

FRASCO CAPONIGRO
WINEMAN SCHEIBLE HAUSER LUTTMANN

ATTORNEYS AND COUNSELLORS

J. CHRISTIAN HAUSER

April 12, 2022

Board of Water Commissioners
City of Detroit Water and Sewage Department
735 Randolph Street
Detroit, MI 48226

Re: *Inner City Contracting, LLC*
Bid Protest – RFB - #493484
Project WS-723

Dear Commissioners:

Please be advised this office serves as legal counsel for Inner City Contracting, LLC (“ICC”). I kindly request all future communication concerning this matter be directed to my attention at the contact information below.

This letter serves as ICC’s formal Notice of Protest as it pertains to the above-referenced matter. The basis for the protest is as follows:

On March 14, 2022, ICC submitted its bid for Project WS-723. On April 8, 2022, ICC was notified that its bid was deemed non-responsive due to ICC’s failure to submit all required information as stated in the RFB. Specifically, it was alleged that ICC did not include the names of the Project Manager, Quality Control Manager and Safety Manager personnel, along with documentation regarding ICC’s prior work experience and projects completed.

Contrary to the assertions above, this information was provided and included in ICC’s bid documents. For your convenience, copies are attached hereto. A cursory review will confirm the information that forms the basis for the rejection was in fact provided, and as a result, the rejection of ICC’s bid was erroneous.

ICC requests that its bid be recognized as responsive and that it further be determined to be the lowest bidder. While we would prefer to resolve this issue informally, ICC will not permit its bid to be rejected for reasons that are not consistent with the facts.

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This letter does not constitute a complete or exhaustive statement of our client's contentions. Nothing stated herein is intended as, nor should be deemed to constitute, a waiver or relinquishment of any of our client's rights or remedies, whether legal or equitable, all of which are hereby expressly reserved.

Very truly yours,

FRASCO CAPONIGRO WINEMAN
SCHEIBLE HAUSER & LUTTMANN, PLLC

A handwritten signature in black ink, appearing to read "J. Christian Hauser", written in a cursive style.

J. Christian Hauser

JCH/lp
Enclosures
cc: Client



Example Projects 2010 to Current

Detroit Blight Authority Demolition of 12 Houses and Three Commercial Structures. Detroit, Michigan. Completed August, 2013.

New Community Place, for Pirhl Construction. Installation of Water Services and Sewer Main. Cleveland, Ohio. Completed September, 2015.

Cornerstone Estates, for Slavik Construction. 71, 350 square feet of Site and Utility Installation. Detroit, Michigan. Completed June, 2010.

City of Dearborn Heights Blight Removal. Three residential structures abated of asbestos and demolished at the direction of the Community Redevelopment Department.

Detroit Land Bank Authority Blight Removal, Contract Packs 7.9.19B, 7.9.19F, 11.1.19A, and 11.5.19A (Work underway. Performing Asbestos Abatement, Hazardous Materials Removal, and Demolition of more than 90 residential structures.

City of Detroit Office of Contracting and Procurement, 2014 to 2017-Disconnection of Existing Water Services and Replacement of Lead Water Services (Subcontractor to Homrich, Inc.

Century Homes, Installation of New Lead Free Water Services, 2020 to Current.

Water Disconnects & Replacement, Oakland County Purchasing 2017 to Current

References

Detailed Below is a List of Companies that we have completed Similar Services for.

1. Michelle Chittick, Detroit Land Bank Authority 313-974-6869
2. Arnita Clark, City of Detroit Office of Contracting and Procure. 313-224-1873
3. Bernie Gray, Pirhl Construction 216-378-9690
4. Terry Potter, Homrich Inc. 734-732-8489
5. John Johnson, Century Homes 734-368-4492
6. Mike Kasanic, Oakland County 248-858-0330

