



# TUPELO REGULAR CITY COUNCIL MEETING

MARCH 02, 2021 AT 6:00 PM  
COUNCIL CHAMBERS | CITY HALL

## AGENDA

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**INVOCATION:** COUNCILMAN MARKEL WHITTINGTON

**PLEDGE OF ALLEGIANCE:** COUNCILMAN WILLIE JENNINGS

**CALL TO ORDER:** COUNCIL PRESIDENT MIKE BRYAN

**CONFIRMATION OR AMENDMENT TO THE AGENDA AND AGENDA ORDER**

**PROCLAMATIONS, RECOGNITIONS AND REPORTS AGENDA**

PROCLAMATIONS

RECOGNITION GIRL/BOY SCOUTS

EMPLOYEE RECOGNITION

PUBLIC RECOGNITION

MAYOR'S REMARKS

(CLOSE REGULAR MEETING OPEN PUBLIC AGENDA)

**PUBLIC AGENDA**

PUBLIC HEARINGS

APPEALS

CITIZEN HEARING

(CLOSE PUBLIC AGENDA AND OPEN REGULAR SESSION)

**ACTION AGENDA**

**ROUTINE AGENDA**

1. IN THE MATTER OF COUNCIL MINUTES OF FEBRUARY 22, 2021
2. IN THE MATTER OF BILL PAY MARCH 2, 2021 **KH**
3. IN THE MATTER OF ADVERTISING AND PROMOTIONAL ITEMS **KH**
4. IN THE MATTER OF RE-APPOINTMENT OF PAUL E. MIZE III TO THE TUPELO PUBLIC SCHOOL BOARD **JS**
5. IN THE MATTER OF ACCEPTING A DONATED PATROL VEHICLE **BA**
6. IN THE MATTER OF AWARDING LETTERS OF COMMENDATION/LIFE SAVING CERTIFICATE TO TUPELO POLICE OFFICER'S TREVOR STEVENS AND PIOTR RABENDA. **BA**
7. IN THE MATTER OF BID FOR FIRE STATION #2 **TW**

**(CLOSE REGULAR SESSION)**

**STUDY AGENDA**

**EXECUTIVE SESSION**

**ADJOURNMENT**



## AGENDA REQUEST

**TO:** Mayor and City Council  
**FROM:** Missy Shelton, Council Clerk  
**DATE** February 25, 2021  
**SUBJECT:** IN THE MATTER OF COUNCIL MINUTES OF FEBRUARY 22, 2021

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**Request:**

Please review and approve.

**SPECIAL CALL MEETING**  
**MUNICIPAL MINUTES CITY OF TUPELO**  
**STATE OF MISSISSIPPI**  
**FEBRUARY 22, 2021**

Be it remembered that a regular meeting of the Tupelo City Council was scheduled to be held in the Council Chambers in the City Hall building on Tuesday, February 16, 2021, at 6:00 p.m. Due to winter weather, the regular meeting was cancelled and a special meeting of the Tupelo City Council was called to be held in the Council Chambers in the City Hall building on Monday, February 22, 2021, at 2:00 p.m. with the following in attendance: Council members Markel Whittington, Lynn Bryan, Travis Beard, Nettie Davis, Buddy Palmer, Mike Bryan and Willie Jennings; Attorney Ben Logan and Missy Shelton, Clerk of the Council.

Councilman Lynn Bryan led the invocation, and Councilwoman Nettie Davis led the pledge of allegiance.

President Mike Bryan called the meeting to order at 2:00 PM.

**CONFIRMATION OR AMENDMENT TO THE AGENDA AND AGENDA ORDER**

Councilman Palmer moved, seconded by Councilman Whittington, to confirm the agenda and agenda order, with the follow change:

ADD: Item #7 Ratify Proclamation of Local Emergency

The vote was unanimous in favor.

**PROCLAMATIONS, RECOGNITIONS AND REPORTS AGENDA**

**PUBLIC RECOGNITION**

Councilwoman Nettie Davis asked for prayers for the Norwood family. She also asked that everyone remember the family of Barbara Ivy. Mrs. Ivy was the wife of Lee County Supervisor, Tommy Ivy.

Councilman Travis Beard thanked the administration and all the workers of the City of Tupelo for all their hard work during the winter storm. He also extended his condolences to the Ivy family.

Councilman Markel Whittington also thanked the various departments who were heavily involved in the work during the winter storm. He specifically mentioned Administration, Public Works, Park and Recreation and Tupelo Water & Light.

Councilman Buddy Palmer thanked Public Works, Tupelo Water & Light and the Police Department for all the hard work and the help administered during the winter storm. He also mentioned the family of David Puckett.

Councilman Willie Jennings thanked all the city departments for their work during the winter storm and the quick responses when he called them. He reminded everyone to get the COVID vaccine as soon as possible.

Councilman Mike Bryan thanked the City for their quick response to the winter storm and for all the preparedness that the City showed.

### MAYOR'S REMARKS

Mayor Jason Shelton thanked all the departments for the team effort in the response of the winter storm. He also thanked the Council for all the support they give. He thanked the legal team and the administration in the quick response of the emergency declaration. He echoed the Council with his sympathies for the Logan, Norwood, Ivy and Puckett families. He reminded everyone that, if possible, they should take the COVID vaccine because this is the best hope of getting back to normal.

### ROUTINE AGENDA

#### IN THE MATTER OF MINUTES OF REGULAR CITY COUNCIL MEETING ON FEBRUARY 5, 2021

Councilwoman Davis moved, seconded by Councilman Beard, to approve the minutes of the regular Council meeting of February 5, 2021. The vote was unanimous in favor.

#### IN THE MATTER OF BILL PAY

Bills were reviewed at 2:00 p.m. by Council members: Markel Whittington, Nettie Davis, Travis Beard, Willie Jennings, and Buddy Palmer; and Accounts Payable Clerk Traci Dillard. Councilman Jennings moved, seconded by Councilman Palmer, to approve the payment of the checks, bills, claims and utility adjustments. The vote was unanimous in favor. APPENDIX A

#### IN THE MATTER OF PLANNING COMMITTEE MINUTES FOR FEBRUARY 1, 2021

Councilman Palmer moved, seconded by Councilman L Bryan, to approve the February 1, 2021, Minutes of the Planning Committee. The vote was unanimous in favor. APPENDIX B

#### IN THE MATTER OF ACCEPTING MISSISSIPPI ATTORNEY GENERAL LYNN FITCH MOU FOR INTERNET CRIMES AGAINST CHILDREN

Police Chief Bart Aguirre addressed the Council with his condolences to retired Police Officer Jessie King in the loss of his son. He then asked that the Council approve a Memorandum of Understanding between the City of Tupelo Police Department and office of Attorney General Lynn Fitch for internet crimes against children. This MOU will provide grant resources, joint operations, and extensive training

opportunities. Councilman Whittington moved, seconded by Councilman Beard, to approve the MOU with the Attorney General's office. The vote was unanimous in favor. **APPENDIX C**

**IN THE MATTER OF BID AWARD 2021-003WL**

TWL Director Johnny Timmons asked the Council to award bid # 2021-003WL for The Hive Sewer Line to the lowest and best bid submitted by TL Wallace Construction in the amount of \$517,967.15. Councilman Whittington moved, seconded by Councilman Beard, to award the lowest and best bid to TL Wallace Construction. The vote was unanimous in favor. **APPENDIX D**

**IN THE MATTER OF PROCLAMATION OF EMERGENCY**

The City of Tupelo experienced a winter storm and extremely cold conditions commencing at approximately 12:01 p.m. on February 14, 2021, making conditions of extreme peril to the safety and property within the municipal boundaries. Councilman Palmer moved, seconded by Councilman Jennings, to ratify the Proclamation of Local Emergency. The vote was unanimous in favor. **APPENDIX E**

**ADJOURNMENT**

There being no further business to come before the Council at this time, Councilman Jennings moved, seconded by Councilman Palmer, to adjourn the meeting at 2:24 p.m. This the 22nd day of February, 2021.

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Mike Bryan, President  
City Council

ATTEST:

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Missy Shelton, Clerk of the Council

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Jason Shelton, Mayor

February 23, 2021



## AGENDA REQUEST

**TO:** Mayor and City Council  
**FROM:** Missy Shelton, Council Clerk  
**DATE** February 25, 2021  
**SUBJECT:** IN THE MATTER OF BILL PAY MARCH 2, 2021 **KH**

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**Request:**

Please review and approve.



## AGENDA REQUEST

**TO:** Mayor and City Council

**FROM:** Kim Hanna, CFO

**DATE** March 2, 2021

**SUBJECT:** IN THE MATTER OF ADVERTISING AND PROMOTIONAL ITEMS **KH**

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**Request:**

There are no items for approval at this time.

**ITEMS:**

None





## AGENDA REQUEST

**TO:** Mayor and City Council

**FROM:** Jason L. Shelton, Mayor

**DATE** March 2, 2021

**SUBJECT:** IN THE MATTER OF RE-APPOINTMENT OF PAUL E. MIZE III TO THE  
TUPELO PUBLIC SCHOOL BOARD JS

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**NOTE:**

On file bio attached.

## Paul E. Mize III

646 Highland Circle Tupelo, MS 38804 • (662) 321-1300 • paulmize@bankplus.net

### Professional Experience

#### **BankPlus Bank**

**First Vice President, Commercial Lending  
Tupelo, MS**

**May 2015- Present**

Responsible for administering a large commercial loan portfolio as well as managing general operating functions in my area of the bank. Accountable for loan growth, loan quality, and credit approval. Certified to sell life insurance.

