Metzler
Interim Deputy Director of Public Works
The City of Hyattsville
4310 Gallatin Street
Hyattsville, MD 20781

Dear Mr. Metzler:

We have an experienced team who have been working together on this pursuit since last summer. This team is well into the details of the project and is ready to start working on it immediately. Some additional reasons why Whiting-Turner is the best fit for this project include:

- **Accelerated Schedule:** Our schedule shows final completion a month earlier than the planned date.
- **Mitigate Risk of Supply Chain and Escalation:** We have planned for upcoming price increases and unusually long lead times so there will be no surprise change orders or schedule delays after award.
- **Prequalified Subcontractors:** We have an excellent group of pre-qualified subcontractors that have proven track records in completing similarly complex projects successfully.
- **Unparalleled Financial Strength:**
 - 5A-1 Dun & Bradstreet rating – *the only Top 50 ENR Domestic Builder with this rating*
 - Bonding capacity of \$4 billion
 - Whiting-Turner has conducted business **without borrowing any working capital since 1938**
 - Privately owned and zero debt

This project is very important to us as individual team members and Whiting-Turner as a whole. We look forward to discussing this project with you in more detail and for you to get to know our team that will be on the project from the date of award through completion. If you have any questions regarding our proposal, please do not hesitate to contact me.

Very Truly Yours,

THE WHITING-TURNER CONTRACTING COMPANY



John Keith
Vice President
(443) 829-2005

1. EXECUTIVE SUMMARY

EXECUTIVE SUMMARY

THE WHITING-TURNER CONTRACTING COMPANY



Name of Company
The Whiting-Turner
Contracting Company

Managing Principal
John Keith
Vice President
443 · 829 · 2005



4,200+
Full-Time Employees
Companywide

Current Workload
Our proposed team is
available for the duration
of this project.



870+
Public Safety Projects
Completed Nationally

WHY US?

1. COST

We recognize that cost is an extremely important component to this project. Our team will work hard to maintain budget parameters and more importantly, treat the City of Hyattsville's money like it is our own. There will be no shortcuts. *We will make sure you get exactly what you pay for.*

2. LOCAL TEAM + EXPERIENCE

We have been working in Maryland for 113 years, and Whiting-Turner has completed 300+ projects for municipalities in the state of Maryland. We have assembled an "A-team" of the foremost experts in the area in each scope area most critical for this project's success. *Our team brings a unique skill set and experience to reach success in all of the technical and logistical challenges of this project.* Our team is skilled completing *controlled access office renovation projects, historic restoration projects, and public safety facilities in the MidAtlantic region.* Maryland is not only where we work – it is our home. We care about this community and want to see it flourish. We understand the importance this project will have on the City of Hyattsville and, thus, our role in the project must have a similar impact in the community.

3. BEING A GOOD NEIGHBOR + PARTNER

Our goal is to not just be your contractor, but to be your partner. Our team will collaborate with the all key players to make sure that the project proceeds in the quickest, safest and most economical manner possible. Cleanliness, egress, phasing, staging of materials, safety and the scheduling of noise related activities are just a few of the key topics that our team will address *to ensure we are being a good neighbor in the Hyattsville community.*

2. PRICE PROPOSAL

ATTACHMENT A – PROPOSAL AFFIDAVIT

PROPOSAL AFFIDAVIT

CERTIFICATION OF CORPORATION REGISTRATION AND TAX PAYMENT

Part I: I HEREBY AFFIRM THAT:

- 1. The business named below is a (Maryland X) (foreign) corporation registered in accordance with the Corporations and Associations Article, Annotated Code of Maryland, and that it is in good standing and has filed all its annual reports, together with filing fees, with the Maryland State Department of Assessments and Taxation, and that the name and addresses of its resident agent filed with the State Department of Assessments and Taxation is:

Name: The Whiting-Turner Contracting Company

Address: 300 East Joppa Road
Baltimore, Maryland 21286

[If not applicable, so state]

- 2. Except as validly contested, the business has paid, or has arranged for payment of, all taxes due to the State of Maryland and has filed all required returns and reports with the Comptroller of the Treasury, the State Department of Assessments and Taxation, and the Employment Security Administration, as applicable, and will have paid all withholding taxes due to the State of Maryland prior to final settlement.

