

Introduced June 13, 2023, by Councilman
Borchert, seconded by Councilman
Tamborella, (by request of Administration)

RESOLUTION R23-16

A resolution authorizing the Mayor of the City of Slidell to execute a contract for construction services with Hard Rock Construction, L.L.C. (State Project No. H.014315; Federal Aid Project Nos. H014315).

WHEREAS, the City is working in coordination with the State of Louisiana, Department of Transportation and Development, on Grafton Drive Pavement Rehabilitation (State Project No. H.014315; Federal Aid Project No. H014315); and

WHEREAS, the Louisiana Department of Transportation and Development requires a resolution of the Slidell City Council authorizing the Mayor of the City of Slidell to execute, on behalf of the City of Slidell, its standard contract for construction services with the selected contractor for the project, Hard Rock Construction, L.L.C.

NOW THEREFORE BE IT RESOLVED by the Slidell City Council in legal session convened that the Mayor of the City of Slidell is authorized, on behalf of the City of Slidell, to execute a contract for construction services with Hard Rock Construction, L.L.C. for the Grafton Drive Pavement Rehabilitation (State Project No. H.014315; Federal Aid Project No. H014315) project.

ADOPTED this 13th day of June, 2023.



Bill Borchert
President of the Council
Councilman at-Large



Thomas P. Reeves
Council Administrator

Checked by: _____ Date _____

**STATE OF LOUISIANA
DEPARTMENT OF TRANSPORTATION
AND DEVELOPMENT**



**CONTRACT
FOR
CITY OF SLIDELL
FEDERAL AID PROJECT
STATE PROJECT NO. H.014315
GRAFTON DRIVE PAVEMENT REHABILITATION
ST. TAMMANY PARISH**

STATE OF LOUISIANA
CITY OF SLIDELL
CONTRACT

This agreement is made and executed in two (2) originals, between the City of Slidell, acting through the Mayor, hereafter designated as the "Contracting Agency," and Hard Rock Construction, L.L.C., hereafter designated as the "Contractor."

The Louisiana Department of Transportation and Development, hereafter designated as "Department" did advertise for, receive and accept a bid from the Contractor for work on a construction project for the Contracting Agency identified as,

DBE GOAL PROJECT

STATE PROJECT NO. H.014315

FEDERAL AID PROJECT NO. H014315

DESCRIPTION: GRAFTON DRIVE PAVEMENT REHABILITATION

NON-NHS ROUTE

PARISH: ST. TAMMANY

LENGTH: 0.694 miles.

TYPE: GRADING, CLASS II BASE COURSE, PORTLAND CEMENT CONCRETE PAVEMENT, AND RELATED WORK.

LIMITS: State Project No. H.014315: LOCATED ON GRAFTON DRIVE FROM ITS JUNCTION WITH PINWOOD DRIVE TO ITS JUNCTION WITH CARDINAL DRIVE, AS SHOWN IN PLANS.

The Contractor's submission is evidenced by a copy of the "Vendor's Bid Information Sheet" incorporated herein as part of the Contract Documents defined hereafter.

In consideration of the agreements herein contained, to be performed by the parties hereto and of the payments hereafter agreed to be made, it is mutually agreed by both parties that:

CONTRACT DOCUMENTS

The contract consists of the "Contract Documents" including but not limited to the following:

- a. Agreement (This Instrument)
- b. Vendor's Bid Information Sheet
- c. Louisiana Standard Specifications for Roads and Bridges, 2016 Edition (hereafter referred to as "2016 Standard Specifications")
- d. Construction Proposal (Notice to Contractors, Required Federal Aid Construction Contract Provisions, Required Federal Aid DBE Participation Contract Provisions, Special Provisions, Supplemental Specifications, Schedule of Items)
- e. Plans
- f. Plan revisions
- g. Two (2) Addenda made or issued prior to receipt of bids
- h. Payment, Performance, and Retainage Bonds or Retainage Agreement.

For these purposes, all of the provisions contained in the listed Contract Documents are incorporated herein by reference with the same force and effect as though said Contract Documents were herein set out in full. The Contract Documents are kept in the official file at the Contracting Agency together with the acknowledgment of receipt correspondence signed by the Contractor.

