

### REQUEST FOR PROPOSALS



RFP NO: B-17-06

ADVERTISEMENT:	November 1, 2016	
DUE DATE:	November 17, 2016	TIME: 2:00 PN
SUBMIT TO:	TOWN OF DAVIE Purchasing Division Attn: Brian K. O'Connor 6591 ORANGE DRIVE, DAVIE, FLORIDA 33314 BID NO. B-16-109	
COUNCIL APPROVAL:	January 2017	

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TOWN OF DAVIE RFP NO. B-17-06 REQUEST FOR PROPOSALS ATHELTIC APPAREL AND EQUIPMENT



Dear Potential Respondent:

The Town of Davie, Florida invites qualified contractors to submit responses in accordance with the requirements stated herein no later than <u>2:00 PM EST Thursday</u>, <u>November 17</u>, <u>2016</u>, for RFP No. B-17-06 Athletic Apparel, Equipment and Awards. Interested firms may secure the solicitation package and all other pertinent information by visiting <a href="http://www.davie-fl.gov/Pages/DavieFL">http://www.davie-fl.gov/Pages/DavieFL</a> BidsAndRFP/ or at <a href="https://www.davie-fl.gov/Pages/DavieFL">DemandStar.com</a>.

The Town of Davie, FL is seeking proposals from qualified proposers to perform the required services for the City in full accordance with the scope of services, terms and conditions contained herein. The selection of the successful respondent(s) shall be at the Town's discretion and shall be made in a prompt manner after the receipt and evaluation of all RFP responses.

Questions regarding this solicitation shall be submitted in writing to <a href="mailto:purchasing@davie-fl.gov">purchasing@davie-fl.gov</a> no later than 5:00 PM on Thursday, November 10, 2016. Responses to those questions considered material to the solicitation will be made available as formal addenda to the Town's Purchasing website and DemandStar.com. It is the responsibility of prospective respondents to ensure they are aware of all addenda issued relative to this solicitation.

Respondents shall submit One (1) original complete proposal package, Three (3) duplicate copies of said package and One (1) flash drive or CD copy, to the Town of Davie Budget and Finance / Purchasing Division – Attention: Purchasing Manager, Brian K. O'Connor, 6591 Orange Drive Davie, FL 33314 on or before the due date stipulated above. All packages shall be clearly marked "RFP No B-17-06 Athletic Apparel, Equipment and Awards. The Town will not be responsible in the event the U.S. Postal Service or any other courier system fails to deliver any package by the above referenced deadline. Late submissions shall not be accepted.

Bid responses will be publicly opened and pricing will be read aloud in the Town Hall Council Chambers on the due date/time noted above. The Town of Davie reserves the right to reject any and all submissions, to waive any and all irregularities in any submission, and to make awards in the best interest of the Town.

Brian K. O'Connor Procurement Manager Town of Davie

Pursuant to Florida Statutes 119.071, sealed bids, proposals or replies by an agency pursuant to a competitive solicitation are exempt from inspection until such time as the agency provides notice of an intended decision or until thirty (30) days after the opening of the bids, proposals, or final replies, whichever is earlier.

Brian & Ramon

## 3.10

## REFERENCES

Minimum of three business references - (please print)

1.	NAME Marco Awards
	ADDRESS 64 Hardgrove Grade
	Palm Coast, FI 32137  PHONE 386-445-8299 (Chris) acet #8387
	PHONE 386-445-8299 (CNris) ace # 8387
2.	NAME JTW Graphics (JOE)
۷.	ADDRESS 5933 Ravonswood Rd Bay 10
	Dania, FL. 33312
	PHONE 954-983-9020
3.	NAME Buylane
J.	ADDRESS PO. 1304 27006 8
	Orlanoma City OK 73137  ACCT # TRO 430
	PHONE 800-654-4180
	LIST EXPERIENCE IN MUNICIPAL RECREATION SETTINGS.
	AGENCY: City of Pompano Beach
	CONTACT NAME AND PHONE NUMBER: Leota Hardin -954-766-4098
	AGENCY: City of North auderdale
	DATES: 2016-2017 None guen margis maidelle
	CONTACT NAME AND PHONE NUMBER: None given manages Numberday
	AGENCY: City of Plantation
	DATES: 1001 - COLOR
	CONTACT NAME AND PHONE NUMBER: Brian Schuler 954-585-5008

Proposals must include completed W 9 Form and completed Bidder/Disclosure Form.

ANBAA, Adult S through XXL Shorts, Alleson 560 series extreme mesh tech short, 569P Adult sizes S through XXL

100 sets

Section 5 Trophy's	Estimated amount	Price per	<u>Total</u>
Flame Soccer Resin 7.25"	<u>500</u>	4.99	2495
Mega Star Soccer Resin 6"	500	4.99	2495
Bobble Action Soccer Resin 5.25"	500	4.74	2370
Motion-X Soccer Resin 5"	500	4.74	2370
Baseball Trophy Band Resin 6.5"	270	4.89	1320.30
Bobble Action Baseball Award 6"	270	4.74	1279.80
Star Burst Basketball Trophy 5.5"	<u>270</u>	4.39	1185.30
Basketball Comet Award 6"	270	4.36	1177.20
		4.74	1422
Bobble Action Football Award 5.25"	300	4.26	1708
Football Comet Award 6"	300	7.36	1200

TOWN OF DAVIE, FL

YES OR NO

Bidders must return:

Bidders are not required to bid on all sections, however bidders are required to complete pricing for the section they are bidding on.

All Required Submittals listed on Page One of this Bid Specification.

