

Lockwood Tower Road and Retaining Wall Repair

PWP ST-2022-184

Staff report

March 10, 2022

On March 8, 2022, bids were received for the Lockwood Tower Road Project. One responsive bid was received from MKD Construction.

Base bid amount \$ 232,875.00

Bid was responsive and the company appears to be well suited to this type of work. They elected to use the alternate footing detail which is not surprising given the geology of Lockwood and the inherent difficulty of driving piles in that type of soil.

The Board-approved CIP for this project is \$150,000. Director Wierzbicki reported that there is \$299,744.98 in the account for this project (020-64750) so there are apparently some options for fully funding this project.

While we don't have an engineer's estimate, a cursory look at the work and the materials, in the context of a prevailing wage project with its compliance costs, the price does seem to be within the expected range.

Some materials may be subject to considerable lead times like steel. We would advise 60 to 90 days for contract time.

The hillside slope is rocky and dynamic, and the retaining wall is in active failure. Prices for everything will be increasing for the foreseeable future.

Staff recommends that we proceed with this project and award the contract to MKD Construction for the base bid amount.

End of report.

Bid Tabulation

Lockwood Tower Road Project
PWP ST 2022 184
2201

MAR 8 2022

14:10

Bidder	Bid Form	Qualifications	State Bus	CONTRACTOR Storey Bus Bond	Bond	Price
MKD CONST.	/	AFF. ✓ QUALS ✓	/	✓	✓	\$232,875

BID PREFERRED ✓



STOREY COUNTY PUBLIC WORKS

100 Toll Road

P.O. Box 435 Virginia City, Nevada 89440

Phone (775) 847-0958 Fax (775) 847-0947

mnorthan@storeycounty.org

BID FORM

Article I

Project name: Lockwood Tower Road and Retaining Wall Repair
401 Canyon Way
Lockwood Nevada
PWP ST-2022-184

Property Owner: Lockwood Community Corporation

Project Owner: Storey County

Bid Opening Date: Tuesday March 08, 2022
Bid Opening Time: 2:00 PM PST (14:00 hours)
Place: Storey County Courthouse
26 South B Street
Virginia City NV 89440
Slammer Museum Conference Room

Deliver Bids To: Storey County Clerk's Office
26 South B Street
Virginia City NV 89440
Second floor

BIDDER NAME AND ADDRESS MKD Construction, Inc.
20 Stokes Drive
Mound House, NV 89706
TELEPHONE 775-246-1900

STATE OF INCORPORATION Nevada
(If applicable)

NAMES OF PARTNERS Michael J. Grock
(If applicable)

BID SURETY
(5% of total)

Circle one:

BID BOND

CASH CERTIFIED CHECK CASHIERS CHECK



STOREY COUNTY PUBLIC WORKS

100 Toll Road

P.O. Box 435 Virginia City, Nevada 89440

Phone (775) 847-0958 Fax (775) 847-0947

mnorthan@storeycounty.org

ADDENDA RECEIPT
(List all received, if any)

Article II

In compliance with the notice inviting sealed bids, and in accordance with the bidding documents, the undersigned bidder, being duly licensed to perform such work by the Nevada State Contractor's Board, and being thoroughly familiar with all local conditions affecting the cost of the project, having carefully examined the site and bidding documents, proposes to provide and to furnish for the costs set forth in the following bid schedule, all labor and material, tools, utilities, transportation, equipment and services required to perform and to complete in a workmanlike manner all the work from the date of the notice to proceed within the established construction time, subject to liquidated damages for excess working time as established in the construction contract.

Article III

BID SCHEDULE

BASE BID \$ \$232,875.⁰⁰ LUMP SUM

Indicate if using the alternate footing design: MXD using Alternate Footing Design

Article IV

Each bidder must list on this bid form the name of each subcontractor who will provide labor or a portion of the work or improvement for the bidder for which the subcontractor will be paid an amount exceeding 5% of the bidder's total bid. The prime contractor shall also list any portion of the work exceeding 5% of the prime contractor's total bid that the prime contractor intends to self-perform.

