

B-19-17

Contract ID:H61587-52G Department: Public Works**Capital: X**

SERVICE: Resurfacing- Phase 52

NIFS ID #:H61587-52G NIFS Entry Date: Term: from to

New
Time Extension:
Addl. Funds:
Blanket Resolution:
RES#

1) Mandated Program:	N
2) Comptroller Approval Form Attached:	Y
3) CSEA Agmt. § 32 Compliance Attached:	Y
4) Vendor Ownership & Mgmt. Disclosure Attached:	Y
5) Insurance Required	Y

Vendor Info:	
Name: Posillico Civil, Inc.	Vendor ID#: 11-1529032
Address: 1750 New Highway, Farmingdale, NY 11735	Contact Person: Chuck Forte
	Phone: 5163596676

Department:	
Contact Name: August Eberling	
Address: 1194 Prospect Ave, Westbury, NY 11590	
Phone: 5165716944	

2017-08-10 11:27
 RECEIVED
 NASSAU COUNTY
 CLERK OF THE BOARD OF SUPERVISORS

Routing Slip

Department	NIFS Entry: X	01-AUG-17 -- APEREIRA
Department	NIFS Approval: X	01-AUG-17 -- KARNOLD
DPW	Capital Fund Approved: X	01-AUG-17 -- KARNOLD
OMB	NIFA Approval: X	01-AUG-17 -- RDALLEVA
OMB	NIFS Approval: X	01-AUG-17 -- MVOCATURA
County Atty.	Insurance Verification: X	01-AUG-17 -- AAMATO
County Atty.	Approval to Form: X	01-AUG-17 -- NSARANDIS
Dep. CE	Approval: X	03-AUG-17 -- CRIBANDO
Leg. Affairs	Approval/Review: X	01-AUG-17 -- FBECKER

Legislature	Approval:	
Comptroller	NIFS Approval:	
NIFA	NIFA Approval:	

Contract Summary

Purpose: It is proposed to improve various County roads in the Towns of Oyster Bay and North Hempstead . The work will include asphalt pavement removal, asphalt concrete overlay, removal and replacement of deteriorated pavement, repair of joints, replacement of pavement markings and traffic loops and other incidental work.
Method of Procurement: Open Competitive Bid
Procurement History: The bids received on 7/12/17 have been examined, the revised and re-evaluated Contract amount submitted by Posillico Civil, Inc. received on 7/17/17 in the amount of \$3,716,200.00 was accepted as the lowest responsible bidder. The lower bid of Carlo Lizza & Sons Paving, Inc. was withdrawn from Nassau County legislature consideration because of the indictment of the company, alleging bribery and rewarding official misconduct. A total three firms bid on this contract and all were deemed to be local contractors.
Description of General Provisions: Unit price contract
Impact on Funding / Price Analysis: The bid for this contract of \$3,716,200.00 is below the engineer's estimate and is to come from the approved authorized fund from Project Number H61587-52G.
Change in Contract from Prior Procurement: N/A
Recommendation: (approve as submitted) Approve as submitted

Advisement Information

BUDGET CODES		FUNDING SOURCE	AMOUNT	LINE	INDEX/OBJECT CODE	AMOUNT
Fund:	CAP					
Control:	61	Revenue		01	PWCAPCAP/61587/052	\$ 3,716,200.00
Resp:	587	Contract:				\$ 0.00
Object:		County	\$ 0.00			\$ 0.00
Transaction:		Federal	\$ 0.00			\$ 0.00
Project #:	61587	State	\$ 0.00			\$ 0.00
Detail:	052	Capital	\$ 3,716,200.00			\$ 0.00
		Other	\$ 0.00			\$ 0.00
		TOTAL	\$ 3,716,200.00		TOTAL	\$ 3,716,200.00
RENEWAL						
% Increase						
% Decrease						



Nassau County Interim Finance Authority

Contract Approval Request Form (As of January 1, 2015)

1. Vendor: Posillico Civil, Inc.

2. Dollar amount requiring NIFA approval: \$3716200

Amount to be encumbered: \$3716200

This is a New

If new contract - \$ amount should be full amount of contract

If advisement – NIFA only needs to review if it is increasing funds above the amount previously approved by NIFA

If amendment - \$ amount should be full amount of amendment only

3. Contract Term: 150 days from commencement

Has work or services on this contract commenced? N ____

If yes, please explain:

4. Funding Source:

General Fund (GEN)

X Capital Improvement Fund (CAP)

Other

Grant Fund (GRT)

Federal % 0

State % 0

County % 0

Is the cash available for the full amount of the contract?

N

If not, will it require a future borrowing?

Y

Has the County Legislature approved the borrowing?

Y

Has NIFA approved the borrowing for this contract?

N

5. Provide a brief description (4 to 5 sentences) of the item for which this approval is requested:

It is proposed to improve various County roads in the Towns of Oyster Bay and North Hempstead . The work will include asphalt pavement removal, asphalt concrete overlay, removal and replacement of deteriorated pavement, repair of joints, replacement of pavement markings and traffic loops and other incidental work.

6. Has the item requested herein followed all proper procedures and thereby approved by the:

Nassau County Attorney as to form Y

Nassau County Committee and/or Legislature

Date of approval(s) and citation to the resolution where approval for this item was provided:

7. Identify all contracts (with dollar amounts) with this or an affiliated party within the prior 12 months:

Contract ID	Date	Amount

AUTHORIZATION

To the best of my knowledge, I hereby certify that the information contained in this Contract Approval Request Form and any additional information submitted in connection with this request is true and accurate and that all expenditures that will be made in reliance on this authorization are in conformance with the Nassau County Approved Budget and not in conflict with the Nassau County Multi-Year Financial Plan. I understand that NIFA will rely upon this information in its official deliberations.

RDALLEVA

01-AUG-17

Authenticated User

Date

COMPTROLLER'S OFFICE

To the best of my knowledge, I hereby certify that the information listed is true and accurate and is in conformance with the Nassau County Approved Budget and not in conflict with the Nassau County Multi-Year Financial Plan.

Regarding funding, please check the correct response:

☐ I certify that the funds are available to be encumbered pending NIFA approval of this contract.

If this is a capital project:

I certify that the bonding for this contract has been approved by NIFA.

Budget is available and funds have been encumbered but the project requires NIFA bonding authorization

Authenticated User

Date

NIFA

Amount being approved by NIFA:

Payment is not guaranteed for any work commenced prior to this approval.

Authenticated User

Date

NOTE: All contract submissions MUST include the County's own routing slip, current NIFS printouts for all relevant accounts and relevant Nassau County Legislature communication documents and relevant supplemental information pertaining to the item requested herein.

NIFA Contract Approval Request Form MUST be filled out in its entirety before being submitted to NIFA for review.

NIFA reserves the right to request additional information as needed.

RULES RESOLUTION NO. -2017

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO AWARD AND EXECUTE A CONTRACT BETWEEN THE COUNTY OF NASSAU ACTING ON BEHALF OF THE NASSAU COUNTY DEPARTMENT OF PUBLIC WORKS AND POSILLICO CIVIL, INC.

WHEREAS, in accordance with all Federal, State and Local Law, the County of Nassau on behalf of the NASSAU COUNTY DEPARTMENT OF PUBLIC WORKS ["Department"] has received competitive bids for contract H61587-52G, for RESURFACING OF VARIOUS COUNTY ROADS IN THE TOWNS OF OYSTER BAY & NORTH HEMPSTEAD, PHASE 52, NASSAU COUNTY, NY ["Contract"], as more particularly described in the contract documents, a copy of which are on file with the Clerk of the Legislature; and

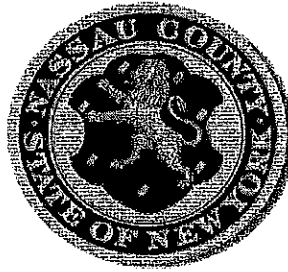
WHEREAS, the firm of POSILLICO CIVIL, INC. ["Vendor"] has submitted the lowest responsible bid for the work described in the contract in accordance with all Federal, State and Local Law as determined by the Department, and

WHEREAS, the funding for this contract is from capital funds approved by the Nassau County Legislature and included in the current four year capital plan, and

WHEREAS, the Commissioner of the Department is representing that the total contract is estimated to be \$ 3,716,200.00, now therefore be it

RESOLVED, that the Rules Committee of the Nassau County Legislature, based on the representations of the Department and the recommendation of the Commissioner of the Department, authorizes the County Executive to award and execute the said contract with the vendor.

George Maragos
Comptroller



OFFICE OF THE COMPTROLLER
240 Old Country Road
Mineola, New York 11501

COMPTROLLER APPROVAL FORM FOR PERSONAL, PROFESSIONAL OR HUMAN SERVICES CONTRACTS

Attach this form along with all personal, professional or human services contracts, contract renewals, extensions and amendments.

CONTRACTOR NAME: Posillico Civil, Inc.

CONTRACTOR ADDRESS: 1750 New Highway, Farmingdale, NY 11735

FEDERAL TAX ID #: 11-1529032

Instructions: Please check the appropriate box ("☑") after one of the following roman numerals, and provide all the requested information.

I. ☑ The contract was awarded to the lowest, responsible bidder after advertisement for sealed bids. The contract was awarded after a request for sealed bids was published in Newsday [newspaper] on June 15, 2016 & June 30, 2016. [date]. The sealed bids were publicly opened on July 12, 2016 [date]. Three (3) [#] of sealed bids were received and opened.

II. ☐ The contractor was selected pursuant to a Request for Proposals.

The Contract was entered into after a written request for proposals was issued on _____ [date]. Potential proposers were made aware of the availability of the RFP by advertisement in _____ [newspaper], posting on industry websites, via email to interested parties and by publication on the County procurement website. Proposals were due on _____ [date]. _____ [state #] proposals were received and evaluated. The evaluation committee consisted of: _____

_____ (list # of persons on committee and their respective departments). The proposals were scored and ranked. As a result of the scoring and ranking, the highest-ranking proposer was selected.

III. ☐ This is a renewal, extension or amendment of an existing contract.

The contract was originally executed by Nassau County on _____ [date]. This is a renewal or extension pursuant to the contract, or an amendment within the scope of the contract or RFP (copies of the relevant pages are attached). The original contract was entered into after _____

[describe procurement method, i.e., RFP, three proposals evaluated, etc.] Attach a copy of the most recent evaluation of the contractor's performance for any contract to be renewed or extended. If the contractor has not received a satisfactory evaluation, the department must explain why the contractor should nevertheless be permitted to continue to contract with the county.

IV. ☐ Pursuant to Executive Order No. 1 of 1993, as amended, at least three proposals were solicited and received. The attached memorandum from the department head describes the proposals received, along with the cost of each proposal.

- ☐ A. The contract has been awarded to the proposer offering the lowest cost proposal; **OR:**
- ☐ B. The attached memorandum contains a detailed explanation as to the reason(s) why the contract was awarded to other than the lowest-cost proposer. The attachment includes a specific delineation of the unique skills and experience, the specific reasons why a proposal is deemed superior, and/or why the proposer has been judged to be able to perform more quickly than other proposers.

V. ☐ Pursuant to Executive Order No. 1 of 1993 as amended, the attached memorandum from the department head explains why the department did not obtain at least three proposals.

- ☐ A. There are only one or two providers of the services sought or less than three providers submitted proposals. The memorandum describes how the contractor was determined to be the sole source provider of the personal service needed or explains why only two proposals could be obtained. If two proposals were obtained, the memorandum explains that the contract was awarded to the lowest cost proposer, or why the selected proposer offered the higher quality proposal, the proposer's unique and special experience, skill, or expertise, or its availability to perform in the most immediate and timely manner.
- ☐ B. The memorandum explains that the contractor's selection was dictated by the terms of a federal or New York State grant, by legislation or by a court order. (Copies of the relevant documents are attached).
- ☐ C. Pursuant to General Municipal Law Section 104, the department is purchasing the services required through a New York State Office of General Services contract no. _____, and the attached memorandum explains how the purchase is within the scope of the terms of that contract.

- ☐ **D.** Pursuant to General Municipal Law Section 119-o, the department is purchasing the services required through an inter-municipal agreement.

VI. ☐ This is a human services contract with a not-for-profit agency for which a competitive process has not been initiated. Attached is a memorandum that explains the reasons for entering into this contract without conducting a competitive process, and details when the department intends to initiate a competitive process for the future award of these services. For any such contract, where the vendor has previously provided services to the county, attach a copy of the most recent evaluation of the vendor's performance. If the contractor has not received a satisfactory evaluation, the department must explain why the contractor should nevertheless be permitted to contract with the county.

In certain limited circumstances, conducting a competitive process and/or completing performance evaluations may not be possible because of the nature of the human services program, or because of a compelling need to continue services through the same provider. In those circumstances, attach an explanation of why a competitive process and/or performance evaluation is inapplicable.

VII. ☐ This is a public works contract for the provision of architectural, engineering or surveying services. The attached memorandum provides details of the department's compliance with Board of Supervisors' Resolution No. 928 of 1993, including its receipt and evaluation of annual Statements of Qualifications & Performance Data, and its negotiations with the most highly qualified firms.

Instructions with respect to Sections VIII, IX and X: All Departments must check the box for VIII. Then, check the box for either IX or X, as applicable.

VIII. ☒ Participation of Minority Group Members and Women in Nassau County Contracts. The selected contractor has agreed that it has an obligation to utilize best efforts to hire MWBE sub-contractors. Proof of the contractual utilization of best efforts as outlined in Exhibit "EE" may be requested at any time, from time to time, by the Comptroller's Office prior to the approval of claim vouchers.

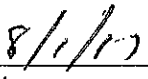
IX. ☒ Department MWBE responsibilities. To ensure compliance with MWBE requirements as outlined in Exhibit "EE", Department will require vendor to submit list of sub-contractor requirements prior to submission of the first claim voucher, for services under this contract being submitted to the Comptroller.

X. ☐ Vendor will not require any sub-contractors.

In addition, if this is a contract with an individual or with an entity that has only one or two employees: ☐ a review of the criteria set forth by the Internal Revenue Service, *Revenue Ruling No. 87-41, 1987-1 C.B. 296*, attached as Appendix A to the Comptroller's Memorandum, dated February 13, 2004, concerning independent contractors and employees indicates that the contractor would not be considered an employee for federal tax purposes.