Executed by: Mike Szczesny
(Type or print name)
Title: Vice President
For (Company): EDCO Awards & Specialties
Address: 3702 Davie Blud, FT. LAUDERDALE, FL 33312
Telephone Number: 954-587-0137 Fax Number: 954-581-7680
Email: Mike @ EDCO COM
Company Web Address: Www. EDCO. COM

The Bidder agrees to accept the Town of Davie's Visa procurement card for payment. Circle one

ATTACHMENT "A"

NON-COLLUSIVE AFFIDAVIT
COUNTY OF BROWN
Mile Szczesny being first duly sworn deposes and says that:
BIDDER is the (Owner, Partner, Officer, Representative or Agent)
BIDDER is fully informed respecting the preparation and contents of the attached Bid and of all pertinent circumstances respecting such Bid;
Such Bid is genuine and is not a collusive or sham Bid;
Neither the said BIDDER nor any of its officers, partners, owners, agents, representative, employees or parties in interest, including this affidavit, have in any way colluded, conspired, connived or agreed, directly or indirectly, with any other BIDDER, firm or person to submit a collusive or sham Bid in connection with the Contract for which the attached Bid has been submitted; or to refrain from bidding in connection with such Contract; or have in any manner, directly or indirectly, sought by agreement or collusion, or communications, or conference with any BIDDER, firm, or person to fix the price or prices in the attached Bid or any other BIDDER, or to fix any overhead, profit, or cost element of the Bid Price or the Bid Price of any other BIDDER or to secure through any collusion conspiracy, connivance, or unlawful agreement any advantage against (Recipient), or any person interested in the proposed Contract;
The price of items quoted in the attached Bid are fair and proper and are not tainted by collusion, conspiracy, connivance, or unlawful agreement on the part of the BIDDER or any other of its agents, representatives, owners, employees or parties in interest, including this affidavit.  By
Subscribed and sworn to before me this 17 day of November, 20 16.  Notary Public (Signature)  My Commission Expires:  Notary Public - State of Florida  Commission # FF 239824  My Comm. Expires Oct 6, 2019  Bonded through National Notary Assn.

#### ATTACHMENT "B"



### TOWN OF DAVIE E-VERIFY FORM

Bid No: REPHILO 18-17-06 18-16-109

Project Description: ATHLETIC APPAREL, EQUIPMENT and Awards

Vendor/Consultant acknowledges and agrees to utilize the U.S. Department of Homeland Security's E-Verify System to verify the employment eligibility of:

- (a) all persons employed by Vendor/Consultant to perform employment duties within Florida during the term of the contract; and
- (b) all persons (including SUBCONTRACTORs/SUBVENDORs) assigned by Vendor/Consultant to perform work pursuant to the contract with the Department. The Vendor/Consultant acknowledges and agrees that use of the U.S. Department of Homeland Security's E-Verify System during the term of the contract is a condition of the contract with the Town of Davie.

Company/Firm: EDCO award & Speciacites
Authorized Signature:
Print Name Mike Szczesny
Title: Vice President
Date: 11 17 16

#### ATTACHMENT "C"

### CONFIRMATION OF DRUG-FREE WORKPLACE

In order to have a drug-free workplace program, a business shall:

Publish a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the workplace and specifying the actions that will be taken against employees for violations of such prohibitions.

Inform employees about the dangers of drug abuse in the workplace, the business's policy of maintaining a drug-free workplace, any available drug counseling, rehabilitation, and employee assistance programs, and the penalties that may be imposed upon employees for drug abuse violations.

Give each employee engaged in providing the commodities or Contractual services that are under Bid a copy of the statement specified in subsection (1).

In the statement specified in subsection (1), notify the employee that, as a condition of working on the commodities or Contractual services that are under bid, the employee will abide by the terms of the statement and will notify the employer of any conviction of, or plea of guilty or nolo contenders to, any violation of Chapter 893 or of any controlled substance law of the United States or any State, for a violation occurring in the workplace no later than five (5) days after the conviction.

Impose a sanction on, or require the satisfactory participation in a drug abuse assistance or rehabilitation program if such is available in the employee's community by, any employee who is so convicted.

Make a good faith effort to continue to maintain a drug-free workplace through implementation of this section.

A signed copy of your Drug-Free Workplace Policy must be attached to this signed copy and submitted with the Bid Documents.

As the person authorized to sign the statement, I certify that this firm complies fully with the above requirements.

Proposers Signature

#### ATTACHMENT "D"

## EMPLOYEE BACKGROUND VERIFICATION AFFIDAVIT

I,	MIKE	SZCZESON.	Company	EDCO	Aunids	1 Specialities
*,		- E C 3/14,	Company_	CDCC	Muudo	TAPROCULIES

Attest that all personnel used in the performance of this work have had a criminal background check, and have no criminal offenses, a negative drug test result, and are legally documented to work in the United States.

The Town of Davie requests copies of the criminal back ground checks and drug test results.

	W	
Proposer's Signature		

### ATTACHMENT "E"

### Town of Davie

## Vendor/Bidder Disclosure

I, Mike Szczesny, being first duly sworn state that:



The full legal name and business address of the person(s) or entity contracting with the Town of Davie ("Town") are as follows (Post Office addresses are not acceptable):

Name of Individual, Firm, or Organization:

EDCO Awards & Specialities

3700 Davie Blad

FORT. LAUDERDALE, FI. 33312

FEIN

59-100 90002

State and date of incorporation

### OWNERSHIP DISCLOSURE AFFIDAVIT

1. If the contract or business transaction is with a corporation, the full legal name and business address shall be provided for each officer and director and each stockholder who directly or indirectly holds five percent (5%) or more of the corporation's stock. If the contract or business transaction is with a trust, the full name and address shall be provided for each trustee and each beneficiary. All such names and address are as follows (Post Office addresses are not acceptable):

Full Legal Name	Address	Ownership
Michael Szca	Estano Davie Blog FT. Lauderde	le, F1.38312
	3702 DAVIE BLU Ft. Landerdale	
	A.	

2. The full legal names and business addresses of any other individual (other than subcontractors, suppliers, laborers, and lenders) who have, or will have, any legal, equitable, or beneficial interest in the contract or business transaction with the Town are as follows (Post Office addresses are not acceptable):

Notary Public, State of Florida at Large

Kathleen Hail Somers

My Comm. Expires Oct 6, 2019
Bonded through National Notary Assn.

Serial Number

My Commission Expires: 10 06 701 9



## Town of Davie Local Vendor Preference

## Affidavit of Eligibility

Complete all areas below. Incomplete forms may be rejected.

