FORM FOR GENERAL BID

To the Awarding Authority:

A. The Undersigned proposes to furnish all labor and materials required for Burlington Fire Station #2 for the Town of Burlington in Burlington, MA in accordance with the accompanying plans and specifications prepared by Context Architecture for the contract price specified below, subject to additions and deductions according to the terms of the specifications.

B. This bid includes addenda numbered 1,2,3,4,5,6,7

C. The proposed contract price is seven million three hundred fifty-five thousand four hundred thirty-four dollar $7,355,434.00

For Alternate No. 1 (Add 0 for No Change)   Add $68,678.00     Subtract $0.00
For Alternate No. 2 (Add 0 for No Change)   Add $156,071.00     Subtract $0.00
For Alternate No. 3 (Add 0 for No Change)   Add $42,174.00     Subtract $0.00
For Alternate No. 4 (Add 0 for No Change)   Add $16,912.00     Subtract $0.00

D. The subdivision of the proposed contract price is as follows:

Item 1. The work of the general contractor, being all work other than that covered by Item 2.
$4,064,133.00

Item 2. Sub-bids as follows:

Phone: Jan 19 2018 12:49 PM
<table>
<thead>
<tr>
<th>Sub-Trade</th>
<th>Name of Filed Sub-bidder</th>
<th>Sub-bid Amount</th>
<th>Bond Required</th>
</tr>
</thead>
<tbody>
<tr>
<td>04 20 00</td>
<td>Fernandes Masonry, Inc.</td>
<td>660,000.00</td>
<td>No</td>
</tr>
<tr>
<td>05 50 00</td>
<td>United Steel Inc.</td>
<td>258,000.00</td>
<td>No</td>
</tr>
<tr>
<td>07 00 01</td>
<td>Debrino Caulking Associates, Inc.</td>
<td>54,920.00</td>
<td>No</td>
</tr>
<tr>
<td>07 00 02</td>
<td>John F Shea Company</td>
<td>229,000.00</td>
<td>No</td>
</tr>
<tr>
<td>08 44 13</td>
<td>Aluminum &amp; Glass Concepts, Inc.</td>
<td>75,825.00</td>
<td>No</td>
</tr>
<tr>
<td>08 80 00</td>
<td>Kapiloff's Glass</td>
<td>45,625.00</td>
<td>No</td>
</tr>
<tr>
<td>09 00 03</td>
<td>Capital Carpet &amp; Flooring Specialists, Inc.</td>
<td>56,484.00</td>
<td>No</td>
</tr>
<tr>
<td>09 00 06</td>
<td>Capital Carpet &amp; Flooring Specialists, Inc.</td>
<td>37,420.00</td>
<td>No</td>
</tr>
<tr>
<td>09 00 09</td>
<td>King Painting Inc</td>
<td>78,900.00</td>
<td>No</td>
</tr>
<tr>
<td>09 51 00</td>
<td>Central Ceilings</td>
<td>25,900.00</td>
<td>No</td>
</tr>
<tr>
<td>14 22 00</td>
<td>Delta Beckwith</td>
<td>0.00</td>
<td>No</td>
</tr>
<tr>
<td>21 00 00</td>
<td>Hampshire Fire Protection Co., LLC.</td>
<td>77,777.00</td>
<td>No</td>
</tr>
<tr>
<td>22 00 00</td>
<td>Robert W. Irvine &amp; Sons Inc.</td>
<td>302,000.00</td>
<td>No</td>
</tr>
<tr>
<td>23 00 00</td>
<td>Davison Company Inc.</td>
<td>669,450.00</td>
<td>No</td>
</tr>
<tr>
<td>26 00 00</td>
<td>Wayne J. Griffin Electric, Inc.</td>
<td>720,000.00</td>
<td>No</td>
</tr>
</tbody>
</table>

Total of Item 2. ..............................................$3,291,301.00
FORM FOR GENERAL BID

The undersigned agrees that each of the above named sub-bidders will be used for the work indicated at the amount stated, unless a substitution is made. The undersigned further agrees to pay the premiums for the performance and payment bonds furnished by sub-bidders as requested herein and that all of the cost of all such premiums is included in the amount set forth in Item I of this bid.