Part II: I FURTHER CERTIFY THAT:

- 1. I have complied with the applicable tax filing and licensing requirements of The City of Hyattsville, Prince George’s County, and/or the State of Maryland.
- 2. The filing information is true and correct concerning tax compliance for
The past 113 years. X Current Not Current

The City of Hyattsville reserves the right to verify the above information with the appropriate government authorities.

I DO SOLEMNLY DECLARE AND AFFIRM UNDER THE PENALTIES OF PERJURY THAT THE CONTENTS OF THIS AFFIDAVIT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF.

Date: March 11, 2022 By: 
(Authorized Representative and Affiant)

Ron Eisenberg, Senior Vice President
(Printed or Typed Name)

Form: Certification -Tax 12//03

SUBMIT THIS AFFIDAVIT WITH PROPOSAL

ATTACHMENT B – PROPOSER/OFFEROR STATEMENT OF OWNERSHIP

Part A below requires a business entity, when responding to a Proposal or proposal solicitation, to provide a statement of ownership as a condition of eligibility to receive a contract from the City.

NOTE: Submission of completed document is prerequisite to award.

PART “A” – OWNERSHIP

Date: March 11, 2022

1. Full name and address of business: The Whiting-Turner Contracting Company

<u>Baltimore, Maryland</u>	<u>21286</u>	<u>(410) 821-1100</u>
City and State	Zip Code	Bus. Phone w/area code

2. Is the business incorporated? X Yes No

3. Other names used by business i.e., T/A: N/A

Non-Corporate Business

If response to Item #2 above is No, list the name and business and residence address of each individual having a 10% or greater financial interest in the business. (Please attach separate sheet as necessary.)

N/A

Corporate Business Entities

Is the corporation listed on a national securities exchange? Yes X No

4. List the names of all officers of the corporation, their business and residence addresses and the date they assumed their respective offices. (Please attach separate sheet as necessary.)

See attached.

5. List the names of all members of the current Board of Directors, their business and residence addresses, the date each member assumed office and the date his/her term as a Director shall expire (if any). (Please attached separate sheet as necessary.)

N/A

ATTACHMENT B – PROPOSER/OFFEROR STATEMENT OF OWNERSHIP (continued)

6. List the names and residence addresses of all individuals owning at least 10% of the shares of any class of corporate security, including but not limited to stocks of any type or class and serial maturity bonds of any type or class. (Please attach separate sheet as necessary.)

N/A

This Financial Disclosure Statement has been prepared by Ron Eisenberg
Senior Vice President on this 11 day of March, 2022.
Ron Eisenberg
Signed by Preparer

PART “B” - PROPOSER’S QUALIFICATION STATEMENT

Part B is Proposer’s Qualification Affidavit of “No Conviction” for bribery, attempted bribery, or conspiracy to bribe, and is required under Section 16-311 of the Maryland State Finance and Procurement Article. This signed form must be submitted with the Proposal.

1. I am the Senior Vice President of The Whiting-Turner Contracting Company a party interested in obtaining a contract with The City of Hyattsville under conditions set forth in documents for RFP #DPW21-005.
2. Upon examination of relevant records and to the best of my knowledge, no officer, director, partner or employees of the aforementioned business entity has on the basis of acts committed after July 1, 1977, been convicted of, or entered a plea of nolo contendere to, a charge of bribery, attempted bribery or conspiracy to bribe under the laws of the State of Maryland, any other state, or the federal government other than those listed on the attachment to this affidavit (attachment should list name, title, offense, place and date of conviction or plea);
3. I have been authorized to make this statement on behalf of the aforementioned party.

Ron Eisenberg
(Signature)

ACKNOWLEDGMENT (Corporate)

I, CLAUDIA A SWIECICKI certify that I am the
Name (Printed)
Asst Secretary of Whiting-Turner and
Title and Office Business Entity
that Ronald Eisenberg who signed the above Affidavit.
Name (Printed)

ATTACHMENT B – PROPOSER/OFFEROR STATEMENT OF OWNERSHIP (continued)

Ronald Eisenberg is the SR. Vice President of said entity; that I know
his/her (Name) (Title)

Signature, and his/her signature thereto is genuine; and that the above Affidavit and Statement of Ownership was duly signed, sealed, and attested for in behalf of said entity by City of its governing body. Further, under penalty of perjury I solemnly affirm that the contents of the foregoing Affidavit and Statement of Ownership are true to the best of my knowledge, information and belief.