My business is located within	the Town of Davie.
LEGAL NAME OF FIRM:	
Physical address:	
Phone number	Fax number
Email address	
Has the business name changed since in the street of the previous business provide the previous business provide the previous business are the street of the	
Taxpayer Identification Number:	
Date your business was established in	Town of Davie:
Business license: License number:	Date issued:
A copy of my Business Tax	Receipt is attached.
I employ (insert a number	er) full time employees.

If your business is a Broward County business but not located within the Town of Davie please fill out the information on the next page.



## Town of Davie Local Vendor Preference Broward County Vendor

## Affidavit of Eligibility

Complete all areas below. Incomplete forms may be rejected.
My business is located within Broward County but not in the Town of Davie.
LEGAL NAME OF FIRM: EDCO Awards & Specific Ties
Physical address: Davie Blud Fort Landerdale, F1. 33312
Phone number 954-587-0137 Fax number 954-581-7686
Email address Info 1@ EDCO. Com
Has the business name changed since it was opened in Broward County? Yes No
If Yes please provide the previous business name:
Taxpayer Identification Number: 59-100-9062
Date your business was established in Broward County: 464
Business license: License number: Date issued:
A copy of my Business Tax Receipt is attached.
I employ (insert a number) full time employees.
The undersigned states that the forgoing statements are true and correct. The undersigned also acknowledges that any person, firm, corporation or entity intentionally submitting false information to the Town in an attempt to qualify for local preference shall be prohibited from bidding on Town of Davie products and services for a period of one (1) year.  Authorized Signature:  Date:
Printed Name & Title: Mike Szczesny

(Rev. December 2014) Department of the Treasury Internal Revenue Service

## **Request for Taxpayer** Identification Number and Certification

Give Form to the requester. Do not

***********	1 Name (as shown on your income tax return) Name in				se	nd t		e IRS.	
	Name (as shown on your income tax return). Name is required on this line; do not leave this line blank.  TROPHIES BY EDCO							***************************************	
Print or type Specific instructions on page 2.	2 Business name/disregarded entity name, if different from above								
	EDCO AWARDS & SPECIALTIES			***************************************			-	M.Company	
	3 Charles								
00 50	3 Check appropriate box for federal tax classification; check only one ☐ Individual/sole proprietor or ☐ C Corporation ☐ S C	of the following seven boxes:		4 Exemp	tions to	odos	- annt		
Print or type	single-member LLC  Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=partnership)  Note. For a single-member LLC that is disregarded downwards.				is on p	ions (codes apply only to tities, not individuals; see is on page 3):			
nt o	Note. For a single-member LLC that is disregarded, do not check LLC; check the appropriate box in the line above for Check and the single-member owner.					ayee code (if any)			
走车	Other (see instructions)			Exemptio	otion from FATCA reporting				
- ji	5 Address (number, street, and apt. or suite no.)			any)					
ě	3702 DAVIE BLVD	I Bea	(deterne	Appleas to ac	ounts ma	ntainec	outside	e me U.S.J	
5	6 City, state, and ZIP code	1	uester's name a	ind address	(option	neal)		and a second	
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4,	FT. LAUDERDALE FL 33312								
	7 List account number(s) here (optional)								
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TIN on	, it is your employer identification number (EIN). If you do not ha page 3.	ve a number, see How to get a		-	-				
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	number shown on this form is my correct taxpayer identification	number for Lam welling to					-	AND DESCRIPTION OF THE PARTY OF	
Servi	number shown on this form is my correct taxpayer identification not subject to backup withholding because: (a) I am exempt from the ce (IRS) that I am subject to backup withholding as a result of a ger subject to backup withholding; and	n backup withholding, or (b) I have failure to report all interest or divide	not been not	ed to me); ified by th	and a Inter	nal R	lever	nue	
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ection refe	rences are to the internal Revenue Code unless otherwise noted.	<ul> <li>Form 1098 (home mortgage inte (tuition)</li> </ul>	arest), 1098-E (s	tudent loar	interes	1), 10	98-T		
s legislatio	n enacted after we release it) is at www.irs.gov/fw9.	Form 1099-C (canceled debt)     Form 1099-A (acquisition or abs							
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n individua	or entity (Form W-9 requester) who is required to file an information	If you do not when the				шет,	10		
nich may b Jimber (ITIN	e your social security number (SSN), Individual taxpayer identification	If you do not return Form W-9 to to backup withholding. See What i By signing the filled-out form, yo	the requester us the requester us backup withho	vith a TIN, ) olding? on p	ou mig age 2.	ht be	subje	9Gf	
entification	number (EIN), to report on an information return the amount paid to amount reportable on an information return. Examples of information but are not limited to, the following:	Certify that the TIN you are given be issued),							

you, or other amount reportable on an information return. Examples of information returns include, but are not limited to, the following:

- Form 1099-INT (interest earned or paid)
- Form 1099-DIV (dividends, including those from stocks or mutual funds)
- Form 1099-MISC (various types of income, prizes, awards, or gross proceeds)
- Form 1099-B (stock or mutual fund sales and certain other transactions by
- Form 1099-S (proceeds from real estate transactions)
- Form 1099-K (merchant card and third party network transactions)
- 2. Certify that you are not subject to backup withholding, or
- Claim exemption from backup withholding if you are a U.S. exempt payee. If applicable, you are also certifying that as a U.S. person, your allocable share of any partnership income from a U.S. trade or business is not subject to the withholding tax on foreign partners! share of effectively connected income, and
- Certify that FATCA code(s) entered on this form (if any) indicating that you are exempt from the FATCA reporting, is correct. See What is FATCA reporting? on page 2 for further information.