#### **BancorpSouth Bank**

**Vice President and Commercial Loan Officer  
Tupelo, MS**

**July 2006-2015**

### Education

#### **The University of Mississippi**

Bachelor of Business Administration, Banking and Finance  
Minor, Insurance and Risk Management  
Dean's and Chancellor's Honor Roll

**Oxford, MS 2002-2006**

#### **The University of Southern Mississippi**

Study Abroad Program

Experiential education program with an emphasis on the global connection between the United States and other countries focusing on financial markets.

**London, UK 2005**

#### **The Southeastern School of Commercial Lending**

Graduate of the Southeastern School of Commercial Lending located at Vanderbilt University in Nashville, TN.

**Nashville, TN 2013**

#### **The Barret Graduate School of Banking**

Summa Cum Laude Graduate of The Barrett Graduate School of Banking located at Christian Brothers University in Memphis, TN.

**Memphis, TN 2014-2016**

### Awards and Honors

#### **Top 40 Under 40 of Mississippi**

Selected by the Mississippi Business Journal as one of Mississippi's Top 40 Under 40 business professionals in 2012.

#### **Northeast Mississippi Daily Journal Top 40 Under 40**

Selected by the Northeast Mississippi Daily Journal as a Top 40 Under 40 finalist in 2018.

2016 Graduate of the Mississippi Economic Council's Leadership Mississippi Program

2012 Graduate of the Community Development Foundation's Jim Ingram Community Leadership Institute

### Community Involvement

- Mississippi Methodist Senior Services** **2018-Present**  
Member of the Traceway Retirement Community Board of Directors
- United Way of North MS** **2010-2016**  
Past member of the Funds Distribution Committee  
Helped allocate 2.2 million dollars in United Way funds to benefit over forty-five agencies in North Mississippi.
- Community Development Foundation** **2008-Present**  
Member of the Jim Ingram Community Leadership Institute Alumni Association  
Served as CDF Ambassador for three years.  
Team leader for CDF's REACH campaign
- First United Methodist Church Tupelo** **2010-Present**  
Serve on the church's finance committee  
Served as Stewardship Chairman.
- Boy Scouts of America** **2008-Present**  
Member of the Yocona Area Council Advisory Board  
Achieved the rank of Eagle Scout  
Tenderfoot Classic Golf Tournament committee member  
Team leader for the Distinguished Citizen's Dinner
- Downtown Tupelo Main Street Association** **2009-2013**  
Served as Treasurer, member of the board of directors, and chairman of fall event.  
Responsible for raising funds and managing a budget of over two hundred fifty thousand dollars.
- Kiwanis Club of Tupelo** **2006- Present**  
Past member of the board of directors, chairman of annual fundraiser for three years. Organized annual pancake breakfast which raised five thousand dollars for children's charities in Tupelo, MS.
- Voluntary Income Tax Assistance Program** **2007- 2013**  
Prepared income tax returns for low to moderate income individuals. Averaged one million dollars in returns each year for residents of Lee County.
- Teach Children to Save Initiative/ Get Smart about Credit** **2006- Present**  
Spoke with over a thousand students at various schools in Lee County about the importance of saving and credit.
- Tupelo High School Mentoring Program** **2008-2010**  
Served as a mentor to a high school student



## AGENDA REQUEST

**TO:** Mayor and City Council  
**FROM:** Bart Aguirre, Chief  
**DATE** February 23, 2021  
**SUBJECT:** IN THE MATTER OF ACCEPTING A DONATED PATROL VEHICLE **BA**

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### **Request:**

Please accept this letter as a request from the Tupelo Police Department to accept a donated patrol vehicle (2012 Dodge Charger, VIN#2C3CDXAT4CH239963). This vehicle was donated to the Tupelo Police Department/North Mississippi Law Enforcement Training Academy from the Monroe County Sheriff Department. This vehicle will be used for training purposes at the academy. The vehicle is being donated with no expense to the City Of Tupelo.

MONROE COUNTY  
SHERIFF'S DEPARTMENT



KEVIN CROOK, *Sheriff*  
CURTIS KNIGHT, *Chief Deputy*

PHONE (662) 369-2468 • FAX (662) 369-2470  
POST OFFICE BOX 683  
ABERDEEN, MISSISSIPPI 39730

NMLETC  
1 Finney Lane  
Tupelo MS 38804

NMLETC & The City of Tupelo,

In appreciation for the outstanding training our deputies have received at NMLETC, and as a show of ongoing support for the future of NMLETC, The Monroe County Sheriff's Office would like to donate the below listed vehicle to be used for training purposes at the Academy.

(1) 2012 Dodge Charger, Vin Number 2C3CDXAT4CH239963

It is a blessing to have this academy in our area, and I have been impressed especially by the attitude and desire your staff, namely Director Bearden and Instructor Nelson, have shown to graduate LEO's that are mentally and physically prepared to not only survive a career in LE, but to excel in it.

A handwritten signature in black ink, appearing to read "Kevin Crook", written over a horizontal line.

Sheriff Kevin Crook

Monroe County Sheriff's Office

# CERTIFICATE OF TITLE

Item # 5.

Form 79-001-11-7-1-000

STATE OF MISSISSIPPI

ORIGINAL

VEHICLE IDENTIFICATION NUMBER	MAKE	YEAR	MODEL	BODY	TITLE NUMBER
2C3CDXAT4CH239963	DODG	2012	CPO	4D	H724476-01

TITLE DATE	DATE OF FIRST SALE FOR USE NEW ONLY	NO. CYL.	NEW / USED	TYPE OF VEHICLE	PASS. OR GWW
08312016		08	X	PASS	000

ODOMETER - TENTHS NOT INCLUDED

053989

ACTUAL MILEAGE

OWNER

MONROE COUNTY SHERRIFFS DEPT  
 PO BOX 683  
 ABERDEEN MS 39730

1ST LIENHOLDER (OR OWNER IF NO LIEN)

MONROE COUNTY SHERRIFFS DEPT  
 PO BOX 683  
 ABERDEEN MS 39730

DATE:

MONTH | DAY | YEAR

2ND LIENHOLDER

DATE:

MONTH | DAY | YEAR

LIEN SATISFACTION: THE UNDERSIGNED HOLDER OF ABOVE DESCRIBED LIEN(S) ON THE MOTOR VEHICLE DESCRIBED HEREON HEREBY ACKNOWLEDGES SATISFACTION THEREOF.

1ST LIEN \_\_\_\_\_ BY \_\_\_\_\_  
(LIENHOLDER) (SIGNATURE AND TITLE)

THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 20 \_\_\_\_\_

2ND LIEN \_\_\_\_\_ BY \_\_\_\_\_  
(LIENHOLDER) (SIGNATURE AND TITLE)

THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 20 \_\_\_\_\_



IN WITNESS WHEREOF I HAVE HEREUNTO SET MY HAND THIS

THE 31 DAY OF AUGUST 20 16  
 16243021181 00118

The Mississippi Department of Revenue hereby certifies that on application duly made, the person named herein is registered by this office as the lawful owner of the vehicle described subject to the liens or security interests as may subsequently be filed with the Mississippi Department of Revenue. This certificate of title is issued pursuant to the Mississippi Motor Vehicle Title Law Section 63-21-1, Mississippi Code of 1972, and subject to the provisions thereof.

CONTROL NUMBER  
 21399573

MISSISSIPPI DEPARTMENT OF REVENUE

*Heidi Frierson*

VOID IF ALTERED

SELLER

*L. B. [Signature], Clerk*

*CHANCERY CLERK  
RONNIE BOOTER*

BUYER

DEALER OR AGENT

BUYER

DEALER OR AGENT

BUYER

DEALER OR AGENT

BUYER



## AGENDA REQUEST

**TO:** Mayor and City Council

**FROM:** Bart Aguirre, Chief

**DATE:** February 23, 2021

**SUBJECT:** IN THE MATTER OF AWARDING LETTERS OF COMMENDATION/LIFE SAVING CERTIFICATE TO TUPELO POLICE OFFICER'S TREVOR STEVENS AND PIOTR RABENDA. **BA**

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**Request:**

Please accept this letter of request to accept a Letter of Commendation/Life Saving Certificate to Tupelo Police Officer's Trevor Stevens and Piotr Rabenda.





# Tupelo Police Department

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Item # 6.

To: Ofc. Stevens

From: Lt. Brett Moyer

Date:02-16-2021

RE: Letter of Commendation

I would like to commend Ofc. Stevens for an excellent job on the afternoon of 02-16-2021. E911 received a call of a person submerged in the water after falling through the ice on the lake at Veterans Park. E911 further stated the subject had been in the water for approximately eight minutes. Upon arrival Rabenda and Stevens observed the subjects head above water while he held on to the ice. Several witnesses were attempting to throw a rope to the individual with no success. Ofc. Stevens without hesitation or regard for his safety, immediately grabbed the rope, laid down on the ice, and slowly low crawled across it. Ofc. Stevens was able to get the rope to the victim while Ofc. Rabenda and the witnesses slowly began pulling him to safety. Once back on safe ground Stevens assisted Rabenda with the rope

Ofc. Stevens gave commands to the victim to lay flat on the ice so not to break any more as he and Rabenda began to pull the victim to safety. Once the victim was back on land Stevens and Rabenda began getting him out of his wet clothes until Station 3 of the Fire Department arrived to render medical aid. The victim was wrapped in a blanket and placed in a fire truck to prevent hypothermia from setting in.

Due to Ofc. Stevens' quick thinking and disregard for his own safety the victim did not drown and a tragedy was averted. Ofc. Stevens' actions reflect greatly upon himself, Edward Shift, and the Tupelo Police Dept.