Department Head Signature



Date

NOTE: Any information requested above, or in the exhibit below, may be included in the county's "staff summary" form in lieu of a separate memorandum.

Exhibit A



COUNTY OF NASSAU

POLITICAL CAMPAIGN CONTRIBUTION DISCLOSURE FORM

1. Has the vendor or any corporate officers of the vendor provided campaign contributions pursuant to the New York State Election Law in (a) the period beginning April 1, 2016 and ending on the date of this disclosure, or (b), beginning April 1, 2018, the period beginning two years prior to the date of this disclosure and ending on the date of this disclosure, to the campaign committees of any of the following Nassau County elected officials or to the campaign committees of any candidates for any of the following Nassau County elected offices: the County Executive, the County Clerk, the Comptroller, the District Attorney, or any County Legislator? If yes, to what campaign committee?

No

2. VERIFICATION: This section must be signed by a principal of the consultant, contractor or Vendor authorized as a signatory of the firm for the purpose of executing Contracts.

The undersigned affirms and so swears that he/she has read and understood the foregoing statements and they are, to his/her knowledge, true and accurate.

The undersigned further certifies and affirms that the contribution(s) to the campaign committees identified above were made freely and without duress, threat or any promise of a governmental benefit or in exchange for any benefit or remuneration.

Dated: 7/17/17

Vendor: Posillico - Civil

Signed: [Signature]

Print Name: Joseph K. Posillico

Title: President / CEO

Exhibit B



COUNTY OF NASSAU

LOBBYIST REGISTRATION AND DISCLOSURE FORM

1. Name, address and telephone number of lobbyist(s)/lobbying organization. The term "lobbyist" means any and every person or organization retained, employed or designated by any client to influence - or promote a matter before - Nassau County, its agencies, boards, commissions, department heads, legislators or committees, including but not limited to the Open Space and Parks Advisory Committee and Planning Commission. Such matters include, but are not limited to, requests for proposals, development or improvement of real property subject to County regulation, procurements. The term "lobbyist" does not include any officer, director, trustee, employee, counsel or agent of the County of Nassau, or State of New York, when discharging his or her official duties.

"None"

2. List whether and where the person/organization is registered as a lobbyist (e.g., Nassau County, New York State):

"None"

3. Name, address and telephone number of client(s) by whom, or on whose behalf, the lobbyist is retained, employed or designated:

"None"

4. Describe lobbying activity conducted, or to be conducted, in Nassau County, and identify client(s) for each activity listed. See page 4 for a complete description of lobbying activities.

"None"

5. The name of persons, organizations or governmental entities before whom the lobbyist expects to lobby:

"None"

6. If such lobbyist is retained or employed pursuant to a written agreement of retainer or employment, you must attach a copy of such document; and if agreement of retainer or employment is oral, attach a written statement of the substance thereof. If the written agreement of retainer or employment does not contain a signed authorization from the client by whom you have been authorized to lobby, separately attach such a written authorization from the client.

7. Has the lobbyist/lobbying organization or any of its corporate officers provided campaign contributions pursuant to the New York State Election Law in (a) the period beginning April 1, 2016 and ending on the date of this disclosure, or (b), beginning April 1, 2018, the period beginning two years prior to the date of this disclosure and ending on the date of this disclosure, to the campaign committees of any of the following Nassau County elected officials or to the campaign committees of any candidates for any of the following Nassau County elected offices: the County Executive, the County Clerk, the Comptroller, the District Attorney, or any County Legislator? If yes, to what campaign committee?

No

I understand that copies of this form will be sent to the Nassau County Department of Information Technology ("IT") to be posted on the County's website.

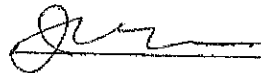
I also understand that upon termination of retainer, employment or designation I must give written notice to the County Attorney within thirty (30) days of termination.

VERIFICATION: The undersigned affirms and so swears that he/she has read and understood the foregoing statements and they are, to his/her knowledge, true and accurate.

The undersigned further certifies and affirms that the contribution(s) to the campaign committees listed above were made freely and without duress, threat or any promise of a governmental benefit or in exchange for any benefit or remuneration.

Dated: 7/17/17

Signed:



Print Name:

Joseph K. Posillico

Title:

President / CEO

The term lobbying shall mean any attempt to influence: any determination made by the Nassau County Legislature, or any member thereof, with respect to the introduction, passage, defeat, or substance of any local legislation or resolution; any determination by the County Executive to support, oppose, approve or disapprove any local legislation or resolution, whether or not such legislation has been introduced in the County Legislature; any determination by an elected County official or an officer or employee of the County with respect to the procurement of goods, services or construction, including the preparation of contract specifications, including but not limited to the preparation of requests for proposals, or solicitation, award or administration of a contract or with respect to the solicitation, award or administration of a grant, loan, or agreement involving the disbursement of public monies; any determination made by the County Executive, County Legislature, or by the County of Nassau, its agencies, boards, commissions, department heads or committees, including but not limited to the Open Space and Parks Advisory Committee, the Planning Commission, with respect to the zoning, use, development or improvement of real property subject to County regulation, or any agencies, boards, commissions, department heads or committees with respect to requests for proposals, bidding, procurement or contracting for services for the County; any determination made by an elected county official or an officer or employee of the county with respect to the terms of the acquisition or disposition by the county of any interest in real property, with respect to a license or permit for the use of real property of or by the county, or with respect to a franchise, concession or revocable consent; the proposal, adoption, amendment or rejection by an agency of any rule having the force and effect of law; the decision to hold, timing or outcome of any rate making proceeding before an agency; the agenda or any determination of a board or commission; any determination regarding the calendaring or scope of any legislature oversight hearing; the issuance, repeal, modification or substance of a County Executive Order; or any determination made by an elected county official or an officer or employee of the county to support or oppose any state or federal legislation, rule or regulation, including any determination made to support or oppose that is contingent on any amendment of such legislation, rule or regulation, whether or not such legislation has been formally introduced and whether or not such rule or regulation has been formally proposed.

The term "lobbying" or "lobbying activities" does not include: Persons engaged in drafting legislation, rules, regulations or rates; persons advising clients and rendering opinions on proposed legislation, rules, regulations or rates, where such professional services are not otherwise connected with legislative or executive action on such legislation or administrative action on such rules, regulations or rates; newspapers and other periodicals and radio and television stations and owners and employees thereof, provided that their activities in connection with proposed legislation, rules, regulations or rates are limited to the publication or broadcast of news items, editorials or other comment, or paid advertisements; persons who participate as witnesses, attorneys or other representatives in public rule-making or rate-making proceedings of a County agency, with respect to all participation by such persons which is part of the public record thereof and all preparation by such persons for such participation; persons who attempt to influence a County agency in an adjudicatory proceeding, as defined by § 102 of the New York State Administrative Procedure Act.

PRINCIPAL QUESTIONNAIRE FORM

All questions on these questionnaires must be answered by all officers and any individuals who hold a ten percent (10%) or greater ownership interest in the proposer. Answers typewritten or printed in ink. If you need more space to answer any question, make as many photocopies of the appropriate page(s) as necessary and attach them to the questionnaire.

COMPLETE THIS QUESTIONNAIRE CAREFULLY AND COMPLETELY. FAILURE TO SUBMIT A COMPLETE QUESTIONNAIRE MAY MEAN THAT YOUR BID OR PROPOSAL WILL BE REJECTED AS NON-RESPONSIVE AND IT WILL NOT BE CONSIDERED FOR AWARD

1. Principal Name Joseph K. Rosillico
Date of birth 01/21/59
Home address 3. Kaiser Hill Rd
City/state/zip Huitt, NY 11743
Business address 1750 New Hwy
City/state/zip Farmingdale, NY 11735
Telephone 631 390 5726
Other present address(es) N/A
City/state/zip _____
Telephone _____
List of other addresses and telephone numbers attached _____
2. Positions held in submitting business and starting date of each (check all applicable)
President 9/24/07 Treasurer _____
Chairman of Board _____ Shareholder _____
Chief Exec. Officer 9/24/07 Secretary _____
Chief Financial Officer _____ Partner _____
Vice President _____
(Other) _____
3. Do you have an equity interest in the business submitting the questionnaire?
YES ☒ NO _____ If Yes, provide details. See attached - Ent. Ny Matrix
4. Are there any outstanding loans, guarantees or any other form of security or lease or any other type of contribution made in whole or in part between you and the business submitting the questionnaire? YES ☒ NO _____ If Yes, provide details. See Attached Note 9
5. Within the past 3 years, have you been a principal owner or officer of any business or not-for-profit organization other than the one submitting the questionnaire? YES ☒ NO _____ If Yes, provide details. See Attached Entity Matrix

6. Has any governmental entity awarded any contracts to a business or organization listed in Section 5 in the past 3 years while you were a principal owner or officer? YES ☒ NO ☐
If Yes, provide details. *Positive Materials was awarded a \$45065 contract*

NOTE: An affirmative answer is required below whether the sanction arose automatically, by operation of law, or as a result of any action taken by a government agency. Provide a detailed response to all questions checked "YES". If you need more space, photocopy the appropriate page and attach it to the questionnaire.

7. In the past (5) years, have you and/or any affiliated businesses or not-for-profit organizations listed in Section 5 in which you have been a principal owner or officer:
- a. Been debarred by any government agency from entering into contracts with that agency? YES ☐ NO ☒ If Yes, provide details for each such instance.
 - b. Been declared in default and/or terminated for cause on any contract, and/or had any contracts cancelled for cause? YES ☐ NO ☒ If Yes, provide details for each such instance.
 - c. Been denied the award of a contract and/or the opportunity to bid on a contract, including, but not limited to, failure to meet pre-qualification standards? YES ☐ NO ☒ If Yes, provide details for each such instance.
 - d. Been suspended by any government agency from entering into any contract with it; and/or is any action pending that could formally debar or otherwise affect such business's ability to bid or propose on contract? YES ☐ NO ☒ If Yes, provide details for each such instance.
8. Have any of the businesses or organizations listed in response to Question 5 filed a bankruptcy petition and/or been the subject of involuntary bankruptcy proceedings during the past 7 years, and/or for any portion of the last 7 year period, been in a state of bankruptcy as a result of bankruptcy proceedings initiated more than 7 years ago and/or is any such business now the subject of any pending bankruptcy proceedings, whenever initiated? If "Yes", provide details for each such instance. (Provide a detailed response to all questions checked "YES". If you need more space, photocopy the appropriate page and attach it to the questionnaire.)
- a) Is there any felony charge pending against you? YES ☐ NO ☒ If Yes, provide details for each such charge.
 - b) Is there any misdemeanor charge pending against you? YES ☐ NO ☒ If Yes, provide details for each such charge.
 - c) Is there any administrative charge pending against you? YES ☐ NO ☒ If Yes, provide details for each such charge.
 - d) In the past 10 years, have you been convicted, after trial or by plea, of any felony, or of any other crime, an element of which relates to truthfulness or the underlying facts of which related to the conduct of business? YES ☐ NO ☒ If Yes, provide details for each such conviction.

e) In the past 5 years, have you been convicted, after trial or by plea, of a misdemeanor? YES ☐ NO ☒ If Yes, provide details for each such conviction.

f) In the past 5 years, have you been found in violation of any administrative or statutory charges? YES ☐ NO ☒ If Yes, provide details for each such occurrence.

9. In addition to the information provided in response to the previous questions, in the past 5 years, have you been the subject of a criminal investigation and/or a civil anti-trust investigation by any federal, state or local prosecuting or investigative agency and/or the subject of an investigation where such investigation was related to activities performed at, for, or on behalf of the submitting business entity and/or an affiliated business listed in response to Question 5? YES ☐ NO ☒ If Yes, provide details for each such investigation.
10. In addition to the information provided, in the past 5 years has any business or organization listed in response to Question 5, been the subject of a criminal investigation and/or a civil anti-trust investigation and/or any other type of investigation by any government agency, including but not limited to federal, state, and local regulatory agencies while you were a principal owner or officer? YES ☐ NO ☒ If Yes, provide details for each such investigation.
11. In the past 5 years, have you or this business, or any other affiliated business listed in response to Question 5 had any sanction imposed as a result of judicial or administrative proceedings with respect to any professional license held? YES ☐ NO ☒ If Yes, provide details for each such instance.
12. For the past 5 tax years, have you failed to file any required tax returns or failed to pay any applicable federal, state or local taxes or other assessed charges, including but not limited to water and sewer charges? YES ☐ NO ☒ If Yes, provide details for each such year.

CERTIFICATION

A MATERIALLY FALSE STATEMENT WILLFULLY OR FRAUDULENTLY MADE IN CONNECTION WITH THIS QUESTIONNAIRE MAY RESULT IN RENDERING THE SUBMITTING BUSINESS ENTITY NOT RESPONSIBLE WITH RESPECT TO THE PRESENT BID OR FUTURE BIDS, AND, IN ADDITION, MAY SUBJECT THE PERSON MAKING THE FALSE STATEMENT TO CRIMINAL CHARGES.

I, Joseph K. Posillico, being duly sworn, state that I have read and understand all the items contained in the foregoing pages of this questionnaire and the following pages of attachments; that I supplied full and complete answers to each item therein to the best of my knowledge, information and belief; that I will notify the County in writing of any change in circumstances occurring after the submission of this questionnaire and before the execution of the contract; and that all information supplied by me is true to the best of my knowledge, information and belief. I understand that the County will rely on the information supplied in this questionnaire as additional inducement to enter into a contract with the submitting business entity.