STATE OF LOUISIANA
CITY OF SLIDELL
CONTRACT

INTENT OF CONTRACT

In accordance with the 2016 Standard Specifications and the Contract Documents, the Contractor agrees to the terms and requirements for the intent of the contract to provide all materials, equipment and labor and perform the work required to complete the project in a thorough and workmanlike manner, to the satisfaction of the appropriate official of the Contracting Agency.

CONTRACT AMOUNT

The Contractor did submit as advertised with his (her) bid, a dollar value amount for each of the items designated in the construction proposal on the "Schedule of Items" and that the "Schedule of Items," attached hereto and incorporated herein as part of the Contract Documents, submitted by the contractor, establish that the total contract amount for this project is **ONE MILLION FORTY THOUSAND SIX HUNDRED THREE AND 90/100 DOLLARS (\$1,040,603.90)** as obtained by a summation of the product of the unit bid price submitted by the contractor for each item multiplied by the item quantity as estimated by the Department. The Contractor agrees to accept and the Contracting Agency agrees to pay for the work at the prices stipulated in this contract in lawful money of the United States in a timely manner as set forth in the 2016 Standard Specifications.

PARTICIPATION IN PAYMENT ADJUSTMENT STATEMENT

If this project is designated by special provision 109.09 as being subject to payment adjustment for increases in material prices, in accordance with the electronic bidding documents, the contractor has elected to be subject to the Payment Adjustment Provision as contained in the construction proposal.

CONTRACT TIME

The entire contract shall be completed in all details and ready for final acceptance within **one hundred twenty-five (125) working days**. Performance of work on this contract shall begin on the date stipulated in the "Notice to Proceed" and shall be completed within the time specified in the Contract Documents, subject to such extensions as may be authorized.

ALTERATION OF CONTRACT

In accordance with the 2016 Standard Specifications and the Contract Documents, the Contractor agrees to the terms and requirements for alteration of the contract.

STIPULATED DAMAGES

Contractor agrees to the assessment of Stipulated Damages as provided in 108.08 of the 2016 Standard Specifications as amended by the Contract Documents.

DAMAGE CLAIMS

Contractor acknowledges that he/she has reviewed and understands 107.17 of the 2016 Standard Specifications and specifically agrees to be bound by the terms and conditions thereof.

JOINT EFFORT

This Agreement shall be deemed for all purposes prepared by the joint efforts of the parties hereto and shall not be construed against one party or the other as a result of the preparation, drafting, submittal or other event of negotiation, drafting or execution of the Agreement.

10/22
Form AC-15BB

STATE OF LOUISIANA
CITY OF SLIDELL
CONTRACT FOR STATE PROJECT NO. H.014315

This contract shall become effective on the date all parties hereto have signed the same.

In witness whereof, the Contracting Agency, and the Contractor, has also hereunto subscribed their name.

HARD ROCK CONSTRUCTION, L.L.C.
CONTRACTOR

72-1139123

(Federal Identification Number)

By:

Jason Juneau
(Signature of Authorized Agent)

5-25-23

(Date)

Jason Juneau, Member/Estimator

Typed or Printed Name and Title

Leah Arellano
Witness
Leah Arellano

Jill Patin
Witness
Jill Patin

STATE OF LOUISIANA
CITY OF SLIDELL

Mayor [Signature]
Witness

[Signature]
Witness

By:

[Signature]
MAYOR

06/15/2023

(Date)

Vendor 1 of 10: Hard Rock Construction LLC (24901000)
Call Order 015 (Proposal: H.014315.6)

Bid Information

Proposal County: St. Tammany
Vendor Address: 1255 Peters Road
HARVEY, LA, 70058
Signature Check: Jason E Juneau
Time Bid Received: April 12, 2023 09:33 AM
Amendment Count: 1

Bid Checksum: 36B4C6B78C
Bid Total: \$1,040,603.90
Items Total: \$1,040,603.90
Time Total: \$0.00

Bidding Errors:
None.