The undersigned agrees that if selected as general contractor, he will promptly confer with the awarding authority on the question of sub-bidders; and that the awarding authority may substitute for any sub-bid listed above a sub-bid filed with the awarding authority by another sub-bider for the sub-trade against whose standing and ability the undersigned makes no objection; and that the undersigned will use all such finally selected sub-bidders at the amounts named in their respective sub-bids and be in every way as responsible for them and their work as if they had been originally named in this general bid, the total contract price being adjusted to conform thereto.

The undersigned agrees that, if he is selected as general contractor, he will within five days, Saturdays, Sundays, and legal holidays excluded, after presentation thereof by the awarding authority, execute a contract in accordance with the terms of this bid and furnish a performance bond and also a labor and materials or payment bond, each of a surety company qualified to do business under the laws of the Commonwealth and satisfactory to the awarding authority and each in the sum of the contract price, the premiums for which are to be paid by the general contractor and are included in the contract price; provided, however, that if there is more than 1 surety company, the surety companies shall be jointly and severally liable.

The undersigned hereby certifies that he is able to furnish labor that can work in harmony with all other elements of labor employed or to be employed on the work; that all employees to be employed at the worksite will have successfully completed a course in construction safety and health approved by the United States Occupational Safety and Health Administration that is at least 10 hours in duration at the time the employee begins work and who shall furnish documentation of successful completion of said course with the first certified payroll report for each employee; and that he will comply fully with all laws and regulations applicable to awards made subject to section 44A.

The undersigned further certifies under the penalties of perjury that this bid is in all respects bona fide, fair and made without collusion or fraud with any other person. As used in this subsection the word "person" shall mean natural person, joint venture, partnership, corporation or other business or legal entity. The undersigned further certifies under penalty of perjury that the said undersigned is not presently debarred from doing public construction work in the Commonwealth under the provisions of section twenty-nine F of chapter twenty-nine, or any other applicable debarment provisions of any other chapter of the General Laws or any rule or regulation promulgated there under.

01-19-18
DATE

Tocci Building Corporation
NAME OF BIDDER

BY:

SIGNATURE

John L. Tocci, Sr.
NAME AND TITLE OF PERSON SIGNING BID

660 Main Street, Woburn, MA 01801
BUSINESS ADDRESS

jtocci@tocci.com / 781-935-5500
EMAIL & PHONE NUMBER
BURLINGTON FIRE STATION NO. 2  
Burlington, Massachusetts 01803  
Project No. 1611.00

Section 00 43 13

BID BOND FORM

KNOW ALL MEN BY THESE PRESENTS, THAT WE, THE UNDERSIGNED,
Toci Building Corporation
as Principal, and Arch Insurance Company
as Surety, are hereby held and firmly bound unto the Town of Burlington, Massachusetts, as Owner, in the penal sum of Five Percent of Amount Bid (5%) for the payment for which, well and truly to be made, we hereby jointly and severally bind ourselves, our heirs, executors, administrators, successors and assigns.

Signed this day of December 4, 2017.

The Condition of the above obligation is such that whereas the Principal has submitted to the Awarding Authority, a certain Bid, hereby made a part hereof, to enter into a Contract in writing for the new Fire Station #2, Burlington, Massachusetts.

NOW, THEREFORE, the Condition of this Obligation is such that
If said Bid shall be rejected, or in the alternate,

If said Bid shall be accepted and the Principal shall execute and deliver a Contract in the Form of Contract required (properly completed in accordance with said Bid) and shall furnish a bond for his faithful performance of said Contract, and for the payment of all persons performing labor or furnishing materials in connection therewith, and shall in all respects perform the Agreement created by acceptance of said Bid,

Then this obligation to be void;

Otherwise the Principal and Surety will pay unto the Obligee the difference in money between the amount of the bid of the said Principal and the amount for which the Obligee legally contracts with another party to perform the work if the latter amount be in excess of the former, but in no event shall liability hereunder exceed the penal sum hereof.

The Surety, for value received, hereby stipulates and agrees that the obligations of said Surety and its bond shall be in no way impaired or affected by any extension of the time within which the Owner may accept such Bid, and said Surety does hereby waive notice of any such extension.

IN WITNESS WHEREOF, the Principal and the Surety have hereunto set their hands and seals, and such of them as are corporations have caused their corporate seals to be hereto affixed and these presents to be signed by their proper officers, the day and year first set forth above.

Toci Building Corporation
Principal By
Arch Insurance Company
Surety Seal By

END OF SECTION

Laurie Rothwell, Attorney-in-Fact
THIS POWER OF ATTORNEY IS NOT VALID UNLESS IT IS PRINTED ON BLUE BACKGROUND.