Lt. Brett Moyer  
Edward Shift Commander  
Tupelo Police Dept.

# The Tupelo Police Department COMMENDATION

TO

*Officer Trevor Stevens*

*For Outstanding Work Performance  
and going Above and Beyond the Call of Duty*

Given this 24<sup>th</sup> Day of February, 2021

  
\_\_\_\_\_  
Chief

\_\_\_\_\_  
Deputy Chief

\_\_\_\_\_  
Deputy Chief

# Tupelo Fire Department

This certificate awarded to



**Officer Trevor Stevens**  
**EMS Life Save**



*Thomas Walker*  
Thomas Walker, Chief

**2-16-2021**  
Date



# Tupelo Police Department

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Item # 6.

To: Ofc. Rabenda

From: Lt. Brett Moyer

Date:02-16-2021

RE: Letter of Commendation

I would like to commend Ofc. Rabenda for an excellent job on the afternoon of 02-16-2021. E911 received a call of a person submerged in the water after falling through the ice on the lake at Veterans Park. E911 further stated the subject had been in the water for approximately eight minutes. Upon arrival Rabenda and Stevens observed the subjects head above water while he held on to the ice. Several witnesses were attempting to throw a rope to the individual with no success. Ofc. Rabenda without hesitation or regard for his safety, assisted Ofc. Stevens in the recovery of the victim from the lake. While Ofc. Stevens low crawled out to get the rope to the victim, Ofc. Rabenda slowly began pulling him to safety.

Once the victim was back on land Stevens and Rabenda began getting him out of his wet clothes until Station 3 of the Fire Department arrived to render medical aid. The victim was wrapped in a blanket and placed in a fire truck to prevent hypothermia from setting in.

Due to Ofc. Rabenda's quick thinking and disregard for his own safety the victim did not drown and a tragedy was averted. Ofc. Rabenda's actions reflect greatly upon himself, Edward Shift, and the Tupelo Police Dept.

Lt. Brett Moyer  
Edward Shift Commander  
Tupelo Police Dept.

# The Tupelo Police Department COMMENDATION

TO

*Officer Piotr Rabenda*

*For Outstanding Work Performance  
and going Above and Beyond the Call of Duty*

Given this 24<sup>th</sup> Day of February, 2021

*[Signature]*  
Chief

Deputy Chief

Deputy Chief

# Tupelo Fire Department

This certificate awarded to



**Officer Piotr Rabinda**  
**EMS Life Save**

*Thomas Walker*  
Thomas Walker, Chief

**2-16-2021**  
Date



## AGENDA REQUEST

**TO:** Mayor and City Council  
**FROM:** Thomas Walker  
**DATE** February 24, 2021  
**SUBJECT:** IN THE MATTER OF BID FOR FIRE STATION #2 TW

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### Request:

Please review and approve the lowest and best bid received from Hooker Construction for the construction of Fire Station #2 in the amount of \$1,896,125.00.

February 24, 2021

Chief Thomas Walker  
 Fire Department  
 The City of Tupelo  
 P.O. Box 1485  
 Tupelo, MS 38802-1485

Re: Re-Bid  
 The City of Tupelo  
 Fire Station #2  
 Tupelo, Mississippi  
 Bid Number 2021-001FD  
 PryorMorrow Project Number 2020502

Dear Chief Walker:

Bids on the above referenced project were received on Thursday, February 11, 2021, from five (5) contractors. These contractors are as follows:

- Burton Builders, Inc., of Belmont, Mississippi
- Castle Black, Inc. (DBA Castle Black Construction), of Memphis, Tennessee
- Flagstar Construction Company, Inc., of Brandon, Mississippi
- Hooker Construction, Inc., of Thaxton, Mississippi
- Worsham Brothers Construction, LLC, of Corinth, Mississippi

The five (5) bids were opened after 2:00 p.m. and read aloud. Enclosed for your records is a certified bid tabulation form.

Per the instructions of Ben Logan, attorney for The City of Tupelo, I was authorized to begin negotiations with the apparent low bidder, Hooker Construction, in an effort to arrive at a reduced Base Bid amount. I met with representatives of Hooker Construction at my office on Tuesday, February 23, 2021, to discuss possible value engineering credits.

Enclosed for your records is a letter dated February 23, 2021, from Graden Hooker, President of Hooker Construction, which outlines possible credits that would reduce the Base Bid amount. This enclosure includes my handwritten notes detailing those credits which I recommend, which totals \$33,875.00, thereby reducing the Base Bid from \$1,930,000.00 (Hooker Construction's Base Bid on bid day) to \$1,896,125.00. It is my recommendation that the contract for construction be awarded to Hooker Construction in the amount of \$1,896,125.00.



**Columbus, MS**

Roger A. Pryor, AIA : John C. Morrow, AIA : Corey D. Ravenhorst, PE : Michael W. Taylor, AIA  
 P.O. Box 167 : 5227 S. Frontage Rd. : Columbus, MS 39703 : P 662 327 6990 : F 662 327 8991

**Tupelo, MS**

Rud B. Robison, Jr., AIA : William V. Dexter, Jr., AIA  
 P.O. Box 7066 : 1150 S. Green St., Ste. 1E : Tupelo, MS 38802 : P 662 840 8062 : F 662 840 8092

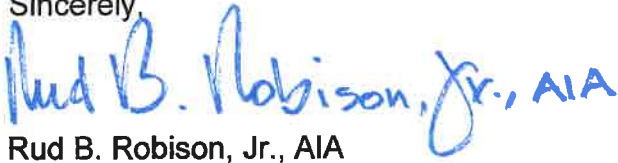
**Brandon, MS**

J. Guadalupe Arellano, AIA  
 118 Service Dr. Ste. B : Brandon, MS 39042 : P 601 829 6915 : F 601 829 6916



We appreciate the opportunity to work with you and The City of Tupelo. Please feel free to contact me if you have any questions.

Sincerely,



Rud B. Robison, Jr., AIA  
Principal

RBR/krs

Enclosures

cc: Ms. Becky Bell, Business Manager, PryorMorrow PC

**BID TABULATION FORM**

**Re-Bid**  
**The City of Tupelo**  
**Fire Station #2**  
**Tupelo, Mississippi**  
**Bid Number 2021-001FD**  
**PryorMorrow Project Number 2020502**

**Date:** Thursday, February 11, 2021  
**Time:** 2:00 p.m.  
**Location:** Tax Office  
 City Hall, 1<sup>st</sup> Floor  
 71 East Troy Street  
 Tupelo, Mississippi 38804

BIDDER CERTIFICATE OF RESPONSIBILITY NUMBER BID BOND	ADDENDA		BASE BID	ALTERNATES DEDUCTED FROM THE BASE BID		UNIT PRICE 1 (per cubic yard)	CHANGE ORDER %	
	1	2		1 (deductive)	2 (deductive)		+	-
Burton Builders, Inc. # 05985-MC 5% Sure Tec Insurance Company	√	√	\$1,937,000.00	\$70,000.00	\$9,000.00	\$20.00	20%	10%
Castle Black, Inc. DBA Castle Black Construction # 21505-MC 5% United States Fire Insurance Company	√	√	\$1,997,000.00	\$70,000.00	\$8,000.00	\$26.50	15%	6%
Flagstar Construction Company, Inc. # 10817-MC 5% Arch Insurance Company	√	√	\$1,958,000.00	\$42,000.00	\$12,600.00	\$23.00	10%	10%
Hooker Construction, Inc. # 03552-MC 5% Western Surety Company	√	√	\$1,930,000.00	\$40,000.00	\$12,000.00	\$22.00	20%	12%
Southland Construction, Inc. # 5%			NO BID	NO BID	NO BID	NO BID		
Worsham Brothers Construction, LLC # 21549-MC 5% American Contractors Indemnity Company	√	√	\$2,197,000.00	\$71,700.00	\$40,400.00	\$22.00	15%	5%

**PRYORMORROW PC**  
 Post Office Box 7066  
 1150 South Green Street, Building 1, Suite F (38804)  
 Tupelo, Mississippi 38802-7066

The above bids were opened on Thursday, February 11, 2021, and, to the best of our knowledge are correct as entered above.

*Rud B. Robison Jr., AIA*

**Rud B. Robison, Jr., AIA**  
 Principal



P.O. Box 8 • 10719 Hwy. 336 West • Thaxton, Mississippi 38871  
(662) 489-2567 • Fax (662) 489-2584 • hconstruction2567@gmail.com

February 23, 2021

RECEIVED  
Feb 23 2021  
PryorMorrow

Pryor & Morrow Architects  
ATTN: Rud Robison  
P. O. Box 7066  
Tupelo, MS 38802

RE: Value Engineering for  
Re-Bid  
The City of Tupelo  
Fire Station #2  
Tupelo, Mississippi  
Bid Number 2021-001FD  
PryorMorrow Project Number 2020502

Dear Rud:

By copy of this letter, we hereby submit the following list of possible credits on the above referenced project.

*Rud Robison 2/23/21 Recommended*

- Lauderdale Mechanical Credit - \$10,000 (reduction in price - see attached)
- Sunbelt Specialties Credit - ~~\$3,875~~ ~~\$ 4,646~~ (material changes - see attached)
- Hooker Construction, Inc. - Credits
  - Fencing \$10,000 (we will install ourselves)
  - Reduction in our price \$10,000 (no changes in specified materials)

Total credits listed above ~~\$34,646~~ *\$ 33,875 Recommended*

If you have any questions or comments regarding the above list, please contact Tommy Williams.

Sincerely,

HOOKER CONSTRUCTION, INC.