(SEAL)

CLAUDIA A. SWIECICKI
ASSISTANT SECRETARY
(Name Printed)

(SEAL)

Claudia Swiecicki
(Signature)

(SEAL)



Corporate Seal (as applicable)

SUBMIT THIS FORM WITH PROPOSAL

ATTACHMENT C – VENDOR’S OATH

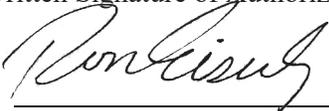
VENDOR’S OATH AND CERTIFICATION

The City of Hyattsville requests that any Contractor receiving a contract or award from the City of Hyattsville, shall affirm under oath as below. Receipt of such certification, under oath, shall be a prerequisite to the award of contract and payment thereof.

“I (We) hereby declare and affirm under oath and the penalty of making a false statement that if the Contract is awarded to our firm, partnership or corporation that no officer or employee of the City is in any manner whatsoever interested in, or will receive or has been promised any benefit from, the profits or emoluments of this Contract; and

I (We) hereby declare and affirm under oath and the penalty of making a false statement that if the Contract is awarded to our firm, partnership or corporation that no member or employee of the City of Hyattsville or Prince George’s County, Maryland, or members of his or her immediate family, including spouse, parents or children, or any person representing or purporting to represent any member or members of the elected governing body has received or has been promised, directly or indirectly, any financial benefit, by way of fee, commission, finder’s fee, political contribution, or any other similar form of remuneration and/or on account of the acts of awarding and/or executing this Contract.

Handwritten Signature of Authorized Principal(s):

Name:  Title: Senior Vice President

Printed Name: Ron Eisenberg

SUBMIT THIS FORM WITH PROPOSAL

ATTACHMENT D – PROPOSAL INSTRUCTIONS

In order to assist Proposer in the preparation of their Proposal and to comply with the requirements of this solicitation, Proposal Pricing Instructions and a Proposal Form have been prepared. Proposer shall submit their Proposal on the Proposal Form in accordance with the instructions on the Proposal Form and as specified herein. Do not alter the Proposal Form or the Proposal Form may be rejected. The Proposal Form is to be signed and dated, where requested, by an individual who is authorized to bind the Proposer to the prices entered on the Proposal Form.

The Proposal Form is used to calculate the Proposer's TOTAL PROPOSAL PRICE. Follow these instructions carefully when completing your Proposal Form:

- A) All Unit and Extended Prices must be clearly entered in dollars and cents, e.g., \$24.15. Make your decimal points clear and distinct.
- B) All Unit Prices must be the actual price per unit the City will pay for the specific item or service identified in this RFP and may not be contingent on any other factor or condition in any manner.
- C) All calculations shall be rounded to the nearest cent, i.e., \$0.344 shall be \$0.34 and \$0.345 shall be \$0.36.
- D) Any goods or services required through this RFP and proposed by the Contractor at No Cost to the City must be clearly entered in the Unit Price, if appropriate, and Extended Price with \$0.00.
- E) Every blank in every Proposal Form shall be filled in. Any blanks may result in the Proposal being regarded as non-responsive and thus rejected. Any changes or corrections made to the Proposal Form by the Proposer prior to submission shall be initialed and dated.
- F) Except as instructed on the Proposal Form, nothing shall be entered on or attached to the Proposal Form that alters or proposes conditions or contingencies on the prices. Alterations and/or conditions usually render the Proposal non-responsive, which means it will be rejected.
- G) It is imperative that the prices included on the Proposal Form have been entered correctly and calculated accurately by the Proposer and that the respective total prices agree with the entries on the Proposal Form.
- H) All Proposal prices entered below are to be fully loaded prices that include all costs/expenses associated with the provision of services as required by the RFP. The Proposal price shall include, but is not limited to, all of the following: labor, profit/overhead, general operating, administrative, and all other expenses and costs necessary to perform the work set forth in this solicitation. No other amounts will be paid to the Contractor. If labor rates are requested, those amounts shall be fully-loaded rates; no overtime amounts will be paid.
- J) Unless indicated elsewhere in the RFP, sample amounts used for calculations on the Proposal Form are typically estimates for Proposing purposes only. The City does not guarantee a minimum or maximum number of units or usage in the performance of this Contract.
- K) Failure to adhere to any of these instructions may result in the Proposal being determined non-responsive and rejected by the City.
- L) This RFP and the Proposer's response, including all promises, warranties, commitments, and representations made in the successful Proposal process leading up to Award that are accepted by the City of Hyattsville shall be binding and incorporated by reference in the City's Contract with the Proposer.