Inner City Contracting, LLC.
18701 Grand River Avenue
Detroit, Michigan 48223

Proposal

Documents

Bid Documents List - Bid Documents

| File | Size | Uploaded Date |
|---|--------|-------------------------|
| WS-723 Bid Schedule FINAL 2-14-22 ICC.xlsx [xlsx] | 195 Kb | 03/14/2022 01:03 PM EDT |
| ICC SIGNED DEBARMENT FORM.pdf [pdf] | 303 Kb | 03/14/2022 01:03 PM EDT |
| QUALIFICATIONS _ COMPLIANCE DOCS.pdf [pdf] | 3 Mb | 03/14/2022 01:03 PM EDT |
| 6. Detroit Business Certification Program - 04.14.2022.pdf [pdf] | 809 Kb | 03/14/2022 01:05 PM EDT |
| EA1154-0 ICC INSURANCE.pdf [pdf] | 158 Kb | 03/14/2022 01:05 PM EDT |
| EPA FORM.pdf [pdf] | 101 Kb | 03/14/2022 01:05 PM EDT |
| 382583173L-Certificate_of_GS-Domestic_LL-PLLC.pdf [pdf] | 871 Kb | 03/14/2022 01:05 PM EDT |
| CRIO QUESTIONNAIRE.pdf [pdf] | 131 Kb | 03/14/2022 01:05 PM EDT |
| ACORD Form 20210915-150905 09152021.pdf [pdf] | 20 Kb | 03/14/2022 01:05 PM EDT |
| Copy of Plumber_s License.pdf [pdf] | 30 Kb | 03/14/2022 01:05 PM EDT |
| ICC Proposal.pdf [pdf] | 518 Kb | 03/14/2022 01:05 PM EDT |
| ICC COMPLETED MINIMUM REQUIREMENTS CHECKLIST.pdf [pdf] | 821 Kb | 03/14/2022 01:05 PM EDT |
| ICC Example Projects Completed and References.pdf [pdf] | 110 Kb | 03/14/2022 01:05 PM EDT |
| ICC MEETING MEMBER MINUTES.pdf [pdf] | 60 Kb | 03/14/2022 01:05 PM EDT |
| 11. Consolidated Affidavits with attached Application Compliant with Hiring Policy 12.27.21.pdf [pdf] | 3 Mb | 03/14/2022 01:05 PM EDT |
| 12-Demolition Contractor_s Equipment_List 4.30.21.pdf [pdf] | 126 Kb | 03/14/2022 01:05 PM EDT |
| 2022 ICC W-9.pdf [pdf] | 116 Kb | 03/14/2022 01:05 PM EDT |
| ICC Safety Plan, Silica Exposure Control _ COVID 19 Practices.pdf [pdf] | 4 Mb | 03/14/2022 01:05 PM EDT |
| INNER CITY BUILDERS LICENSE FOR 2020.pdf [pdf] | 71 Kb | 03/14/2022 01:05 PM EDT |
| QUESTIONNAIRE _ AFFIDAVIT.pdf [pdf] | 4 Mb | 03/14/2022 01:05 PM EDT |
| ICC SIGNED BID BOND.pdf [pdf] | 969 Kb | 03/14/2022 01:18 PM EDT |
| ICC SIGNED BID FORM.pdf [pdf] | 1 Mb | 03/14/2022 01:18 PM EDT |

Pricing

Total Bid Price

Included in your bid documents.

Submission

Exceptions

This bid was submitted without exceptions.

Confirmation

Your bid for project "493484 / WS-723 - Full Lead Service Line Replacement at Various Locations Throughout Detroit -" has officially been submitted.

Bid Submission Date: 03/14/2022 01:19 PM EDT

Confirmation Number: 0000125643

Take note that you can withdraw and modify your bid up until the solicitation's closing date set for 03/14/2022 02:00 PM EDT.

QUALIFICATIONS STATEMENT

This Section C-451-Qualifications Statement will be used to evaluate the responsibility of the Bidder. Qualifications Statement shall be fully completed by the Bidder. Failure to provide the information requested in its entirety may classify the Bidder as non-responsive and be subject to disqualification. There shall be no entries left without a response. If the request does not apply, enter "Not Applicable". Supporting information requested below shall be attached in accordance with Section C-111, Advertisement for Bids.

ARTICLE 1 - GENERAL INFORMATION

1.01 Provide contact information for the Business:

| | | | |
|---------------------------------------|---|----------------|---------------------------------|
| Legal Name of Business: | INNER CITY CONTRACTING LLC. | | |
| EIN Number: | 27-1554535 | | |
| Corporate Office | 18715 GRAND RIVER AVENUE, DETROIT, MI 48223 | | |
| Name: | Curtis Johnson | Phone number: | 313-402-9178 |
| Title: | President & Managing Member | Email address: | curtis@innercitycontracting.com |
| Business address of corporate office: | Same | | |
| Local Office | Same | | |
| Name: | | Phone number: | |
| Title: | | Email address: | |
| Business address of local office: | | | |

1.02 Provide information on the Business's organizational structure:

| | | | |
|---|---|-------------------------------------|---|
| Form of Business: | <input type="checkbox"/> Sole Proprietorship <input type="checkbox"/> Partnership <input checked="" type="checkbox"/> Corporation | | |
| <input checked="" type="checkbox"/> Limited Liability Company <input type="checkbox"/> Joint Venture comprised of the following companies: | | | |
| 1. | | | |
| 2. | | | |
| 3. | | | |
| Provide a separate Qualification Statement for each Joint Venturer. | | | |
| Date Business was formed: | Janury 2009 | State in which Business was formed: | Michigan |
| Is this Business currently certified by the Department of Licensing and Regulatory Affairs (LARA) and authorized to operate in the State of Michigan? | | | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |

1.03 Identify all businesses that own Business in whole or in part (25% or greater), or that are wholly or partly (25% or greater) owned by Business:

| | | | |
|-------------------|-----|--------------|--|
| Name of business: | N/A | Affiliation: | |
| Address: | | | |
| Name of business: | | Affiliation: | |
| Address: | | | |
| Name of business: | | Affiliation: | |
| Address: | | | |