Description of Work	Subcontractor	License
MXD Construction 20 Stokes Dr Moundhouse Nevada 89704	MXD 100% of Work	00507061



STOREY COUNTY PUBLIC WORKS

100 Toll Road

P.O. Box 435 Virginia City, Nevada 89440

Phone (775) 847-0958 Fax (775) 847-0947

mnorthan@storeycounty.org

Article V

The three lowest bidders must provide a second list within two (2) hours after the completion of the opening of the bids. This second list must contain

1st List

M&L Const Int.

20 Stokes Dr

Mand Hwy & NW

8904

100% of work

1050061

THE AMERICAN INSTITUTE OF ARCHITECTS



AIA Document A310

Bid Bond

KNOW ALL MEN BY THESE PRESENTS, that we MKD Construction, Inc.
20 Stokes Drive, Mound House, NV 89706-7764
as Principal, hereinafter called the Principal, and Employers Mutual Casualty Company
P.O. Box 712, Des Moines, IA 50306-0712
a corporation duly organized under the laws of State of IA

as Surety, hereinafter called the Surety, are held and firmly bound unto

Storey County Public Works

100 Toll Road P.O. Box 435, Virginia City, NV 89440

as Obligee, hereinafter called the Obligee, in the sum of

Five Percent of Amount Bid Dollars (\$ 5%),

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

WHEREAS, the Principal has submitted a bid for

Lockwood Tower Road and Retaining Wall Repair 22-01 - PWP # ST-2022-184

NOW, THEREFORE, if the Obligee shall accept the bid of the Principal and the Principal shall enter into a Contract with
the Obligee in accordance with the terms of such bid, and give such bond or bonds as may be specified in the bidding or
Contract Documents with good and sufficient surety for the faithful performance of such Contract and for the prompt
payment of labor and material furnished in the prosecution hereof, or in the event of the failure of the Principal to enter
such Contract and give such bond or bonds, if the Principal shall pay to the Obligee the difference not to exceed the penalty
hereof between the amount specified in said bid and such larger amount for which the Obligee may in good faith contract
with another party to perform the Work covered by said bid, then this obligation shall be null and void, otherwise to remain
in full force and effect.

Signed and sealed this 8th of March, 2022.

Sharon Scott
(Witness)

MKD Construction, Inc.
(Principal) (Seal)

BY: [Signature]
(Title)

Susan Shields
(Witness)
Susan Shields

Employers Mutual Casualty Company
(Surety)

BY: Stephanie Garahana
(Title) Attorney-in-Fact





P.O. Box 712 • Des Moines, Iowa 50306-0712

CERTIFICATE OF AUTHORITY INDIVIDUAL ATTORNEY-IN-FACT

KNOW ALL MEN BY THESE PRESENTS, that:

- 1. Employers Mutual Casualty Company, an Iowa Corporation
- 2. EMCASCO Insurance Company, an Iowa Corporation
- 3. Union Insurance Company of Providence, an Iowa Corporation
- 4. Illinois EMCASCO Insurance Company, an Iowa Corporation
- 5. Dakota Fire Insurance Company, a North Dakota Corporation
- 6. EMC Property & Casualty Company, an Iowa Corporation

hereinafter referred to severally as "Company" and collectively as "Companies", each does, by these presents, make, constitute and appoint:

Stephanie Garahana

its true and lawful attorney-in-fact, with full power and authority conferred to sign, seal, and execute the following Surety Bond:

Surety Bond Number: Bid Bond
 Principal : MKD Construction, Inc.
 Obligee : Storey County Public Works

and to bind each Company thereby as fully and to the same extent as if such instruments were signed by the duly authorized officers of each such Company, and all of the acts of said attorney pursuant to the authority hereby given are hereby ratified and confirmed.