## **LOBBYING INTEREST**

Respondents should refer to Sec. 2-57 of the attached form for complete definition of terms.

declare that I have read the attached form and that (check one):
My company is <u>not</u> interested in lobbying either staff or elected officials on any subject associated with this Request for Proposal (RFP)
My company is interested in lobbying either staff or elected officials on matters associated with this Request for Proposal (RFP). I understand that in order to lobby, I must fill out the attached form and submit it to the Town Clerk's Office along with a registration fee of \$50.00.
Title of RFP:
Bidder Name: EDCO Awards & Specialties
Address: 3702 DAVIE Blud
FORT Landerdale, Fl. 33312

Phone Number:	954-587-0137	
Fax Number:	954-581-7680	
e-mail Address:	Info I @ EDCO. COM.	
Signature:		
Print Name:	Mille SzczEsny	

#### ORDINANCE NO. 2012-17

AN ORDINANCE OF IBE TOWN OF DAVIE, FLORIDA, AMENDING CHAPTER 2, ARTICLE IV OF THE TOWN OF DAVIE CODE OF ORDINANCES TO COMPLY WITH PROVISIONS OF THE BROWARD COUNTY CODE OF ETHICS FOR ELECTED OFFICIALS BY REVISING DEFINITIONS, PROVIDING FOR DISCLOSURES, PROVIDING FOR A REGISTRATION FEE, PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Town of Davie determines and declares that open and responsible operation of municipal government requires that the fullest opportunity be afforded to the people to petition and freely express to their elected and appointed officials, their opinions on legislation and other actions and issues; and

WHEREAS, in order to preserve and maintain the integrity of the governmental decision making process, it is necessary that the identity and activities of certain persons who engage in efforts to influence Councilmember's either by direct communication to such officials or by solicitation of others to engage in such efforts be publicly and regularly disclosed; and

WHEREAS, the Broward County Commission enacted an ethics code for elected officials that became effective on January 2, 2012 which provides definitions for lobbyists, and lobbying activities; and

WHEREAS, the Ethics Code for Elected Officials also requires that lobbyists register with the municipality prior to engaging in lobbying activity; and

WHEREAS, the Town of Davie desires to amend Chapter 2, Article IV of the Code of Ordinances to incorporate definitions and lobbyist registration requirements as outlined in the Broward County Ethics Code for Elected Officials; and

WHEREAS, the Town of Davie seeks to recoup the costs of registering lobbyists and maintaining the disclosure requirements as set forth in the Ethics Code for Elected Officials by establishing a fee.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF DAVIE, F



<u>SECTION L</u> That Chapter 2 of the Code of the Town of Davie is hereby amended by adding thereto Article IV to read as follows:

#### ARTICLE IV. REGISTRATION OF LOBBYISTS

#### Sec. 2-56 INTENT AND PURPOSE.

The Town Council of the Town of Davie detemlines and declares that, to maintain the integrity of the government decision making process, the Town of Davie Councilmember's, Staff and residents have a legitimate need to know certain information about the activities of "lobbyists", as defined in this ordinance. The Town Council also finds that "lobbying", as defined in this ordinance, is a legitimate form of free speech, which is frequently an important and necessary part of the legislative process. As such, this ordinance seeks to impose the least burden which is reasonably necessary on lobbyists, in order to satisfy this public need for information.

#### Sec. 2-57 DEFINITIONS.

- (a) "Candidate" means an individual who is conducting a campaign for an elected office in the Town of Davie, Florida.
- (b) "Campaign" means the election process for any elected Municipal Official whether opposed or not and whether a special or regular election, beginning with the date of officially filing for office with the Town Clerk and ending with the last day of voting which finally determines the outcome of the election.
- (c) "Covered Individual" means (i) any member of the Town of Davie Council (ii) any member of a final decision-making body under the Town of Davie (iii) any individual directly appointed to a Town employment position by the Town Council, (iv) any individual serving on a contractual basis as the Town Attorney or Town Administrator, when such individual is acting in his or her official capacity; (v) any member of a selection, evaluation, or procurement committee that ranks or makes recommendations to the Town Council regarding a municipal procurement; (vi) any employee, any official, or any member of a committee of the Town that has authority to make a final decision regarding a public procurement; and (vii) the head of any department, division, or office of the Town who makes final recommendations to the Town Council regarding items that will be decided by the final decision-making authority. For purposes of the prohibition on lobbying under section (c)(2) below, "Covered Individual" also includes members of other local governmental entities within Broward County, including authorities, quasi-judicial boards, appointed boards, and commissions.
- (d) "Economic consideration" means something of actual monetary value.
- (e) Elected Official means any member of the Town of Davie Town Council and any Municipal Official as defined below.
- (f) "Immediate family" means either a father, mother, sister, brother, child, spouse or person residing in the same residential unit.
- (g) "Legislation" means any ordinance, resolution, or proposal of any kind which is the subject of present or prospective action by the Town Council.



#### (f) Removed

- (h) "Lobbying" or "Lobbying Activities" means a communication, by any means, from a lobbyist to a covered individual regarding any item that will foreseeable be decided by a final decision-making authority, which communication seeks to influence, convince, or pers l lade the covered individual to support or oppose the item.
- (g) "Lobbyist" means a person who is employed or receives payment, or who contracts for economic consideration, for the purpose of lobbying, or a person who is principally employed for the purpose of influencing governmental affairs by another person or governmental entity to lobby on behalf of that other person or governmental entity. An employee of the principal is not a "lobbyist" unless the employee is principally employed for the purpose of influencing governmental affairs. "Principally employed for the purpose of influencing governmental affairs" means that one of the principal or most significant responsibilities of the employee to the employer is overseeing the employer's various relationships with government or representing the employer in its contacts with government. The following persons are excluded from the definition of "Lobbyist":
- 1. Persons who are solely responding to the direct inquiry of a Town Official.
- 2. Town Officials acting in the course of official Town business.

"Lobbyist' means a person who is retained, with or without compensation, for the purpose of lobbying, or a person who is employed by another person or entity, on a full-time or part-time basis, principally to lobby on behalf of that other person or entity. "Lobbyist" does not include a person who is:

- a. An Elected Official, employee, or appointee of Broward County or of any municipality within Broward County communicating in his or her official capacity.
- b. An individual who communicates on his or her own behalf, or on behalf of a person or entity employing the individual on a full-time or part-time basis, unless the individual is principally employed by that person or entity to lobby.
- c. Any employee, officer, or board member of a homeowners' association, condominium association, or neighborhood association when addressing, in his or her capacity as an employee, officer, or board member of such association, an issue impacting the association or its members; or
- d. Any employee, an officer, or a board member of a nonprofit public interest entity (e.g., Sierra Club, NAACP, ACLU) when addressing an issue impacting a constituent of that entity.