A. PROPOSAL FORM AND PROPOSAL

From: The Whiting-Turner Contracting Company
(Proper Name of Proposer)

10 ACKNOWLEDGEMENT OF GENERAL CONDITIONS

The City reserves the right to reject any or all proposals and to enter into contract negotiations with the selected Proposer to take any other actions that may be deemed to be in the best interest of the City. The Contractor shall not disclaim knowledge of the meaning and effect of any term or provision of these General Conditions, and Supplemental Conditions, if any, and agrees to strictly abide by their meaning and intent. In the event the Contractor fails to sign this acknowledgement, the City shall have the right to reject the Proposal.

CONTRACTOR'S SIGNATURE: 

Print Name: Ron Eisenberg

Title: Senior Vice President

A. BASE PROPOSAL

Contractor's Base Proposal:	Total \$ <u>See hard copy</u>
Contractor's General Conditions:	Total \$ <u>\$1,214,593</u>

- B. GENERAL CONDITIONS BREAKDOWN – provide line by line breakdown of all items that make up the General Conditions above on a separate insert in response to RFP.**
- C. UNIT PRICE BREAKDOWN – provide line by line breakdown of all items that require a unit price breakdown on a separate insert in response to RFP.**

Project: City of Hyattsville Public Safety Building
 Location: Hyattsville, MD



**GENERAL CONDITIONS AND
 GENERAL REQUIREMENTS**

Construction

May 2022 - October 2023

DESCRIPTION	Months	% time	Hours	UNIT	UNIT \$	AMOUNT	COMMENTS
DIVISION 1 - GENERAL CONDITIONS							
Project Administration							
Construction Phase - on site							
PM2 - TBD	8	100%	1,387	Hours	\$110.37	\$153,046	2021
PM2 - TBD	9	100%	1,560	Hours	\$114.78	\$179,064	2022
PE - TBD	8	100%	1,387	Hours	\$78.67	\$109,089	2021
PE - TBD	9	100%	1,560	Hours	\$81.82	\$127,634	2022
Superintendent 3 - TBD	8	100%	1,387	Hours	\$124.11	\$172,099	2021
Superintendent 3 - TBD	9	100%	1,560	Hours	\$129.07	\$201,356	2022
QC Manager	17	5%	138	Hours	\$115.00	\$15,927	Monthly visits by QCM
Safety Manager	17	5%	138	Hours	\$115.00	\$15,927	Monthly visits by regional director
Project Administration subtotal						\$974,143	
Field Office & Equipment							
Field office setup	1			LS	\$20,000	\$20,000	
Field office rental	17			MO	\$2,000.00	\$34,000	
Janitorial services	17			MO	\$200.00	\$3,400	
Postage & shipping	17			MO	\$50.00	\$850	
Office furniture	1			LS	\$5,000.00	\$5,000	
Copy machine	17			MO	\$500.00	\$8,500	
LAN	1			LS	\$1,500.00	\$1,500	
Internet	17			MO	\$300.00	\$5,100	
Miscellaneous office supplies	17			MO	\$50.00	\$850	
Field Office & Equipment subtotal						\$79,200	
Temporary Utilities							
Connect to temp elec service - office	1			LS	\$2,000.00	\$2,000	
Temporary water service - office	1			LS	\$2,000.00	\$2,000	
Drinking water/coffee	17			MO	\$100.00	\$1,700	
Meeting lunches	17			MO	\$100.00	\$1,700	
Telephone/data system	1			LS	\$1,000.00	\$1,000	
Telephone service	1			LS	\$1,000.00	\$1,000	
Telephone charges	17			MO	\$200.00	\$3,400	
Temporary Utilities subtotal						\$12,800	
GENERAL CONDITIONS TOTAL						\$1,066,143	
DIVISION 1 - GENERAL REQUIREMENTS							
Design & Consulting							
Scheduling	1			LS	\$15,000.00	\$15,000	
Design & Consulting subtotal						\$15,000	
Quality Assurance & Control							
Roofing Inspector	1			LS	\$6,000.00	\$6,000	3 days for 8 hour/day
Quality Assurance & Control subtotal						\$6,000	
Safety							
First aid supplies	17			MO	\$50.00	\$850	
Temporary stairs	1			LS	\$1,500.00	\$1,500	
Floor opening protection	1			LS	\$1,500.00	\$1,500	
Fire extinguishers	1			LS	\$1,000.00	\$1,000	
Safety signage	17			MO	\$100.00	\$1,700	