*Graden Hooker*  
Graden Hooker, President

*Hooker  
Base Bid \$ 1,930,000  
- 33,875 credits  
\$ 1,896,125.00  
Recommended award  
to Hooker Construction, Inc.  
Rud Robison 2/23/21*

**Hooker Construction**

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**From:** Tina L Blanton [tblanton@selectconnect.net]  
**Sent:** Tuesday, February 23, 2021 10:57 AM  
**To:** 'Hooker Construction'; hookerconstruction@hughes.net  
**Subject:** Tupelo Fire Station # 2  
**Attachments:** image001.jpg



Tommy,

I am willing to decrease my original bid of \$245,000 by \$10,000 to help get the project within budget. I'm not making any changes to products or materials to reduce my price.

*Recommended  
Rud Robison 2/23/21*

Thanks,  
Tina

**Tina L. Blanton**  
Lauderdale Mechanical Group, Inc.  
P.O. Box 3404  
Tupelo, MS 38803  
ph. 662-841-7718  
fax 662-841-7780  
[tblanton@selectconnect.net](mailto:tblanton@selectconnect.net)



**Lauderdale Mechanical Group**

REC 1



**DRYWALL                      PLASTER                      FLOORS                      CEILINGS**

FEBRUARY 22, 2021

RE: FIRE STATION #2  
TUPELO, MS  
REBID VALUE ENGINEERING

ATT: TOMMY WILLIAMS  
HOOKER CONSTRUCTION

WE PROPOSE TO FURNISH LABOR AND MATERIALS FOR THE FOLLOWING:

1. CHANGE FROM SPECIFIED CEILING TILE TO STANDARD LAY IN FINE FISSURED TILE.  
DEDUCT \$729.00
2. OMIT CERAMIC MUD BED IN ALL BUT SHOWERS.  
DEDUCT \$771.00
3. CHANGE FROM SPECIFIED CERAMIC WALL TILE TO SEMI GLOSS AND MAT 3" X 6" GROUP 1.  
DEDUCT \$1337.00
4. CHANGE FROM EPOXY GROUT TO STANDARD GROUT.  
DEDUCT \$1809.00

*I do not recommend Item #2. Rud Robinson 2/23/21*

IF YOU HAVE ANY QUESTIONS PLEASE FEEL FREE TO CALL.

SINCERELY,  
*Hal Morgan*  
HAL MORGAN  
ESTIMATOR

*Total ~~\$4,646.00~~ in Credits  
\$3,875.00  
Rud Robinson  
Recommended*

**Re-Bid**  
**The City of Tupelo**  
**Fire Station #2**  
**Tupelo, Mississippi**  
**Bid Number 2021-001FD**  
**PryorMorrow Project Number 2020502**  
**BID OPENING**  
**Thursday, February 11, 2021**

	Name	Company	Phone # (please include area code)	E-mail Address
1	Rud B. Robison, Jr.	PryorMorrow	662-840-8062	rrobison@pryor-morrow.com
2	Thomas Walker	Tupelo Fire Dept	662-841-6482	thomas.walker@tupelo.ms.gov
3	Traci Dillard	COT	662-841-6456	traci.dillard@tupelo.ms.gov
4	Jimmy Avery	Tupelo Fire Dept.	662-841-6439	jimmy.avery@tupelo.ms.gov
5	MARISA BURTON CASS	BURTON BUILDERS, INC.	(662) 454-9759	BURTON8@OUTLOOK.COM
6	WILLIAM DEXTER	Pryor Morrow	662 840 8062	wdexter@pryor-morrow.com
7	Stephen Reed	COT		
8	Ben Legan	COT	662 710 4744	ben.legan@tupelo.ms.gov
9	DM LEWIS	COT	662-871-5119	DM.LEWIS@TUPELOMS.GOV
10				
11				
12				
13				
14				
15				
16				
17				
18				
19				



Columbus, MS  
 Roger A. Pryor, AIA : John C. Morrow, AIA : Corey D. Ravenhorst, PE : Michael W. Taylor, AIA  
 P.O. Box 167 : 5227 S. Frontage Rd. : Columbus, MS 39703 : P 662 327 8990 : F 662 327 8991

Tupelo, MS  
 Rud B. Robison, Jr., AIA : William V. Dexter, Jr., AIA  
 P.O. Box 7066 : 1150 S. Green St., Tupelo, MS 38802 : P 662 840 8062 : F 662 840 8092

Brandon, MS  
 J. Guadalupe Arellano, AIA  
 118 Service Dr., Ste. 9 : Brandon, MS 39042 : P 601 829 6915 : F 601 829 6916



AIA Document A310

**Bid Bond**

**KNOW ALL MEN BY THESE PRESENTS**, that we **Burton Builders, Inc., P.O. Box 638, Belmont, MS 38827**  
 as Principal, hereinafter called the Principal, and **SureTec Insurance Company**  
 a corporation duly organized under the laws of the State of **Texas**  
 as Surety, hereinafter called the Surety, are held and firmly bound unto **The City of Tupelo, 71 East Troy St.,  
 Tupelo, MS 38804**  
 as Obligee, hereinafter called the Obligee, in the sum of **Five Percent of amount bid**

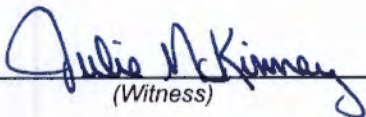
Dollars(\$ 5% ),

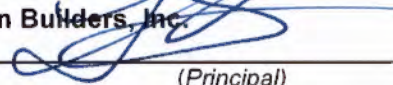
for the payment of which sum well and truly to be made, the said Principal and the said Surety, bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

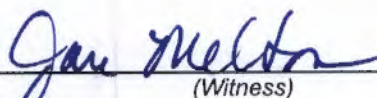
WHEREAS, the Principal has submitted a bid for **Fire Station #2 New Construction.**

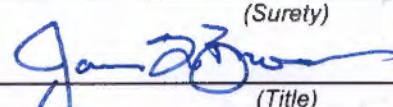
NOW, THEREFORE, if the Obligee shall accept the bid of the Principal and the Principal shall enter into a Contract with the Obligee in accordance with the terms of such bid, and give such bond or bonds as may be specified in the bidding or Contract Documents with good and sufficient surety for the faithful performance of such Contract and for the prompt payment of labor and material furnished in the prosecution thereof, or in the event of the failure of the Principal to enter such Contract and give such bond or bonds, if the Principal shall pay to the Obligee the difference not to exceed the penalty hereof between the amount specified in said bid and such larger amount for which the Obligee 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.

Signed and sealed this **11<sup>th</sup>** day of **February**, **2021.**

  
 \_\_\_\_\_  
 (Witness)

**Burton Builders, Inc.**  
 {   
 \_\_\_\_\_ (Principal) (Seal)  
 \_\_\_\_\_ **President** \_\_\_\_\_  
 (Title)

  
 \_\_\_\_\_  
 (Witness)

**SureTec Insurance Company**  
 { \_\_\_\_\_ (Surety) (Seal)  
 \_\_\_\_\_   
 \_\_\_\_\_ (Title)  
**James S. Brown, Attorney-in-Fact**

# SureTec Insurance Company LIMITED POWER OF ATTORNEY

**Know All Men by These Presents**, That SURETEC INSURANCE COMPANY (the "Company"), a corporation duly organized and existing under the laws of the State of Texas, and having its principal office in Houston, Harris County, Texas, does by these presents make, constitute and appoint

Michael A. McDaniel, Richard H. Whitley, James S. Brown

its true and lawful Attorney-in-fact, with full power and authority hereby conferred in its name, place and stead, to execute, acknowledge and deliver any and all bonds, recognizances, undertakings or other instruments or contracts of suretyship to include waivers to the conditions of contracts and consents of surety for, providing the bond penalty does not exceed

Ten Million and 00/100 Dollars (\$10,000,000.00)

and to bind the Company thereby as fully and to the same extent as if such bond were signed by the President, sealed with the corporate seal of the Company and duly attested by its Secretary, hereby ratifying and confirming all that the said Attorney-in-Fact may do in the premises. Said appointment is made under and by authority of the following resolutions of the Board of Directors of the SureTec Insurance Company:

*Be it Resolved*, that the President, any Vice-President, any Assistant Vice-President, any Secretary or any Assistant Secretary shall be and is hereby vested with full power and authority to appoint any one or more suitable persons as Attorney(s)-in-Fact to represent and act for and on behalf of the Company subject to the following provisions:

*Attorney-in-Fact* may be given full power and authority for and in the name of and of behalf of the Company, to execute, acknowledge and deliver, any and all bonds, recognizances, contracts, agreements or indemnity and other conditional or obligatory undertakings and any and all notices and documents canceling or terminating the Company's liability thereunder, and any such instruments so executed by any such Attorney-in-Fact shall be binding upon the Company as if signed by the President and sealed and effected by the Corporate Secretary.

*Be it Resolved*, that the signature of any authorized officer and seal of the Company heretofore or hereafter affixed to any power of attorney or any certificate relating thereto by facsimile, and any power of attorney or certificate bearing facsimile signature or facsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached. (Adopted at a meeting held on 20<sup>th</sup> of April, 1999.)

**In Witness Whereof**, SURETEC INSURANCE COMPANY has caused these presents to be signed by its President, and its corporate seal to be hereto affixed this 27<sup>th</sup> day of August A.D. 2020.

