

State of Rhode Island and Providence Plantations
Department of Administration
Division of Purchases

RIVIP BIDDER CERTIFICATION COVER FORM

SECTION 1 - BIDDER INFORMATION

Bidder must be registered as a vendor on the RIVIP system at www.purchasing.ri.gov to submit a bid proposal.

Solicitation Number: 7548943A1
Solicitation Title: TEMPORARY STABILIZATION-FRANCIS STREET PARCELS-FRANCIS ST. PROVIDENCE, RI - ADDENDUM 1 (2 PGS)
Bid Proposal Submission Deadline Date & Time: 11/25/2014 1:30 PM
RIVIP Vendor ID #: 18733
Bidder Name: Digregorio, Inc.
Address: 23 Business Park Drive
Smithfield , RI 02917
USA
Telephone: (401) 232-5550
Fax: (401) 232-5848
Contact Name: Enrico Digregorio
Contact Title: President
Contact Email: digregcorp@aol.com

SECTION 2 —DISCLOSURES

Bidders must respond to every statement. Bid proposals submitted without a complete response may be deemed nonresponsive.

Indicate "Y" (Yes) or "N" (No) for Disclosures 1-3, and if "Yes," provide details below. Complete Disclosure 4.

- N 1. State whether the Bidder, or any officer, director, manager, stockholder, member, partner, or other owner or principal of the Bidder or any parent, subsidiary, or affiliate has been subject to suspension or debarment by any federal, state, or municipal governmental authority, or the subject of criminal prosecution, or convicted of a criminal offense within the previous 5 years. If "Yes," provide details below.
- N 2. State whether the Bidder, or any officer, director, manager, stockholder, member, partner, or other owner or principal of the Bidder or any parent, subsidiary, or affiliate has had any contracts with a federal, state, or municipal governmental authority terminated for any reason within the previous 5 years. If "Yes," provide details below.
- N 3. State whether the Bidder, or any officer, director, manager, stockholder, member, partner, or other owner or principal of the Bidder or any parent, subsidiary, or affiliate has been fined more than \$5000 for violation(s) of any Rhode Island environmental law(s) by the Rhode Island Department of Environmental Management within the previous 5 years. If "Yes," provide details below.
4. List each officer, director, manager, stockholder, member, partner, or other owner or principal of the Bidder, and each intermediate parent company and the ultimate parent company of the Bidder. For each individual, provide his or her name, business address,

principal occupation, position with the Bidder, and the percentage of ownership, if any, he or she holds in the Bidder, and each intermediate parent company and the ultimate parent company of the Bidder.

Disclosure details (continue on additional sheet if necessary):

SECTION 3 —CERTIFICATIONS

Bidders must respond to every statement. Bid proposals submitted without a complete response may be deemed nonresponsive.

Indicate "Y" (Yes) or "N" (No), and if "No," provide details below.

THE BIDDER CERTIFIES THAT:

- 1. The Bidder will immediately disclose, in writing, to the State Purchasing Agent any potential conflict of interest which may occur during the term of any contract awarded pursuant to this solicitation.
- 2. The Bidder possesses all licenses and anyone who will perform any work will possess all licenses required by applicable federal, state, and local law necessary to perform the requirements of any contract awarded pursuant to this solicitation and will maintain all required licenses during the term of any contract awarded pursuant to this solicitation. In the event that any required license shall lapse or be restricted or suspended, the Bidder shall immediately notify the State Purchasing Agent in writing.
- 3. The Bidder will maintain all required insurance during the term of any contract pursuant to this solicitation. In the event that any required insurance shall lapse or be canceled, the Bidder will immediately notify the State Purchasing Agent in writing.
- 4. The Bidder understands that falsification of any information in this bid proposal or failure to notify the State Purchasing Agent of any changes in any disclosures or certifications in this Bidder Certification may be grounds for suspension, debarment, and/or prosecution for fraud.
- 5. The Bidder has not paid and will not pay any bonus, commission, fee, gratuity, or other remuneration to any employee or official of the State of Rhode Island or any subdivision of the State of Rhode Island or other governmental authority for the purpose of obtaining an award of a contract pursuant to this solicitation. The Bidder further certifies that no bonus, commission, fee, gratuity, or other remuneration has been or will be received from any third party or paid to any third party contingent on the award of a contract pursuant to this solicitation.
- 6. This bid proposal is not a collusive bid proposal. Neither the Bidder, nor any of its owners, stockholders, members, partners, principals, directors, managers, officers, employees, or agents has in any way colluded, conspired, or agreed, directly or indirectly, with any other bidder or person to submit a collusive bid proposal in response to the solicitation or to refrain from submitting a bid proposal in response to the solicitation, or has in any manner, directly or indirectly, sought by agreement or collusion or other communication with any other bidder or person to fix the price or prices in the bid proposal or the bid proposal of any other bidder, or to fix any overhead, profit, or cost component of the bid price in the bid proposal or the bid proposal of any other bidder, or to secure through any collusion, conspiracy, or unlawful agreement any advantage against the State of Rhode Island or any person with an interest in the contract awarded pursuant to this solicitation. The bid price in the bid proposal is fair and proper and is not tainted by any collusion, conspiracy, or unlawful agreement on the part of the Bidder, its owners, stockholders, members, partners, principals, directors, managers, officers, employees, or agents.
- 7. The Bidder: (i) is not identified on the General Treasurer's list created pursuant to R.I. Gen. Laws § 37-2.5-3 as a person or entity engaging in investment activities in Iran described in § 37-2.5-2(b); and (ii) is not engaging in any such investment activities in Iran.
- 8. The Bidder will comply with all of the laws that are incorporated into and/or applicable to any contract with the State of Rhode Island.