This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company, except in the manner and to the extent herein stated. Not valid for Mortgage, Note, Loan, Letter of Credit, Bank Deposit, Currency Rate, Interest Rate or Residential Value Guarantees.

POWER OF ATTORNEY

Know All Persons By These Presents:

That the Arch Insurance Company, a corporation organized and existing under the laws of the State of Missouri, having its principal administrative office in Jersey City, New Jersey (hereinafter referred to as the “Company”) does hereby appoint:

Donald H. McCaner, Eric J. Canterbury, Jean M. Feeney, John DeChiaro, John J. Gambino, Kathleen M. Flanagan, Laurie Richwell, Michael J. Cusack, Natalie Cones, Nicholas Labbe, Nicole Roy, Richard A. Leveroni, Sandra C. Lopes and Sylvanna Geha of Boston, MA (EACH)

its true and lawful Attorney(s) in Fact, to make, execute, seal and deliver from the date of issuance of this power for and on its behalf as surety, and as its act and deed:

Any and all bonds, undertakings, recognizances and other surety obligations, in the penal sum not exceeding Ninety Million Dollars ($90,000,000.00).

This authority does not permit the same obligation to be split into two or more bonds in order to bring each such bond within the dollar limit of authority as set forth herein.

The execution of such bonds, undertakings, recognizances and other surety obligations in pursuance of these presents shall be as binding upon the said Company as fully and amply to all intents and purposes, as if the same had been duly executed and acknowledged by its regularly elected officers at its principal administrative office in Jersey City, New Jersey.

This Power of Attorney is executed by authority of resolutions adopted by unanimous consent of the Board of Directors of the Company on September 15, 2011, true and accurate copies of which are hereinafter set forth and are hereby certified to by the undersigned Secretary as being in full force and effect.

“VOTED, That the Chairman of the Board, the President, or the Executive Vice President, or any Senior Vice President, of the Surety Business Division, or their appointees designated in writing and filed with the Secretary, or the Secretary shall have the power and authority to appoint agents and attorneys-in-fact, and to authorize them subject to the limitations set forth in their respective powers of attorney, to execute on behalf of the Company, and attach the seal of the Company thereto, bonds, undertakings, recognizances and other surety obligations obligatory in the nature thereof, and any such officers of the Company may appoint agents for acceptance of process.”

This Power of Attorney is signed, sealed and certified by facsimile under and by authority of the following resolution adopted by the unanimous consent of the Board of Directors of the Company on September 15, 2011:

VOTED, That the signature of the Chairman of the Board, the President, or the Executive Vice President, or any Senior Vice President, of the Surety Business Division, or their appointees designated in writing and filed with the Secretary, and the signature of the Secretary, the seal of the Company, and certifications by the Secretary, may be affixed by facsimile on any power of attorney or bond executed pursuant to the resolution adopted by the Board of Directors on September 15, 2011, and any such power so executed, sealed and certified with respect to any bond or undertaking to which it is attached, shall continue to be valid and binding upon the Company.
In Testimony Whereof, the Company has caused this instrument to be signed and its corporate seal to be affixed by their authorized officers, this 21st day of September, 2017.

Attested and Certified

Patrick K. Nails, Secretary

Arch Insurance Company

David M. Finkelstein, Executive Vice President

STATE OF PENNSYLVANIA SS

COUNTY OF PHILADELPHIA SS

I, Michele Tripodi, a Notary Public, do hereby certify that Patrick K. Nails and David M. Finkelstein personally known to me to be the same persons whose names are respectively as Secretary and Executive Vice President of the Arch Insurance Company, a Corporation organized and existing under the laws of the State of Missouri, subscribed to the foregoing instrument, appeared before me this day in person and severally acknowledged that they being thereunto duly authorized signed, sealed with the corporate seal and delivered the said instrument as the free and voluntary act of said corporation and as their own free and voluntary acts for the uses and purposes therein set forth.

Michele Tripodi, Notary Public
My commission expires 07/31/2021

CERTIFICATION

I, Patrick K. Nails, Secretary of the Arch Insurance Company, do hereby certify that the attached Power of Attorney dated September 21, 2017 on behalf of the person(s) as listed above is a true and correct copy and that the same has been in full force and effect since the date thereof and is in full force and effect on the date of this certificate, and I do further certify that the said David M. Finkelstein, who executed the Power of Attorney as Executive Vice President, was on the date of execution of the attached Power of Attorney the duly elected Executive Vice President of the Arch Insurance Company.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seal of the Arch Insurance Company on this 4th day of December, 2017.