Carpenter for misc safety duties	17			MO	\$500.00	\$8,500	
Safety subtotal						\$15,050	
Project Documentation							
Drawing and specifications	1			LS	\$2,500.00	\$2,500	
Photographs	17			MO	\$200.00	\$3,400	
Completion Photographs	1			LS	\$2,500.00	\$2,500	
Project Documentation subtotal						\$8,400	
Temporary Facilities							
Miscellaneous labor	17			MO	\$500.00	\$8,500	
WT project signs	1			LS	\$2,000.00	\$2,000	
Temporary Facilities subtotal						\$10,500	
Temporary Utilities							
Temporary electric charges	17			MO	\$1,000.00	\$17,000	
Temporary water charges	17			MO	\$1,000.00	\$17,000	
Sanitary facilities	17			MO	\$1,500.00	\$25,500	
Temporary Utilities subtotal						\$59,500	
Clean Up							
Dumpster	17			MO	\$2,000.00	\$34,000	
Clean Up subtotal						\$34,000	
GENERAL REQUIREMENTS SUBTOTAL						\$148,450	
GRAND TOTAL GC/GR						\$1,214,593	TOTAL

City of Hyattsville Public Safety Building

The only requirement for unit prices identified in the specifications is in 0151200, 1.07

Main Steel Framing Main Steel Framing: This shall include columns, posts, hangers, beams, girders, trusses and connections. It shall also include base plates, bearing plates, stiffeners, angles, etc., which become part of the framing. (The main steel is any steel that is part of the framing (floors, roof, columns.)

Unit price for additions to the contract: \$7,630 / Ton

Deductions price from the contract: \$7,000 / Ton

Light Steel Framing: This shall include sub-framing for various purposes, such as mechanical openings and framing of a similar nature that may be required for the construction of the project. (The miscellaneous steel is framing around openings, loose angles, etc.)