1.04 Provide information regarding the Business's officers, partners, and limits of authority.

| | | | |
|-------------------------------|---|---------------------|-----------------|
| Name: | Curtis Johnson | Title: | Managing Member |
| Authorized to sign contracts: | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No | Limit of Authority: | \$ Unlimited |
| Name: | Laura DuRocher | Title: | Member |
| Authorized to sign contracts: | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No | Limit of Authority: | \$ Unlimited |
| Name: | | Title: | |
| Authorized to sign contracts: | <input type="checkbox"/> Yes <input type="checkbox"/> No | Limit of Authority: | \$ |
| Name: | | Title: | |

ARTICLE 2 - SAFETY

2.01 Provide Worker's Compensation Insurance Experience Modification Rate (EMR) for the last 3 years. Also provide the EMR history for the last 3 years of any proposed Subcontractor(s) that will provide Work valued at 10% or more of the Contract Price. Provide documentation of the EMR history for Business and Subcontractor(s) as a required attachment to this qualification statement.

| Year | 2018 | 2019 | 2020 |
|---------|------|------|------|
| Company | EMR | EMR | EMR |
| | 0.71 | 0.71 | 0.71 |
| | | | |

ARTICLE 3 - SURETY INFORMATION

3.01 Provide information regarding the surety company that will issue required bonds on behalf of the Business, including but not limited to performance and payment bonds.

| | | | |
|--|---|--|----------|
| Surety Name: | JRyan Bonding/Granite Bonding | | |
| Surety is a corporation organized and existing under the laws of the state of: | | | Michigan |
| Is surety authorized to provide surety bonds in the City of Detroit? | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No | | |

| | | | |
|---|--------------------------|-----------------|--------------|
| Is surety listed in "Companies Holding Certificates of Authority as Acceptable Sureties on Federal Bonds and as Acceptable Reinsuring Companies" published in Department Circular 570 (as amended) by the Bureau of the Fiscal Service, U.S. Department of the Treasury? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No | | | |
| Mailing Address (principal place of business): | 14001 Quailbrook Drive | | |
| | Okalahoma City, OK 73134 | | |
| | | | |
| Physical Address (principal place of business): | Same | | |
| | | | |
| | | | |
| Phone (main): | 800-535-0006 | Phone (claims): | 800-535-0006 |

ARTICLE 4 - INSURANCE

4.01 Provide information regarding Business's insurance company(s), including but not limited to its Commercial General Liability carrier. Provide information for each provider.

| | | | |
|--|--|---|--|
| Name of insurance provider, and type of policy (CLE, auto, etc.): | | | |
| Insurance Provider | | Type of Policy (Coverage Provided) | |
| See Attached City of Detroit Insurance Coverages | | | |
| | | | |
| | | | |
| Are providers licensed or authorized to issue policies in the City of Detroit? | | | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| Does provider have an A.M. Best Rating of A-VII or better? | | | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| Mailing Address (principal place of business): | | | |
| | | | |
| | | | |
| Physical Address (principal place of business): | | | |
| | | | |
| | | | |
| Phone (main): | | Phone (claims): | |

ARTICLE 5 - CONSTRUCTION EXPERIENCE

5.01 Provide information regarding the Business's previous contracting experience.

| | | | |
|---|----|----------------------|--|
| Years of experience with projects like the proposed project: 12 | | | |
| As a general contractor: | 12 | As a joint venturer: | |
| Has Business, or a predecessor in interest, or an affiliate identified in Paragraph 1.03: | | | |

SEE ATTACHED BACKGROUND LETTER

| |
|--|
| <p>Been disqualified as a bidder by any local, state, or federal agency within the last 5 years? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> |
| <p>Been barred from contracting by any local, state, or federal agency within the last 5 years? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> |
| <p>Defaulted on a project or failed to complete any contract awarded to it within the last 5 years? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> |
| <p>Refused to construct or refused to provide materials defined in the contract documents or in a change order within the last 5 years? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> |
| <p>Been a party to any currently pending litigation or arbitration within the last 5 years? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> |
| <p>Provide full details in a separate attachment if the response to any of these questions is Yes.</p> |

- 5.02 List a minimum of three and a maximum of six projects completed in the last 5 years in Schedule A and provide indicated information to demonstrate the Business's experience with projects similar in type and cost of construction. SEE ATTACHED LIST OF PROJECTS
- 5.03 In Schedule B, provide information on key individuals whom Business intends to assign to the Project. Key individuals include the Project Manager, Project Superintendent, Quality Manager, and Safety Manager.
- A. Key personnel proposed for the Project shall not be removed or replaced without obtaining the Owner's written consent at least thirty (30) days in advance. If any named key personnel shall be replaced for any reason, an acceptable replacement who is not less qualified shall be promptly assigned. Owner shall have the right to interview and consent to any replacement of key personnel.