G)"Municipal Official" means any individual serving as a member of the governing body of a municipality within Broward County or serving as a municipal mayor within Broward County.

- (k) "Ordinance" means the Town of Davie, Florida, Ordinance for the Registration of Lobbyists.
- (l) "Person" means any individual, business, corporation, association, partnership, governmental agency or other association recognized as a legal entity pursuant to Florida law.

- (m) "Principal" means the person for or upon whose behalf the lobbyist is lobbying.
- (n) "Registration" means providing the information required by this ordinance, in writing, annually, and in Supplements and Amendments, as may be required. "Register "means to provide a registration in such a manner.
- (o) "Town" means the Town of Davie, Florida.

#### Sec. 2-58 REGISTRATION.

- (a) Prior to engaging in lobbying activities, every lobbyist shall register with the Town by filing with the Town Clerk the following information in writing:
- (1) The name, address and telephone number of the lobbyist is required on every, amended, and supplemental registration. The "address" must be a physical address (e.g. not a Post Office Box) where the lobbyist either resides or customarily does business.
- (2) The nature and extent of any business, professional or familial relationship which the lobbyist, or any member of the lobbyist's immediately family, has had with any Municipal Official, or member of the immediate family of any Municipal Official within the period of time commencing twenty-four (24) months prior to registration and extending through the date of registration. No disclosure would be required of any such relationship existing prior to the effective date of this ordinance.
- (3) The nature and extent of any involvement, activity or assistance, whether paid or voluntary, by any lobbyist, or any member of the lobbyist 's immediate family, with the current or the most recent campaign of any current elected Municipal Official, or current candidate for Town Council.
- (4) Name, address and phone number of the lobbyist's principal(s), if known at the time of registration. The "address" must be a physical address (e.g. not a Post Office Box) where the principal either resides or customarily does business.
- (5) The general and specific matters upon which the lobbyist intends to lobby, if known at the time of registration.
- (b) There shall be ae a fee in the amount of \$50 (Fifty Dollars) charged by the Town, for each principal represented and by each any lobbyist. Such fee shall cover the cost of registering and maintaining a database of lobbyists as required by the Broward County Code of Ethics for Elected Officials. Said fee may be amended as needed by resolution.
- (c) The registration information, and any supplement or amendment shall be filed in the Town Clerk's office. The registration must be signed by the lobbyist and attested to under penalty of perjury. The Town Clerk may approve a form of registration consistent with this ordinance, which shall be used in all cases, except where unavailable.
- (d) Registration will be yearly, running from October 1st to September 30th of each year, and shall be renewed for each year during which lobbying activities are to take place. Only one annual registration form is required, per principal, per lobbyist. However, if any of the information required in the registration form is new or changed (for example, a new principal, as defined by this ordinance, or a



new specific subject of lobbying), then the Lobbyist must supplement or amend the registration before additional lobbying.

(e) Notwithstanding any provision to the contrary in this Ordinance, no lobbyist shall be required to register only because the lobbyist has spoken at any public hearing or public meeting of the Town of Davie.

## Sec. 2-59. CONDUCT OF PRINCIPALS AND OF TOWN COUNCIL.

- (a) Any principal who retains a lobbyist(s) in the Town shall take reasonable measures to supervise and monitor its lobbyist(s) to insure compliance with this Ordinance.
- (b) Any Councilmember who has actual knowledge and recollection of a lobbyist who fails to register as required in this Ordinance, or of a lobbyist who makes a material misrepresentation in Registration shall disclose same in writing to the Town Clerk as soon as reasonably practical. Failure to make such disclosure shall subject the Councilmember to a penalty as provided for in Section 2-61(a). Nothing in this section shall require any inquiry by any Councilmember to ascertain the compliance by any person with this Ordinance, nor does this section imply that any Councilmember is required to remember all of his or her past dealings with lobbyists.

#### Sec. 2-60. GENERAL CONSTRUCTION.

- (a) Examples and section headings are provided for clarity and for purposes of illustration only. Examples are not intended to imply that the illustration is the sole or exclusive possibility.
- (b) All language and terms in this ordinance shall be construed according to the definitions contained in the ordinance. If there is no explicit definition in this ordinance, then the language or term shall be construed according to the ordinary legal meaning in Florida; or if there is no ordinary legal meaning in Florida, then according to the ordinary and reasonable meaning to residents of the Town.
- (c) Lobbyist registrations must be true and accurate for matters of which the lobbyist has actual knowledge, or which the lobbyist may ascertain through reasonably diligent inquiry.



#### Sec. 2-61. PENALTIES.

A "Penalty" in this ordinance means the penalties specified in the Town of Davie Code of Ordinances, Section 1-9 ("General penalty; continuing violations"); or in the event said Section 1-9 is repealed or superseded, the general penalty specified by Town of Davie Code of Ordinances for violations of the Town of Davie Code of Ordinances. However, notwithstanding any language to the contrary in the general \_Code provisions for penalties, the maximum penalty for violation of this Lobbyist ordinance shall not exceed five hundred dollars (\$500.00). This ordinance shall be enforced by issuance of a notice to appear in County Court as authorized by Section 162.22, Florida Statutes, as it may be amended from time to time.

Any lobbyist who fails to register or willfully violates this ordinance shall be subject to a penalty, as provided in subsection (a) above; and additionally shall be subject to imposition by the Town Council of a prohibition of further lobbying in the Town for up to one year.

Any Councilmember or Principal who knowingly and willfully directs or permits a lobbyist to violate this ordinance shall be subject to a penalty as provided in subsection 2-6l(a).

SECTION 2. All Ordinances or parts of Ordinances in conflict herewith are to the extent of such conflict hereby repealed.

SECTION 3. If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is, for any reason, held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portion of this Ordinance.

SECTION 4. This Ordinance shall take effect sixty (60) days after its passage and adoption.

PASSED ON FIRST READY THIS 1ST DAY OF AUGUST, 2012. PASSED ON SECOND READING THIS  $15^{\rm TH}$  DAY AUGUST 2012.