Sworn to before me this 18 day of July 2017

Audra Schmitt
Notary Public

AUDRA SCHMITT
Notary Public, State of New York
No. 01SC8323475
Qualified in Suffolk County
Commission Expires April 20, 2019

Posillico Civil, Inc.
Name of submitting business

Joseph K. Posillico
Print name

[Signature]
Signature

President/CEO
Title

7/18/17
Date

Joseph K. Posillico - Entity Matrix

ENTITY NAME	Tax ID #	Type of Business	JKP	Title
Posillico, Inc.	26-0408030	Holding Company	33.33%	Pres/CEO
Posillico Civil, Inc.	11-1529032	Construction	33.33%	Pres/CEO
Posillico Environmental, Inc.	11-3072481	Environmental		
Posillico Drilling, Inc.	46-1983247	Construction	33.33%	Pres/CEO
LIE Rental, Corp.	20-0408030	Construction	33.33%	President
		Equipment Rental	33.33%	Secretary
The Posillico Foundation, Inc.	20-2143917		33.33%	
Posillico Materials, LLC	11-2523502	Manufacturing	25.00%	Managing Member
1750 New Hwy, LLC	26-1369586	Real Estate Investment	25.00%	Member
DMJ Realty Associates, LLC	11-3014827	Real Estate Investment	11.11%	Managing Member/Member
Farmingdale Properties, LLC	11-3343833	Real Estate Invest	25.00%	Member
Posillico Consulting, LLC	11-3594520	Consulting Services	33.33%	Member
Effective Safety Solutions, LLC	46-4772078	Consulting Services	33.33%	Managing Member/Member
Blue Island Development LLC	11-3557697	Residential Development	20.00%	Member
PDC @ Harbor Island, Inc.	20-2631598	Real Estate Development	20.00%	Secretary/Treasurer
Johnson Ave. Partners, Inc.	47-1394641	Real Estate Investment	33.33%	Secretary/Treasurer
Posillico Management @ Glen Isle, LLC	26-1989420	Real Estate Management	20.00%	Member
Posillico Partners @ Glen Isle, LLC	26-1989525	Real Estate Investment	20.00%	Member
Grandview Development, LLC	55-0807108	Real Estate Investment	20.00%	Member
Urban RockTech, LLC	80-0346819	Holding Company	25.00%	Member
Babylon Cove Development, LLC	11-3494903	Real Estate Development	33.33%	Member
Urban Rock NJ, LLC	45-5091399	Holding Company	29.17%	Member
PRock Consulting, LLC	46-2598853	Consulting	33.33%	Member
New Hwy Properties, LLC	45-4556527	Real Estate Investor	12.50%	Member

POSILICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 7 - Equity in Joint Ventures (cont'd.)

In addition, Civil fulfills certain joint venture contractual obligations and is reimbursed for all related costs incurred.

At December 31, 2016, Civil's share of backlog from its investment in the joint ventures is approximately \$76,789,000.

Note 8 - Property and Equipment

Property and equipment, net is summarized as follows:

Land	\$ 752,250
Buildings and building improvements	8,376,206
Transportation equipment	5,278,044
Machinery and equipment	44,675,633
Furniture and fixtures	104,833
Computer equipment	31,669
Office equipment	54,336
	<hr/> 59,272,971
Less: Accumulated depreciation and amortization	30,798,852
	<hr/> \$ 28,474,119

Depreciation and amortization expense related to property and equipment amounted to \$5,040,080 for the year ended December 31, 2016.

Note 9 - Related Party Transactions

The Companies' transactions with related parties were as follows:

At December 31, 2016, Civil has advanced \$4,096,953 to its stockholders. These advances are unsecured, bear interest at the rate of 6% per annum, and are due on demand. Included in the combined statement of income for the year ended December 31, 2016 is interest income relating to these advances of \$251,913.

During the year ended December 31, 2016, the Companies paid consulting fees to affiliates related through common control and management totaling \$540,000.

The Companies lease their land and storage facilities from DMJ Associates, Farmingdale Properties, LLC and Johnson Avenue Partners Inc., affiliates related through common control and management, under renewable lease agreements. In addition to rent, the Companies also pay for the related real estate taxes. Rent expense and real estate taxes relating to these facilities, charged to operations for the year ended December 31, 2016 amounted to \$1,362,169.

POSILICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 9. Related Party Transactions (cont'd.)

Future minimum rental payments at December 31, 2016 are as follows:

Years Ending December 31:

2017	
2018	\$ 1,695,776
2019	1,695,776
2020	1,695,776
2021	1,801,758
Thereafter	1,907,739
	<u>6,677,087</u>
	<u>\$ 15,473,912</u>

Included in accounts receivable at December 31, 2016 are amounts relating to various other affiliated entities in the amount of \$4,778,510. Included in accounts payable at December 31, 2016 are amounts relating to various other affiliated entities in the amount of \$353,052. At December 31, 2016, the Companies have advanced \$239,500 to affiliates related by common ownership. The advances are unsecured, noninterest-bearing and are expected to be collected within one year. Included in advances from affiliates at December 31, 2016 are amounts relating to various affiliated individuals in the amount of \$6,341,556. These advances are unsecured, bear interest at a rate of 6% per annum and are due on demand. Included in the combined statement of income for the year ended December 31, 2016 is interest expense relating to these advances of \$217,086.

Note 10 - Intangible Assets

The following is a summary of intangible assets at December 31, 2016:

Contract intangibles	\$ 2,105,049
Less: Accumulated amortization	<u>2,000,189</u>
	<u>\$ 104,860</u>

Amortization expense relating to the intangible assets amounted to \$1,476,969 for the year ended December 31, 2016.

Note 11 - Notes Payable - Bank

Pursuant to an arrangement with its bank, Civil and Environmental may borrow up to \$40,000,000, inclusive of a \$10,000,000 sublimit for standby letters of credit (see Note 16), under a renewable secured line of credit which expires August 31, 2017. Interest is payable at the greater of either the bank's prime rate (3.75% at December 31, 2016) or 2.0% above the LIBOR rate (totaling 2.70% at December 31, 2016). The line is subject to a 30-day clean-up provision and is personally guaranteed by Civil's and Environmental's shareholders, to the extent of each shareholder's individual ownership percentage, and also is guaranteed by Materials, Drilling and LIE. At December 31, 2016, there was \$7,500,000 outstanding on the line of credit.

PRINCIPAL QUESTIONNAIRE FORM

All questions on these questionnaires must be answered by all officers and any individuals who hold a ten percent (10%) or greater ownership interest in the proposer. Answers typewritten or printed in ink. If you need more space to answer any question, make as many photocopies of the appropriate page(s) as necessary and attach them to the questionnaire.

COMPLETE THIS QUESTIONNAIRE CAREFULLY AND COMPLETELY. FAILURE TO SUBMIT A COMPLETE QUESTIONNAIRE MAY MEAN THAT YOUR BID OR PROPOSAL WILL BE REJECTED AS NON-RESPONSIVE AND IT WILL NOT BE CONSIDERED FOR AWARD

1. Principal Name Michael J. Rosillico
Date of birth 4/27/62
Home address 9 Fox Meadow Ct
City/state/zip Woodbury, NY 11797
Business address 1750 New Highway
City/state/zip Farmingdale, NY 11735
Telephone 631 390 5740
Other present address(es) N/A
City/state/zip _____
Telephone _____
List of other addresses and telephone numbers attached _____
2. Positions held in submitting business and starting date of each (check all applicable)
President / / Treasurer / /
Chairman of Board / / Shareholder / /
Chief Exec. Officer / / Secretary 12/31/14
Chief Financial Officer / / Partner / /
Vice President 9/24/07 / /
(Other) _____
3. Do you have an equity interest in the business submitting the questionnaire?
YES ☒ NO ☐ If Yes, provide details. See attached Entity matrix
4. Are there any outstanding loans, guarantees or any other form of security or lease or any other type of contribution made in whole or in part between you and the business submitting the questionnaire? YES ☒ NO ☐ If Yes, provide details. see attached Note 9
5. Within the past 3 years, have you been a principal owner or officer of any business or not-for-profit organization other than the one submitting the questionnaire? YES ☒ NO ☐
If Yes, provide details. see attached Entity matrix

6. Has any governmental entity awarded any contracts to a business or organization listed in Section 5 in the past 3 years while you were a principal owner or officer? YES ☒ NO ☐
If Yes, provide details. *Posillio Materials was awarded a NYS OGS contract*

NOTE: An affirmative answer is required below whether the sanction arose automatically, by operation of law, or as a result of any action taken by a government agency.
Provide a detailed response to all questions checked "YES". If you need more space, photocopy the appropriate page and attach it to the questionnaire.

7. In the past (5) years, have you and/or any affiliated businesses or not-for-profit organizations listed in Section 5 in which you have been a principal owner or officer:
- a. Been debarred by any government agency from entering into contracts with that agency? YES ☐ NO ☒ If Yes, provide details for each such instance.
 - b. Been declared in default and/or terminated for cause on any contract, and/or had any contracts cancelled for cause? YES ☐ NO ☒ If Yes, provide details for each such instance.
 - c. Been denied the award of a contract and/or the opportunity to bid on a contract, including, but not limited to, failure to meet pre-qualification standards? YES ☐ NO ☒ If Yes, provide details for each such instance.
 - d. Been suspended by any government agency from entering into any contract with it; and/or is any action pending that could formally debar or otherwise affect such business's ability to bid or propose on contract? YES ☐ NO ☒ If Yes, provide details for each such instance.
8. Have any of the businesses or organizations listed in response to Question 5 filed a bankruptcy petition and/or been the subject of involuntary bankruptcy proceedings during the past 7 years, and/or for any portion of the last 7 year period, been in a state of bankruptcy as a result of bankruptcy proceedings initiated more than 7 years ago and/or is any such business now the subject of any pending bankruptcy proceedings, whenever initiated? If 'Yes', provide details for each such instance. (Provide a detailed response to all questions checked "YES". If you need more space, photocopy the appropriate page and attach it to the questionnaire.)
- a) Is there any felony charge pending against you? YES ☐ NO ☒ If Yes, provide details for each such charge.
 - b) Is there any misdemeanor charge pending against you? YES ☐ NO ☒ If Yes, provide details for each such charge.
 - c) Is there any administrative charge pending against you? YES ☐ NO ☒ If Yes, provide details for each such charge.
 - d) In the past 10 years, have you been convicted, after trial or by plea, of any felony, or of any other crime, an element of which relates to truthfulness or the underlying facts of which related to the conduct of business? YES ☐ NO ☒ If Yes, provide details for each such conviction.

- e) In the past 5 years, have you been convicted, after trial or by plea, of a misdemeanor? YES ☐ NO ☒ If Yes, provide details for each such conviction.
- f) In the past 5 years, have you been found in violation of any administrative or statutory charges? YES ☐ NO ☒ If Yes, provide details for each such occurrence.
9. In addition to the information provided in response to the previous questions, in the past 5 years, have you been the subject of a criminal investigation and/or a civil anti-trust investigation by any federal, state or local prosecuting or investigative agency and/or the subject of an investigation where such investigation was related to activities performed at, for, or on behalf of the submitting business entity and/or an affiliated business listed in response to Question 5? YES ☐ NO ☒ If Yes, provide details for each such investigation.
10. In addition to the information provided, in the past 5 years has any business or organization listed in response to Question 5, been the subject of a criminal investigation and/or a civil anti-trust investigation and/or any other type of investigation by any government agency, including but not limited to federal, state, and local regulatory agencies while you were a principal owner or officer? YES ☐ NO ☒ If Yes; provide details for each such investigation.
11. In the past 5 years, have you or this business, or any other affiliated business listed in response to Question 5 had any sanction imposed as a result of judicial or administrative proceedings with respect to any professional license held? YES ☐ NO ☒ If Yes; provide details for each such instance.
12. For the past 5 tax years, have you failed to file any required tax returns or failed to pay any applicable federal, state or local taxes or other assessed charges, including but not limited to water and sewer charges? YES ☐ NO ☒ If Yes, provide details for each such year.

CERTIFICATION

A MATERIALLY FALSE STATEMENT WILLFULLY OR FRAUDULENTLY MADE IN CONNECTION WITH THIS QUESTIONNAIRE MAY RESULT IN RENDERING THE SUBMITTING BUSINESS ENTITY NOT RESPONSIBLE WITH RESPECT TO THE PRESENT BID OR FUTURE BIDS, AND, IN ADDITION, MAY SUBJECT THE PERSON MAKING THE FALSE STATEMENT TO CRIMINAL CHARGES.

I, Michael J. Posillico being duly sworn, state that I have read and understand all the items contained in the foregoing pages of this questionnaire and the following pages of attachments; that I supplied full and complete answers to each item therein to the best of my knowledge, information and belief; that I will notify the County in writing of any change in circumstances occurring after the submission of this questionnaire and before the execution of the contract; and that all information supplied by me is true to the best of my knowledge, information and belief. I understand that the County will rely on the information supplied in this questionnaire as additional inducement to enter into a contract with the submitting business entity.

Sworn to before me this 18 day of July 2017

Audra Schmitt

Notary Public

AUDRA SCHMITT
Notary Public, State of New York
No. 01SC6323475
Qualified in Suffolk County
Commission Expires April 20, 2018

Posillico Civil

Name of submitting business

Michael J. Posillico

Print name

[Signature]

Signature

Principal

Title

07/18/17

Date

Michael J. Posillico - Entity Matrix

ENTITY NAME	Tax ID #	Type of Business	MJP	Title
Posillico, Inc.	26-0408080	Holding Company	33.33%	Exec VP/Sec
Posillico Civil, Inc.	11-1529032	Construction	33.33%	Exec VP/Sec
Posillico Environmental, Inc.	11-3072481	Environmental		
Posillico Drilling, Inc.	46-1933247	Construction	33.33%	Exec VP/Sec
LIE Rental, Corp.	20-0408090	Construction	33.33%	Exec VP
		Equipment Rental	33.33%	VP
The Posillico Foundation, Inc.	20-2143917		33.33%	
Posillico Materials, LLC	11-2528502	Manufacturing	25.00%	Member
1750 New Hwy, LLC	26-1869586	Real Estate Investment	25.00%	Managing Member / Member
DMJ Realty Associates, LLC	11-3014827	Real Estate Investment	33.33%	Managing Member / Member
Farmingdale Properties, LLC	11-3343833	Real Estate Invest	25.00%	Managing Member / Member
Posillico Consulting, LLC	11-3594520	Consulting Services	33.33%	Managing Member
Effective Safety Solutions, LLC	46-4772078	Consulting Services	33.33%	Member
Blue Island Development LLC	11-3557697	Residential Development	20.00%	Managing Member / Member
PDC @ Harbor Island, Inc.	20-2631598	Real Estate Development	20.00%	President
Johnson Ave. Partners, Inc.	47-1394641	Real Estate Investment	33.33%	VP
Posillico Management @ Glen Isle, LLC	26-1989420	Real Estate Management	20.00%	Managing Member / Member
Posillico Partners @ Glen Isle, LLC	26-1989525	Real Estate Investment	20.00%	Managing Member / Member
Grandview Development, LLC	55-0807108	Real Estate Investment	20.00%	Managing Member / Member
Urban Rock Tech, LLC	80-0346819	Holding Company	25.00%	Managing Member / Member
Babylon Cove Development, LLC	11-3494903	Real Estate Development	33.33%	Managing Member / Member
Urban Rock NJ, LLC	45-5091899	Holding Company	29.17%	Managing Member / Member

Michael J. Posillico - Entity Matrix

ENTITY NAME	Tax ID #	Type of Business	MJP	Title
PRock Consulting, LLC	46-2598858	Consulting	39.33%	Managing Member/Member
New Hwy Properties, LLC	45-4556627	Real Estate Investment	12.50%	Member

POSILLICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 7 - Equity in Joint Ventures (cont'd.)