ARTICLE 6 - REQUIRED ATTACHMENTS

- 6.01 Provide the following information with the Statement of Qualifications:
- A. If Business is a Joint Venture or Mentor Venture, separate Qualifications Statements for each Joint Venturer, as required in Section C-451 Article 1 Paragraph 1.02.
- B. Certification of Business's safety performance as required by Section C-451 Article 2 Paragraph 2.01.
- C. Attachments providing additional information as required by Section C-451 Article 5 Paragraph 5.01.
- D. Schedule A (Previous Experience with Similar Projects) as required by Section C-451 Article 5 Paragraph 5.02.
- E. Schedule B (Key Individuals) as required by Section C-451 Article 5 Paragraph 5.03.
- SEE ATTACHED

QUALIFICATIONS STATEMENT CERTIFICATION

The Bidder hereby attests to the information provided in this Qualifications Statement as true to the best of their knowledge.

Business: INNER CITY CONTRACTING LLC.
(typed or printed name of organization)

By: X

(individual's signature)

Name: Curtis Johnson
(typed or printed)

Title: President & Managing Member
(typed or printed)

Date: 1/24/2022
(date signed)

(If Business is a corporation, a partnership, or a joint venture, attach evidence of authority to sign.)

Attest: x
(individual's signature)

Name: _____
(typed or printed)

Title: _____
(typed or printed)

Address for giving notices:
18715 Grand River Avenue
Detroit, MI 28223

Designated Representative:

Name: Curtis Johnson
(typed or printed)

Title: President & Managing Member
(typed or printed)

Address: 18715 Grand River Avenue
Detroit, MI 28223

Phone: 313-402-9178

Email: curtis@innercitycontracting.com

Type text here

Schedule A—Previous Experience with Similar Projects SEE ATTACHED PROJECT LIST

| | | | |
|---|------------------------|------------------------|-------------------------|
| Name of Bidder | | Project Name | |
| Project Owner | | Project Name | |
| General Description of Project | | Date Project Completed | |
| Project Cost | Project Superintendent | Safety Manager | Quality Control Manager |
| Key Project Personnel | Project Manager | Safety Manager | Quality Control Manager |
| Name | | | |
| Reference Contact Information (listing names indicates approval to contacting the names individuals as a reference) | | | |
| Owner | Name | Title/Position | Organization |
| Designer | | | Telephone |
| Construction Manager | | | Email |
| | | | |
| Project Owner | | Project Name | |
| General Description of Project | | Date Project Completed | |
| Project Cost | Project Superintendent | Safety Manager | Quality Control Manager |
| Key Project Personnel | Project Manager | Safety Manager | Quality Control Manager |
| Name | | | |
| Reference Contact Information (listing names indicates approval to contacting the names individuals as a reference) | | | |
| Owner | Name | Title/Position | Organization |
| Designer | | | Telephone |
| Construction Manager | | | Email |
| | | | |
| Project Owner | | Project Name | |
| General Description of Project | | Date Project Completed | |
| Project Cost | Project Superintendent | Safety Manager | Quality Control Manager |
| Key Project Personnel | Project Manager | Safety Manager | Quality Control Manager |
| Name | | | |
| Reference Contact Information (listing names indicates approval to contacting the names individuals as a reference) | | | |
| Owner | Name | Title/Position | Organization |
| Designer | | | Telephone |
| Construction Manager | | | Email |
| | | | |
| Project Owner | | Project Name | |
| General Description of Project | | Date Project Completed | |
| Project Cost | Project Superintendent | Safety Manager | Quality Control Manager |
| Key Project Personnel | Project Manager | Safety Manager | Quality Control Manager |
| Name | | | |
| Reference Contact Information (listing names indicates approval to contacting the names individuals as a reference) | | | |
| Owner | Name | Title/Position | Organization |
| Designer | | | Telephone |
| Construction Manager | | | Email |

Schedule A—Previous Experience with Similar Projects SEE ATTACHED PROJECT LIST

| | | | |
|---|------------------------|------------------------|-------------------------|
| Name of Bidder | | Project Name | |
| Project Owner | | Project Name | |
| General Description of Project | | Date Project Completed | |
| Project Cost | Project Superintendent | Safety Manager | Quality Control Manager |
| Key Project Personnel | Project Manager | Safety Manager | Quality Control Manager |
| Name | Title/Position | Organization | Telephone |
| Reference Contact Information (listing names indicates approval to contacting the names individuals as a reference) | | | |
| Owner | Name | Organization | Telephone |
| Designer | | | |
| Construction Manager | | | |
| Project Owner | | | |
| General Description of Project | | Project Name | |
| Project Cost | Project Superintendent | Safety Manager | Quality Control Manager |
| Key Project Personnel | Project Manager | Safety Manager | Quality Control Manager |
| Name | Title/Position | Organization | Telephone |
| Reference Contact Information (listing names indicates approval to contacting the names individuals as a reference) | | | |
| Owner | Name | Organization | Telephone |
| Designer | | | |
| Construction Manager | | | |
| Project Owner | | | |
| General Description of Project | | Project Name | |
| Project Cost | Project Superintendent | Safety Manager | Quality Control Manager |
| Key Project Personnel | Project Manager | Safety Manager | Quality Control Manager |
| Name | Title/Position | Organization | Telephone |
| Reference Contact Information (listing names indicates approval to contacting the names individuals as a reference) | | | |
| Owner | Name | Organization | Telephone |
| Designer | | | |
| Construction Manager | | | |
| Project Owner | | | |
| General Description of Project | | Project Name | |
| Project Cost | Project Superintendent | Safety Manager | Quality Control Manager |
| Key Project Personnel | Project Manager | Safety Manager | Quality Control Manager |
| Name | Title/Position | Organization | Telephone |
| Reference Contact Information (listing names indicates approval to contacting the names individuals as a reference) | | | |
| Owner | Name | Organization | Telephone |
| Designer | | | |
| Construction Manager | | | |