DAY

MAYORCOUNCILMEMBER

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### TOWN OF DAVIE LOBBYIST'S REGISTRATION STATEMENT AND OATH

Registration will be annual, from October 1st to September 30th, and shall be renewed for each year during which lobbying activities are to take place. Only one annual registration form is required. If, however, any of the information required on the registration form is new or changed (for example, a new principal, as defined by Section 2-57 of Ordinance 2012-17, or a new specific subject of lobbying), the Lobbyist must then supplement or amend the registration before additional lobbying. (Ordinance 2012-17, Section 2-58(d))

LOBBYIST INFORMATION (Ordinance 2012-17, Section 2-58(a)(l)) Name \_\_\_\_\_ Address {must be a physical address (e.g. not a Post Office Box) where the lobbyist resides or customarily does business) City\_\_\_\_\_ State Zip\_\_\_ Telephone \_\_\_\_ Explain the nature and extent of any business, professional or familial relationship which the lobbyist, or any member of the lobbyist's immediate family, has had with any Town official, or member of the immediate family of any Town official within the period of time commencing twentyfour (24) months prior to registration. Explain the nature and extent of any involvement, activity or assistance, whether paid or voluntary, by any lobbyist, or any member of the lobbyist's immediate family, with the current or the most recent campaign of any current elected Town official, or current candidate for Town Council. (2012-017, Section 2-58(a)(3))

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# LOBBYIST'S PRINCIPAL(S) INFORMATION (Ordinance 2012-17, Section 2-58(a)(4))

Name		
Address must be a physical address (e.g. not a	Post Office Box) where the princip	pal resides or customarily does business)
City	State	Zip
Explain the general and spec	ot known at time of filing,	ne lobbyist intends to lobby, if known at the registration must be supplemented etion 2-58(a)(5))
registration of lobbyists and penalties as stated in said Or by payment in the amount of 2012-17,Section 2-58(b))	d acknowledge that any vious dinance. I further acknow \$50 for each principal reproduced ander penalty of perjury, the	Ordinance 2012-17, concerning olation of this Ordinance shall result in ledge that this form must be accompanied esented and by each lobbyist. (Ordinance at the facts contained herein are true and notify the Town Clerk, in writing, of any
changes to the information	contained herein and that	I am required to complete a lobbyist h occurs throughout the year.
Signature of Lobbyist		
STATE OF FLORIDA )  COUNTY OF )	SS:	
	who is personally k	day of 20_ by nown to me or who has produced
	as identification.	
My Commission expires	27.6	
Name	Signature	

## 5.2 ACKNOWLEDGEMENT OF ADDENDA

IN	NSTRUCTIONS: COMPLETE PART I OR PART II, WHICHEVER APPLIES
PART I: LIST BELOW THE DA	ATES OF ISSUE FOR EACH ADDENDUM RECEIVED IN CONNECTION WITH THIS R
	Addendum #1, Dated
	Addendum #2, Dated
	Addendum #3, Dated
	Addendum #4, Dated
	Addendum #5, Dated
	Addendum #6, Dated
	Addendum #7, Dated
	Addendum #8, Dated
PART II:	
	NO ADDENDUM WAS RECEIVED IN CONNECTION WITH THIS RFP.
FIRM I	NAME: EDCO Awards & Speciments  ORIZED SIGNATURE: DATE: 11/17/16  TITLE OF OFFICER: V. PRESIDENT
	DATE: 1/17/16
AUTH	ORIZED SIGNATURE:
	TITLE OF OFFICER: V. PRESI der

## 5.3A PROPOSAL SIGNATURE PAGE FOR CORPORATION

The officers of the Corporation are as follows:

_
_
foregoing Proposal, as principals, an

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## 5.3B PROPOSAL SIGNATURE PAGE FOR SOLE PROPRIETOR OR PARTNERSHIP

The full names and residences of persons, partners or fir	ms interested in the foregoing Proposal, as principals, are
to	illows:
PROPOSER	
(FIRM NAME)	
Witnesses:	
Williesses.	(SEAL)
	(OL/IL)
SIGNATURE AND E-MAIL ADDRESS	
PRINT NAME	
Title (Sole Proprietor or Partner)	
Post Office Address:	
TELEPHONE	
CITY in which fictitious name is registered.	
OTT THE WINDS HOURS OF THE TOTAL OF THE STATE OF THE STAT	
Attach a copy of proof of registration	

#### DRUG-FREE WORKPLACE PROGRAM 5.4

IDENTICAL TIE BIDS - Preference shall be given to businesses with drug-free workplace programs. Whenever two or more bids which are equal with respect to price, quality, and service are received by the State or by any political subdivision for the procurement of commodities or contractual services, a bid received from a business that certifies that it has implemented a drug-free workplace program shall be given preference in the award process. Established procedures for processing tie bids will be followed if none of the tied vendors have a drug-free workplace program. In order to have a drug-free workplace program, a business shall:

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Publish a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, 1. or use of a controlled substance is prohibited in the workplace and specifying the actions that will be taken against employees for violations of such prohibition.

Inform employees about the dangers of drug abuse in the workplace, the business's policy of maintaining drug-2. free workplace, any available drug counseling, rehabilitation, and employee assistance programs, and the penalties that may be imposed upon employees for drug abuse violations.

Give each employee engaged in providing the commodities or contractual services that are under bid a copy of the 3. statement specified in subsection (1).

In the statement specified in subsection (1), notify the employee that, as a condition of working on the 4. commodities or contractual services that are under bid, the employee will abide by the terms of the statement and will notify the employer of any conviction of, or plea of guilty or nolo contendere to, any violation of chapter 893 or of any controlled substance law of the United States or any state, for a violation occurring in the workplace no later than five (5) days after such conviction.

Impose a sanction on, or require the satisfactory participation in a drug abuse assistance or rehabilitation program 5. if such is available in the employee's community, by any employee who is so convicted.

Make a good faith effort to continue to maintain a drug-free workplace through implementation of this section. 6.

As the person authorized to sign the statement, I certify that this firm complies fully with the above requirements.