In addition, Civil fulfills certain joint venture contractual obligations and is reimbursed for all related costs incurred.

At December 31, 2016, Civil's share of backlog from its investment in the joint ventures is approximately \$76,789,000.

Note 8 - Property and Equipment

Property and equipment, net is summarized as follows:

Land	
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	<u>54,336</u>
	59,272,971
Less: Accumulated depreciation and amortization	<u>30,798,852</u>
	<u>\$ 28,474,119</u>

Depreciation and amortization expense related to property and equipment amounted to \$5,040,080 for the year ended December 31, 2016.

Note 9 - Related Party Transactions

The Companies' transactions with related parties were as follows:

At December 31, 2016, Civil has advanced \$4,096,953 to its stockholders. These advances are unsecured, bear interest at the rate of 6% per annum, and are due on demand. Included in the combined statement of income for the year ended December 31, 2016 is interest income relating to these advances of \$251,913.

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POSILICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 9

Related Party Transactions (cont'd.)

Future minimum rental payments at December 31, 2016 are as follows:

Years Ending December 31:

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2018	\$ 1,695,776
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2020	1,695,776
2021	1,801,758
Thereafter	1,907,739
	<u>6,677,087</u>
	<u>\$ 15,473,912</u>

Included in accounts receivable at December 31, 2016 are amounts relating to various other affiliated entities in the amount of \$4,778,510. Included in accounts payable at December 31, 2016 are amounts relating to various other affiliated entities in the amount of \$353,052. At December 31, 2016, the Companies have advanced \$239,500 to affiliates related by common ownership. The advances are unsecured, noninterest-bearing and are expected to be collected within one year. Included in advances from affiliates at December 31, 2016 are amounts relating to various affiliated individuals in the amount of \$6,341,556. These advances are unsecured, bear interest at a rate of 6% per annum and are due on demand. Included in the combined statement of income for the year ended December 31, 2016 is interest expense relating to these advances of \$217,086.

Note 10 - Intangible Assets

The following is a summary of intangible assets at December 31, 2016:

Contract intangibles	\$ 2,105,049
Less: Accumulated amortization	<u>2,000,189</u>
	<u>\$ 104,860</u>

Amortization expense relating to the intangible assets amounted to \$1,476,969 for the year ended December 31, 2016.

Note 11 - Notes Payable - Bank

Pursuant to an arrangement with its bank, Civil and Environmental may borrow up to \$40,000,000, inclusive of a \$10,000,000 sublimit for standby letters of credit (see Note 16), under a renewable secured line of credit which expires August 31, 2017. Interest is payable at the greater of either the bank's prime rate (3.75% at December 31, 2016) or 2.0% above the LIBOR rate (totaling 2.70% at December 31, 2016). The line is subject to a 30-day clean-up provision and is personally guaranteed by Civil's and Environmental's shareholders, to the extent of each shareholder's individual ownership percentage, and also is guaranteed by Materials, Drilling and LIE. At December 31, 2016, there was \$7,500,000 outstanding on the line of credit.

PRINCIPAL QUESTIONNAIRE FORM

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COMPLETE THIS QUESTIONNAIRE CAREFULLY AND COMPLETELY. FAILURE TO SUBMIT A COMPLETE QUESTIONNAIRE MAY MEAN THAT YOUR BID OR PROPOSAL WILL BE REJECTED AS NON-RESPONSIVE AND IT WILL NOT BE CONSIDERED FOR AWARD

1. Principal Name Joseph D. Rosillo III
Date of birth 5/31/69
Home address 241 Jennings Rd
City/state/zip CSH, NY 11724
Business address 1750 New Hwy
City/state/zip Farmingdale, NY 11735
Telephone 631 390 5730
Other present address(es) N/A
City/state/zip _____
Telephone _____
List of other addresses and telephone numbers attached _____
2. Positions held in submitting business and starting date of each (check all applicable)
President / / Treasurer / /
Chairman of Board / / Shareholder 6/1/03
Chief Exec. Officer / / Secretary / /
Chief Financial Officer / / Partner / /
Vice President 6/1/03 / /
(Other) _____
3. Do you have an equity interest in the business submitting the questionnaire?
YES ☒ NO ☐ If Yes, provide details. See attached Entity Matrix
4. Are there any outstanding loans, guarantees or any other form of security or lease or any other type of contribution made in whole or in part between you and the business submitting the questionnaire? YES ☒ NO ☐ If Yes, provide details. See attached Note 9
5. Within the past 3 years, have you been a principal owner or officer of any business or not-for-profit organization other than the one submitting the questionnaire? YES ☒ NO ☐ If Yes, provide details. See attached Entity Matrix

6. Has any governmental entity awarded any contracts to a business or organization listed in Section 5 in the past 3 years while you were a principal owner or officer? YES ☒ NO ☐
If Yes, provide details. *Positive Materials was awarded a NYSDGS Contract*

NOTE: An affirmative answer is required below whether the sanction arose automatically, by operation of law, or as a result of any action taken by a government agency.
Provide a detailed response to all questions checked "YES". If you need more space, photocopy the appropriate page and attach it to the questionnaire.

7. In the past (5) years, have you and/or any affiliated businesses or not-for-profit organizations listed in Section 5 in which you have been a principal owner or officer:
- a. Been debarred by any government agency from entering into contracts with that agency? YES ☐ NO ☒ If Yes, provide details for each such instance.
 - b. Been declared in default and/or terminated for cause on any contract, and/or had any contracts cancelled for cause? YES ☐ NO ☒ If Yes, provide details for each such instance.
 - c. Been denied the award of a contract and/or the opportunity to bid on a contract, including, but not limited to, failure to meet pre-qualification standards? YES ☐ NO ☒ If Yes, provide details for each such instance.
 - d. Been suspended by any government agency from entering into any contract with it; and/or is any action pending that could formally debar or otherwise affect such business's ability to bid or propose on contract? YES ☐ NO ☒ If Yes, provide details for each such instance.
8. Have any of the businesses or organizations listed in response to Question 5 filed a bankruptcy petition and/or been the subject of involuntary bankruptcy proceedings during the past 7 years, and/or for any portion of the last 7 year period, been in a state of bankruptcy as a result of bankruptcy proceedings initiated more than 7 years ago and/or is any such business now the subject of any pending bankruptcy proceedings, whenever initiated? If "Yes", provide details for each such instance. (Provide a detailed response to all questions checked "YES". If you need more space, photocopy the appropriate page and attach it to the questionnaire.)
- a) Is there any felony charge pending against you? YES ☐ NO ☒ If Yes, provide details for each such charge.
 - b) Is there any misdemeanor charge pending against you? YES ☐ NO ☒ If Yes, provide details for each such charge.
 - c) Is there any administrative charge pending against you? YES ☐ NO ☒ If Yes, provide details for each such charge.
 - d) In the past 10 years, have you been convicted, after trial or by plea, of any felony, or of any other crime, an element of which relates to truthfulness or the underlying facts of which related to the conduct of business? YES ☐ NO ☒ If Yes, provide details for each such conviction.

- e) In the past 5 years, have you been convicted, after trial or by plea, of a misdemeanor? YES ☐ NO ☒ If Yes, provide details for each such conviction.
- f) In the past 5 years, have you been found in violation of any administrative or statutory charges? YES ☐ NO ☒ If Yes, provide details for each such occurrence.
9. In addition to the information provided in response to the previous questions, in the past 5 years, have you been the subject of a criminal investigation and/or a civil anti-trust investigation by any federal, state or local prosecuting or investigative agency and/or the subject of an investigation where such investigation was related to activities performed at, for, or on behalf of the submitting business entity and/or an affiliated business listed in response to Question 5? YES ☐ NO ☒ If Yes, provide details for each such investigation.
10. In addition to the information provided, in the past 5 years has any business or organization listed in response to Question 5, been the subject of a criminal investigation and/or a civil anti-trust investigation and/or any other type of investigation by any government agency, including but not limited to federal, state, and local regulatory agencies while you were a principal owner or officer? YES ☐ NO ☒ If Yes; provide details for each such investigation.
11. In the past 5 years, have you or this business, or any other affiliated business listed in response to Question 5 had any sanction imposed as a result of judicial or administrative proceedings with respect to any professional license held? YES ☐ NO ☒ If Yes; provide details for each such instance.
12. For the past 5 tax years, have you failed to file any required tax returns or failed to pay any applicable federal, state or local taxes or other assessed charges, including but not limited to water and sewer charges? YES ☐ NO ☒ If Yes, provide details for each such year.

CERTIFICATION

A MATERIALLY FALSE STATEMENT WILLFULLY OR FRAUDULENTLY MADE IN CONNECTION WITH THIS QUESTIONNAIRE MAY RESULT IN RENDERING THE SUBMITTING BUSINESS ENTITY NOT RESPONSIBLE WITH RESPECT TO THE PRESENT BID OR FUTURE BIDS, AND, IN ADDITION, MAY SUBJECT THE PERSON MAKING THE FALSE STATEMENT TO CRIMINAL CHARGES.

I, Joseph D. Posillico III, being duly sworn, state that I have read and understand all the items contained in the foregoing pages of this questionnaire and the following pages of attachments; that I supplied full and complete answers to each item therein to the best of my knowledge, information and belief; that I will notify the County in writing of any change in circumstances occurring after the submission of this questionnaire and before the execution of the contract; and that all information supplied by me is true to the best of my knowledge, information and belief. I understand that the County will rely on the information supplied in this questionnaire as additional inducement to enter into a contract with the submitting business entity.

Sworn to before me this 18 day of July 2017

Audra Schmitt

Notary Public

AUDRA SCHMITT
Notary Public, State of New York
No. 01SC6323475
Qualified in Suffolk County
Commission Expires April 20, 2019

Posillico-Giril
Name of submitting business

Joseph D. Posillico III
Print name

[Signature]
Signature

SVP
Title

07/18/17
Date

Joseph D. Posillico, III - Entity Matrix

ENTITY NAME	Tax ID #	Type of Business	JDP III	Title
Posillico, Inc.	26-0408030	Holding Company	33.33%	Sr VP
Posillico Civil, Inc.	11-1529032	Construction	33.33%	Sr VP
Posillico Environmental, Inc.	11-3072481	Environmental		
Posillico Drilling, Inc.	46-1938247	Construction	33.33%	Sr VP
LIE Rental, Corp.	20-0408030	Construction	33.33%	Sr VP
		Equipment Rental	33.33%	President
The Posillico Foundation, Inc.	20-2143917		33.33%	
Posillico Materials, LLC	11-2528502	Manufacturing	25.00%	Member
1750 New Hwy, LLC	26-1369586	Real Estate Investment	25.00%	Member
DMI Realty Associates, LLC	11-3014827	Real Estate Investment	5.56%	Managing Member/Member
Farmingdale Properties, LLC	11-3343833	Real Estate Invest	12.50%	Member
Posillico Consulting, LLC	11-3594520	Consulting Services	33.33%	Member
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Blue Island Development LLC	11-3557697	Residential Development	20.00%	Member
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Johnson Ave. Partners, Inc.	47-1394641	Real Estate Investment	33.33%	President
Posillico Management @ Glen Isle, LLC	26-1989420	Real Estate Management	20.00%	Member
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Urban Rock Tech, LLC	80-0346819	Holding Company	25.00%	Member
Babylon Cove Development, LLC	11-3494903	Real Estate Development	33.33%	Member
Urban Rock NJ, LLC	45-5091399	Holding Company	29.17%	Member
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POSILICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

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Computer equipment	104,833
Office equipment	31,669
	<u>54,336</u>
	59,272,971
Less: Accumulated depreciation and amortization	<u>30,798,852</u>
	<u>\$ 28,474,119</u>

Depreciation and amortization expense related to property and equipment amounted to \$5,040,080 for the year ended December 31, 2016.

Note 9 - Related Party Transactions

The Companies' transactions with related parties were as follows:

At December 31, 2016, Civil has advanced \$4,096,953 to its stockholders. These advances are unsecured, bear interest at the rate of 6% per annum, and are due on demand. Included in the combined statement of income for the year ended December 31, 2016 is interest income relating to these advances of \$251,913.

During the year ended December 31, 2016, the Companies paid consulting fees to affiliates related through common control and management totaling \$540,000.

The Companies lease their land and storage facilities from DMJ Associates, Farmingdale Properties, LLC and Johnson Avenue Partners Inc., affiliates related through common control and management, under renewable lease agreements. In addition to rent, the Companies also pay for the related real estate taxes. Rent expense and real estate taxes relating to these facilities, charged to operations for the year ended December 31, 2016 amounted to \$1,362,169.

POSILICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 9 - Related Party Transactions (cont'd.)

Future minimum rental payments at December 31, 2016 are as follows:

Years Ending December 31:

2017	
2018	\$ 1,695,776
2019	1,695,776
2020	1,695,776
2021	1,801,758
Thereafter	1,907,739
	<u>6,677,087</u>
	<u>\$ 15,473,912</u>

Included in accounts receivable at December 31, 2016 are amounts relating to various other affiliated entities in the amount of \$4,778,510. Included in accounts payable at December 31, 2016 are amounts relating to various other affiliated entities in the amount of \$353,052. At December 31, 2016, the Companies have advanced \$239,500 to affiliates related by common ownership. The advances are unsecured, noninterest-bearing and are expected to be collected within one year. Included in advances from affiliates at December 31, 2016 are amounts relating to various affiliated individuals in the amount of \$6,341,556. These advances are unsecured, bear interest at a rate of 6% per annum and are due on demand. Included in the combined statement of income for the year ended December 31, 2016 is interest expense relating to these advances of \$217,086.