Schedule B—Key Individuals

The Project Manager may not perform the role of the Safety Manager or Quality Control Manager. The Project Superintendent may not perform the role of Safety Manager or Quality Control Manager.

| | | | |
|---|--|---------------------------------------|-----------------------------------|
| Project Manager Gerry DuRocher | | | |
| Name of individual | | See Attached Resume | |
| Years of experience as project manager | | | |
| Years of experience with this organization | | | |
| Number of similar projects as project manager | | | |
| Number of similar projects in other positions | | | |
| Current Project Assignments | | | |
| Name of assignment | | Percent of time used for this project | Estimated project completion date |
| | | | |
| | | | |
| Reference Contact Information (listing names indicates approval to contact named individuals as a reference) | | | |
| Name | | Name | |
| Title/Position | | Title/Position | |
| Organization | | Organization | |
| Telephone | | Telephone | |
| Email | | Email | |
| Project | | Project | |
| Candidate's role on project | | Candidate's role on project | |
| Project Superintendent Ryan Coats | | | |
| Name of individual | | See Attached Resume | |
| Years of experience as project superintendent | | | |
| Years of experience with this organization | | | |
| Number of similar projects as project superintendent | | | |
| Number of similar projects in other positions | | | |
| Current Project Assignments | | | |
| Name of assignment | | Percent of time used for this project | Estimated project completion date |
| | | | |
| | | | |
| Reference Contact Information (listing names indicates approval to contact named individuals as a reference) | | | |
| Name | | Name | |
| Title/Position | | Title/Position | |
| Organization | | Organization | |
| Telephone | | Telephone | |
| Email | | Email | |
| Project | | Project | |
| Candidate's role on project | | Candidate's role on project | |

Schedule B—Key Individuals

| | | | |
|--|--|---------------------------------------|-----------------------------------|
| Safety Manager Jeff Brady | | | |
| Name of individual | | See Attached Resume | |
| Years of experience as safety manager | | | |
| Years of experience with this organization | | | |
| Number of similar projects as safety manager | | | |
| Number of similar projects in other positions | | | |
| Current Project Assignments | | | |
| Name of assignment | | Percent of time used for this project | Estimated project completion date |
| | | | |
| | | | |
| Reference Contact Information (listing names indicates approval to contact named individuals as a reference) | | | |
| Name | | Name | |
| Title/Position | | Title/Position | |
| Organization | | Organization | |
| Telephone | | Telephone | |
| Email | | Email | |
| Project | | Project | |
| Candidate's role on project | | Candidate's role on project | |
| Quality Control Manager Steve Reed | | | |
| Name of individual | | See Attached Resume | |
| Years of experience as quality control manager | | | |
| Years of experience with this organization | | | |
| Number of similar projects as quality control manager | | | |
| Number of similar projects in other positions | | | |
| Current Project Assignments | | | |
| Name of assignment | | Percent of time used for this project | Estimated project completion date |
| | | | |
| | | | |
| Reference Contact Information (listing names indicates approval to contact named individuals as a reference) | | | |
| Name | | Name | |
| Title/Position | | Title/Position | |
| Organization | | Organization | |
| Telephone | | Telephone | |
| Email | | Email | |
| Project | | Project | |
| Candidate's role on project | | Candidate's role on project | |



**DETROIT WATER AND SEWERAGE DEPARTMENT
DETROIT-BASED BUSINESS QUESTIONNAIRE**

Please complete this form for consideration for Detroit Water and Sewerage Detroit-Based Business Certification. (Attach where applicable.)

Company Name INNER CITY CONTRACTING LLC.

Company Address 18715 GRAND RIVER AVENUE, DETROIT, MI 48223

Person Completing this Questionnaire Curtis Johnson Title President & Managing Member