Mike SZCZESNY
PRINTED NAME

DBA

EDOO Awards & Spearacties

72

### 5.5 SOLICITATION, GIVING, AND ACCEPTANCE OF GIFTS POLICY

Florida Statute 112.313 prohibits the solicitation or acceptance of Gifts. - "No Public officer, employee of an agency, or candidate for nomination or election shall solicit or accept anything of value to the recipient, including a gift, loan, reward, promise of future employment, favor, or service, based upon any understanding that the vote, official action, or judgment of the public officer, employee, or candidate would be influenced thereby.""... The term 'public officer' includes any person elected or appointed to hold office in any agency, including any person serving on an advisory body."

The Town of Davie policy prohibits all public officers, elected or appointed, all employees, and their families from accepting any gifts of any value, either directly or indirectly, from any contractor, vendor, consultant, or business with whom the Town does business. Only advertising office stationery or supplies of small value are exempt from this policy - e.g. calendars, note pads, pencils.

The State of Florida definition of "gifts" includes the following:

Real property or its use,

Tangible or intangible personal property, or its use,

A preferential rate of terms on a debt, loan, goods, or services,

Forgiveness of indebtedness,

Transportation, lodging, or parking,

Membership dues,

Entrance fees, admission fees, or tickets to events, performances, or facilities,

Plants, flowers or floral arrangements

Services provided by persons pursuant to a professional license or certificate. Other personal services for which a fee is normally charged by the person providing the services. Any other similar service or thing having an attributable value not already provided for in this section. To this list, the Town of Davie has added food, meals, beverages, and candy.

Any contractor, vendor, consultant, or business found to have given a gift to a public officer or employee, or his/her family, will be subject to dismissal or revocation of contract.

As the person authorized to sign the statement, I certify that this firm will comply fully with this policy.

SIGNATURE

PRINTED NAME

NAME OF COMPANY

TITLE

Failure to sign this page shall render your bid non-responsive.

### 5.6 SOURCE OF INFORMATION

How did you find out about this solicitation? Cl	heck all that applies.
1. <u>www.davie-fl.gov</u>	
2. www.demandstar.com	
3. The Sun Sentinel	
5. Referral/word-of-mouth	Specify Source:
6. Search Engine/Internet search	
7. E-mail, newsgroup, online chat	Specify Source:
8. Banner or Link on another website	
9. Flyer, newsletter, direct mail	Specify Source:
Other	Specify Source: Davie Called 0 S

Please note: This survey form is used for internal Procurement purposes only.

#### 5.7 INDEMNIFICATION CLAUSE

The Contractor shall indemnify, defend and hold harmless the Town Council, the Town of Davie and their agents and employees from and against all claims, damages, losses and expenses (including attorney's fees) arising out of or resulting from the contractor's performance of the work, provided that any such claim, damage, loss or expense (1) is attributable to bodily injury, sickness, disease or death, or to injury to or damage on destruction of property including the loss of use resulting there from, and (2) is caused in whole or in part by any breach or default by Contractor or negligent act or omission of the Contractor, any Subcontractor, anyone directly or indirectly employed by any of them or anyone for whose acts any of them may be liable, regardless or whether or not it is caused in part by a party indemnified hereunder.

MileSZCZESN W 11 17 116
Proposer's Name Signature

STATE OF FLORIDA COUNTY OF BROWARD

SWORN TO AND SUBSCRIBED before me, the under signed authority,

chae Szczesny who, after first being sworn by me, affixed his/her

signature in the space provided above on this 17 day of November

NOTARY PUBLIC

P

KATHLEEN GAIL SOMERS
Notary Public - State of Florida
Commission # FF 239824
My Comm. Expires Oct 6, 2019
Bonded through National Notary Assn.

## 5.8 SWORN STATEMENT PURSUANT TO SECTION 287.133 (3) (a), FLORIDA STATUTES, ON PUBLIC ENTITY CRIMES

THIS FORM MUST BE SIGNED AND SWORN TO IN THE PRESENCE OF A NOTARY PUBLIC OR OTHER OFFICAL AUTHORIZED TO ADMINISTER OATHS.

This sworn statement is submitted to the TOWN OF DAVIE, FLORIDA
By: Michael SzczESNY.
For: EDCO AWOUGS & SPECIACIES  (print name of entity submitting sworn statement)
whose business address is: 3702 Davie Blad Ft. Landerdale Ft. 33312
and (if applicable) its Federal Employer Identification Number (FEIN) is:

- 2. I understand that a "public entity crime" as defined in Paragraph 287.133 (1)(g), Florida Statutes, means a violation of any state or federal law by a person with respect to and directly related to the transaction of business with any public entity or with an agency or political subdivision of any other state or of the United States, including but not limited to, any bid or contract for goods or services to be provided to any public entity or an agency or political subdivision of any other state or of the United States and involving antitrust, fraud, theft, bribery, collusion, racketeering, conspiracy, or material misrepresentations.
- 3. I understand that "convicted" or "conviction" as defined in Paragraph 287.133 (1) (b), Florida Statutes, means a finding of guilt or a conviction of a public entity crime, with or without an adjudication of guilt, in any federal or state trial court of record relating to charges brought by indictment or information after July 1, 1989, as a result of a jury verdict, non-jury trial, or entry of a plea of guilty or non contendere.
- 4. I understand that an "affiliate" as defined in Paragraph 287.133(1)(a), Florida Statutes, means:
  - 1. A predecessor or successor of a person convicted of a public entity crime; or
  - 2. An entity under the control of any natural person who is active in the management of the entity and who has been convicted of a public entity crime. The term "affiliate" includes those officers' directors, executives, partners, shareholders, employees, members, and agents who are active in the management of an affiliate. The ownership by one person of shares constituting a controlling interest in another person, or a pooling of equipment or income among persons when not for fair market value under an arm's length agreement, shall be a prima facie case that one person controls another person. A person who knowingly enters into a joint venture with a person who has been convicted of a public entity crime in Florida during the preceding 36 months shall be considered an affiliate.
- 5. I understand that a "person" as defined in Paragraph 287.133(1) (e), Florida Statutes, means any natural person or entity organized under the laws of any state or of the United States with legal power to enter into a binding contract and which bids or applies to bid on contracts for the provision of goods or services let by a public entity, or which otherwise transacts or applies to transact business with a public entity. The term "person" includes those officers, directors, executives, and partners. Shareholders, employees, members, and agents who are active in management of an entity.
- 6. Based on information and belief, the statement, which I have marked below, is true in relations to the entity submitting this sworn statement. (Indicate which statement applies).
  - Neither the entity submitting this sworn statement, nor any of its officers, directors, executives, partners, shareholders, employees, members, or agents who are active in the management of the entity, nor any affiliate

of the entity has been charged with and convicted of a public entity crime subsequent to July 1, 1989.