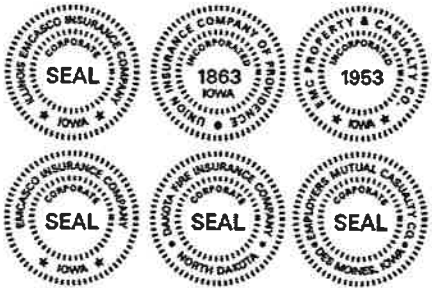
AUTHORITY FOR POWER OF ATTORNEY

This Power-of-Attorney is made and executed pursuant to and by the authority of the following resolution of the Boards of Directors of each of the Companies at the first regularly scheduled meeting of each company duly called and held in 1999:

RESOLVED: The President and Chief Executive Officer, any Vice President, the Treasurer and the Secretary of Employers Mutual Casualty Company shall have power and authority to (1) appoint attorneys-in-fact and authorize them to execute on behalf of each Company and attach the seal of the Company thereto, bonds and undertakings, recognizances, contracts of indemnity and other writings obligatory in the nature thereof; and (2) to remove any such attorney-in-fact at any time and revoke the power and authority given to him or her. Attorneys-in-fact shall have power and authority, subject to the terms and limitations of the power-of-attorney issued to them, to execute and deliver on behalf of the Company, and to attach the seal of the Company thereto, bonds and undertakings, recognizances, contracts of indemnity and other writings obligatory in the nature thereof, and any such instrument executed by any such attorney-in-fact shall be fully and in all respects binding upon the Company. Certification as to the validity of any power-of-attorney authorized herein made by an officer of Employers Mutual Casualty Company shall be fully and in all respects binding upon this Company. The facsimile or mechanically reproduced signature of such officer, whether made heretofore or hereafter, wherever appearing upon a certified copy of any power-of-attorney of the Company, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

IN WITNESS THEREOF, the Companies have caused these presents to be signed for each by their officers as shown, and the Corporate seals to be hereto affixed this 1st day of July, 2018.

Seals



Bruce G. Kelley

Bruce G. Kelley, CEO, Chairman of Companies 2, 3, 4, 5 & 6; President of Companies 1, 2 & 6; Treasurer of Companies 1, 2, 3, 4 & 6

Todd Strother

Todd Strother, Senior Vice President

On this 1st day of July, 2018 before me a Notary Public in and for the State of Iowa, personally appeared Bruce G. Kelley and Todd Strother, who, being by me duly sworn, did say that they are, and are known to me to be the CEO, Chairman, President and Treasurer, and/or Senior Vice President, respectively, of each of the Companies above; that the seals affixed to this instrument are the seals of said corporations; that said instrument was signed and sealed on behalf of each of the Companies by authority of their respective Boards of Directors; and that the said Bruce G. Kelley and Todd Strother, as such officers, acknowledged the execution of said instrument to be their voluntary act and deed, and the voluntary act and deed of each of the Companies.

My Commission Expires October 10, 2022.

Kathy Loveridge
Notary Public in and for the State of Iowa



CERTIFICATE

I, James D. Clough, Vice President of the Companies, do hereby certify that the foregoing resolution of the Boards of Directors by each of the Companies, and this Power of Attorney issued pursuant thereto on 1st day of July, 2018, are true and correct and are still in full force and effect.

In Testimony Whereof I have subscribed my name and affixed the facsimile seal of each Company this 8th day of March, 2022.

James D. Clough
Vice President

SECRETARY OF STATE



NEVADA STATE BUSINESS LICENSE

MKD CONSTRUCTION, INC.

Nevada Business Identification # NV19991170548

Expiration Date: 02/28/2023

In accordance with Title 7 of Nevada Revised Statutes, pursuant to proper application duly filed and payment of appropriate prescribed fees, the above named is hereby granted a Nevada State Business License for business activities conducted within the State of Nevada.

Valid until the expiration date listed unless suspended, revoked or cancelled in accordance with the provisions in Nevada Revised Statutes. License is not transferable and is not in lieu of any local business license, permit or registration.

License must be cancelled on or before its expiration date if business activity ceases. Failure to do so will result in late fees or penalties which, by law, cannot be waived.



IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Great Seal of State, at my office on 01/27/2022.