Phone Number 313-402-9178 Fax Number 313-659-0776

1. Does your firm/company have the physical resources including, but not limited to, inventory, equipment, vehicles, etc., as well as the ability to provide the services indicated in the bid documents at the City location? If yes, please provide verification. **yes, see attached equipment list**
2. Does your firm/company have the ability to carry out the service or repair the product to be sold to the DWSD at the City site? If yes, please provide verification. **Yes**
3. Has the services your firm/company offer to DWSD been provided at the City site for at least one year prior to the bid advertisement date? If yes, provide references, licenses or other means of verification. **see attached license**
4. Does your firm/company either have or can procure an adequate number of employees based at its City site to perform the services indicated in the RFP or bid specifications? If yes, please provide verification. **See attached Project Approach**
5. Does your firm/company have a Current City of Detroit Income Tax Clearance? If yes, please attach. **Please see attached**
6. Does your firm/company have a current City of Detroit Property Tax Clearance? If yes, please attach. **Please see attached**
7. Does your firm/company have a current City of Detroit Personal Property Clearance? If yes, please attach. **Please see attached**
8. Please list other **Detroit** locations where inventory, equipment, vehicles are stored. Please attach sheet if additional space is needed.
2041 Fenkel, Detroit, MI 48238 (Yard)
9. Please list all **Michigan** and **national** locations. Please attach sheet if additional space is needed.

| | |
|-------|-------|
| <hr/> | <hr/> |
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APPENDIX B

NON-COLLUSION AFFIDAVIT

APPENDIX C

APPROVED CLEARANCE INSTRUCTIONS

APPROVED CLEARANCES REQUIREMENTS

The Detroit Water and Sewerage Department (DWSD), in accordance with our Procurement Policy and procedures, requires approved City of Detroit Income Tax and Revenue Collection clearances at the time of submitting a bid or proposal. This notice is to inform all our suppliers, contractors and consultants that, effective February 1, 2019, all DWSD procurement solicitation responses will require valid City of Detroit Income Tax and Revenue Clearances at the time of bid / proposal submission, to be considered responsive. Failure to obtain the required clearances within the time allowed may result in the rejection of bids and/or proposals. All potential bidders and proposers are advised to apply, obtain and maintain approved clearance certificates ahead of bidding and/or proposing on a DWSD project.

- If Bidder has current & valid approved Clearance Forms, provide copies with the Proposal (approved by City of Detroit prior to October 2019).
- If Bidder does not have approved Clearances from the City of Detroit:
 - Clearances must be submitted online via <http://bit.ly/detroitclearances> and approved by the City of Detroit in order to be awarded a contract.
- NOTE: Clearance Applications are now completed and submit online and paper forms emailed are no longer accepted. In addition, the City of Detroit no longer issues "approved" Clearance Forms. The application status information is maintained in a database accessible by DWSD. Firms will receive an email notifying them if their Clearance Application was approved or not. If denied, it is up to the vendor to facilitate working with the State of Michigan & the City of Detroit to remedy the denial.

Clearances are to be completed online via: <http://bit.ly/detroitclearances>

Requirements for Clearances

Background. The City of Detroit is authorized to levy an income tax under the Uniform City Income Tax Ordinance (No. 900-F) set forth in Chapter 2 of Act 284 of the Public Acts of 1964, known as the "City Income Tax Act." No bid shall be accepted from or contract awarded to any person who is in arrears to the City..." See Detroit codes: Sec. 18-5-13, Sec. 18-10-25 and General Conditions# 28.

What is a Clearance? An approved Clearance states that an individual, business or subcontractor seeking employment or contracts with the City of Detroit has complied with all the provisions of the City Income Tax Ordinance. Contractors (individuals, businesses or subcontractors) cannot be awarded a contract and are not authorized to perform services until they are in compliance with the City Income Tax Ordinance. The online "Clearances Application" form should be submitted 30 days prior to the submission for new bids or renewals of contract extensions.

To complete the online clearances application, go to: <http://bit.ly/detroitclearances>

Requirements for Individuals. Individuals must file returns and pay income taxes, and not have any unpaid assessments. Detroit residents must file form D-1040(R). If a taxpayer claims a non-resident status, proof will be required (copy of lease, mortgage closing statements, driver's license, voter's registration, etc.). If an individual seeking a clearance resides within the city, but claimed dependent status on another person's tax return or received assistance, proof may be required.

Requirements for Business. Businesses must file Corporation (D-1120) or Partnership (D-1065) returns, regardless of net profit or loss. Non-profit organizations are required to file a D-1120 tax return based on non-related income. All employers located in the city or "doing business within the city" must withhold City of Detroit income taxes from employees' compensation. Employers subject to withholding tax must file monthly or quarterly forms D-941/501, as well as form DW-3 (Annual Reconciliation) with W2s. All assessments must be paid. New employers must request an Employer's Package and register with the City by completing and submitting an Employer's Withholding Registration form DSS-4. Contractors must supply a list of subcontractors with federal identification numbers or social security numbers. Contractors must also supply the federal identification numbers used for their leased employees.

Clearance Denials. Clearances are denied based on one or more of the following reasons:

1. Missing withholding payments, DW-3 Annual Reconciliation with W2s
2. Unpaid assessments
3. Missing tax returns

Related data regarding taxpayers are confidential; therefore, reasons for denial are given only to the taxpayer or authorized representative with power of attorney. Taxpayers with denied clearances may visit the office to obtain information about their account or to submit requested information.