Certification details (continue on additional sheet if necessary):

BID BOND

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

CONTRACTOR:

(Name, legal status and address)

DIGREGORIO, INC.
23 BUSINESS PARK DRIVE
SMITHFIELD, RI 02917

SURETY:

(Name, legal status and principal place of business):

PHILADELPHIA INDEMNITY INSURANCE COMPANY
ONE BALA PLAZA, SUITE 100
BALA CYNWYD, PA 19004-1403

OWNER:

(Name, legal status and address)

STATE OF RHODE ISLAND, DEPARTMENT OF ADMINISTRATION
DIVISION OF PURCHASES
ONE CAPITOL HILL
PROVIDENCE, RI 02908

BOND AMOUNT: \$ FIVE PERCENT (5%) OF THE ATTACHED BID DOLLARS

PROJECT: 7548943

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

TEMPORARY STABILIZATION
FRANCIS STREET PARCELS
PROVIDENCE, RI

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.

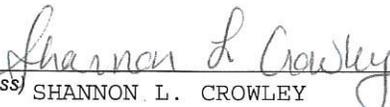
If this Bond is issued in connection with a subcontractor's bid to a Contractor, the term Contractor in this Bond shall be deemed to be Subcontractor and the term Owner shall be deemed to be Contractor.

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 requirements 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 25th day of November, 2014.



(Witness)



(Witness) SHANNON L. CROWLEY

DIGREGORIO, INC.



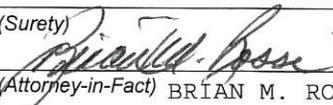
(Principal) (Seal)

ENRICO DIGREGORIO, PRESIDENT

(Title)

PHILADELPHIA INDEMNITY INSURANCE COMPANY

(Surety) (Seal)



(Attorney-in-Fact) BRIAN M. ROSSI

PHILADELPHIA INDEMNITY INSURANCE COMPANY

One Bala Plaza, Suite 100
Bala Cynwyd, PA 19004
Power of Attorney

KNOW ALL PERSONS BY THESE PRESENTS: that **PHILADELPHIA INDEMNITY INSURANCE COMPANY** (the Company), a corporation organized and existing under the laws of the Commonwealth of Pennsylvania, does hereby constitute and appoint: **Brian M. Rossi; Christopher A. Iannotti and Elisa Cardone OF THE CITY OF EAST GREENWICH, STATE OF RHODE ISLAND.**

Its true and lawful Attorney(s) in fact with full authority to execute on its behalf bonds, undertakings, recognizances and other contracts of indemnity and writings obligatory in the nature thereof, issued in the course of its business and to bind the Company thereby, in an amount not to exceed **\$25,000,000**

This Power of Attorney is granted and is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of PHILADELPHIA INDEMNITY INSURANCE COMPANY at a meeting duly called the 1st day of July, 2011.

RESOLVED: That the Board of Directors hereby authorizes the President or any Vice President of the Company to: (1) Appoint Attorney(s) in Fact and authorize the Attorney(s) in Fact to execute on behalf of the Company bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof and to attach the seal of the Company thereto; and (2) to remove, at any time, any such Attorney-in-Fact and revoke the authority given. And, be it

FURTHER RESOLVED: That the signatures of such officers and the seal of the Company may be affixed to any such Power of Attorney or certificate relating thereto by facsimile, and any such Power of Attorney so executed and certified by facsimile signatures and facsimile seal shall be valid and binding upon the Company in the future with the respect to any bond or undertaking to which it is attached.