Barbara K. Cegavske

Certificate Number: B202201272344140

You may verify this certificate
online at <http://www.nvsos.gov>

BARBARA K. CEGAUSKE
Secretary of State

Southern Nevada Office
2310 Corporate Circle, Suite 200
Henderson, Nevada 89074
(702) 486-1100

Northern Nevada Office
5390 Kietzke Lane, Suite 102
Reno, Nevada 89511
(775) 688-1141

STATE CONTRACTORS BOARD

The Nevada State Contractors Board certifies that

M K D CONSTRUCTION INC

Licensed since January 18, 2000

License No. **0050061**

Is duly licensed as a contractor in the following classification(s):

PRINCIPALS:

MICHAEL GROCK President, QI
GARY ISAMAN, Vice President

A General Engineering

LIMIT: **\$9,500,000**
EXPIRES: **01/31/2023**


Chair, Nevada State Contractors Board

Local Preference Affidavit
(This form is required to receive a preference in bidding)

I, MICHAEL J. GROCK, on behalf of the Contractor, MKD CONSTRUCTION, INC., swear and affirm that in order to be in compliance with NRS 338.XXX* and be eligible to receive a preference in bidding on Project No. 22-01, Project Name Lockwood Tower Road and Retaining Wall Repair, certify that the following requirement will be adhered to, documented and attained on completion of the contract. Upon submission of this affidavit on behalf of MKD CONSTRUCTION, INC., I recognize and accept that failure to comply with any requirements is a material breach of the contract and entitles the City to damages. In addition, the Contractor may lose their preference designation and/or lose their ability to bid on public works for one year, pursuant to NRS 338.XXX*:

1. The Contractor shall ensure at least 50 percent of the workers possess a Nevada driver's license or identification card;
2. The Contractor shall ensure all vehicles use primarily for the public work will be registered and (where applicable) partially apportioned to Nevada;
3. The Contractor shall ensure at least 50 percent of the design professionals who work on the project (including sub-contractors) have a Nevada driver's license or identification card.
4. The Contractor shall ensure at least 25 percent of the material suppliers used for the public work are located in Nevada and;
5. The Contractor shall ensure payroll records related to this project are maintained and available within the State of Nevada.

***Note that specific sections of NRS 338 detailing the continued procedures associated with the use of the "bidder's preference" have been amended by the passage of Assembly Bill 144 on April 7, 2011, requiring this affidavit and subsequent record keeping and reporting by the General Contractor using the preference program and awarded this project. These requirements are not applicable to Contractors who do not use the "Bidder's Preference" eligibility certificate in their bid.**

By: MICHAEL J. GROCK Title: PRESIDENT

Signature: *Michael J. Grock* Date: 3/8/2022

Signed and sworn to (or affirmed) before me on this 8th day of March, 2022, by Michael J. Grock (name of person making statement).

State of Nevada
)ss.
County of Lyon

Sharon Scott STAMP AND SEAL
Notary Signature





NEVADA STATE CONTRACTORS BOARD

5390 KIETZKE LANE, SUITE 102, RENO, NEVADA, 89511 (775) 688-1141 FAX (775) 688-1271, INVESTIGATIONS (775) 688-1150
8400 WEST SUNSET ROAD, SUITE 150, LAS VEGAS, NEVADA, 89113, (702) 486-1100 FAX (702) 486-1190, INVESTIGATIONS (702) 486-1110

CERTIFICATE OF ELIGIBILITY PER NRS 338.147 and NRS 338.1389

CERTIFICATE NUMBER: **BPC-05-01-31-0273**

M K D CONSTRUCTION, INC (HEREIN THE "GENERAL CONTRACTOR") NEVADA STATE CONTRACTORS' LICENSE NUMBER: **0050061** ORIGINAL ISSUE DATE: **01/18/2000** BUSINESS TYPE: **CORPORATION** CLASSIFICATION: **A-GENERAL ENGINEERING** MONETARY LICENSE LIMIT: **\$9,500,000** STATUS: **ACTIVE**, IS HEREBY ISSUED THIS CERTIFICATE BY THE NEVADA STATE CONTRACTORS' BOARD, BASED UPON THE INFORMATION CONTAINED IN THE STATEMENT OF COMPLIANCE WITH NEVADA REVISED STATUTES (NRS) 338.147 AND NRS 338.1389 AND THE AFFIDAVIT OF CERTIFIED PUBLIC ACCOUNTANT SUBMITTED TO THE NEVADA STATE CONTRACTORS BOARD AS PROOF OF CONTRACTOR'S COMPLIANCE WITH THE PROVISIONS OF NRS 338.147 AND NRS 338.1389. IN ACCORDANCE WITH THE PROVISIONS OF NRS 338.147(3), THE ABOVE-NAMED GENERAL CONTRACTOR AND A CERTIFIED PUBLIC ACCOUNTANT HAVE SUBMITTED FULLY EXECUTED AND NOTARIZED SWORN AFFIDAVITS AS PROOF OF PREFERENTIAL BIDDER STATUS, UNDER PENALTY OF PERJURY, CERTIFYING THAT THE GENERAL CONTRACTOR IS QUALIFIED TO RECEIVE A PREFERENCE IN BIDDING AS SET FORTH IN NRS 338.147 AND NRS 338.1389 AND OTHER MATTERS RELATING THERETO.