Patrick K. Nails, Secretary

This Power of Attorney limits the acts of those named therein to the bonds and undertakings specifically named therein and they have no authority to bind the Company except in the manner and to the extent herein stated.

PLEASE SEND ALL CLAIM INQUIRIES RELATING TO THIS BOND TO THE FOLLOWING ADDRESS:

Arch Insurance – Surety Division
3 Parkway, Suite 1500
Philadelphia, PA 19102

00ML0013 00 03 03
Bid Bond Affidavit

This document is an affidavit form that is drafted to serve as a statement wherein the person (Bidder) who signs it swears under penalty of perjury that the facts and information that are identified in this affidavit are true. This affidavit is in lieu of an insurance Bid Bond certificate.

Bidders submitting the Bid Bond Affidavit form and the 5% Bid Deposit in the form of cash, certified check, treasurer’s or cashier’s check issued by a responsible bank or trust company shall ensure that these documents are received by the Awarding Authority prior to the closing of the electronic bid.

Both the completed Bid Bond Affidavit form and the Bid Deposit shall be enclosed in a sealed envelope with the following information plainly marked on the outside:

DO NOT OPEN BEFORE: [indicate DATE and TIME of bid opening]

Project Name: Burlington Fire Station No.2
Project Number: 1611.00
Bidder’s Name: Tocci Building Corporation
Business Address: 660 Main Street, Woburn, MA 01801
Phone Number: 781-935-5500

It is the Bidder’s responsibility to ensure that the completed Bid Bond Affidavit form and Bid Deposit are submitted as stated above and received by the Awarding Authority prior to the closing of electronic bids. The completed Bid Bond Affidavit form must also be uploaded via the project E-bid “Bid Bond” link at www.Projectdog.com.

The Bidder understands and consents that any failure to do so whether his own or other fault may result in the rejection of said bid. The Bidder is solely responsible for the accuracy and value of the Bid Deposit. In the event that the Bid Deposit is less than the required amount as outlined in the project specifications the bid may be rejected.

Bid Deposit Amount (in figures): 5% (see attached Bid Bond)

☐ CASH
   or
☐ Certified, Treasurer’s, or Cashier’s Check

Date: 1-19-18

Bidder’s Name: Tocci Building Corporation
Business Address: 660 Main Street, Woburn, MA 01801

Signature:
CERTIFICATE OF VOTE

At a duly authorized meeting the Board of Directors of the Tocci Building Corp. held on 1-17-18, it was

VOTED, THAT

John L. Tocci, Sr.            CEO
(Name)                       (Officer)

of Tocci Building Corp. be and hereby is authorized to execute contracts and bonds in the name and on behalf of said Tocci Building Corp., and affix its corporate seal hereto; and such execution of any contract or obligation in the name of Tocci Building Corp. on its behalf by such officer under seal of Tocci Building Corp., shall be valid and binding upon Tocci Building Corp.

I hereby certify that I am the clerk of the above named Tocci Building Corp. and that John L. Tocci, Sr. is the duly elected officer as above of said Tocci Building Corp., and that the above vote has not been amended or rescinded and remains in full force and effect as the date of this contract.

1-17-18
(Date)

John L. Tocci, Sr.
CERTIFICATIONS

CERTIFICATE OF NON-COLLUSION

The undersigned certifies under penalties of perjury that this bid or proposal has been made and submitted in good faith and without collusion or fraud with any other person. As used in this certification, the word "person" shall mean natural person, business, partnership, corporation, committee, union, club or other organization, entity, or group of individuals.

Signature __________________________  Date 1-19-18

John L. Tocci, Sr., CEO  Tocci Building Corp.
Print Name & Title  Company Name

CERTIFICATE OF TAX COMPLIANCE

Pursuant to Chapter 62C of the Massachusetts General Laws, Section 49A (b), I
John L. Tocci, Sr. , authorized signatory for Tocci Building Corp.
Name of individual  Name of contractor
do hereby certify under the pains and penalties of perjury that said contractor has complied with all laws of the Commonwealth of Massachusetts, and the Town of Burlington, relating to taxes, permit or other fees, reporting of employees and contractors, and withholding and remitting child support.