Vendor 1 of 10: Hard Rock Construction LLC (24901000)
Call Order 015 (Proposal: H.014315.6)

Bid Bond Information

Projects:	Bond Maximum:
Counties:	State of Incorporation:
Bond ID: SLA04056607	Agency Execution Date: 04/05/2023 02
Paid by Check: No	Surety Name: Surety2000
Bond Percent: 5%	Bond Agency Name: Hartford Fire Insurance Company

**FORM CS-6AAA
BIDDERS ASSURANCE DBE PARTICIPATION**

S.P. #	H.014315.6	Contract Amount: \$	1,040,603.90
F.A.P.#	H014315	DBE Goal Percentage:	10.00
Letting Date:	04/12/2023	DBE Goal Dollar Value: \$	104,060.39

By its signature affixed hereto, the contractor assures the DOTD that one of the following situations exists (check only one box):

- ☒ The Project goal will be met or exceeded.
☐ A portion of the project goal can be met, as indicated below. Good faith effort documentation is attached.
 DBE Goal Participation Amount _____ % \$ _____

The contractor certifies that each firm listed is currently on the DBE list as maintained by DOTD and is certified for the items of work shown on the attachment(s). The contractor having assured that the goal for DBE participation prescribed in the special provisions will be met or exceeded, or that the portion of the DBE goal will be met or exceeded, attests that negotiations are in progress or complete and that a subcontract(s) will be executed with the firm(s) listed below within 60 calendar days after award of contract.

NAME OF DBE FIRMS(S)	INTENDED SUBCONTRACT PRICE*
C & M CONSTRUCTION GROUP, INC.	48,006.15
FMF Group, LLC	58,272.50
☐ Additional Firms	PAGE TOTAL \$ 106,278.65

*For supplier list only the value of the subcontract that can be credited toward the DBE goal. This amount shall be equal to the amount shown for the supplier on the Attachment to Form CS-6AAA. Details are listed on the attachment(s) to Form CS-6AAA.

The contractor assessed the capability and availability of named firm(s) and sees no impediment to prevent award of subcontract(s) as described on the attachments.

The contractor shall evaluate the subcontract work or services actually performed by the DBE to ensure that a commercially useful function is being served in accordance with the Required Contract Provisions for DBE Participation in Federal Aid Construction Contracts. The contractor understands that no credit toward the DBE goal will be allowed for a DBE that does not perform a commercially useful function.

NAME OF CONTRACTOR		HARD ROCK CONSTRUCTION LLC	
AUTHORIZED SIGNATURE		<i>Jason Juneau</i>	
TYPED OR PRINTED		Jason Juneau	
TITLE		Member	
CONTRACTOR'S DBE LIAISON OFFICER		Nichelle Primus	
(typed or printed name)			
PHONE NUMBER		504-835-1050	
DATE		4-14-23	
TAX ID#		721139123	
DOTD OFFICE USE ONLY		☐ DBE ☐ SBE REQUIREMENTS MET SIGNATURE _____ DATE _____	

ATTACHMENT TO FORM CS-6AAA

S.P. #	H.014315.6	F.A.P.#	H014315
NAME OF DBE: C & M CONSTRUCTION GROUP, INC.			
PHONE#	504-559-9691	CONTACT PERSON: CARLOS RAMON Mendieta	

Fully describe the work to be performed (furnish materials and install, labor only, supply only, manufacture, hauling, etc.) quantity, unit price, and dollar value for each item to be subcontracted to the DBE listed below.

ITEM NO.	DESCRIPTION OF WORK & ITEM	QUANTITY	UNIT PRICE	\$ VALUE
602-02-00200	F&I, CLEANING AND RESEALING EXISTING LONGITUDINAL PAVEMENT JOINTS	1,947.000	2.65	5,159.55
602-02-00300	F&I, CLEANING AND RESEALING EXISTING TRANSVERSE PAVEMENTS JOINTS	4,118.000	2.20	9,059.60
NS-600-00220	LABOR ONLY, SAW CUTTING PORTLAND CEMENT CONCRETE PAVEMENT	33,787.000	1.00	33,787.00
☐ Additional Items				ITEMS PAGE TOTAL \$ 548,006.15

Describe the types of assistance, if any, the contractor will provide to any DBE on this project.