Note 10 - Intangible Assets

The following is a summary of intangible assets at December 31, 2016:

Contract intangibles	\$ 2,105,049
Less: Accumulated amortization	<u>2,000,189</u>
	<u>\$ 104,860</u>

Amortization expense relating to the intangible assets amounted to \$1,476,969 for the year ended December 31, 2016.

Note 11 - Notes Payable - Bank

Pursuant to an arrangement with its bank, Civil and Environmental may borrow up to \$40,000,000, inclusive of a \$10,000,000 sublimit for standby letters of credit (see Note 16), under a renewable secured line of credit which expires August 31, 2017. Interest is payable at the greater of either the bank's prime rate (3.75% at December 31, 2016) or 2.0% above the LIBOR rate (totaling 2.70% at December 31, 2016). The line is subject to a 30-day clean-up provision and is personally guaranteed by Civil's and Environmental's shareholders, to the extent of each shareholder's individual ownership percentage, and also is guaranteed by Materials, Drilling and LIE. At December 31, 2016, there was \$7,500,000 outstanding on the line of credit.

Business History Form

The contract shall be awarded to the responsible proposer who, at the discretion of the County, taking into consideration the reliability of the proposer and the capacity of the proposer to perform the services required by the County, offers the best value to the County and who will best promote the public interest.

In addition to the submission of proposals, each proposer shall complete and submit this questionnaire. The questionnaire shall be filled out by the owner of a sole proprietorship or by an authorized representative of the firm, corporation or partnership submitting the Proposal.

NOTE: All questions require a response, even if response is "none" or "not-applicable." No blanks.

(USE ADDITIONAL SHEETS IF NECESSARY TO FULLY ANSWER THE FOLLOWING QUESTIONS).

Date: 7-17-17

1) Proposer's Legal Name: Posillico - Civil

2) Address of Place of Business: 1750 New Highway, Farmingdale, NY 11735

List all other business addresses used within last five years:
None

3) Mailing Address (if different): _____

Phone: 631-249-1872

Does the business own or rent its facilities? Rent

4) Dun and Bradstreet number: 01346424

5) Federal I.D. Number: 11-1529032

6) The proposer is a (check one): _____ Sole Proprietorship _____ Partnership ☒
Corporation _____ Other (Describe) _____

7) Does this business share office space, staff, or equipment expenses with any other business?
Yes ☒ No _____ If Yes, please provide details: See Attachment "A"

8) Does this business control one or more other businesses? Yes _____ No ☒ If Yes, please provide details: _____

- 9) Does this business have one or more affiliates, and/or is it a subsidiary of, or controlled by, any other business? Yes ☒ No ☐ If Yes, provide details. See Attachment "B"
- 10) Has the proposer ever had a bond or surety cancelled or forfeited, or a contract with Nassau County or any other government entity terminated? Yes ☐ No ☒ If Yes, state the name of bonding agency, (if a bond), date, amount of bond and reason for such cancellation or forfeiture; or details regarding the termination (if a contract). _____
- 11) Has the proposer, during the past seven years, been declared bankrupt? Yes ☐ No ☒ If Yes, state date, court jurisdiction, amount of liabilities and amount of assets _____
- 12) In the past five years, has this business and/or any of its owners and/or officers and/or any affiliated business, been the subject of a criminal investigation and/or a civil anti-trust investigation by any federal, state or local prosecuting or investigative agency? And/or, in the past 5 years, have any owner and/or officer of any affiliated business been the subject of a criminal investigation and/or a civil anti-trust investigation by any federal, state or local prosecuting or investigative agency, where such investigation was related to activities performed at, for, or on behalf of an affiliated business.
Yes ☐ No ☒ If Yes, provide details for each such investigation. _____
- 13) In the past 5 years, has this business and/or any of its owners and/or officers and/or any affiliated business been the subject of an investigation by any government agency, including but not limited to federal, state and local regulatory agencies? And/or, in the past 5 years, has any owner and/or officer of an affiliated business been the subject of an investigation by any government agency, including but not limited to federal, state and local regulatory agencies, for matters pertaining to that individual's position at or relationship to an affiliated business. Yes ☒ No ☐ If Yes, provide details for each such investigation. See attached OSHA report
- 14) Has any current or former director, owner or officer or managerial employee of this business had, either before or during such person's employment, or since such employment if the charges pertained to events that allegedly occurred during the time of employment by the submitting business, and allegedly related to the conduct of that business:
- a) Any felony charge pending? Yes ☐ No ☒ If Yes, provide details for each such charge. _____
- b) Any misdemeanor charge pending? Yes ☐ No ☒ If Yes, provide details for each such charge. _____
- c) In the past 10 years, you been convicted, after trial or by plea, of any felony and/or any other crime, an element of which relates to truthfulness or the underlying facts of which related to the conduct of business? Yes ☐ No ☒

If Yes, provide details for each such conviction _____

d) In the past 5 years, been convicted, after trial or by plea, of a misdemeanor?
Yes ____ No X If Yes, provide details for each such conviction. _____

e) In the past 5 years, been found in violation of any administrative, statutory, or regulatory provisions? Yes ____ No X If Yes, provide details for each such occurrence. _____

15) In the past (5) years, has this business or any of its owners or officers, or any other affiliated business had any sanction imposed as a result of judicial or administrative proceedings with respect to any professional license held? Yes ____ No X; If Yes, provide details for each such instance. _____

16) For the past (5) tax years, has this business failed to file any required tax returns or failed to pay any applicable federal, state or local taxes or other assessed charges, including but not limited to water and sewer charges? Yes ____ No X If Yes, provide details for each such year. Provide a detailed response to all questions checked 'YES'. If you need more space, photocopy the appropriate page and attach it to the questionnaire. _____

Provide a detailed response to all questions checked "YES". If you need more space, photocopy the appropriate page and attach it to the questionnaire.

17) Conflict of Interest:

a) Please disclose any conflicts of interest as outlined below. **NOTE: If no conflicts exist, please expressly state "No conflict exists."**

(i) Any material financial relationships that your firm or any firm employee has that may create a conflict of interest or the appearance of a conflict of interest in acting on behalf of Nassau County.

"No Conflict Exists"

(ii) Any family relationship that any employee of your firm has with any County public servant that may create a conflict of interest or the appearance of a conflict of interest in acting on behalf of Nassau County.

"No Conflict Exists"

(iii) Any other matter that your firm believes may create a conflict of interest or the appearance of a conflict of interest in acting on behalf of Nassau County.

"No Conflict Exists"

b) Please describe any procedures your firm has, or would adopt, to assure the County that a conflict of interest would not exist for your firm in the future.

See Attached

- A. Include a resume or detailed description of the Proposer's professional qualifications, demonstrating extensive experience in your profession. Any prior similar experiences, and the results of these experiences, must be identified.

Should the proposer be other than an individual, the Proposal **MUST** include:

- i) Date of formation;
- ii) Name, addresses, and position of all persons having a financial interest in the company, including shareholders, members, general or limited partner;
- iii) Name, address and position of all officers and directors of the company;
- iv) State of incorporation (if applicable);
- v) The number of employees in the firm;
- vi) Annual revenue of firm;
- vii) Summary of relevant accomplishments
- viii) Copies of all state and local licenses and permits.

B. Indicate number of years in business.

C. Provide any other information which would be appropriate and helpful in determining the Proposer's capacity and reliability to perform these services.

D. Provide names and addresses for no fewer than three references for whom the Proposer has provided similar services or who are qualified to evaluate the Proposer's capability to perform this work.

Company Town of North Hempstead
Contact Person Rob Fazio
Address 285 Denton Ave.
City/State New Hyde Park, ny
Telephone 516 633 4176
Fax # _____
E-Mail Address fazio@northhempsteadny.gov

Company Town of Huntington
Contact Person Bianca Dresch
Address 30 Rofay Dr.
City/State Huntington, NY 11743
Telephone 631 499-7225
Fax # _____
E-Mail Address Bdresch@huntingtonny.gov

Company DARR Const.
Contact Person Roy Cannetti
Address 870 Sylvan Ave.
City/State Bayport, NY 11705
Telephone 631 419 1801
Fax # _____
E-Mail Address royc@darrcons.com

CERTIFICATION

A MATERIALLY FALSE STATEMENT WILLFULLY OR FRAUDULENTLY MADE IN CONNECTION WITH THIS QUESTIONNAIRE MAY RESULT IN RENDERING THE SUBMITTING BUSINESS ENTITY NOT RESPONSIBLE WITH RESPECT TO THE PRESENT BID OR FUTURE BIDS, AND, IN ADDITION, MAY SUBJECT THE PERSON MAKING THE FALSE STATEMENT TO CRIMINAL CHARGES.

I, Joseph K. Posillico, being duly sworn, state that I have read and understand all the items contained in the foregoing pages of this questionnaire and the following pages of attachments; that I supplied full and complete answers to each item therein to the best of my knowledge, information and belief; that I will notify the County in writing of any change in circumstances occurring after the submission of this questionnaire and before the execution of the contract; and that all information supplied by me is true to the best of my knowledge, information and belief. I understand that the County will rely on the information supplied in this questionnaire as additional inducement to enter into a contract with the submitting business entity.

Sworn to before me this 17 day of July 2017

Audra Schmitt
Notary Public

AUDRA SCHMITT
Notary Public, State of New York
No. 01SC6323475
Qualified in Suffolk County
Commission Expires April 20, 2019

Name of submitting business: Posillico Civil, Inc.

By: Joseph K. Posillico
Print name

[Signature]
Signature

President/CEO
Title

07/17/17
Date

**INDEX OF ATTACHMENTS TO
BUSINESS HISTORY FORM**

- A. *Question 7: Does this business share office space, staff, equipment, or expenses with any other entities?*
- B. *Question 9: Does this business have one or more affiliates, and/or is it a subsidiary of, or controlled by any other business.*
- C. *Attachments to Business History Form: A -- Resumes and Detailed description of the bidder's /proposers' professional qualifications.*
- D. *Principal Questionnaire Form, Question 4: Are there any outstanding loans, guarantees or any other form of security or lease or any type of contribution made in whole or in part between you and the business submitting*
- E. *Principal Questionnaire Form, Question 5: Joseph K. Posillico*
Within the past 3 years, have you been a principal owner or officer of any business or not-for-profit organization other than the one submitting the questionnaire?
- F. *Principal Questionnaire Form, Question 5: Michael J. Posillico*
Within the past 3 years, have you been a principal owner or officer of any business or not-for-profit organization other than the one submitting the questionnaire?
- G. *Principal Questionnaire Form, Question 5: Joseph D. Posillico, III*
Within the past 3 years, have you been a principal owner or officer of any business or not-for-profit organization other than the one submitting the questionnaire?
- H. *Principal Questionnaire Form, Question 6: See attached project list*

ADDITIONAL DOCUMENTATION INCLUDED

Resumes

Financials

NYS DOS Certificate of Good Standing: Posillico Civil, Inc.

Relevant experience

Project list relevant to Attachment H

Posillico Civil, Inc.
Attachments to Business History Form

ATTACHMENT A

Question 7:

Does this business share office space, staff, equipment, or expenses with any other entities?

EIN: 26-0408030 Posillico, Inc. f/k/a Posillico Drilling Corp. 1750 New Highway, Farmingdale, New York 11735 Shared: <input checked="" type="checkbox"/> office <input checked="" type="checkbox"/> space <input checked="" type="checkbox"/> staff <input checked="" type="checkbox"/> equipment <input checked="" type="checkbox"/> expenses	
EIN: 11-1529032 DUNS: 013564216 Posillico Civil, Inc. (f/k/a and assumed name J.D. Posillico, Inc.) 1750 New Highway, Farmingdale, New York 11735 Shared: <input checked="" type="checkbox"/> office <input checked="" type="checkbox"/> space <input checked="" type="checkbox"/> staff <input checked="" type="checkbox"/> equipment <input checked="" type="checkbox"/> expenses	
EIN: 11-1529032 DUNS: 013564216 Posillico Civil, Inc. (f/k/a and assumed name J.D. Posillico, Inc.) 131-36A 20 th Avenue, College Point, NY 11356 Shared: <input checked="" type="checkbox"/> office <input checked="" type="checkbox"/> space <input checked="" type="checkbox"/> staff <input checked="" type="checkbox"/> equipment <input checked="" type="checkbox"/> expenses	
EIN: 11-3072481 DUNS: 796070795 Posillico Environmental, Inc. f/k/a Blue Water Environmental, Inc. 1750 New Highway, Farmingdale, New York 11735 Shared: <input checked="" type="checkbox"/> office <input checked="" type="checkbox"/> space <input checked="" type="checkbox"/> staff <input checked="" type="checkbox"/> equipment <input checked="" type="checkbox"/> expenses	
EIN: 20-0408030 LIE Rental Corp. 1750 New Highway, Farmingdale, New York 11735 Shared: <input checked="" type="checkbox"/> office <input checked="" type="checkbox"/> space <input checked="" type="checkbox"/> staff <input checked="" type="checkbox"/> equipment <input checked="" type="checkbox"/> expenses	
EIN: 11-3494903 Babylon Cove Development, LLC 1750 New Highway, Farmingdale, New York 11735 Shared: <input checked="" type="checkbox"/> office <input checked="" type="checkbox"/> space <input checked="" type="checkbox"/> staff <input checked="" type="checkbox"/> equipment <input checked="" type="checkbox"/> expenses	
EIN: 26-1369586 1750 New Highway, LLC 1750 New Highway, Farmingdale, New York 11735 Shared: <input checked="" type="checkbox"/> office <input checked="" type="checkbox"/> space <input checked="" type="checkbox"/> staff <input checked="" type="checkbox"/> equipment <input checked="" type="checkbox"/> expenses	
EIN: 47-1894641 Johnson Avenue Partners, Inc. 1750 New Highway, Farmingdale, New York 11735 Shared: <input checked="" type="checkbox"/> office <input checked="" type="checkbox"/> space <input checked="" type="checkbox"/> staff <input checked="" type="checkbox"/> equipment <input checked="" type="checkbox"/> expenses	

Posillico Civil, Inc.
Attachments to Business History Form

ATTACHMENT B

Question 9:

Does this business have one or more affiliates, and/or is it a subsidiary of, or controlled by any other business.