Unit price for additions to the contract: \$10,355 / Ton

Deductions price from the contract: \$9,500/ Ton

Potential Subcontractors

Demolition	<i>M&V Demolition</i>	<i>EnviroVantage</i>	<i>Barco</i>	<i>Ace Deconstruction</i>
Concrete	<i>Bay Country</i>	<i>Premier Concrete</i>	<i>Excell Concrete</i>	<i>M&N Concrete</i>
Masonry	<i>Genco Masonry</i>	<i>Tricord Masonry</i>	<i>Calvert Masonry</i>	
Stone cleaning / Masonry Restoration	<i>Baltimore Washington Restoration</i>	<i>Tricord Masonry</i>	<i>United Building Envelope Restoration LLC</i>	<i>Worcester Eisenbrandt</i>
Metals	<i>Rearden</i>	<i>Formit Steel Co.</i>		
Miscellaneous Metal	<i>Hallmark Iron Works</i>	<i>Thrifty Iron Works</i>		
Millwork	<i>Mahogany, Inc.</i>	<i>Cabinet Max Corporation</i>	<i>Fallston Supply</i>	
Waterproofing	<i>Baltimore Waterproofing</i>	<i>Prospect Waterproofing</i>	<i>Prince William Waterproofing</i>	<i>Calvert City Waterproofing</i>
Foam Insulation	<i>Davenport Insulation</i>	<i>Diamond Engineering</i>		
Roofing	<i>Alonzo Ours Construction</i>	<i>Harbor Roofing & Contracting</i>	<i>Ruff Roofers, Inc.</i>	<i>Citiroof Corporation</i>
Caulking	<i>Calvert Restoration</i>	<i>Wilcox Caulking</i>	<i>Industrial Caulk and Seal</i>	
Doors, frames, hardware	<i>R&L Door Service</i>	<i>Allegany Door & Hardware, Inc.</i>	<i>EA Door Supply</i>	
OH Door	<i>McKeon Door, Inc.</i>	<i>OH Company of Washington DC</i>		
Glazing / Storefront	<i>Design Glazing Concepts</i>	<i>Chesapeake Glazing, Inc.</i>	<i>Alliance Exterior Construction</i>	
Window Film	<i>Atlantic Sun Control</i>	<i>Solar Exlipse Glass Tinting</i>		
Wood Restoration	<i>The Pheoenix Restoration Group</i>	<i>Atlantic Refinishing & Restoration</i>	<i>Worcester Eisenbrandt Inc.</i>	
Drywall and ACT	<i>Centerline Construction</i>	<i>JAG Contractors</i>	<i>Southern Acoustics, Inc.</i>	<i>Vasquez Drywall Systems</i>
Tile	<i>Business Flooring</i>	<i>CCS Floors</i>	<i>Churchville Tile and Marble</i>	<i>Kelly Floors</i>
Flooring	<i>Business Flooring</i>	<i>CCS Floors</i>	<i>Churchville Tile and Marble</i>	<i>Kelly Floors</i>
Epoxy	<i>Stonhard</i>	<i>Master Applications of Salisbury</i>		
Painting	<i>PainTech</i>	<i>Higham Company</i>	<i>Cypress Contracting</i>	
Access Flooring	<i>Irvine Access Floors</i>	<i>Deleon Access Floors, Inc.</i>	<i>Ceilings & Partitions</i>	
Toilet partitions and accessories	<i>Material Distributors, Inc.</i>	<i>Partitions Plus, Inc.</i>		
Shades	<i>MK Blinds</i>	<i>Total Shading</i>		
Lockers	<i>Degler Whiting</i>	<i>Tiffin Metal</i>		
Site furnishings	<i>Childs Landscape</i>	<i>Denison Landscaping</i>	<i>Ruppert Landscape</i>	
Detention Furniture / Equipment	<i>Tiffin Metal Products</i>	<i>Jailcraft</i>		
Conveying Systems	<i>Delaware Elevator</i>	<i>Kone</i>		
Fire Protection	<i>Advanced Fire Protection</i>	<i>Commercial and Residential FP</i>	<i>Absolute Fire Protection</i>	
HVAC and plumbing	<i>DC Mechanical</i>	<i>R&R Mechanical</i>	<i>Al Merton</i>	
Electrical	<i>Cynergy</i>	<i>Freestate</i>	<i>Total Electric</i>	
Security	<i>Stanley Convergent</i>			
Earthwork	<i>Cavalla Construction</i>	<i>Hamilton Site</i>	<i>Construction Trade Services</i>	
Asphalt Paving	<i>Finely Asphalt</i>	<i>Prince William Waterproofing</i>		
Site Concrete	<i>Bay Country</i>	<i>Intown Restoration</i>	<i>Premier</i>	
Landscaping/Hardscape	<i>Chapel Valley</i>	<i>Childs Landscape</i>	<i>Commercial Scapes</i>	
Fences and Gates	<i>Beitzel</i>	<i>Best Fence</i>	<i>Hercules</i>	<i>Long</i>
Utilities	<i>Cavalla Construction</i>	<i>Hamilton Site</i>	<i>Resource Industries</i>	

****Other qualified subcontractors may provide pricing. This is not an ALL INCLUSIVE list.**

C. COMPLETION DATE

545 calendar days
from Notice

I/We agree to erect and achieve **project completion**, no later than to Proceed. The Owner shall retain the value of uncompleted work (\$2500.00) for Liquidated Damages, for each calendar day in excess of the Completion Date set forth herewith.

D. AFFIDAVIT

Ron Eisenberg, Senior Vice President being first duly sworn deposes and says that he is an officer in the building construction organization known as The Whiting-Turner Contracting Company, and the party making a certain proposal or Proposal dated March 11, 2022, to The City of Hyattsville for the Public Safety Building (Project Name), and that this proposal is genuine and not collusive or sham; that said Proposer has not colluded, conspired, connived or agreed, directly, or indirectly, with any Proposer or person to put in a sham Proposal or to refrain from Proposing, and has not in any manner, directly or indirectly, sought by agreement or collusion, or communication or conference, with any person to fix the Proposal prices of the affidavit or any other Proposer, or to fix any overhead, profit, or cost element of said Proposal price, or that of any Proposer, or to secure any advantage against The City of Hyattsville or any other person interested in the proposed contract; and that all statements in said proposal or Proposal are true.