The contractor and DBE subcontractor attest that a subcontract will be executed for the items of work listed above. The contractor acknowledges that it will only receive credit toward the DBE goal if the subcontractor performs a commercially useful function. The DBE understands that it is responsible for performing a commercially useful function.

DBE CONTRACTOR'S SIGNATURE		<i>Carlos R. Mendieta</i>
TYPED OR PRINTED NAME		Carlos R. Mendieta
TITLE		President
DATE	4-13-2023	TAX ID# 270220298
PRIME CONTRACTOR'S SIGNATURE		<i>Jason Juneau</i>
TYPED OR PRINTED NAME		Jason Juneau
TITLE		Member
DATE	4-13-23	

ATTACHMENT TO FORM CS-6AAA

S.P. #	H.014315.6	F.A.P.#	H014315
NAME OF DBE: FMF Group, LLC			
PHONE#	504-299-3409	CONTACT PERSON: Fredrick Lyles	

Fully describe the work to be performed (furnish materials and install, labor only, supply only, manufacture, hauling, etc.) quantity, unit price, and dollar value for each item to be subcontracted to the DBE listed below.

ITEM NO.	DESCRIPTION OF WORK & ITEM	QUANTITY	UNIT PRICE	\$ VALUE
706-04-00110	F&I, CURB RAMPS	233.100	225.00	52,447.50
727-01-00100	MOBILIZATION, MOBILIZATION	1.000	5,825.00	5,825.00
☐ Additional Items				ITEMS PAGE TOTAL \$
				\$58,272.50

Describe the types of assistance, if any, the contractor will provide to any DBE on this project.

The contractor and DBE subcontractor attest that a subcontract will be executed for the items of work listed above. The contractor acknowledges that it will only receive credit toward the DBE goal if the subcontractor performs a commercially useful function. The DBE understands that it is responsible for performing a commercially useful function.

DBE CONTRACTOR'S SIGNATURE <i>Fredrick Lyles</i>	
TYPED OR PRINTED NAME Fredrick Lyles	
TITLE President	
DATE 4/13/23	TAX ID# 474779214
PRIME CONTRACTOR'S SIGNATURE <i>Jason Juneau</i>	
TYPED OR PRINTED NAME Jason Juneau	
TITLE Member	
DATE 4-14-23	



LOUISIANA DEPARTMENT OF
TRANSPORTATION & DEVELOPMENT

4/12/2023

Contract Schedule

Page 1 of 2

Contract ID: H.014315.6

Project(s): H.014315.6

Awarded Vendor: 24901000

Hard Rock Construction LLC

SECTION 1

General Items

\$1,040,603.90

Proposal Line Number	Item ID Description	Approximate Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cents	Dollars	Cents
0001	202-02-06140 Removal of Curbs (Concrete)	333.000 LNFT	13.00		4,329.00	
0002	202-02-32500 Removal of Portland Cement Concrete Pavement	3,831.000 SQYD	29.00		111,099.00	
0003	203-01-00100 General Excavation	939.000 CUYD	17.00		15,963.00	
0004	203-03-00100 Embankment	93.000 CUYD	97.00		9,021.00	
0005	302-02-08020 Class II Base Course (8" Thick) (Crushed Stone)	4,094.400 SQYD	36.00		147,398.40	
0008	601-01-00100 Portland Cement Concrete Pavement (8" Thick)	3,830.700 SQYD	107.00		409,884.90	
0009	602-02-00200 Cleaning and Resealing Existing Longitudinal Pavement Joints	1,947.000 LNFT	2.80		5,451.60	
0010	602-02-00300 Cleaning and Resealing Existing Transverse Pavements Joints	4,118.000 LNFT	2.50		10,295.00	
0011	602-03-00100 Cleaning and Sealing Random Cracks	2,500.000 LNFT	3.50		8,750.00	
0012	706-04-00110 Curb Ramps Type 5	233.100 SQYD	250.00		58,275.00	
0013	707-01-00100 Concrete Curb	2,600.000 LNFT	25.00		65,000.00	
0014	713-01-00100 Temporary Signs and Barricades	LUMP SUM			60,000.00	