For additional information or to follow up on your electronic applications , contact the Tax & Revenue Examination Office, Clearance Section, at (313) 224-3328. The office is located in the Coleman A. Young Municipal Center, 2 Woodward Avenue, Suite 106. Office hours are Monday through Friday, 8 a.m. to 4:30 p.m.

NON-COLLUSION AFFIDAVIT

Owner: Curtis Johnson, Inner City Contracting LLC.
Contract No: DWSD WS-721
Contract Name:

- (1) Affiant is (enter contract title) Curtis Johnson, President & Managing Member
of INNER CITY CONTRACTING LLC., "the Bidder." Affiant has personal knowledge of the matters set forth in this Affidavit and is competent to testify about them.
- (2) The Bidder has submitted to the City of Detroit, Michigan ("DWSD"), a "Bid" to enter into the above referenced Contract, also referred to in this Affidavit as "the Work."
- (3) This Non-collusion Affidavit is executed by Affiant for inclusion with the submission to the DWSD of the Bid and may be relied upon by the DWSD in considering the Bid.
- (4) Affiant is fully informed about the preparation and contents of the Bid and of all pertinent circumstances surrounding the Bid, has not entered into any contract, combination, conspiracy or other act prohibited by federal, State or any other local Law. The Bid is genuine and is not a collusive or sham Bid.
- (5) Neither the Bidder nor any of the Bidder's DWSDs, officers, partners, directors, agents, representatives, employees or parties in interest, including this Affiant, have in any way entered or proposed to enter into any combination to prevent the making of any Bid, or to fix any prices (including overhead, profit or other costs) for the Bid; or have made any agreement, or given or promised any consideration to induce any other person not to Bid for the Work, or to Bid at a specified price; or have secured, proposed or intended to secure through any agreement an unlawful advantage against the DWSD or any other person interested in the Work.
- (6) No officer or employee of the City of Detroit is personally or financially interested, directly or indirectly, in the Bid, or any Contract which may be under it, or in the purchase or sale of any materials or supplies for the Work to which it relates, or any portion of any expected profits thereto.
- (7) The Bid is not intended to secure an unfair advantage or benefit from the DWSD or in favor of any person interested in the proposed Contract.
- (8) The prices bid are fair and proper and are not tainted by any collusion, conspiracy, connivance, or unlawful agreement on the part of the Bidder or any other of the Bidder's DWSDs, officers, partners, directors, agents, representatives, employees or parties in interest, including this Affiant; and neither the Bidder nor any of its DWSDs, officers, partners, directors, agents, representatives, employees or parties in interest, including this Affiant, have divulged any information regarding the Bid or any data about the Bid to any other person.

VERIFICATION

STATE OF MICHIGAN)
COUNTY OF WAYNE)

Before me, a Notary Public commissioned, qualified and acting, personally appeared (enter name of the person signing this Affidavit) Curtis Johnson to me well known to be the person described in and who signed this Affidavit, who being by me first duly sworn upon oath, says that he/she is the attorney-in-fact for (enter Bidder's name) Inner City Contracting LLC., that he/she has been authorized by (enter name of individual, partnership name, or the authorized governing body of the Bidder) Inner City Contracting LLC. to execute this Affidavit on behalf of the named Bidder in favor of the CITY OF DETROIT, MICHIGAN, for the uses and purposes mentioned.

Subscribed and sworn to before me this 25 day of January, 2022.



Notary Public

My Commission expires: 5/8/2024



APPENDIX D

COVENANT OF EQUAL OPPORTUNITY APPLICATION FOR CLEARANCE

COVENANT OF EQUAL OPPORTUNITY
(Application for Clearance – Terms Enforced After Contract is Awarded)

I, being a duly authorized representative of INNER CITY CONTRACTING LLC., (hereinafter "Contractor"), do hereby enter into a Covenant of Equal Opportunity (hereinafter "Covenant") with the City of Detroit, ("hereinafter" City); obligating the Contractor and all sub-contractors not to discriminate against any employee or applicant for employment, training, education, or apprenticeship connected directly or indirectly with the performance of the contract, with respect to his or her hire, promotion, job assignment, tenure, terms, conditions or privileges of employment because of race, color, religious beliefs, public benefit status, national origin, age, marital status, disability, sex, sexual orientation, or gender identity or expression.

I understand that it is my responsibility to ensure that all potential sub-contractors are reported to the City of Detroit Human Rights Department and have a current **Contract Specific** Clearance on file prior to working on any City of Detroit contract. I further understand that the City of Detroit reserves the rights to require additional information prior to, during, and at any time after the Clearance is issued.

Furthermore, I understand that this covenant is valid for the life of the contract and that a breach of this covenant shall be deemed a material breach of the contract and subject to damages in accordance with the City of Detroit Code, Ordinance No. 27-3-2, Section (e).