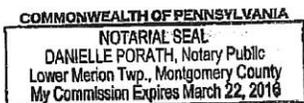
IN TESTIMONY WHEREOF, PHILADELPHIA INDEMNITY INSURANCE COMPANY HAS CAUSED THIS INSTRUMENT TO BE SIGNED AND ITS CORPORATE SEAL TO BE AFFIXED BY ITS AUTHORIZED OFFICE THIS 7TH DAY OF FEBRUARY 2013.



(Seal)

Robert D. O'Leary Jr., President & CEO
Philadelphia Indemnity Insurance Company

On this 7th day of February 2013, before me came the individual who executed the preceding instrument, to me personally known, and being by me duly sworn said that he is the therein described and authorized officer of the **PHILADELPHIA INDEMNITY INSURANCE COMPANY**; that the seal affixed to said instrument is the Corporate seal of said Company; that the said Corporate Seal and his signature were duly affixed.



Notary Public:

residing at:

Bala Cynwyd, PA

(Notary Seal)

My commission expires:

March 22, 2016

I, Craig P. Keller, Executive Vice President, Chief Financial Officer and Secretary of PHILADELPHIA INDEMNITY INSURANCE COMPANY, do hereby certify that the foregoing resolution of the Board of Directors and this Power of Attorney issued pursuant thereto are true and correct and are still in full force and effect. I do further certify that Robert D. O'Leary Jr., who executed the Power of Attorney as President, was on the date of execution of the attached Power of Attorney the duly elected President of PHILADELPHIA INDEMNITY INSURANCE COMPANY.

In Testimony Whereof I have subscribed my name and affixed the facsimile seal of each Company this 25TH day of NOVEMBER 2014.

Craig P. Keller, Executive Vice President, Chief Financial Officer & Secretary
PHILADELPHIA INDEMNITY INSURANCE COMPANY



Solicitation #: 7548943

Solicitation Title: TEMPORARY STABILIZATION-FRANCIS STREET
PARCELS-FRANCIS ST, PROVIDENCE, RI

BID FORM

To: The State of Rhode Island Department of Administration
Division of Purchases, 2nd Floor
One Capitol Hill, Providence, RI 02908-5855

Bidder: DIGREGORIO INC
Legal name of entity
23 BUSINESS PARK DRIVE SMITHFIELD, RI 02917
Address (street/city/state/zip)
ARTHUR SCOTHON ASCOTHON@DIGREGORIOCORP.COM
Contact name Contact email
401-232-1400 401-232-5848
Contact telephone Contact fax

1. BASE BID PRICE

The Bidder submits this bid proposal to perform all of the work (including labor and materials) described in the solicitation for this Base Bid Price (*including the costs for all Allowances, Bonds, and Addenda*):

\$ 139,900 -
(base bid price *in figures* printed electronically, typed, or handwritten legibly in ink)
ONE HUNDRED THIRTY NINE THOUSAND NINE HUNDRED DOLLARS
(base bid price *in words* printed electronically, typed, or handwritten legibly in ink)

• **Allowances**

There are no Allowances for this project.

• **Bonds**

The Base Bid Price ***includes*** the costs for all Bid and Payment and Performance Bonds required by the solicitation.

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PARCELS-FRANCIS ST, PROVIDENCE, RI

- **Addenda**

The Bidder has examined the entire solicitation (including the following Addenda), and the Base Bid Price **includes** the costs of any modifications required by the Addenda.

All Addenda must be acknowledged.

Addendum No. 1 dated: 11-19-14

Addendum No. 2 dated: _____

Addendum No. 3 dated: _____

Addendum No. 4 dated: _____

Addendum No. 5 dated: _____

Addendum No. 6 dated: _____

2. **ALTERNATES** (*Additions/Subtractions to Base Bid Price*)

The Bidder offers to: (i) perform the work described in these Alternates as selected by the State in the order of priority specified below, based on the availability of funds and the best interest of the State; and (ii) increase or reduce the Base Bid Price by the amount set forth below for each Alternate selected.

Check "Add" or "Subtract."