THIS CERTIFICATE OF ELIGIBILITY IS ISSUED ON **FEBRUARY 1, 2022** AND EXPIRES ON **JANUARY 31, 2023**, UNLESS SOONER REVOKED OR SUSPENDED BY THE NEVADA STATE CONTRACTORS BOARD.




NANCY MATHIAS, LICENSING ADMINISTRATOR DATE 1-11-2022
FOR MARGI A. GREIN, EXECUTIVE OFFICER

The Nevada State Contractors Board assumes no liability or responsibility for the accuracy or validity of the information contained in the Contractors Statement of Compliance or the Affidavit of Certified Public Accountant as Proof of Contractors Compliance with the Provisions of NRS 338.147 and NRS 338.1389. The above-named General Contractor shall bear the responsibility to ascertain the accuracy and validity of the affidavits provided to support the issuance of this certificate.



CONSTRUCTION INC.

ADDRESS:

20 Stokes Drive
Mound House, Nevada
89706

CONTACT:

Michael J. Grock
President/Owner

OFFICE:

(775) 246-1900

CELL:

(775) 315-2416

FAX:

(775) 246-1986

EMAIL:

mkd2@att.net

NAICS:

221114; 221115;
237110; 237120;
237130; 237210;
237310; 237990;
238110; 238120;
238910; 541330

CAGE CODE:

1PQY9

DUNS #:

12-868-2932

CONTRACTORS

LICENSE:

NV: 0050061 – Class A
CA: 818376 – Class A

BONDING

CAPABILITY:

\$8,000,000 Single
\$15,000,000 Aggregate

CERTIFICATIONS:

Federal Small Business
HUBZone

BUSINESS SUMMARY:

MKD Construction, Inc. is a family-owned business founded by Donald, Karen, and Michael Grock in 1999. We are a general engineering firm that primarily works on projects for city, county, state, and federal agencies. We self-perform most of our work on the projects, but we do have access to specialty subcontractors as required to complete the project. We are a safety-oriented company with a current EMOD factor of 0.78 and a safety plan in place.

SIGNATORY UNIONS:

Operating Engineer's Local 3
Laborers Local 169 (NV) / Local 185 (CA)
OPCMIA Local 797 (Cement Masons)
Southwest Regional Council of Carpenters

CAPABILITIES:

Road Building	Underground Pipe
Heavy Structural Concrete	Earth moving
Asphalt paving	Bridge building
Concrete Spillways	Headworks
Water/Sewer/Gas Line Install	
Environmentally Sensitive Areas (Lake Tahoe Region)	

FACILITIES AND EQUIPMENT:

MKD Construction, Inc. is based in Mound House, Nevada. We have the basic equipment to complete most projects and have access to any specialty equipment required to complete any project.

EXPERTISE:

MKD Construction, Inc. has the skills and ability to work under tight time frames, under difficult traffic situations, and work in environmentally challenging situations. Our President, Michael Grock, has over 35 years of experience as a contractor and brings critical knowledge of construction, estimating, and regulatory requirements. Our estimators/project managers also have over 20 years of experience and bring first-hand knowledge of the industry.

CUSTOMERS:

Nevada Dept. of Transportation	USDA Forest Service
County of El Dorado	Tahoe City PUD
Tahoe Meadows Water Authority	City of Reno

Attached is a listing of projects completed.