DWSD Contract No. WS-721

Printed Name of Contractor: INNER CITY CONTRACTING LLC.
(Type or Print Legibly)

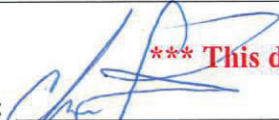
Contractor Address: 18715 Grand River Ave., Detroit, Michigan, 48223
(City) (State) (Zip)

Contractor Phone/E-mail: 313-402-9178/313-272-5031 / curtis@innercitycontracting.com/ar@innercitycontracting.com
(Phone) (E-mail)

Printed Name & Title of Authorized Representative: Curtis Johnson, President & Managing Member

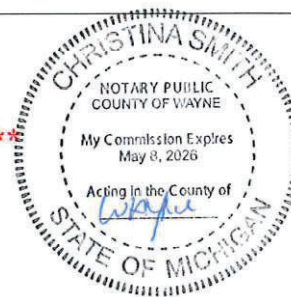
Signature of Authorized Representative: X 

Date: 1/24/2022

Signature of Notary: 

Printed Name of Seal of Notary: Christina Smith

My Commission Expires: 5 / 8 / 2026



***** This document MUST be notarized *****

| | |
|---|---|
| For Office Use Only: | |
| Cov. Rec'd: ___ / ___ / ___ in | Department Name: _____ |
| <input type="checkbox"/> Accepted by: _____ | <input type="checkbox"/> Rejected by: _____ |

APPENDIX E

CHECKLIST FOR MINIMUM QUALIFICATIONS

Checklist for Minimum Qualifications

This checklist is made a condition of the Bid. Failure to confirm the minimum requirements below in their entirety may be subject to disqualification. Bidder shall initial or check in the space provided to signify that the minimum qualification requirement has been met.

- A. Bidder can demonstrate that Bidder has successfully carried out work similar in nature, scope and value to the Work described in the Contract. X

- B. Bidder can demonstrate that any subcontractors proposed to complete the Work of this Contract meet the minimum qualifications as identified herein and in the Contract Specifications for the Work to be performed. X

- C. The Bidder, subcontractors, and all on-site personnel meet the minimum qualification requirements listed in Section 33 14 17 – Water Services in Book 2 – Technical Specifications. X

- D. Manufacturer: Company specializing in manufacturing products specified in this Section with minimum five years documented experience. X

- E. The Bidder, subcontractors, and all on-site personnel meet the minimum qualification requirements listed in Section 33 14 17.81 – Lead Service Line Replacement in Book 2 – Technical Specifications. The installer proposed by the Bidder to perform the water main directional drilling work of this Contract meet the following qualification: X
 - 1. Submit qualifications of installer. Installer shall have a minimum of three (3) years' experience working on similar projects. See Attached

 - 2. Submit installing plumber's current valid licensing information. Complete Mechanical License # 8110465

 - 3. Submit confirmation of installer's security/police clearance records to DWSD prior to commencement of any work and before entering resident homes. Not required to be submitted with your bid.

 - 4. Submit safety measures for trenching and traffic control and pedestrian protection.
We will provide a Site Specific HASP

 - 5. Installer: Company specializing in performing Work of this Section with minimum three (3) years documented experience.
See Project Approach

 - 6. A licensed plumber shall make all connections to the household/building water system and shall meet all plumbing permit requirements for water service installations for City of Detroit.

- F. The Bidder, subcontractors, and all on-site personnel meet the minimum qualification requirements listed in Section 33 14 13 – Public Water Utility Distribution Main in Book 2 – Technical Specifications. X

- G. The installer proposed by the Bidder has minimum five (5) years of experience in installation or replacement of water main distribution materials using trenching/open-cut method. X

- H. The Bidder, subcontractors, and all on-site personnel meet the minimum qualification requirements listed in Section 33 05 07.13 – Utility Directional Drilling in Book 2 – Technical Specifications. X
- I. The installer proposed by the Bidder to perform the water main directional drilling wo this Contract has a minimum five (5) years and at least 30,000 lineal feet documented experience in directional drilling of specified size of water main pipe. X
- J. The Bidder, subcontractors, and all on-site personnel meet the minimum qualification requirements listed in Section 33 05 07 – Trenchless Installation of Utility Piping in Book 2 – Technical Specifications X
- K. The installer proposed by the Bidder to perform the water main Trenchless Installation work of this Contract has a minimum five (5) years. X
- L. Bidder is authorized to operate in the State of Michigan – Section C-451 Article 1. X
- M. Bidder has an experience modification rate (EMR) of 1.00 or below for each of the last three (3) years– Section C-451 Article 2. X
- N. Surety is authorized to provide surety bonds in the City of Detroit. – Section C-451 Article 3 X
- O. Insurance Provider licensed or authorized to issue policies in the City of Detroit – Section C 451 Article 4. X
- P. Insurance Provider has an A.M. Best Rating of A-VII or better. – Section C-451 Article 4. X
- Q. Project Manager, Project Superintendent, and Quality Control Manager have a minimum of five (5) years’ experience in their respective roles. – Section C-451 Schedule B. X
- R. Project Manager, Project Superintendent, Safety Manager, and Quality Control Manager have the minimum experience of three (3) similar projects in their respective roles. – Section C-451 Schedule B. X
- S. The proposed Project Manager is not the same individual as the proposed Safety Manager or Quality Control Manager. X