Add Alternate No. 1: Additional Excavation of Contaminated Soil/Material, Temporary Stockpiling and Covering, Removal and Disposal, (Including Trucking and Disposal Fees, Backfill and Compaction) as directed by Owner or Engineer during the construction operations. Price shall be per Cubic Yard.

\$ 250-

(amount in figures printed electronically, typed, or handwritten legibly in ink)

TWO HUNDRED FIFTY DOLLARS

(amount in words printed electronically, typed, or handwritten legibly in ink)

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Add Alternate No. 2: Furnish, Install and Grading of Sand Backfill (ASTM C-33), (Including Compaction), as directed by Owner or Engineer during the construction operations. Price shall be per Cubic Yard.

\$ 35⁻

(amount *in figures* printed electronically, typed, or handwritten legibly in ink)

THIRTY FIVE DOLLARS

(amount *in words* printed electronically, typed, or handwritten legibly in ink)

Add Alternate No. 3: Furnish, Install and Grading of Bank Run Gravel Borrow, (Including Compaction), as directed by Owner or Engineer during the construction operations. Price shall be per Cubic Yard.

\$ 40⁻

(alternate amount *in figures* printed electronically, typed, or handwritten legibly in ink)

FORTY DOLLARS

(alternate amount *in words* printed electronically, typed, or handwritten legibly in ink)

3. UNIT PRICES

The Bidder submits these predetermined Unit Prices as the basis for any change orders approved in advance by the State. These Unit Prices include ***all*** costs, including labor, materials, services, regulatory compliance, overhead, and profit.

| DESCRIPTION OF SERVICES | CONTRACTORS UNIT COST |
|---|--------------------------|
| Unit Price No. 1 Earth Excavation, Backfill and Compaction (placement or grading of soil requires compaction in 8" to 12"lifts) | |
| Unit of Measurement: per Cubic Yard | \$ <u>10⁻</u> |
| Unit Price No. 2 Remove and Dispose Organic Soils and Fill Soils, including Disposal Fees | |
| Unit of Measurement: per Cubic Yard | \$ <u>60⁻</u> |

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PARCELS-FRANCIS ST, PROVIDENCE, RI

- Unit Price No. 3 Remove and Dispose Bollards
Unit of Measurement: per Lump Sum \$ 2000⁻
- Unit Price No. 4 Remove and Dispose Trees, Shrubs, Stumps and Root Systems
Unit of Measurement: per Lump Sum \$ 1000⁻
- Unit Price No. 5 Remove, Stockpile and Reset Jersey Barriers
Unit of Measurement: per Lump Sum \$ 2000⁻
- Unit Price No. 6 Remove and Dispose Fence, Posts, Signs and Miscellaneous Items
Unit of Measurement: per Lump Sum \$ 2000⁻
- Unit Price No. 7 Furnish and Install New Jersey Barriers
Unit of Measurement: per Linear Each \$ 400⁻
- Unit Price No. 8 Excavation of Contaminated Soil/Material, Temporary Stockpiling and Covering, Removal and Disposal, (Including Trucking and Disposal Fees, Backfill and Compaction)
Unit of Measurement: per Cubic Yard \$ 250⁻
- Unit Price No. 9 Trimming and Fine Grading (placement or grading of soil requires compaction in 8" to 12"lifts)
Unit of Measurement: per Cubic Yard \$ 40⁻
- Unit Price No. 10 Maintenance and Protection of Site, Excavation and Remediation Areas (Including nights and weekends)
Unit of Measurement: per Lump Sum \$ 1000⁻
- Unit Price No. 11 Furnish and Installation of Crushed Stone Surface Course
Unit of Measurement: per Cubic Yard \$ 45⁻

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| | | |
|-------------------|--|-----------------------------|
| Unit Price No. 12 | Staked Haybales Erosion Control, or approved equal | |
| | Unit of Measurement: per Linear Foot | \$ <u>5⁻</u> |
| Unit Price No. 13 | Mobilization | |
| | Unit of Measurement: per Lump Sum | \$ <u>3000⁻</u> |
| Unit Price No. 14 | Construction Entrance | |
| | Unit of Measurement: per Each | \$ <u>1,600⁻</u> |
| Unit Price No. 15 | Furnish and Install Temporary Signs and Permanent Signs, Removal of Temporary Signs | |
| | Unit of Measurement: per Each | \$ <u>150⁻</u> |

4. CONTRACT TIME

The Bidder offers to perform the work in accordance with the timeline specified below:

- Start of construction: As enumerated in AIA Contract Document
- Substantial completion: As enumerated in AIA Contract Document
- Final completion: As enumerated in AIA Contract Document

The Final Completion date for Work shall be within 30 calendar days of the Purchase Order from the Division of Purchases.