Signature of:

x _____
(Proposer if the Proposer is an individual)

x _____
(Proposer if the Proposer is a partnership)

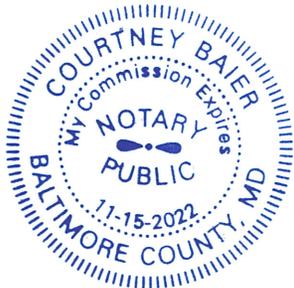
x The Whiting-Turner Contracting Company
(Proposer if the Proposer is a corporation)



Subscribed and sworn before me this 11 day of March 2022

x Courtney Baier
Notary Public

My commission expires: 11/15/2022



END OF PROPOSAL FORM

AIA[®] Document A310[™] – 2010

Bid Bond

CONTRACTOR:

(Name, legal status and address)

The Whiting-Turner Contracting Company
300 East Joppa Road
Baltimore, MD 21286

SURETY:

(Name, legal status and principal place of business)

Fidelity and Deposit Company of Maryland
1299 Zurich Way
Schaumburg, IL 60196-1056

OWNER:

(Name, legal status and address)

City of Hyattsville
4310 Gallatin Street, Hyattsville, MD 20781

BOND AMOUNT: \$ 5% of amount bid

PROJECT:

(Name, location or address, and Project number, if any)

City of Hyattsville Public Safety Building

This document has important legal consequences. Consultation with an attorney is encouraged with respect to its completion or modification.

Any singular reference to Contractor, Surety, Owner or other party shall be considered plural where applicable.

The Contractor and Surety are bound to the Owner in the amount set forth above, for the payment of which the Contractor and Surety bind themselves, their heirs, executors, administrators, successors and assigns, jointly and severally, as provided herein. The conditions of this Bond are such that if the Owner accepts the bid of the Contractor within the time specified in the bid documents, or within such time period as may be agreed to by the Owner and Contractor, and the Contractor either (1) enters into a contract with the Owner in accordance with the terms of such bid, and gives such bond or bonds as may be specified in the bidding or Contract Documents, with a surety admitted in the jurisdiction of the Project and otherwise acceptable to the Owner, for the faithful performance of such Contract and for the prompt payment of labor and material furnished in the prosecution thereof; or (2) pays to the Owner the difference, not to exceed the amount of this Bond, between the amount specified in said bid and such larger amount for which the Owner may in good faith contract with another party to perform the work covered by said bid, then this obligation shall be null and void, otherwise to remain in full force and effect. The Surety hereby waives any notice of an agreement between the Owner and Contractor to extend the time in which the Owner may accept the bid. Waiver of notice by the Surety shall not apply to any extension exceeding sixty (60) days in the aggregate beyond the time for acceptance of bids specified in the bid documents, and the Owner and Contractor shall obtain the Surety's consent for an extension beyond sixty (60) days.

If this Bond is issued in connection with a subcontractor's bid to a Contractor, the term Contractor in this Bond shall be deemed to be Subcontractor and the term Owner shall be deemed to be Contractor.

When this Bond has been furnished to comply with a statutory or other legal requirement in the location of the Project, any provision in this Bond conflicting with said statutory or legal requirement shall be deemed deleted herefrom and provisions conforming to such statutory or other legal requirement shall be deemed incorporated herein. When so furnished, the intent is that this Bond shall be construed as a statutory bond and not as a common law bond.

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User Notes:

(812930934)

23rd
Signed and sealed this ^ day of February, 2022




The Whiting-Turner Contracting Company
(Contractor as Principal) *(Seal)*
Frank R. Palmer
Executive Vice President &
Secretary

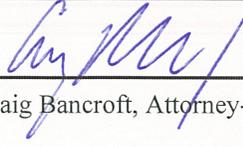
(Witness)

(Title)

Fidelity and Deposit Company of Maryland
(Surety) *(Seal)*



(Witness)



(Title) Craig Bancroft, Attorney-in-Fact

Init.

**ZURICH AMERICAN INSURANCE COMPANY
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY
FIDELITY AND DEPOSIT COMPANY OF MARYLAND
POWER OF ATTORNEY**