- The entity submitting this sworn statement, or one or more of its officers, directors, executives, partners, shareholders, employees, members, or agents who are active in the management of the entity, or an affiliate of the entity has been charged with and convicted of a public entity crime subsequent to July 1, 1989.
- The entity submitting this sworn statement, or one or more of its officers, directors, executives, partners, shareholders, employees, members, or agents who are active in the management of the entity, or an affiliate of the entity has been charged with and convicted of a public entity crime subsequent to July 1, 1989. However, there has been a subsequent proceeding before a Hearing Officer of the State of Florida, Division of Administrative Hearings and the final Order entered by the Hearing Officer determined that it was not in the public interest to place the entity submitting this sworn statement on the convicted vendor list (attach a copy of the final order).

I UNDERSTAND THAT THE SUBMISSION OF THIS FORM TO THE CONTRACTING OFFICER FOR THE PUBLIC ENTITY IDENTIFIED IN PARAGRAPH 1 ABOVE IS FOR THAT PUBLIC ENTITY ONLY AND THAT THIS FORM IS VALID THROUGH DECEMBER 31 OF THE CALENDAR YEAR IN WHICH IT IS FILED. I ALSO UNDERSTAND THAT I AM REQUIRED TO INFORM THE PUBLIC ENTITY PRIOR TO ENTERING INTO A CONTRACT IN EXCESS OF THE THRESHOLD AMOUNT PROVIDED IN SECTION 287.017, FLORIDA STATUTES FOR CATEGORY TWO OF ANY CHANGE IN THE INFORMATION CONTAINED IN THIS FORM.

W	
Signature	
Sworn to and subscribed before me this	Name of Notary Notary Public – State of Commission # FF 239824 My Comm. Expires Oct 6, 2019 Bonded through National Notary Assn.

### 5.9 ANTI-KICKBACK AFFIDAVIT

STATE OF FLORIDA

county of Broward	SS: }		
I, the undersigned, hereby duly employees of the Town of Davie, its consultants, as a commission, kickback officer of the corporation.	sworn, depose and say that no portion elected officials, and EDCO, reward or gift, directly or indirectly be	Awards	or its design

By: V. President

Sworn and subscribed before this

17 day of Movembers 12

Notary Public, State of Florida

(Printed Name)

My commission expires: 10 6 7019

KATHLEEN GAIL SOMERS
Notary Public - State of Florida
Commission # FF 239824
My Comm. Expires Oct 6, 2019
Bonded through National Notary Assn.

## 5.10 NON-COLLUSIVE AFFIDAVIT

STATE	OF FLORIDA	}	0.			
COUN	TY OF	}	S:			
	BRUWAR	) t	peing first duly sworn,	deposes and says	s that:	
	a)	He/she is the			, (Owne	er, Partner, Officer,
	Representative Proposal;	or Agent) of		the Propos	ser that has subr	nitted the attached
	b) of all pertinent of		ormed respecting the p secting such Proposal;		ontents of the atta	ched Proposal and
	c)	Such Proposal is	genuine and is not col	lusive or a sham l	Proposal;	
	directly or indir connection with connection with prices in the att Proposal price	arties in interest, indirectly, with any other the Work for which a such work; or have ached Proposal or or the Proposal principle.	Proposer nor any of its cluding this affiant, have ner Proposer, firm, or in the attached Proposer in any manner, direction of any other Proposer ice of any advantage again.	re in any way collute person to submal has been submactly or indirectly, or to fix any over oser, or to secure	ided, conspired, control a collusive or initted; or to refrair sought by persor rhead, profit, or control any collections.	onnived or agreed, sham Proposal in from proposing in to fix the price or ost elements of the lusion, conspiracy,
		conspiracy, conniva	s quoted in the attache ance, or unlawful agree employees or parties in	ement on the par	t of the Proposer	
	, sealed and deli resence of:	vered				
Kou Witness	Moon Cal	2 Somers	Ву:		-	
Witnes	S		(Printed Name)		-	
			(T:41-)			

## **ACKNOWLEDGMENT**

county of Provided }	SS: }				
BEFORE ME,		undersigned o me well known	authority	personally	appeared
herein and who executed the Michael S202 ESN WITNESS, my hand and office	e foregoing ex	Affidavit and xecuted said Affida	acknowledged avit for the purpo	to and befo	re me tha sed.
	106/2019	KATHLE! Notary Pub Commiss My Comm	EN GAIL SOMERS lic - State of Florida lion # FF 239824 Expires Oct 6, 2019 h National Notary Assistan		

#### ATTACHMENT "G" SIGNATURE PAGE

The undersigned attests to their authority to submit this proposal and to bind the firm(s) herein named to perform as per agreement. Further, by signature, the undersigned attests to the following:

- 1. The Proposer is sufficiently experienced and competent to perform all of the work required of the Proposer in the Contract;
- 2. The facts stated in the Proposers response pursuant to Request for Proposals, instructions to Proposer and Specifications are true and correct in all respects;
- 3. The Proposer has read and complied with, and submits their proposal agreeing to all of the requirements, terms and conditions as set forth in the Request for Proposals.
- 7. Proposer understands that all information listed above may be checked by the TOWN and Proposer authorizes all entities or persons listed above to answer any and all questions. Proposer hereby indemnifies the TOWN and the persons and entitles listed above and holds them harmless from any claim arising from such authorization or the exercise thereof, including the dissemination of information pursuant thereto.

Submitted by the Proposer on t	this 17 day of	November 2016.
Company Ed Co Award	s & Spec	IACTIES
Signature		
Signature		

**END**