5. LIQUIDATED DAMAGES

The successful bidder awarded a contract pursuant to this solicitation shall be liable for and pay the State, as liquidated damages and not as a penalty, the following amount for each calendar day of delay beyond the date for substantial completion, as

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PARCELS-FRANCIS ST, PROVIDENCE, RI

This bid proposal is irrevocable for 60 days from the bid proposal submission deadline.

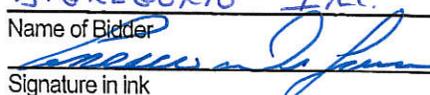
If the Bidder is determined to be the successful bidder pursuant to this solicitation, the Bidder will promptly: (i) comply with each of the requirements of the Tentative Letter of Award; and (ii) commence and diligently pursue the work upon issuance and receipt of the purchase order from the State and authorization from the user agency.

The person signing below certifies that he or she has been duly authorized to execute and submit this bid proposal on behalf of the Bidder.

BIDDER

Date: 11-25-14

DIGREGORIO INC.
Name of Bidder


Signature in ink

ENRICO DIGREGORIO PRESIDENT
Printed name and title of person signing on behalf of Bidder

17344
Bidder's Contractor Registration Number

State of Rhode Island
PAYER'S REQUEST FOR TAXPAYER
IDENTIFICATION NUMBER AND CERTIFICATION

THE IRS REQUIRES THAT YOU FURNISH YOUR TAXPAYER IDENTIFICATION NUMBER TO US. FAILURE TO PROVIDE THIS INFORMATION CAN RESULT IN A \$60 PENALTY BY THE IRS. IF YOU ARE AN INDIVIDUAL, PLEASE PROVIDE US WITH YOUR SOCIAL SECURITY NUMBER (SSN) IN THE SPACE INDICATED BELOW. IF YOU ARE A COMPANY OR A CORPORATION, PLEASE PROVIDE US WITH YOUR EMPLOYER IDENTIFICATION NUMBER (EIN) WHERE INDICATED.

Taxpayer Identification Number (T.I.N.)

Enter your taxpayer identification number in the appropriate box. For most individuals, this is your social security number.

Social Security No. (SSN)

Employer ID No. (EIN)

| | | |
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| | |
|----|---------|
| 06 | 1480073 |
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NAME DIGREGORIO INC.

ADDRESS 23 BUSINESS PARK DRIVE

(REMITTANCE ADDRESS, IF DIFFERENT) _____

CITY, STATE AND ZIP CODE SMITHFIELD, RI 02917

CERTIFICATION: Under penalties of perjury, I certify that:

- (1) The number shown on this form is my correct Taxpayer Identification Number (or I am waiting for a number to be issued to me), and
- (2) I am not subject to backup withholding because either: (A) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (B) the IRS has notified me that I am no longer subject to backup withholding.

Certification Instructions – You must cross out item (2) above if you have been notified by the IRS that you are subject to backup withholding because of under-reporting interest or dividends on your tax return. However, if after being notified by IRS that you were subject to backup withholding you received another notification from IRS that you are no longer subject to backup withholding, do not cross out item (2).

PLEASE SIGN HERE

SIGNATURE



TITLE

PRESIDENT

DATE

11-25-14

TEL NO.

401-232-1400

BUSINESS DESIGNATION:

- Please Check One: Individual Medical Services Corporation Government/Nonprofit Corporation
 Partnership Corporation Trust/Estate Legal Services Corporation

NAME: Be sure to enter your full and correct name as listed in the IRS file for you or your business.

ADDRESS, CITY, STATE AND ZIP CODE: Enter your primary business address and remittance address if different from your primary address). If you operate a business at more than one location, adhere to the following:

- 1) Same T.I.N. with more than one location -- attach a list of location addresses with remittance address for each location and indicate to which location the year-end tax information return should be mailed.
- 2) Different T.I.N. for each different location -- submit a completed W-9 form for each T.I.N. and location. (One year-end tax information return will be reported for each T.I.N. and remittance address.)

CERTIFICATION -- Sign the certification, enter your title, date, and your telephone number (including area code and extension).

BUSINESS TYPE CHECK-OFF -- Check the appropriate box for the type of business ownership.

Mail to: Supplier Coordinator, One Capitol Hill, Providence, RI 02908