KNOW ALL MEN BY THESE PRESENTS: That the ZURICH AMERICAN INSURANCE COMPANY, a corporation of the State of New York, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, a corporation of the State of Illinois, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND a corporation of the State of Illinois (herein collectively called the "Companies"), by **Robert D. Murray, Vice President**, in pursuance of authority granted by Article V, Section 8, of the By-Laws of said Companies, which are set forth on the reverse side hereof and are hereby certified to be in full force and effect on the date hereof, do hereby nominate, constitute, and appoint **Stephen M. MUTSCHELLER, Emily BRENNAN, Robert F. WHITE, Gary L. BERGER, R. Nelson OSTER, Craig BANCROFT, Joshua B. HAUSERMAN, William FRANCIK, Jonathan KIBLER, George CAMPBELL, Mary GOSKA, Jamie LAWRENCE, Jennifer SCHIAZZA** of Hunt Valley, Maryland, EACH, its true and lawful agent and Attorney-in-Fact, to make, execute, seal and deliver, for, and on its behalf as surety, and as its act and deed: **any and all bonds and undertakings**, and the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Companies, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the ZURICH AMERICAN INSURANCE COMPANY at its office in New York, New York., the regularly elected officers of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at its office in Owings Mills, Maryland., and the regularly elected officers of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at its office in Owings Mills, Maryland., in their own proper persons.

The said Vice President does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article V, Section 8, of the By-Laws of said Companies, and is now in force.

IN WITNESS WHEREOF, the said Vice-President has hereunto subscribed his/her names and affixed the Corporate Seals of the said ZURICH AMERICAN INSURANCE COMPANY, COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and FIDELITY AND DEPOSIT COMPANY OF MARYLAND, this 29th day of April, A.D. 2021.



**ATTEST:
ZURICH AMERICAN INSURANCE COMPANY
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY
FIDELITY AND DEPOSIT COMPANY OF MARYLAND**

By: *Robert D. Murray*
Vice President

By: *Dawn E. Brown*
Secretary

**State of Maryland
County of Baltimore**

On this 29th day of April, A.D. 2021, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, **Robert D. Murray, Vice President and Dawn E. Brown, Secretary** of the Companies, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and acknowledged the execution of same, and being by me duly sworn, depose and saith, that he/she is the said officer of the Company aforesaid, and that the seals affixed to the preceding instrument are the Corporate Seals of said Companies, and that the said Corporate Seals and the signature as such officer were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporations.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal the day and year first above written.



Constance A. Dunn, Notary Public
My Commission Expires: July 9, 2023

Authenticity of this bond can be confirmed at bondvalidator.zurichna.com or 410-559-8790

EXTRACT FROM BY-LAWS OF THE COMPANIES

"Article V, Section 8, Attorneys-in-Fact. The Chief Executive Officer, the President, or any Executive Vice President or Vice President may, by written instrument under the attested corporate seal, appoint attorneys-in-fact with authority to execute bonds, policies, recognizances, stipulations, undertakings, or other like instruments on behalf of the Company, and may authorize any officer or any such attorney-in-fact to affix the corporate seal thereto; and may with or without cause modify or revoke any such appointment or authority at any time."

CERTIFICATE

I, the undersigned, Vice President of the ZURICH AMERICAN INSURANCE COMPANY, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, do hereby certify that the foregoing Power of Attorney is still in full force and effect on the date of this certificate; and I do further certify that Article V, Section 8, of the By-Laws of the Companies is still in force.

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the ZURICH AMERICAN INSURANCE COMPANY at a meeting duly called and held on the 15th day of December 1998.

RESOLVED: "That the signature of the President or a Vice President and the attesting signature of a Secretary or an Assistant Secretary and the Seal of the Company may be affixed by facsimile on any Power of Attorney...Any such Power or any certificate thereof bearing such facsimile signature and seal shall be valid and binding on the Company."

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at a meeting duly called and held on the 5th day of May, 1994, and the following resolution of the Board of Directors of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at a meeting duly called and held on the 10th day of May, 1990.

RESOLVED: "That the facsimile or mechanically reproduced seal of the company and facsimile or mechanically reproduced signature of any Vice-President, Secretary, or Assistant Secretary of the Company, whether made heretofore or hereafter, wherever appearing upon a certified copy of any power of attorney issued by the Company, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seals of the said Companies, this 23rd day of February, 2022.



Brian M. Hodges

By: Brian M. Hodges
Vice President

TO REPORT A CLAIM WITH REGARD TO A SURETY BOND, PLEASE SUBMIT A COMPLETE DESCRIPTION OF THE CLAIM INCLUDING THE PRINCIPAL ON THE BOND, THE BOND NUMBER, AND YOUR CONTACT INFORMATION TO:

Zurich Surety Claims
1299 Zurich Way
Schaumburg, IL 60196-1056
www.reportsfclaims@zurichna.com
800-626-4577

Authenticity of this bond can be confirmed at bondvalidator.zurichna.com or 410-559-8790