LOUISIANA DEPARTMENT OF
TRANSPORTATION & DEVELOPMENT

4/12/2023

Contract Schedule

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Contract ID: H.014315.6

Project(s): H.014315.6

Awarded Vendor: 24901000

Hard Rock Construction LLC

SECTION 1

General Items

\$1,040,603.90

Proposal Line Number	Item ID Description	Approximate Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cents	Dollars	Cents
0015	714-01-00600 Slab Sodding (St. Augustine)	230.000 SQYD	30.00		6,900.00	
0016	727-01-00100 Mobilization	LUMP SUM			82,000.00	
0017	740-01-00100 Construction Layout	LUMP SUM			5,000.00	
0018	NS-600-00220 Saw Cutting Portland Cement Concrete Pavement	33,787.000 INLF	1.00		33,787.00	
0019	402-01-00101 Traffic Maintenance Surfacing (Aggregate) (Vehicular Measurement)	298.000 CUYD	25.00		7,450.00	
Total Bid:					\$1,040,603.90	

STATE OF LOUISIANA
PAYMENT, PERFORMANCE, AND RETAINAGE BONDS

Be it known that Hard Rock Construction, L.L.C., as Principal, and

HARTFORD FIRE INSURANCE COMPANY, as Surety(ies), authorized to do business in Louisiana, hereby bind themselves, in solido, to the City of Slidell, and other potential claimants, for all obligations incurred by the Principal under its contract for the construction of STATE PROJECT NO. H.014315, FEDERAL AID PROJECT NO. H014315, DESCRIPTION: GRAFTON DRIVE PAVEMENT REHABILITATION, NON-NHS ROUTE, PARISH: ST. TAMMANY, in the full contract amount of ONE MILLION FORTY THOUSAND SIX HUNDRED THREE AND 90/100 DOLLARS (\$1,040,603.90). The obligations of the Principal and Surety(ies) under these payment, performance, and retainage bonds shall continue in full force and effect until all materials, equipment, and labor have been provided, AND all requirements contained in the contract, plans, and specifications have been completed in a timely, thorough, and workmanlike manner. The parties acknowledge that these bonds are given under the provisions and limitations contained in La. R.S. 48:250 et seq.

By this instrument(s), the Principal and Surety(ies) specifically bind themselves, their heirs, successors, and assigns, in solido, under the following bonds:

PAYMENT BOND. To the City of Slidell, and all "Claimants," as defined in La. R.S. 48:256.5 in the full contract amount of ONE MILLION FORTY THOUSAND SIX HUNDRED THREE AND 90/100 DOLLARS (\$1,040,603.90), in order to secure the full and timely claims under the project. The parties agree this bond is statutory in nature and governed by La. R.S. 48:256.3.

Claims pursuant to La. R.S. 48:256.3 shall be delivered to the Contracting Officer of the Contracting Agency.

PERFORMANCE BOND. To the City of Slidell, in the full contract amount of ONE MILLION FORTY THOUSAND SIX HUNDRED THREE AND 90/100 DOLLARS (\$1,040,603.90), in order to secure the full and faithful performance and timely completion of the project according to its plans and specifications, inclusive of overpayments to the contractor and stipulated damages as assessed.

RETAINAGE BOND. To the City of Slidell, in the full sum of FIFTY-TWO THOUSAND THIRTY AND 20/100 DOLLARS (\$52,030.20), five percent (5%) of the contract amount, in lieu of the sums required to be withheld from progress payments under La. R.S. 48:256.1, inclusive of overpayments to the contractor and stipulated damages as assessed.

CONTRACTOR OPTION: RETAINAGE

I, Principal, elect to exercise my option to have five percent retainage withheld from all payments in lieu of the above retainage bond.

By: _____
Principal

STATE OF LOUISIANA
PAYMENT, PERFORMANCE, AND RETAINAGE BONDS

In witness whereof we have signed this instrument as dated.