Signature __________________________  Date 1-19-18
CERTIFICATION

LABOR, HARMONY AND OSHA TRAINING REQUIREMENTS

The undersigned certifies under penalties of perjury that he is able to furnish labor that can work in harmony with all other elements of labor employed or to be employed at the work and that all employees to be employed at the worksite and in the work will have completed an OSHA-approved construction safety and health course lasting at least ten (10) hours.

Signature ___________________________ Date __1-19-18________

John L. Tocci, Sr., CEO
Print Name & Title

Tocci Building Corporation
Company Name
Prime/General
Certificate of Contractor Eligibility

CONTRACTOR IDENTIFICATION NUMBER: 1030

This Certificate Shall be Used for Submitting Prime/General Bids Only

1. CERTIFICATION PERIOD
   This Certificate is valid from 08/22/2017 to 08/21/2018*

2. CONTRACTOR'S NAME:
   Tocci Building Corporation

3. CONTRACTOR'S ADDRESS:
   660 Main Street, Woburn, MA 01801

4. WORK CATEGORIES:
   This Contractor is certified to file bids under Massachusetts General Laws Chapter 149, Chapter 149A and Chapter 25A in the following checked Categories of Work:
   □ Alarm Systems
   □ Asbestos Removal
   □ Deleading
   □ Demolition
   □ Doors and Windows
   □ Electrical
   □ Electronic Security Systems
   □ Elevators
   □ Energy Management System
   □ Exterior Siding
   □ Fire Protection Sprinkler Systems
   □ Floor Covering
   □ General Building Construction
   □ HVAC
   □ Historical Building Restoration
   □ Historical Masonry
   □ Historical Painting
   □ Historical Roofing
   □ Masonry
   □ Mechanical Systems
   □ Modular Construction/Prefab
   □ Painting
   □ Plumbing
   □ Pumping Stations
   □ Roofing
   □ Sewage and Water Treatment Plants
   □ Telecommunications Systems
   □ Waterproofing
   □ Special (for DCAMM pre-approved projects only)

5. EVALUATIONS:
   Number of Projects Evaluated: 8
   Average Project Evaluation Rating: 91
   Number of Projects Below Passing: 1

6. PROJECT LIMITS:
   Single Project Limit (SPL): $48,949,000
   Aggregate Work Limit (AWL): $180,591,000
   General Building Construction Limit: $48,949,000

7. SUPPLIER DIVERSITY OFFICE CERTIFICATION: No

Taisha Crayton, Deputy Director, Contractor Certification, for Carol W Gladstone, Commissioner

08/22/2017

Approval Date

*NOTE TO CONTRACTORS: Complete Applications for Renewal of Contractor Eligibility are due no later than three months PRIOR to the Expiration Date of the Certification Period shown above. Failure to submit Complete Application timely may result in a gap in Certification or a lapse in Certification altogether for your Company.
UPDATE STATEMENTS ARE NOT PUBLIC RECORDS AND ARE NOT OPEN TO PUBLIC INSPECTION (M.G.L. C.149, §44D)

Update Statement

TO ALL BIDDERS AND AWARDING AUTHORITIES

A Completed and Signed Contractor Update Statement Must Be Submitted with Every Bid for a Contract Pursuant To M.G.L. c.149, AND M.G.L. c. 149A. Any Bid Submitted Without An Update Statement Is Invalid And Must Be Rejected.

AWARDING AUTHORITIES

If the Awarding Authority determines that the bidder does not demonstrably possess the skill, ability and integrity necessary to perform the work on the project, it must reject the bid.

BIDDER'S AFFIDAVIT

I swear under the pains and penalties of perjury that I am duly authorized by the bidder named below to sign and submit this Contractor Update Statement on behalf of the bidder named below, that I have read this Contractor Update Statement, and that all of the information provided by the bidder in this Contractor Update Statement is true, accurate, and complete as of the bid date.

1/19/2018

Bid Date
Burlington Fire Station No. 2
Project Number (or name if no number)
Town of Burlington

Awarding Authority

SIGNATURE

Tocci Building Corporation
Print Name of Company
660 Main Street, Woburn, MA 01801
Bidder's Address
781-935-5500
Bidder Telephone Number

Bidder's Authorized Representative

Page 1 of 10
Division of Capital Asset Management and Maintenance
Updated November 20, 2017
Contractor Certification