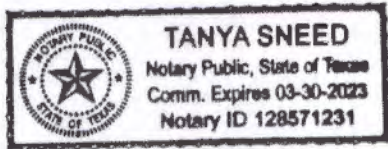


SURETEC INSURANCE COMPANY

By: *Michael C. Keimig*  
Michael C. Keimig, President

State of Texas                    ss:  
County of Harris

On this 27<sup>th</sup> day of August A.D. 2020 before me personally came Michael C. Keimig, to me known, who, being by me duly sworn, did depose and say, that he resides in Houston, Texas, that he is President of SURETEC INSURANCE COMPANY, the company described in and which executed the above instrument; that he knows the seal of said Company; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said Company; and that he signed his name thereto by like order.



*Tanya Sneed*  
Tanya Sneed, Notary Public  
My commission expires March 30, 2023

I, M. Brent Beaty, Assistant Secretary of SURETEC INSURANCE COMPANY, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney, executed by said Company, which is still in full force and effect; and furthermore, the resolutions of the Board of Directors, set out in the Power of Attorney are in full force and effect.

Given under my hand and the seal of said Company at Houston, Texas this 11<sup>th</sup> day of February, 2021, A.D.

*M. Brent Beaty*  
M. Brent Beaty, Assistant Secretary

Any instrument issued in excess of the penalty stated above is totally void and without any validity. 4310005  
For verification of the authority of this power you may call (713) 812-0800 any business day between 8:30 am and 5:00 pm CST.





AIA Document A310

# Bid Bond

**KNOW ALL MEN BY THESE PRESENTS**, that we **Burton Builders, Inc.**, P.O. Box 638, Belmont, MS 38827

as Principal, hereinafter called the Principal, and **SureTec Insurance Company**

a corporation duly organized under the laws of the State of **Texas**

as Surety, hereinafter called the Surety, are held and firmly bound unto **The City of Tupelo, 71 East Troy St., Tupelo, MS 38804**

as Obligee, hereinafter called the Obligee, in the sum of **Five Percent of amount bid**

Dollars(\$ **5%** ),

for the payment of which sum well and truly to be made, the said Principal and the said Surety, bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, the Principal has submitted a bid for **Fire Station #2 New Construction**.

NOW, THEREFORE, if the Obligee shall accept the bid of the Principal and the Principal shall enter into a Contract with the Obligee in accordance with the terms of such bid, and give such bond or bonds as may be specified in the bidding or Contract Documents with good and sufficient surety for the faithful performance of such Contract and for the prompt payment of labor and material furnished in the prosecution thereof, or in the event of the failure of the Principal to enter such Contract and give such bond or bonds, if the Principal shall pay to the Obligee the difference not to exceed the penalty hereof between the amount specified in said bid and such larger amount for which the Obligee 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.

Signed and sealed this **11<sup>th</sup>** day of **February**, **2021**.

Julie McKinney  
(Witness)

**Burton Builders, Inc**  
[Signature] (Principal) (Seal)  
**President**  
(Title)

Jan Melton  
(Witness)

**SureTec Insurance Company**  
[Signature] (Surety) (Seal)  
**James S. Brown, Attorney-in-Fact**  
(Title)

COUNTERSIGNED  
By: [Signature]  
Louis G. Morgan III MS Resident Agent

# SureTec Insurance Company

## LIMITED POWER OF ATTORNEY

**Know All Men by These Presents**, That SURETEC INSURANCE COMPANY (the "Company"), a corporation duly organized and existing under the laws of the State of Texas, and having its principal office in Houston, Harris County, Texas, does by these presents make, constitute and appoint

Michael A. McDaniel, Richard H. Whitley, James S. Brown

its true and lawful Attorney-in-fact, with full power and authority hereby conferred in its name, place and stead, to execute, acknowledge and deliver any and all bonds, recognizances, undertakings or other instruments or contracts of suretyship to include waivers to the conditions of contracts and consents of surety for, providing the bond penalty does not exceed

Ten Million and 00/100 Dollars (\$10,000,000.00)

and to bind the Company thereby as fully and to the same extent as if such bond were signed by the President, sealed with the corporate seal of the Company and duly attested by its Secretary, hereby ratifying and confirming all that the said Attorney-in-Fact may do in the premises. Said appointment is made under and by authority of the following resolutions of the Board of Directors of the SureTec Insurance Company:

*Be it Resolved*, that the President, any Vice-President, any Assistant Vice-President, any Secretary or any Assistant Secretary shall be and is hereby vested with full power and authority to appoint any one or more suitable persons as Attorney(s)-in-Fact to represent and act for and on behalf of the Company subject to the following provisions:

*Attorney-in-Fact* may be given full power and authority for and in the name of and of behalf of the Company, to execute, acknowledge and deliver, any and all bonds, recognizances, contracts, agreements or indemnity and other conditional or obligatory undertakings and any and all notices and documents canceling or terminating the Company's liability thereunder, and any such instruments so executed by any such Attorney-in-Fact shall be binding upon the Company as if signed by the President and sealed and effected by the Corporate Secretary.

*Be it Resolved*, that the signature of any authorized officer and seal of the Company heretofore or hereafter affixed to any power of attorney or any certificate relating thereto by facsimile, and any power of attorney or certificate bearing facsimile signature or facsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached. (Adopted at a meeting held on 20<sup>th</sup> of April, 1999.)

**In Witness Whereof**, SURETEC INSURANCE COMPANY has caused these presents to be signed by its President, and its corporate seal to be hereto affixed this 27th day of August A.D. 2020.

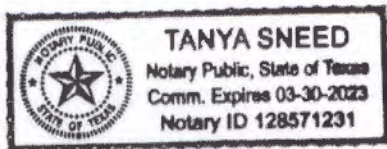


SURETEC INSURANCE COMPANY

By: *Michael C. Keimig*  
Michael C. Keimig, President

State of Texas                    ss:  
County of Harris

On this 27th day of August A.D. 2020 before me personally came Michael C. Keimig, to me known, who, being by me duly sworn, did depose and say, that he resides in Houston, Texas, that he is President of SURETEC INSURANCE COMPANY, the company described in and which executed the above instrument; that he knows the seal of said Company; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said Company; and that he signed his name thereto by like order.



*Tanya Sneed*  
Tanya Sneed, Notary Public  
My commission expires March 30, 2023

I, M. Brent Beaty, Assistant Secretary of SURETEC INSURANCE COMPANY, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney, executed by said Company, which is still in full force and effect; and furthermore, the resolutions of the Board of Directors, set out in the Power of Attorney are in full force and effect.

Given under my hand and the seal of said Company at Houston, Texas this 11th day of February, 2021, A.D.

*M. Brent Beaty*  
M. Brent Beaty, Assistant Secretary

Any instrument issued in excess of the penalty stated above is totally void and without any validity. 4310005  
For verification of the authority of this power you may call (713) 812-0800 any business day between 8:30 am and 5:00 pm CST.

2020502 – Re-Bid, The City of Tupelo, Fire Station #2

**SECTION 00400  
PROPOSAL FORM**

**Thursday, February 11, 2021** **Certificate of Responsibility Number:** 05985-MC

**Proposal of:** Burton Builders, Inc.

<b>Project:</b>	Re-Bid The City of Tupelo Fire Station #2 Tupelo, Mississippi Bid Number 2021-001FD PryorMorrow Project Number 2020502	<b>Owner:</b>	The City of Tupelo Jason L. Shelton, Mayor P.O. Box 1485 71 East Troy Street (38804) Tupelo, Mississippi 38802-1485
-----------------	---	---------------	---

The receipt of the following Addenda to the Contract Documents is hereby acknowledged:

Addendum No. <u>1</u> Date <u>1/25/2021</u> Pages: <u>5</u>	Addendum No. <u>    </u> Date <u>          </u> Pages: <u>    </u>
Addendum No. <u>2</u> Date <u>2/08/2021</u> Pages: <u>10</u>	Addendum No. <u>    </u> Date <u>          </u> Pages: <u>    </u>
Addendum No. <u>    </u> Date <u>          </u> Pages: <u>    </u>	Addendum No. <u>    </u> Date <u>          </u> Pages: <u>    </u>

Having carefully examined the Contract Documents entitled *Re-Bid, The City of Tupelo, Fire Station #2*, prepared by PryorMorrow PC, and dated January 11, 2021, as well as the premises and conditions affecting the work, the undersigned proposes to furnish all labor, materials, and services required by the Contract Documents for the work described as follows:



**BASE BID:**  
one million nine hundred thirty seven thousand dollars DOLLARS (\$ 1,937,000.<sup>00</sup>).

**ALTERNATES:**

**ALTERNATE NUMBER 1:** Omit four-fold doors and associated components. Provide and install glazed sectional aluminum doors as indicated in the drawings and in Section 08362.

DEDUCT Twenty thousand dollars DOLLARS (\$ 20,000.<sup>00</sup>).

**ALTERNATE NUMBER 2:** Omit the overhead coiling door and associated components. Provide and install sectional insulated steel doors as indicated in the drawings and in Section 08363.

DEDUCT nine thousand dollars DOLLARS (\$ 9,000.<sup>00</sup>).

2020502 – Re-Bid, The City of Tupelo, Fire Station #2

**UNIT PRICES:**

**UNIT PRICE NUMBER 1:** Additional cut and fill beyond that which is required for the Base Bid.


\$ 20.00 per cubic yard

**SUBSTANTIAL COMPLETION:** Time is an important consideration on the project. The project shall be substantially complete within three hundred (300) calendar days following issuance of a Notice to Proceed by the Architect.

**LIQUIDATED DAMAGES:** The Owner will deduct \$250.00 per day liquidated damages for each day of delay exceeding the contract time until such time substantial completion is reached.