Leah Orellano
Witness
Guie Poiri
Witness

HARD ROCK CONSTRUCTION, L.L.C.
By Jason Juneau
Principal
JASON JUNEAU, MEMBER/ESTIMATOR
Typed or Printed Name and Title

5-4-23
Date

Hyden L.
Witness
Brian
Witness

HARTFORD FIRE INSURANCE COMPANY
Surety
By Norma Toups
Attorney-in-Fact (Seal)
NORMA TOUPS
Typed or Printed Name

5-4-23
Date

Witness

Witness

By _____
Attorney-in-Fact (Seal)

Typed or Printed Name

Surety

Date

A copy of the contract and subsequent correspondence/communication from LA DOTD or the contracting agency with respect to the contract bonds should be directed to:

(FOR SURETY 1)

(FOR SURETY 2)

ELLSWORTH CORPORATION

Bonding Agency or Company Name

Bonding Agency or Company Name

NORMA TOUPS

Local Agent or Representative

Local Agent or Representative

P.O. BOX 8210

Address

Address

METAIRIE, LA 70011

(504)455-4545

Phone Number

Phone Number

(504)888-6645

Fax Number

Fax Number

POWER OF ATTORNEY

Direct Inquiries/Claims to:

THE HARTFORD

BOND, T-11

One Hartford Plaza

Hartford, Connecticut 06155

Bond.Claims@thehartford.com

call: 888-266-3488 or fax: 860-757-5835

KNOW ALL PERSONS BY THESE PRESENTS THAT:

Agency Name: ELLSWORTH CORPORATION

Agency Code: 43-480815

- | | |
|-------------------------------------|--|
| ☒ | Hartford Fire Insurance Company, a corporation duly organized under the laws of the State of Connecticut |
| ☒ | Hartford Casualty Insurance Company, a corporation duly organized under the laws of the State of Indiana |
| ☒ | Hartford Accident and Indemnity Company, a corporation duly organized under the laws of the State of Connecticut |
| ☐ | Hartford Underwriters Insurance Company, a corporation duly organized under the laws of the State of Connecticut |
| ☐ | Twin City Fire Insurance Company, a corporation duly organized under the laws of the State of Indiana |
| ☐ | Hartford Insurance Company of Illinois, a corporation duly organized under the laws of the State of Illinois |
| ☐ | Hartford Insurance Company of the Midwest, a corporation duly organized under the laws of the State of Indiana |
| ☐ | Hartford Insurance Company of the Southeast, a corporation duly organized under the laws of the State of Florida |

having their home office in Hartford, Connecticut, (hereinafter collectively referred to as the "Companies") do hereby make, constitute and appoint, **up to the amount of Unlimited :**

Charles F. Cowand, Anthony Currera, Alexander J. Ellsworth, Ralph J. LeBlanc,
Kathryn Moore, Norma Touns of METAIRIE, Louisiana

their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign its name as surety(ies) only as delineated above by ☒, and to execute, seal and acknowledge any and all bonds, undertakings, contracts and other written instruments in the nature thereof, on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

In Witness Whereof, and as authorized by a Resolution of the Board of Directors of the Companies on May 23, 2016 the Companies have caused these presents to be signed by its Assistant Vice President and its corporate seals to be hereto affixed, duly attested by its Assistant Secretary. Further, pursuant to Resolution of the Board of Directors of the Companies, the Companies hereby unambiguously affirm that they are and will be bound by any mechanically applied signatures applied to this Power of Attorney.



Shelby Wiggins

Shelby Wiggins, Assistant Secretary

Joelle L. LaPierre

Joelle L. LaPierre, Assistant Vice President

STATE OF FLORIDA

COUNTY OF SEMINOLE

ss. Lake Mary

On this 20th day of May, 2021, before me personally came Joelle LaPierre, to me known, who being by me duly sworn, did depose and say: that (s)he resides in Seminole County, State of Florida; that (s)he is the Assistant Vice President of the Companies, the corporations described in and which executed the above instrument; that (s)he knows the seals of the said corporations; that the seals affixed to the said instrument are such corporate seals; that they were so affixed by authority of the Boards of Directors of said corporations and that (s)he signed his/her name thereto by like authority.



Jessica Ciccone

Jessica Ciccone
My Commission HH 122280
Expires June 20, 2025

I, the undersigned, Assistant Vice President of the Companies, DO HEREBY CERTIFY that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is still in full force effective as of _____

Signed and sealed in Lake Mary, Florida.



Keith D. Dozois

Keith D. Dozois, Assistant Vice President