Name:

Posillico Inc. f/k/a Posillico Drilling Corp.
100% ownership of Posillico Civil, Inc.

Title:

(See Posillico Organizational Chart in Attachment G)
Parent Company

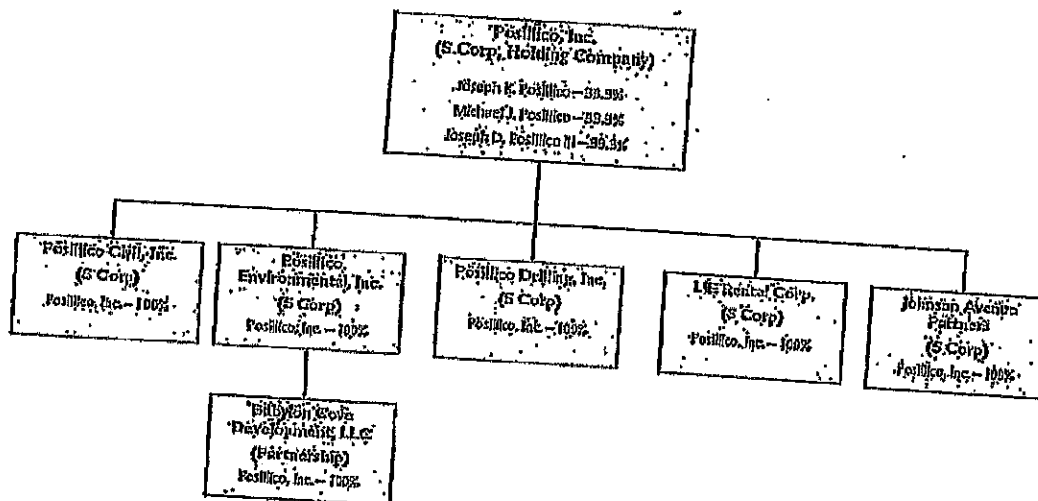
EIN:

26-0408030

Business Address:

1750 New Highway
Farmingdale, New York 11735

Posillico, Inc. Companies



QUESTION 13
ATTACHMENT

STATE OF NEW YORK
PUBLIC SERVICE COMMISSION

At a session of the Public Service
Commission held in the City of
Albany on May 18, 2017

COMMISSIONERS PRESENT:

Gregg C. Sayre, Interim Chairman
Diane X. Burman

CASE 17-G-0203 - In the Matter of an Enforcement Proceeding
Against Posillico Civil, Inc. for Alleged
Violations of 16 NYCRR Part 753 - Protection
of Underground Facilities, in the Service
Territory of Consolidated Edison Company of
New York, Inc.

ORDER DETERMINING PENALTY AND DIRECTING PAYMENT

(Issued and Effective May 30, 2017)

BY THE COMMISSION:

Respondent Information

Company Name: Posillico Civil, Inc. (Posillico)
Address: 1750 New Highway
Farmingdale, NY 11735

Alleged Violation Specifics

Date of Violation: December 19, 2015
Location: 42-22 Orchard Street
Flushing, NY
Description of
Excavation Work: Installation of I-Beams
Damaged Facility: 3-inch plastic high-pressure natural
gas service
Alleged Code
Violation: 753-3.8

Description of
Violation:

Failure to maintain four inches of clearance between powered equipment and a buried facility.

Notice of Probable Violation (NOPV) Information

On or about August 1, 2016, copies of the NOPV were mailed to the Respondent by both United States Postal Service First Class Mail and certified mail, return receipt requested. The certified mail receipt was signed and returned.

Proposed Penalty: \$2,500

Response: Email correspondence on August 8, 2016, and letter dated October 5, 2016

Summary of Information Provided by Respondent

In email correspondence on August 8, 2016, Posillico provided New York City Department of Building's hearing decision of a civil penalty which found it not guilty safeguarding persons and property, a photograph of the mark-out for the electric facility only, and stated that it, in addition to providing notice of intent to excavate to the one-call notification system, hired a third party locator to mark the services on this private property.

In letter dated October 5, 2016, Posillico provided a notarized statement from its employee reiterating the facts stated above, the one-call tickets related to this project, reiterated that it hired a third party locator, and further stated that there was a mis-communication between its employee and Staff's investigator as to which facilities were verified by means of a hand-dug test hole. Posillico further stated that the natural gas facilities were never marked by Consolidated Edison and that it had no prior knowledge of their existence.

Analysis of Evidence

16 NYCRR §753-3.8 states:

After verifying the location of an underground facility, the excavator shall not employ powered or mechanical excavating equipment closer than four inches in any direction from the staked, marked or otherwise designated or known outside diameter or perimeter of such facility or its protective coating unless agreed to in writing by the operator of the affected underground facility.

Staff performed an onsite investigation which confirmed that Posillico Civil, Inc. had exposed a facility by means of a hand-dug test hole, and that the damage itself was consistent with that of mechanized equipment. The mark-out video, and several photographs were provided to support that the natural gas facility was accurately marked.

Determination

We find that Posillico Civil, Inc. did commit a violation of 16 NYCRR §753-3.8, which resulted in damage to a 3-inch plastic high-pressure natural gas service. In consideration of the nature, circumstances and gravity of the violation, we determine a penalty of \$2,500 is appropriate for this violation.

We also strongly encourage the Respondent to contact New York 811 (516-639-8606) to request a training session covering the use of the one-call notification system and Part 753 requirements. The principals of the company, any employees involved in excavation work, and any support staff that might be involved in making notifications to the one-call center, would benefit from such training.

The Commission orders:

1. A penalty of \$2,500 is determined against Posillico Civil, Inc. pursuant to §119-b(8) of the Public Service Law.

2. Posillico Civil, Inc. is directed to remit, by certified check payable to the "Department of Public Service," the sum of \$2,500 in payment of the penalty determined. The \$2,500 sum is subject to Section 18 of the State Finance Law and shall be deposited into the underground facilities safety training account. The check shall be addressed to:

Ms. Carol Gnacik
Director of Finance and Budget
Department of Public Service
Three Empire State Plaza
16th Floor
Albany, N.Y. 12223-1350

3. If the check is not received within 30 days after issuance of this Order, Staff is authorized to refer the case to the New York State Department of Law with a request that an action to collect the determined penalty be brought in a court of competent jurisdiction.

4. The proceeding is continued, pending compliance with Ordering Clause 2, following which it should be closed.

By the Commission,

(SIGNED)

KATHLEEN H. BURGESS
Secretary



We know how."

Code of Business Ethics

All of us at Posillico have an obligation to conduct business within guidelines that prohibit actual or potential conflicts of interest. Posillico's Code of Business Conduct and Ethics Policy ("Code"), which is contained herein describes the framework within which Posillico operates. The purpose of the Code is to provide general direction so that Employees can seek further clarification on issues related to the subject of acceptable standards of operation. All Employees are required to review and adhere to the Code.

Mission Statement

Posillico is the company which knows how to solve complex construction problems, completing all projects safely, on time, on target, and on budget. Posillico is dedicated to setting the standard for excellence in the construction industry relative to: infrastructure, quality of life, and making a difference through solid relationships at all levels.

Vision

To be the employer and organization of choice in each of the markets we serve, by completing all projects safely, on time, on target and on budget.

I. Client Relationships

Fiduciary Obligations - Employees should at all time exercise loyalty to our interests and to those of our clients. Employees shall not engage in any activity that could be reasonably construed as contrary to Posillico and the client's best interests.

Employees shall not represent personal or business interests divergent or conflicting with those of Posillico's clients, unless the client is first notified in writing of the activity or potential conflict of interest and consents in writing to allow the Employee to proceed.

Confidentiality

Posillico's business relationships with its clients are confidential and maintaining this confidentiality is essential to Posillico's business relationships. Information regarding Posillico's clients must not be discussed with family or friends, nor discussed with other Employees in public places where others

can listen in to private conversations. This duty of confidentiality applies to all information, which may be proprietary, or sensitive regarding clients' businesses or information.

Employees shall not disclose to any third party any confidential or proprietary information, which would be injurious or damaging to a client concerning the client's business or personal affairs without the client's prior written consent, unless such disclosure is required or compelled by law or regulation.

In certain cases, Employees may gain knowledge of unethical or illegal activity conducted by a client. Employees should immediately report such activity to their immediate supervisors. Employees may also at a later time be required by law or regulation to disclose their knowledge of such activity to government officials.

Client Gratuities

Property and/or Monetary Gifts - Employees will not be permitted to accept gifts in excess of One Hundred Dollars (\$100.00), without the consent from a member of management. However, they may be allowed to retain gifts of a symbolic nature, such as flowers or food.

Requested or Offered Services - Employees are only allowed to receive services from clients and subcontractors at industry rates if a member of management approves any work being performed by a client of Posillico.

Socializing with Clients and Subcontractors

Posillico recognizes the importance of Employee participation in social activities provided by the client. Employees will be allowed to accept, with prior approval of their immediate supervisor, the invitation of a client to a reasonable event (e.g. Grand Opening party, Holiday party, business dinner, golf outing). Reasonable events do not include vacations, recreational events that last more than a day, adult theme activities or the like. In addition, the inviting party must be present at the event. If Employees are unsure about what type of events they may attend, they should consult a member of management.

Documentation of All Client Related Activities

All activity with a client must be documented and presented to the Employee's immediate supervisor who will be responsible for record maintenance. At no time are Employees allowed to accept or offer anything to a client without the approval of an immediate supervisor.

Personal Gains

Personal gains are not limited to direct cash payments. Any transaction in which Employees or their families can gain personally through a transaction between Posillico and a client or vendor is prohibited. These transactions are not only unethical but may also be illegal.

Reciprocity

Posillico often purchases goods or services from vendors who may also buy services from Posillico although this is normal practice, Employees must not ask vendors to buy Posillico services in order to become or continue to be a vendor with Posillico.

Payments to Clients

Employees shall not pay, or offer to pay, any benefit to any client or prospective client's agent or representatives in order to induce the purchase of Posillico's services.

II. Proper Work Conduct

Use of Contraband or Other Inebriating Substances

Possession, sale, or use of alcohol, narcotics, or any other intoxicating drug or controlled substance without a valid prescription, on the premises of Posillico, or being under the influence of alcohol, narcotics or any other intoxicating drug or controlled substance without a valid prescription during working hours, is prohibited (See Employee Handbook).

Violations of Law

All Employees are expected to adhere to all federal, State, local and administrative laws, rules and regulations in and out of the office. Employees involved in the theft or misuse of Posillico funds or property will be prosecuted to the full extent of the law.

Physical Violence

All Employees are expected to act in an appropriate manner in their relationships with other Employees, competitors and the public. At no time should Employees threaten or implement physical violence against any other person. Any threats or physical violence directed towards a Posillico Employee in the course of the performance of the Employee's job should be reported immediately to the Employee's supervisor (See Employee Handbook).

Appearance

Posillico considers its Employees to be its most important representatives. All Employees should remember that their personal appearance and their attitude towards their work are a reflection of the company.

Conflicts of Interest

Employees shall not represent personal or business interests divergent or conflicting with those of Posillico. If Employees are unsure about whether a situation constitutes a conflict of interest they should discuss the matter with their immediate supervisor.

Books and Records

Employees shall not intentionally, either through deliberate omission or by entry of false information, cause Posillico's books or records to be inaccurate. Legal and regulatory practices require Posillico to retain its books and records for a certain period of time.

Safety Conditions

To provide a clean and safe environment for its Employees, Posillico encourages all Employees to report any conditions they believe to be unsafe, unhealthy or hazardous to their immediate supervisor.

Personal Relationships with Fellow Employees

Harassment and Discrimination - Posillico is committed to maintaining a work environment free of harassment and discrimination. In keeping with this commitment, Posillico will not tolerate harassment of, or discrimination against, its Employees by anyone, including any supervisor, co-worker, vendor or customer. Employees should consult their Employee Handbook for a more detailed description of Posillico's harassment policy.

Disclosure of Corporate Information

Employees shall not disclose to any other individual, either internally or from the outside any Posillico information for their own benefit, any proprietary, secret or confidential information concerning Posillico and its business of which Employees become aware during their employment with Posillico without Posillico's written consent.

If any Employee has knowledge of unethical or illegal activity conducted within Posillico or by outside agencies, the Employee should immediately report such activity to a member of the Board of Directors. Employees may also at a later time be required by law or regulation to disclose their knowledge of such activity to government officials.

Payments to Government Employees

Employees shall not give or offer to give, or provide or offer to provide, money, gifts, services, entertainment or anything of value, directly or indirectly, to any government Employee in order to induce any change in the performance of his or her responsibilities.

Enforcement

Employees are obligated to report any suspected violation of this Code to their immediate supervisor. Posillico reserves the right to discipline Employees by any legal method necessary to ensure adherence to proper conduct and to this Code, up to and including discharge.

Employees are expected to cooperate fully in any investigation of a suspected violation of this Code. Employees making good faith reports of suspected violations will not be subject to any reprisals.

To ensure a better working environment for all Employees, Posillico encourages all Employees to seek the guidance of Human Resources or their supervisors, if they have any questions concerning this Code.

ATTACHMENT C

Detailed Description of the bidder's/proposers professional qualifications, demonstrating extensive experience in your profession. Any prior similar experiences, and the results of these experiences, must be identified.

A. Resumes of Principal Partners for Posillico Civil and of Peter V. Brindley are attached.

i.) **Date of formation:** The Certificate of Incorporation of Posillico Civil, Inc. was filed on 02/04/1946, under the name of J. D. Posillico, Inc. A Certificate of Amendment J. D. Posillico, Inc., changing its name to Posillico Civil, Inc., was filed on 4/17/2007. (See attached Certificate of Good Standing issued by the New York State Department of State.

ii.) **Name, addresses, and position of all persons having a financial interest in the company, including shareholders, members, general or limited partner:**

Posillico Civil, Inc. is owned 100% by Posillico, Inc.