**CHANGES TO THE WORK:** The cost or credit to the Owner resulting from a change in the work shall be determined by mutual acceptance of a lump sum representing the Contractor's cost of the work (which is properly itemized and supported by sufficient substantiating data to permit evaluation) and a fixed percentage fee. The undersigned proposed a fixed percentage fee of 20 % for changes that add to, or increase, the scope of work and 10 % for changes that reduce the scope of work. Refer to Section 00800, 7.3.11.

Respectfully Submitted:

Signed: 

Print Name: Tim Burton Mississippi

Title: President

Address: P.O. Box 638, Belmont, MS 38827

\*If the bidder is a corporation, write the State of Incorporated under the signature. If the bidder is a partnership, show the names of all partners.

Note: The bidder's Certificate of Responsibility number is required on the outside of the envelope that contains the proposal of the bidder.

**END OF SECTION**

2020502 – Re-Bid, The City of Tupelo, Fire Station #2

**SECTION 00400  
PROPOSAL FORM**

Thursday, February 11, 2021

Certificate of Responsibility Number: 05985-MC

Proposal of: Burton Builders, Inc.

<b>Project:</b>	Re-Bid The City of Tupelo Fire Station #2 Tupelo, Mississippi Bid Number 2021-001FD PryorMorrow Project Number 2020502	<b>Owner:</b>	The City of Tupelo Jason L. Shelton, Mayor P.O. Box 1485 71 East Troy Street (38804) Tupelo, Mississippi 38802-1485
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The receipt of the following Addenda to the Contract Documents is hereby acknowledged:

Addendum No. <u>1</u> Date <u>1/25/2021</u> Pages: <u>5</u>	Addendum No. <u>    </u> Date <u>          </u> Pages: <u>    </u>
Addendum No. <u>2</u> Date <u>2/08/2021</u> Pages: <u>10</u>	Addendum No. <u>    </u> Date <u>          </u> Pages: <u>    </u>
Addendum No. <u>    </u> Date <u>          </u> Pages: <u>    </u>	Addendum No. <u>    </u> Date <u>          </u> Pages: <u>    </u>

Having carefully examined the Contract Documents entitled *Re-Bid, The City of Tupelo, Fire Station #2*, prepared by PryorMorrow PC, and dated January 11, 2021, as well as the premises and conditions affecting the work, the undersigned proposes to furnish all labor, materials, and services required by the Contract Documents for the work described as follows:

**BASE BID:**  
one million nine hundred thirty-seven thousand dollars DOLLARS (\$ 1,937,000.00).

**ALTERNATES:**

**ALTERNATE NUMBER 1:** Omit four-fold doors and associated components. Provide and install glazed sectional aluminum doors as indicated in the drawings and in Section 08362.

DEDUCT seventy thousand dollars DOLLARS (\$ 70,000.00).

**ALTERNATE NUMBER 2:** Omit the overhead coiling door and associated components. Provide and install sectional insulated steel doors as indicated in the drawings and in Section 08363.

DEDUCT nine thousand dollars DOLLARS (\$ 9,000.00).

2020502 – Re-Bid, The City of Tupelo, Fire Station #2

**UNIT PRICES:**

**UNIT PRICE NUMBER 1:** Additional cut and fill beyond that which is required for the Base Bid.

\$ 20.00 per cubic yard


**SUBSTANTIAL COMPLETION:** Time is an important consideration on the project. The project shall be substantially complete within three hundred (300) calendar days following issuance of a Notice to Proceed by the Architect.

**LIQUIDATED DAMAGES:** The Owner will deduct \$250.00 per day liquidated damages for each day of delay exceeding the contract time until such time substantial completion is reached.

**CHANGES TO THE WORK:** The cost or credit to the Owner resulting from a change in the work shall be determined by mutual acceptance of a lump sum representing the Contractor's cost of the work (which is properly itemized and supported by sufficient substantiating data to permit evaluation) and a fixed percentage fee. The undersigned proposed a fixed percentage fee of 20 % for changes that add to, or increase, the scope of work and 10 % for changes that reduce the scope of work. Refer to Section 00800, 7.3.11.

Respectfully Submitted:

Signed:



Print Name:

Tim Burton Mississippi

Title:

President

Address:

P.O. Box 638, Belmont, MS 38827

\*If the bidder is a corporation, write the State of Incorporated under the signature. If the bidder is a partnership, show the names of all partners.

Note: The bidder's Certificate of Responsibility number is required on the outside of the envelope that contains the proposal of the bidder.

**END OF SECTION**

Item # 7.

oker Construction, Inc.  
O. Box 8  
haxton, MS 38871  
662-489-2567

City of Tupelo  
City Hall, 1<sup>st</sup> Floor  
ATTN: Traci Dillard  
71 East Troy St.  
Tupelo, MS 38804

Bid Enclosed For:  
Re-bid  
The City of Tupelo, Fire Station #2  
Bid # 2021-001FD  
Bid Date: February 11, 2021 @ 2:00 pm  
Certificate of Responsibility# 03552-MC

2020502 – Re-Bid, The City of Tupelo, Fire Station #2

**SECTION 00400  
PROPOSAL FORM**

Thursday, February 11, 2021

Certificate of Responsibility Number: 03552-MC

Proposal of: Hooker Construction, Inc.

**Project:** Re-Bid  
The City of Tupelo  
Fire Station #2  
Tupelo, Mississippi  
Bid Number 2021-001FD  
PryorMorrow Project Number 2020502

**Owner:** The City of Tupelo  
Jason L. Shelton, Mayor  
P.O. Box 1485  
71 East Troy Street (38804)  
Tupelo, Mississippi 38802-1485

The receipt of the following Addenda to the Contract Documents is hereby acknowledged:

Addendum No. <u>1</u> Date <u>1/25/21</u> Pages: <u>5</u>	Addendum No. <u>2</u> Date <u>2/8/21</u> Pages: <u>10</u>
Addendum No. <u>    </u> Date <u>    </u> Pages: <u>    </u>	Addendum No. <u>    </u> Date <u>    </u> Pages: <u>    </u>
Addendum No. <u>    </u> Date <u>    </u> Pages: <u>    </u>	Addendum No. <u>    </u> Date <u>    </u> Pages: <u>    </u>

Having carefully examined the Contract Documents entitled *Re-Bid, The City of Tupelo, Fire Station #2*, prepared by PryorMorrow PC, and dated January 11, 2021, as well as the premises and conditions affecting the work, the undersigned proposes to furnish all labor, materials, and services required by the Contract Documents for the work described as follows:

**BASE BID:**

One million nine hundred thirty thousand DOLLARS (\$ 1,930,000)

**ALTERNATES:**

**ALTERNATE NUMBER 1:** Omit four-fold doors and associated components. Provide and install glazed sectional aluminum doors as indicated in the drawings and in Section 08362.

DEDUCT Forty thousand DOLLARS (\$ 40,000)

**ALTERNATE NUMBER 2:** Omit the overhead coiling door and associated components. Provide and install sectional insulated steel doors as indicated in the drawings and in Section 08363.

DEDUCT Twelve thousand DOLLARS (\$ 12,000)



2020502 – Re-Bid, The City of Tupelo, Fire Station #2

**UNIT PRICES:**

**UNIT PRICE NUMBER 1:** Additional cut and fill beyond that which is required for the Base Bid.

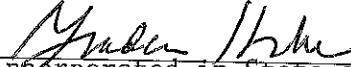
\$ 22.00 per cubic yard

**SUBSTANTIAL COMPLETION:** Time is an important consideration on the project. The project shall be substantially complete within three hundred (300) calendar days following issuance of a Notice to Proceed by the Architect.

**LIQUIDATED DAMAGES:** The Owner will deduct \$250.00 per day liquidated damages for each day of delay exceeding the contract time until such time substantial completion is reached.

**CHANGES TO THE WORK:** The cost or credit to the Owner resulting from a change in the work shall be determined by mutual acceptance of a lump sum representing the Contractor's cost of the work (which is properly itemized and supported by sufficient substantiating data to permit evaluation) and a fixed percentage fee. The undersigned proposed a fixed percentage fee of 20 % for changes that add to, or increase, the scope of work and 12 % for changes that reduce the scope of work. Refer to Section 00800, 7.3.11.

Respectfully Submitted:

Signed:   
 Incorporated in State of MS

Print Name: Graden Hooker

Title: President

Address: P.O. Box 8, Thaxton, MS 38871

\*If the bidder is a corporation, write the State of Incorporated under the signature. If the bidder is a partnership, show the names of all partners.

Note: The bidder's Certificate of Responsibility number is required on the outside of the envelope that contains the proposal of the bidder.

**END OF SECTION**

# AIA Document A310™ – 2010

## Bid Bond

**CONTRACTOR:**

(Name, legal status and address)  
Hooker Construction, Inc.  
PO Box 8  
Thaxton, MS 38871

**SURETY:**

(Name, legal status and principal place of business)  
Western Surety Company  
151 N. Franklin Street  
Chicago, IL 60606

**OWNER:**

(Name, legal status and address)  
City of Tupelo, City Hall  
71 East Troy Street  
Tupelo, MS 38804

**BOND AMOUNT:** Five percent of amount bid (5%)

**PROJECT:** Re-Bid City of Tupelo, Fire Station #2, Tupelo, MS - Bid Number 2021-001FD  
(Name, location or address, and Project number, if any)

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.

Signed and sealed this 11th day of February, 2021

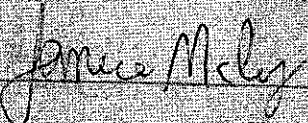
  
(Witness)

Hooker Construction, Inc

(Principal)

  
(Title) Braden Hosko, President  
Western Surety Company

(Surety)

  
(Witness)

  
(Title) Cooper W. Permenter, Attorney-in-Fact/MS Resident Agent

**CAUTION:** You should sign an original AIA Contract Document, on which this text appears in RED. An original assures that changes will not be obscured.

**INIT.** AIA Document A310™ – 2010. Copyright © 1963, 1970 and 2010 by The American Institute of Architects. All rights reserved. **WARNING:** This AIA Document is protected by U.S. Copyright Law and International Treaties. Unauthorized reproduction or distribution of this AIA Document, or any portion of it, may result in severe civil and criminal penalties, and will be prosecuted to the maximum extent possible under the law. Purchasers are permitted to reproduce ten (10) copies of this document when completed. To report copyright violations of AIA Contract Documents, e-mail The American Institute of Architects' legal counsel, [copyright@aia.org](mailto:copyright@aia.org).

# Western Surety Company

## POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

**Mark E Harris, Keith W Brown, W W Jones II, Joseph Madden III, Richard L Powell, Ric Stallings, Tona J Hunter, Cooper W Permenter, Individually**

of Memphis, TN, its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

**- In Unlimited Amounts -**

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney, pursuant to the authority hereby given, are hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law printed on the reverse hereof, duly adopted, as indicated, by the shareholders of the corporation.

In Witness Whereof, WESTERN SURETY COMPANY has caused these presents to be signed by its Vice President and its corporate seal to be hereto affixed on this 5th day of April, 2016.



WESTERN SURETY COMPANY

Paul T. Brufat  
Paul T. Brufat, Vice President

State of South Dakota }  
County of Minnehaha } ss

On this 5th day of April, 2016, before me personally came Paul T. Brufat, to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is the Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

My commission expires  
June 23, 2021



J. Mohr  
J. Mohr, Notary Public

### CERTIFICATE

I, L. Nelson, Assistant Secretary of WESTERN SURETY COMPANY do hereby certify that the Power of Attorney hereinabove set forth is still in force, and further certify that the By-Law of the corporation printed on the reverse hereof is still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said corporation this 11th day of February, 2021.



WESTERN SURETY COMPANY

L. Nelson  
L. Nelson, Assistant Secretary

2020502 – Re-Bid, The City of Tupelo, Fire Station #2

**SECTION 00400**  
**PROPOSAL FORM**

Thursday, February 11, 2021

Certificate of Responsibility Number: 10817-MCProposal of: Flagstar Construction Company, Inc.

<b>Project:</b>	Re-Bid The City of Tupelo Fire Station #2 Tupelo, Mississippi Bid Number 2021-001FD PryorMorrow Project Number 2020502	<b>Owner:</b>	The City of Tupelo Jason L. Shelton, Mayor P.O. Box 1485 71 East Troy Street (38804) Tupelo, Mississippi 38802-1485
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The receipt of the following Addenda to the Contract Documents is hereby acknowledged:

Addendum No. 01 Date 01/25/2021 Pages: 5      Addendum No.     Date            Pages:    Addendum No. 02 Date 02/08/2021 Pages: 10      Addendum No.     Date            Pages:    Addendum No.     Date            Pages:          Addendum No.     Date            Pages:    

Having carefully examined the Contract Documents entitled *Re-Bid, The City of Tupelo, Fire Station #2*, prepared by PryorMorrow PC, and dated January 11, 2021, as well as the premises and conditions affecting the work, the undersigned proposes to furnish all labor, materials, and services required by the Contract Documents for the work described as follows:

**BASE BID:**One Million, Nine Hundred Fifty Eight Thousand DOLLARS (\$ 1,958,000.00 )**ALTERNATES:****ALTERNATE NUMBER 1:** Omit four-fold doors and associated components. Provide and install glazed sectional aluminum doors as indicated in the drawings and in Section 08362.DEDUCT     - Forty Two Thousand DOLLARS (\$ \$ -42,000.00 )**ALTERNATE NUMBER 2:** Omit the overhead coiling door and associated components. Provide and install sectional insulated steel doors as indicated in the drawings and in Section 08363.DEDUCT     -Twelve Thousand, Six Hundred DOLLARS (\$ \$ -12,600.00 )

2020502 – Re-Bid, The City of Tupelo, Fire Station #2

**UNIT PRICES:**

**UNIT PRICE NUMBER 1:** Additional cut and fill beyond that which is required for the Base Bid.

\$ 23.00 per cubic yard

**SUBSTANTIAL COMPLETION:** Time is an important consideration on the project. The project shall be substantially complete within three hundred (300) calendar days following issuance of a Notice to Proceed by the Architect.

**LIQUIDATED DAMAGES:** The Owner will deduct \$250.00 per day liquidated damages for each day of delay exceeding the contract time until such time substantial completion is reached.

**CHANGES TO THE WORK:** The cost or credit to the Owner resulting from a change in the work shall be determined by mutual acceptance of a lump sum representing the Contractor's cost of the work (which is properly itemized and supported by sufficient substantiating data to permit evaluation) and a fixed percentage fee. The undersigned proposed a fixed percentage fee of 10 % for changes that add to, or increase, the scope of work and 10 % for changes that reduce the scope of work. Refer to Section 00800, 7.3.11.

Respectfully Submitted:

Signed:



Print Name:

Michael R. Parker

Title:

Sr. Project Manager

Address:

2006 Aspen Cove, Brandon, MS 39042

\*If the bidder is a corporation, write the State of Incorporated under the signature. If the bidder is a partnership, show the names of all partners.

Note: The bidder's Certificate of Responsibility number is required on the outside of the envelope that contains the proposal of the bidder.

**END OF SECTION**



**SECTION 00400  
PROPOSAL FORM**

**Thursday, February 11, 2021**

**Certificate of Responsibility Number:** 21505-MC

**Proposal of:** Castle Black Inc

<b>Project:</b>	Re-Bid The City of Tupelo Fire Station #2 Tupelo, Mississippi Bid Number 2021-001FD PryorMorrow Project Number 2020502	<b>Owner:</b>	The City of Tupelo Jason L. Shelton, Mayor P.O. Box 1485 71 East Troy Street (38804) Tupelo, Mississippi 38802-1485
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The receipt of the following Addenda to the Contract Documents is hereby acknowledged:

Addendum No. <u>1</u> Date <u>01/25/21</u> Pages: <u>5</u>	Addendum No. <u>   </u> Date <u>          </u> Pages: <u>   </u>
Addendum No. <u>2</u> Date <u>02/08/21</u> Pages: <u>10</u>	Addendum No. <u>   </u> Date <u>          </u> Pages: <u>   </u>
Addendum No. <u>   </u> Date <u>          </u> Pages: <u>   </u>	Addendum No. <u>   </u> Date <u>          </u> Pages: <u>   </u>

Having carefully examined the Contract Documents entitled *Re-Bid, The City of Tupelo, Fire Station #2*, prepared by PryorMorrow PC, and dated January 11, 2021, as well as the premises and conditions affecting the work, the undersigned proposes to furnish all labor, materials, and services required by the Contract Documents for the work described as follows:



**BASE BID:**

One Million, Nine Hundred, Ninety Seven Thousand.....00/00 DOLLARS (\$ 1,997,000.00 )

**ALTERNATES:**

**ALTERNATE NUMBER 1:** Omit four-fold doors and associated components. Provide and install glazed sectional aluminum doors as indicated in the drawings and in Section 08362.

DEDUCT Seventy Thousand .....00/00 DOLLARS (\$ 70,000.00 )

**ALTERNATE NUMBER 2:** Omit the overhead coiling door and associated components. Provide and install sectional insulated steel doors as indicated in the drawings and in Section 08363.

DEDUCT Eight Thousand.....00/00 DOLLARS (\$ 8,000.00 )

**UNIT PRICES:**

**UNIT PRICE NUMBER 1:** Additional cut and fill beyond that which is required for the Base Bid.

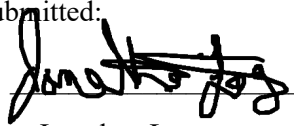
\$ 26.50 per cubic yard

**SUBSTANTIAL COMPLETION:** Time is an important consideration on the project. The project shall be substantially complete within three hundred (300) calendar days following issuance of a Notice to Proceed by the Architect.

**LIQUIDATED DAMAGES:** The Owner will deduct \$250.00 per day liquidated damages for each day of delay exceeding the contract time until such time substantial completion is reached.

**CHANGES TO THE WORK:** The cost or credit to the Owner resulting from a change in the work shall be determined by mutual acceptance of a lump sum representing the Contractor’s cost of the work (which is properly itemized and supported by sufficient substantiating data to permit evaluation) and a fixed percentage fee. The undersigned proposed a fixed percentage fee of 15 % for changes that add to, or increase, the scope of work and 6 % for changes that reduce the scope of work. Refer to Section 00800, 7.3.11.

Respectfully Submitted:

Signed: 

Print Name: Jonathan Logan

Title: President

Address: 231 S. Parkway W. Memphis TN 38109

\*If the bidder is a corporation, write the State of Incorporated under the signature. If the bidder is a partnership, show the names of all partners.

Note: The bidder’s Certificate of Responsibility number is required on the outside of the envelope that contains the proposal of the bidder.