The shareholders of Posillico, Inc. are illustrated in Attachment B and restated:

<u>SHAREHOLDER NAME/ADDRESS</u>	<u>PERCENT OF OWNERSHIP</u>
JOSEPH K. POSILICO - CEO/PRESIDENT 3 KAISER HILL ROAD, HUNTINGTON, NY 11743 DOB: 1/21/59	33.33%
MICHAEL J. POSILICO - EVP, SECRETARY 9 FOX MEADOW COURT, WOODBURY, NY 11797 DOB: 4/27/62	33.33%
JOSEPH D. POSILICO, III - SVP; FIELD OPERATIONS 241 JENNINGS ROAD, COLD SPRING HARBOR, NY 11723 DOB: 5/31/69	33.33%

iii.) Name, address and position of all officers and directors of the company:

LIST OF PRINCIPAL OFFICERS: 2017

*JOSEPH K. POSILLICO CEO/PRESIDENT
3 KAISER HILL ROAD HUNTINGTON, NY 11743
1/21/59

*MICHAEL J. POSILLICO EXECUTIVE VICE PRESIDENT/SECRETARY
9 FOX MEADOW COURT WOODBURY, NY 11797
4/27/62

*JOSEPH D. POSILLICO, III- SR. VICE PRESIDENT
241 T. ENNINGS ROAD, COLD SPRING HARBOR, NY 11723
5/31/69

**Members of Board of Director/Shareholders with interest exceeding 5%*

Posillico Civil, Inc.
Attachments to Business History Form

- iv.) State of Incorporation: New York
 - v.) The number of employees in the firm: 363
 - vi.) Annual Revenue of the firm: See attached confidential financials.
 - vii.) Summary of relevant accomplishments: See attached list of relevant projects.
 - viii.) Copies of all state and local licenses and permits: N/A
- B. Indicate number of years in business: 59
- C. Provide any other information which would be appropriate and helpful in determining the bidders/proposer's capacity and reliability to perform these services: Attached is a copy of our EMR letter indicating Posillico's commitment to Safety.

State of New York
Department of State } ss:

I hereby certify, that the Certificate of Incorporation of POSTALGO CIVIL, INC. was filed on 02/04/1946, under the name of J. D. POSTALGO, INC., fixing the duration as perpetual, and that a diligent examination has been made of the Corporate Index for documents filed with this Department for a certificate, order, or record of a dissolution, and upon such examination, no such certificate, order or record has been found, and that so far as indicated by the records of this Department, such corporation is an existing corporation.

A Certificate of Amendment J. D. POSTALGO, INC., changing its name to POSTALGO CIVIL, INC. , was filed 04/17/2007.



WITNESS my hand and the official seal
of the Department of State at the City of
Albany, this 29th day of October two
thousand and fourteen.

Anthony Scardino

Executive Deputy Secretary of State



**Proposed Project
Assignment**

Years of Experience
36

Education
Graduate Classes in
Management, Finance, &
Business Law, St. John's
University, 1983
B.S. Civil Engineering, Villanova
University, 1981

Registration
FMI Leadership Institute
Program, 2009
Chi Epsilon National Honor
Society, Member
Tau Beta Phi National Honor
Society, Member

Training

Joseph K. Posillico

POSILICO CIVIL, INC., FARMINGDALE, NY

PRESIDENT & CEO, 4/1987-PRESENT

CEO / President, 2007 - Present

Provide leadership to position the companies at the forefront of the industry. Oversee development and management of the organization's annual strategic plan to advance the company's mission and objectives to promote revenue, profitability and growth as an organization. Oversee company operations to insure safety, efficiency, quality, service and cost effective management of resources.

President, 1/2004 - 9/2007

Oversee project management and estimating functions of organization, across all divisions. Represent the company in negotiations with private and public corporations and clients. Lead organization management staff meetings and company-wide informational meetings and communications.

Secretary, 4/1987 - 1/2004

Responsibilities include estimating and coordinating bids for public works projects, seeking out project opportunities with private firms and providing price quotations/negotiations, handling claims and change orders for ongoing and completed projects, management of engineering department staff personnel, provides engineering support.

In charge of two construction projects for the Port Authority of New York/New Jersey at JFK International Airport. Projects involved relocated existing sanitary sewer and water facilities, installation and removal of steel sheet piling, dewatering, construction of a 30'-deep sanitary sewer lift station, and installation of underground tanks. Projects required intense planning and staging to minimize interruptions to airport operations, which included a comprehensive safety program to protect both employees and the general public.

In charge of two construction projects for the New York State Dept. of Transportation. Projects involved the reconstruction of Route 493 in Huntington, N.Y. (\$10.8 million) and the construction of Route 878 in Inwood, N.Y. (\$25.7 million). Responsibilities included project scheduling, field supervision, project engineering, and negotiating change orders. The project included constructing a bridge over the LIRR, and installing over 16,000 lf of underground sanitary and drainage pipe, 3,600 lf concrete box culvert, and 6,700 lf 48" water main piping and appurtenances.

EXXON COMPANY, U.S.A / May 1985 - March 1987

Terminal Superintendent

In charge of the operation of Exxon Co. USA's Everett, MA. Oil transfer facility. Responsibilities included supervising 8 supervisory and 30 union employees, stewardship over a \$5 million dollar per year operating and expense budget, coordinating plant maintenance and repair, participating in labor negotiations, and insuring compliance with federal and local environmental regulations. Operations at the facility included the handling of over 10 million barrels of petroleum products per year, with shipment/receipt of this product via barge, pipeline, and tank truck.

Owner

Contract No.:

Job Name

Key Personnel - Name / Project Job Description



Terminal Supervisor / November 1983 - February 1987

In charge of Exxon's oil transfer facility in Oceanside, N.Y. Also actively involved in developing and implementing a comprehensive safety program for the approximately 125 employees at Exxon's six oil terminals in the New York Metropolitan area.

Construction & Maintenance Engineer / August 1981 - October 1983

Responsible for overseeing the construction and modernization of Exxon's retail stations on Long Island, N.Y., including replacing underground tanks, installing vapor recovery systems, testing underground tanks, cleaning up oil lost from leaking underground tanks, routine maintenance and ensuring compliance with local safety and environmental regulations.

Owner
Contract No.:
Job Name
Key Personnel -- Name / Project Job Description

MICHAEL J. POSILICO

Posillico Civil, Inc.
**Executive Vice President &
Partner, Chairman of the
Board**

Years of Experience
32

Education
B.S. Civil Engineering, Clemson
University, 1984

Registration
Chi Epsilon National Civil
Engineering Honor Society,
Member

Training

Current Titles
Posillico Development, LLC,
Managing Partner

Posillico Consulting, LLC,
Managing Partner

New York State League of
Conservation Voters
Board Member

Clemson University – Civil
Engineering Department Advisory
Board Member

SUNY Farmingdale College
Foundation, Honorary Member

New York League of
Conservation Voters Long Island
Chapter
Former Chairman

Glida's Club of New York City
Former Board Member

Vision Long Island
Former Board Member

Posillico Civil, Inc./Posillico Environmental, Inc., Farmingdale, NY
**Executive Vice President & Partner/Executive Vice President & Chairman
of The Board, 1985-Present**

Mr. Posillico has varied experience in a multitude of civil engineering, environmental and development projects. He has worked with many government agencies and owners in conjunction with the construction, development and remediation of many projects including the NYSDOT, NYSDEC, NYCDEP, USEPA and many other regional municipal agencies. In the past several years he has combined this expertise to promote the clean-up and redevelopment of some of the most contaminated projects in our region.

- From 2010 to present Mr. Posillico has redeveloped Posillico's Master Facilities including Materials Intermodal Systems, Shop and Mechanic divisions. He also reorganized business development strategies for companywide goals and individual business units. In 2012 he took on the role of Chairman for the New York League of Conservation Voters Long Island Chapter and restructured their platform for implementing a new agenda throughout Long Island. Mr. Posillico is also spearheading a master redevelopment effort of a former quarry in Northern New Jersey.
- From 2005 to 2010 Mr. Posillico has formed 2 new companies, Posillico Development LLC, an organization formed to integrate operations, pool resources and strategically invest in property development and Posillico Consulting, LLC a multi-disciplined Brownsfield redevelopment property management and development consulting service. He also expanded Posillico Environmental's marine and mechanical capabilities, which now encompass dredging, synthetic bulkhead installation, sanitary treatment plant construction and refurbishment. Mr. Posillico also lead a re-branding effort for the "Posillico" companies to improve their recognition under one brand and being dedicated to setting the standard for excellence in the construction industry for getting complex projects completed safely, on time and on budget.
- From 2000 to 2004 Mr. Posillico has focused further on the re-development of environmentally challenged properties in addition to overseeing major projects in Posillico Environmental, Inc. Major projects include the partnership in Glen Isle Development, a 50-acre national brownsfield waterfront redevelopment site, redevelopment of the former Cibro Fuel Oil Terminal in Island Park, NY and the clean-up of the former GTE/Sylvania site in Hicksville, NY.
- From 1997 to 2000 Mr. Posillico has worked on further expansion of thermally treated contaminated soil and dredge spoil recycling into a product known as "Poscrete". He has also worked on a number of significant environmental projects including recently completed dredging of Lake Capri in West Islip, NY, which involved difficult environmental dredging and processing of sediments and solids with a temporary processing plant. In addition, Mr. Posillico worked on the development of a remedial SVE system at Northville's Holtsville terminal and affected area with ERM Northeast.



- From 1993 to 1996 Mr. Posillico expanded Blue Water Environmental, Inc. into other specialized remedial projects including an expansive tunnel clean-up project for the Brooklyn Navy Yard Development Corp., shallow soil mixing of hazardous wastes for the NYSDEC at Dzus Fasteners in West Islip, NY, and the handling and disposal of dredge sediments from the installation of a cooling tunnel outfall at the Brooklyn Navy Yard.
- From 1991 to 1993 the majority of Mr. Posillico's efforts were directed to developing a permit with the NYSDEC to thermally treat and recycle petroleum-contaminated soils at Posillico Brothers Asphalt in Farmingdale, N.Y. (Posillico Materials, LLC) During this time period Michael founded and developed the Blue Water Environmental, Inc. petroleum contaminated soil business which is now known as Posillico Environmental, Inc.
- From 1988 to 1991 Mr. Posillico was the Project Manager for reconstruction of the Northern State and Meadowbrook Parkway interchange and the reconstruction of the intersection of Old Country Road and Glen Cove Road. The total value of both projects was over 70 million dollars, which involved complex bridge reconstruction and highway detour routing.
- From 1985 to 1988 Mr. Posillico was the Project Supervisor for NYSDOT. Nighttime reconstruction of the Long Island Expressway, exits 52-57 and exits 32-39, (10 million dollars), the reconstruction of Route 106/107 and the North Service Road in Syosset, NY. (4 million dollars, the reconstruction of the force main and sewer system, Halesite, NY. (2 million dollars)

Affiliation:

Mr. Posillico and his partners formed The Posillico Foundation in 2004 donating their time and money to many regional charitable organizations. Mr. Posillico has served numerous charitable and foundation boards including Farmingdale State College Foundation where he served as Foundation President. Mr. Posillico is currently an honorary member of this foundation. He is also served as Chairman for the New York League of Conservation Voters Long Island Chapter and a Board Member of Glida's Club New York. Mr. Posillico currently serves as a board member of the New York State League of Conservation Voters and as an advisory board member for Clemson University Civil Engineering Department. He formally sat on the Board of Vision Long Island, a regional consortium of professional advocates that promotes "smart growth" in our region, focusing on improving housing, environmental, transportation and economic development and the Long Island Lutheran School Endowment Fund Committee.



JOSEPH D. POSILICO, III

Posillico Civil, Inc.
**Senior Vice President &
Partner**

Years of Experience
24

Education
B.S. Civil Engineering, Lehigh
University, 1991

Registration

AGC
LICA
GCA
DFI
ADSE

Training

OSHA 30 hour
Hazmat 40 hour
CPR
Defensive Driving
Leadership Training
Productivity Training
Scuba

Senior Vice President & Partner, Years

**Senior Vice President Field Operations – Civil, Environmental, Drilling, Materials,
Consulting and Development 2004-Present**

- Manage company Safety Department and Risk Management program across all business disciplines.
- Supervise and mentor General Supervisors, Area Managers and Shop Manager.
- Oversees all equipment and vehicle purchases.
- Reviews and manages job and equipment costs for projects across all business disciplines.

General Supervisor, 2001-2004

Various Municipal and Private Jobs: Head Company Safety Program and Monitor Insurance Claims; Coordinated all Labor and Equipment between all jobs; Equipment Rentals, Purchases, Maintenance, and Repairs; Monitor Job Cost, Payments, and Purchasing.

Project Manager, 1997- 2001

Rehabilitation of IIE; Exits 57-64, Holbrook, NY; 2 Contracts: NYSDOT Project Estimate \$150 Million; Job Start up, Order all Equipment and Materials; Coordinated work with Suppliers and Subcontractors.

Project Engineer/Supervisor, 1993 - 1997

Rehabilitation of Route 25; Jericho Turnpike, Syosset, NY; 3 Contracts with NYSDOT totaling \$25 Million; Ordered materials, Payroll, Payments, EEO Requirements, Job Quantities; All Certifications and Submittals to NYSDOT.

Rehabilitation of Route 27; Sunrise Highway, Massapequa, NY: NYSDOT Project Estimate: \$9 Million; Safety, Payment, Payroll, Job Cost, Quantity Review, and Payment; Planning, and Scheduling of manpower and equipment.

Rehabilitation of IIE; Exits 47-49, Plainview, NY: NYSDOT Project Estimate: \$42 Million.

POSILICO CIVIL, INC. AND AFFILIATES
COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

POSILICO CIVIL, INC. AND AFFILIATES
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GRASSI & CO.