**END OF SECTION**

Tidwell Electric - Electrical - 07611-MC  
Kline Mechanical - Plumbing & HVAC - 06688-MC

**Worsham Brothers Construction, LLC  
12 Cantrell Road  
Corinth, MS 38834**

**COR #: 21549-MC – Expires February 3, 2022**

**BID FOR: Re-Bid The City of Tupelo Fire Station #2**



2020502 – Re-Bid, The City of Tupelo, Fire Station #2

**SECTION 00400  
PROPOSAL FORM**

Thursday, February 11, 2021

Certificate of Responsibility Number: 21549-MC

Proposal of: WORSHAM BROTHERS CONSTRUCTION, LLC

<b>Project:</b>	Re-Bid The City of Tupelo Fire Station #2 Tupelo, Mississippi Bid Number 2021-001FD PryorMorrow Project Number 2020502	<b>Owner:</b>	The City of Tupelo Jason L. Shelton, Mayor P.O. Box 1485 71 East Troy Street (38804) Tupelo, Mississippi 38802-1485
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The receipt of the following Addenda to the Contract Documents is hereby acknowledged:

Addendum No. <u>1</u> Date <u>1-25-21</u> Pages: <u>1-5</u>	Addendum No. ___ Date _____ Pages: _____
Addendum No. <u>2</u> Date <u>2-8-21</u> Pages: <u>1-10</u>	Addendum No. ___ Date _____ Pages: _____
Addendum No. ___ Date _____ Pages: _____	Addendum No. ___ Date _____ Pages: _____

Having carefully examined the Contract Documents entitled *Re-Bid, The City of Tupelo, Fire Station #2*, prepared by PryorMorrow PC, and dated January 11, 2021, as well as the premises and conditions affecting the work, the undersigned proposes to furnish all labor, materials, and services required by the Contract Documents for the work described as follows:

**BASE BID:**  
TWO MILLION ONE HUNDRED NINETY SEVEN THOUSAND DOLLARS (\$ 2,197,000<sup>00</sup>)

**ALTERNATES:**  
**ALTERNATE NUMBER 1:** Omit four-fold doors and associated components. Provide and install glazed sectional aluminum doors as indicated in the drawings and in Section 08362.  
DEDUCT SEVENTY ONE THOUSAND SEVEN HUNDRED DOLLARS (\$ 71,700<sup>00</sup>)

**ALTERNATE NUMBER 2:** Omit the overhead coiling door and associated components. Provide and install sectional insulated steel doors as indicated in the drawings and in Section 08363.  
DEDUCT FORTY THOUSAND FOUR HUNDRED DOLLARS (\$ 40,400<sup>00</sup>)

2020502 – Re-Bid, The City of Tupelo, Fire Station #2

**UNIT PRICES:**

**UNIT PRICE NUMBER 1:** Additional cut and fill beyond that which is required for the Base Bid.


\$ 22<sup>00</sup> per cubic yard

**SUBSTANTIAL COMPLETION:** Time is an important consideration on the project. The project shall be substantially complete within three hundred (300) calendar days following issuance of a Notice to Proceed by the Architect.

**LIQUIDATED DAMAGES:** The Owner will deduct \$250.00 per day liquidated damages for each day of delay exceeding the contract time until such time substantial completion is reached.

**CHANGES TO THE WORK:** The cost or credit to the Owner resulting from a change in the work shall be determined by mutual acceptance of a lump sum representing the Contractor's cost of the work (which is properly itemized and supported by sufficient substantiating data to permit evaluation) and a fixed percentage fee. The undersigned proposed a fixed percentage fee of 15 % for changes that add to, or increase, the scope of work and 5 % for changes that reduce the scope of work. Refer to Section 00800, 7.3.11.

Respectfully Submitted:

Signed: 

Print Name: Mickey Hill

Title: MANAGING MEMBER

Address: 12 CANTRELL ROAD, CORINTH, MS 38835

\*If the bidder is a corporation, write the State of Incorporated under the signature. If the bidder is a partnership, show the names of all partners.

Note: The bidder's Certificate of Responsibility number is required on the outside of the envelope that contains the proposal of the bidder.

**END OF SECTION**



AIA Document A310

# Bid Bond

**KNOW ALL MEN BY THESE PRESENTS**, that **Worsham Brothers Construction, LLC**  
 as Principal, hereinafter called the Principal, and **American Contractors Indemnity Company**  
 a corporation duly organized under the laws of the State of California  
 as Surety, hereinafter called the Surety, are held and firmly bound unto **The City of Tupelo,**  
**Jason L. Shelton, Mayor, 71 East Troy Street, Tupelo, MS 38804**  
 as Obligee, hereinafter called the Obligee, in the sum of **Five Percent amount of bid**

Dollars(\$5%),  
 for the payment of which sum well and truly to be made, the said Principal and the said Surety, bind  
 ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by  
 these presents.

WHEREAS, the Principal has submitted a bid for **The City of Tupelo Fire Station #2 Re-Bid**  
**Tupelo, Mississippi, Bid Number 2021-001FD, Project No. 2020502**

NOW, THEREFORE, if the Obligee shall accept the bid of the Principal and the Principal shall enter into a Contract  
 with the Obligee in accordance with the terms of such bid, and give such bond or bonds as may be specified in the  
 bidding or Contract Documents with good and sufficient surety for the faithful performance of such Contract and for  
 the prompt payment of labor and material furnished in the prosecution thereof, or in the event of the failure of the  
 Principal to enter such Contract and give such bond or bonds, if the Principal shall pay to the Obligee the difference  
 not to exceed the penalty hereof between the amount specified in said bid and such larger amount for which the  
 Obligee 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.

Signed and sealed this **11th** day of **February** **2021.**

Eddy Ruhman  
 (Witness)

Janice McCoy  
 (Witness)

**Worsham Brothers Construction, LLC**  
 { \_\_\_\_\_ (Principal) (Seal)  
MICKEY MILL (Title) MANAGING MEMBER

**American Contractors Indemnity Company**  
 { \_\_\_\_\_ (Surety) (Seal)  
Cooper W. Permenter (Title)

**Cooper W. Permenter, Attorney-in-fact**  
 MS Resident Agent



**POWER OF ATTORNEY**

**AMERICAN CONTRACTORS INDEMNITY COMPANY TEXAS BONDING COMPANY  
UNITED STATES SURETY COMPANY U.S. SPECIALTY INSURANCE COMPANY**

KNOW ALL MEN BY THESE PRESENTS: That American Contractors Indemnity Company, a California corporation, Texas Bonding Company, an assumed name of American Contractors Indemnity Company, United States Surety Company, a Maryland corporation and U.S. Specialty Insurance Company, a Texas corporation (collectively, the "Companies"), do by these presents make, constitute and appoint:

Mark E. Harris, Joseph Madden III, Richard L Powell, Ric Stallings, Tona Jo Hunter,  
W.W. Jones II, Keith W. Brown or Cooper W. Permenter of Memphis, Tennessee

its true and lawful Attorney(s)-in-fact, each in their separate capacity if more than one is named above, with full power and authority hereby conferred in its name, place and stead, to execute, acknowledge and deliver any and all bonds, recognizances, undertakings or other instruments or contracts of suretyship to include riders, amendments, and consents of surety, providing the bond penalty does not exceed \*\*\*\*\*Ten Million\*\*\*\*\* Dollars (\*\*\*\$10,000,000.00\*\*\*) . This Power of Attorney shall expire without further action on April 23<sup>rd</sup>, 2022. This Power of Attorney is granted under and by authority of the following resolutions adopted by the Boards of Directors of the Companies:

Be it Resolved, that the President, any Vice-President, any Assistant Vice-President, any Secretary or any Assistant Secretary shall be and is hereby vested with full power and authority to appoint any one or more suitable persons as Attorney(s)-in-Fact to represent and act for and on behalf of the Company subject to the following provisions:

Attorney-in-Fact may be given full power and authority for and in the name of and on behalf of the Company, to execute, acknowledge and deliver, any and all bonds, recognizances, contracts, agreements or indemnity and other conditional or obligatory undertakings, including any and all consents for the release of retained percentages and/or final estimates on engineering and construction contracts, and any and all notices and documents canceling or terminating the Company's liability thereunder, and any such instruments so executed by any such Attorney-in-Fact shall be binding upon the Company as if signed by the President and sealed and effected by the Corporate Secretary.

Be it Resolved, that the signature of any authorized officer and seal of the Company heretofore or hereafter affixed to any power of attorney or any certificate relating thereto by facsimile, and any power of attorney or certificate bearing facsimile signature or facsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached.

IN WITNESS WHEREOF, The Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 1<sup>st</sup> day of June, 2018.

**AMERICAN CONTRACTORS INDEMNITY COMPANY TEXAS BONDING COMPANY  
UNITED STATES SURETY COMPANY U.S. SPECIALTY INSURANCE COMPANY**

State of California  
County of Los Angeles



By: [Signature]  
Daniel P. Aguilar, Vice President

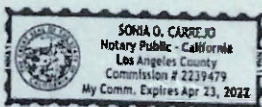
A Notary Public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document

On this 1<sup>st</sup> day of June, 2018, before me, Sonia O. Carrejo, a notary public, personally appeared Daniel P. Aguilar, Vice President of American Contractors Indemnity Company, Texas Bonding Company, United States Surety Company and U.S. Specialty Insurance Company who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature [Signature] (seal)



I, Kio Lo, Assistant Secretary of American Contractors Indemnity Company, Texas Bonding Company, United States Surety Company and U.S. Specialty Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney, executed by said Companies, which is still in full force and effect; furthermore, the resolutions of the Boards of Directors, set out in the Power of Attorney are in full force and effect.

In Witness Whereof, I have hereunto set my hand and affixed the seals of said Companies at Los Angeles, California this 11th day of February, 2021.

Corporate Seals Bid Bond  
Bond No. \_\_\_\_\_  
Agency No. 17037



[Signature]  
Kio Lo, Assistant Secretary