Accountants and Success Consultants®



Accounting, Auditing, Tax, Litigation Support,
Valuation, Management & Technology Consulting

INDEPENDENT AUDITORS' REPORT

To The Stockholders and Board of Directors
Posillico Civil, Inc. and Affiliates
Farmingdale, New York

We have audited the accompanying combined financial statements of Posillico Civil, Inc. and Affiliates which comprise the combined balance sheet as of December 31, 2016 and the related combined statements of income, changes in equity, and cash flows for the year then ended, and the related notes to the combined financial statements.

Management's Responsibility for the Financial Statements

Management is responsible for the preparation and fair presentation of these combined financial statements in accordance with accounting principles generally accepted in the United States of America; this includes the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of combined financial statements that are free from material misstatement, whether due to fraud or error.

Auditors' Responsibility

Our responsibility is to express an opinion on these combined financial statements based on our audit. We conducted our audit in accordance with auditing standards generally accepted in the United States of America. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the combined financial statements are free from material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the combined financial statements. The procedures selected depend on the auditor's judgment, including the assessment of the risks of material misstatement of the combined financial statements, whether due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the entity's preparation and fair presentation of the combined financial statements in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the entity's internal control. Accordingly, we express no such opinion. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the combined financial statements.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

Opinion

In our opinion, the combined financial statements referred to above present fairly, in all material respects, the financial position of Posillico Civil, Inc. and Affiliates as of December 31, 2016, and the results of its operations and its cash flows for the year then ended in accordance with accounting principles generally accepted in the United States of America.

Grassi & Co., CPAs, P.C.

GRASSI & CO., CPAs, P.C.

Jericho, New York
April 19, 2017

POSILICO CIVIL, INC. AND AFFILIATES
COMBINED BALANCE SHEET
DECEMBER 31, 2016

ASSETS

CURRENT ASSETS:

Cash	\$ 15,887,191
Current portion of notes receivable - related party	89,859
Accounts receivable, net of allowance for doubtful accounts of \$25,000	6,925,257
Contract receivables, net	48,024,119
Contract receivables, related party	4,715,745
Costs and estimated earnings in excess of billings on uncompleted contracts	4,007,064
Inventories	724,837
Equity in joint ventures	11,175,364
Advances to affiliates	239,500
Advances to stockholders	4,096,953
Prepaid and refundable income taxes	152,566
Prepaid expenses and other current assets	<u>1,539,648</u>
Total Current Assets	<u>97,578,103</u>

PROPERTY AND EQUIPMENT, NET (including \$22,034,270 related to variable interest entities)

28,474,119

OTHER ASSETS:

Notes receivable - related party, less current portion	56,859
Intangible assets, net of accumulated amortization of \$2,000,189	<u>104,860</u>
	<u>161,719</u>
	<u>\$ 126,213,941</u>

The accompanying notes are an integral part of these combined financial statements.

POSILICO CIVIL, INC. AND AFFILIATES
COMBINED BALANCE SHEET
DECEMBER 31, 2016

LIABILITIES AND EQUITY

CURRENT LIABILITIES:

Notes payable - bank	\$ 7,500,000
Current maturities of long-term debt	4,093,904
Accounts payable	26,600,065
Billings in excess of costs and estimated earnings on uncompleted contracts	14,550,330
Income taxes payable - current	23,476
Advances from affiliates	6,341,556
Accrued expenses and other current liabilities	<u>12,035,278</u>
Total Current Liabilities	<u>71,144,609</u>

LONG-TERM LIABILITIES:

Long-term debt, less current maturities and debt issuance costs	10,041,058
Income taxes payable - deferred	14,000
Deferred rent	<u>158,526</u>
	<u>10,213,584</u>

COMMITMENTS AND CONTINGENCIES

EQUITY:

Posillico Civil, Inc. and Affiliates Stockholders' Equity:

Common stock	245,033
Retained earnings	48,352,265
Less: Treasury stock, 77.5 shares at cost	<u>3,500,000</u>
Total Posillico Civil, Inc. and Affiliates Stockholders' Equity	45,097,298

Noncontrolling interest	<u>(241,550)</u>
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Total Equity	<u>44,855,748</u>
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\$ 126,213,941

The accompanying notes are an integral part of these combined financial statements.

POSILICO CIVIL, INC. AND AFFILIATES
COMBINED STATEMENT OF INCOME
FOR THE YEAR ENDED DECEMBER 31, 2016

REVENUES	\$ 277,141,061
COSTS	<u>244,085,331</u>
GROSS PROFIT	33,055,730
GENERAL AND ADMINISTRATIVE EXPENSES	<u>20,684,749</u>
INCOME FROM OPERATIONS	<u>12,370,981</u>
OTHER INCOME (EXPENSE):	
Interest income	379,801
Interest expense	(1,478,325)
Miscellaneous income	52,258
Gain on sale of property and equipment	321,445
Rental income, net	<u>86,152</u>
Total Other Expense	<u>(638,669)</u>
INCOME BEFORE PROVISION FOR INCOME TAXES	11,732,312
PROVISION FOR INCOME TAXES	<u>35,969</u>
NET INCOME	11,696,343
LESS: NET INCOME ATTRIBUTABLE TO THE NONCONTROLLING INTERESTS	<u>2,272,798</u>
NET INCOME ATTRIBUTABLE TO POSILICO CIVIL, INC. AND AFFILIATES	<u>\$ 9,423,545</u>

The accompanying notes are an integral part of these combined financial statements.

POSILLICO CIVIL, INC. AND AFFILIATES
COMBINED STATEMENT OF CHANGES IN EQUITY
FOR THE YEAR ENDED DECEMBER 31, 2016

	Common Stock		Retained Earnings	Treasury Stock		Noncontrolling Interest
	Shares	Amount		Shares	Amount	
BALANCE AT JANUARY 1, 2016	278.67	\$ 245,033	\$ 46,028,720	77.5	\$ 3,500,000	\$ (2,384,348)
NET INCOME	-	-	9,423,545	-	-	2,272,798
LESS: DISTRIBUTIONS TO STOCKHOLDERS AND MEMBERS	-	-	7,100,000	-	-	130,000
BALANCE AT DECEMBER 31, 2016	278.67	\$ 245,033	\$ 48,352,265	77.5	\$ 3,500,000	\$ (241,550)

The accompanying notes are an integral part of these combined financial statements.

POSILICO CIVIL, INC. AND AFFILIATES
COMBINED STATEMENT OF CASH FLOWS
FOR THE YEAR ENDED DECEMBER 31, 2016

CASH FLOWS FROM OPERATING ACTIVITIES:

Cash received from customers	\$ 212,029,513
Interest received	379,801
Rental income received, net	86,152
Miscellaneous income received	52,258
Cash Provided By Operating Activities	<u>212,547,724</u>
Cash paid for contract costs	(176,066,519)
Cash paid for general and administrative costs	(20,296,778)
Interest paid	(1,472,785)
Income taxes paid	(284,588)
Cash Disbursed For Operating Activities	<u>(198,120,670)</u>
NET CASH PROVIDED BY OPERATING ACTIVITIES	<u>14,427,054</u>

CASH FLOWS FROM INVESTING ACTIVITIES:

Proceeds from sale of property and equipment	1,657,661
Repayment of notes receivable	254,915
Cash Provided By Investing Activities	<u>1,912,576</u>
Purchase of property and equipment	<u>(1,051,966)</u>
NET CASH PROVIDED BY INVESTING ACTIVITIES	<u>860,610</u>

CASH FLOWS FROM FINANCING ACTIVITIES:

Advances from stockholders, net	32,987
Advances from affiliates, net	3,717,465
Cash Provided By Financing Activities	<u>3,750,452</u>
Repayments of notes payable - bank	(1,500,000)
Repayments of long-term borrowings	(4,970,267)
Distribution to members	(130,000)
Distributions to stockholders	(7,100,000)
Cash Disbursed For Financing Activities	<u>(13,700,267)</u>
NET CASH USED IN FINANCING ACTIVITIES	<u>(9,949,815)</u>
NET INCREASE IN CASH	5,337,849
CASH, BEGINNING OF YEAR	<u>10,549,342</u>
CASH, END OF YEAR	<u>\$ 15,887,191</u>

The accompanying notes are an integral part of these combined financial statements.

POSILICO CIVIL, INC. AND AFFILIATES
COMBINED STATEMENT OF CASH FLOWS
FOR THE YEAR ENDED DECEMBER 31, 2016

RECONCILIATION OF NET INCOME TO NET CASH
PROVIDED BY OPERATING ACTIVITIES:

NET INCOME	\$ 11,696,343
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ADJUSTMENTS TO RECONCILE NET INCOME TO NET
CASH PROVIDED BY OPERATING ACTIVITIES:

Bad debt expense	7,876
Depreciation and amortization	6,517,049
Deferred financing costs	5,540
Gain on sale of property and equipment	(321,445)
Deferred income taxes	(48,000)
Deferred rent	158,526

Changes in Assets (Increase) Decrease:

Accounts receivable	(1,125,021)
Contract receivables	(505,792)
Contract receivables, related party	(1,147,732)
Costs and estimated earnings in excess of billings on uncompleted contracts	(1,797,160)
Inventories	161,389
Equity in joint ventures	(3,777,562)
Prepaid and refundable income taxes	(116,911)
Prepaid expenses and other current assets	(1,229,011)

Changes in Liabilities Increase (Decrease):

Accounts payable	1,658,684
Billings in excess of costs and estimated earnings on uncompleted contracts	2,395,998
Income taxes payable - current	(65,318)
Accrued expenses and other current liabilities	1,995,601
Security deposits payable	(36,000)

Total Adjustments	2,730,711
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NET CASH PROVIDED BY OPERATING ACTIVITIES	\$ 14,427,054
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SCHEDULE OF NONCASH INVESTING AND FINANCING ACTIVITIES:

Property and equipment acquired through long-term financing	\$ 3,404,041
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The accompanying notes are an integral part of these combined financial statements.

POSILICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 1 - Nature of Operations and Principles of Combination

Principles of Combination and Consolidation

The combined financial statements include the accounts of Posillico Civil, Inc. ("Civil"), its affiliates, Posillico Materials, LLC ("Materials"), Posillico Drilling, Inc. ("Drilling") and Posillico Environmental, Inc. ("Environmental"), Environmental's wholly-owned subsidiary, Babylon Cove Development, LLC ("Babylon Cove"), LIE Rental Corp. ("LIE"), 1750 New Highway, LLC ("1750"), and P Five Management LLC ("P Five"), (collectively, the "Companies"). LIE and 1750 are consolidated into Civil based on their economic relationship with Civil. P Five is consolidated into Materials based on its economic relationship with Materials.

All significant intercompany balances and transactions have been eliminated.

Business Activity

Civil serves as a general contractor specializing in bridge, road, and sewer reconstruction projects for governmental and institutional owners. Construction work is performed under unit-price, fixed-price, and time and material contracts. These contracts are undertaken by the company or in partnership with other contractors through joint ventures. The length of the company's contracts varies but typically ranges from one to three years. Construction work is typically performed in the New York metropolitan area.

Environmental serves as a general contractor and is primarily engaged in providing environmental remediation services in the New York metropolitan area. Construction work is generally performed under fixed-price, unit-price, and time and material contracts. The length of the company's contracts varies but typically ranges from one to two years.

Drilling serves as a general contractor and is primarily engaged in providing foundation services in the New York metropolitan area. Construction work is generally performed under fixed-price, unit-price, and time and material contracts. The length of the company's contracts varies but typically ranges from one to two years.

Babylon Cove was organized in the State of New York as a limited liability company. Babylon Cove is wholly-owned by Environmental. Babylon Cove was formed to acquire land for development and for the construction of 22 townhouses. All townhouses were sold in prior periods and Babylon Cove is in the process of finalizing its operations.

LIE was organized in the State of New York as a corporation. LIE was formed to rent equipment to affiliated and nonaffiliated entities.

Materials was reorganized as a limited liability company on May 1, 1995. Materials manufactures asphalt for sale to contractors and also earns fees from the recycling of construction materials or contaminated soil. Materials enters into these transactions with affiliated and nonaffiliated entities.

POSILICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 1 - Nature of Operations and Principles of Combination (cont'd.)

Business Activity (cont'd.)

1750 rents office facilities to Civil.

P Five was organized in the State of New York as a limited liability company. P Five was formed to provide consulting services to Materials.

Babylon Cove, Materials, P Five and 1750 are limited liability companies formed under the New York Limited Liability Company Act. The parties to the Limited Liability Company agreements are designated as members. Under this Act, the members are not liable for the debts of the company.

Note 2 - Summary of Significant Accounting Policies

Revenue and Cost Recognition

Civil, Environmental and Drilling recognize revenues from unit-price and fixed-price, long-term construction contracts under the percentage of completion method. Under this method, progress towards completion is recognized according to the percentage of incurred costs to estimated total costs. This method is used because management considers the "cost to cost" method the most appropriate in the circumstances.

Revenues from time and material contracts are recognized on the accrual basis.

Contract costs include all direct material and labor costs and all other direct and indirect costs related to contract performance. General and administrative costs are charged to expense as incurred. Provisions for estimated losses on uncompleted contracts are made in the period in which such losses are determined. Changes in job performance, job conditions and estimated profitability, including those arising from settlements, may result in revisions to costs and income and are recognized in the period in which the revisions are determined. Because of the inherent uncertainty in estimating the costs to complete on contracts in process, it is at least reasonably possible that the estimates used will change in the near term. Profit incentives are included in revenues when their realization is reasonably assured. An amount equal to contract costs attributable to claims is included in revenues when realization is probable and the amount can be reliably estimated.

The Asset, "Costs and estimated earnings in excess of billings on uncompleted contracts," represents revenues recognized in excess of amounts billed. The Liability, "Billings in excess of costs and estimated earnings on uncompleted contracts," represents billings in excess of revenues recognized.

In accordance with normal construction industry practice, the Companies include in current assets and current liabilities amounts relating to construction contracts realizable and payable over a period in excess of one year.

POSILICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 2 - Summary of Significant Accounting Policies (cont'd.)

Revenue and Cost Recognition (cont'd.)

Rental revenues from LIE and 1750 are recognized under the accrual basis of accounting.

Materials and P Five are on the accrual basis of accounting and recognize revenue at the point of sale.

Use of Estimates

The preparation of financial statements in conformity with accounting principles generally accepted in the United States of America ("U.S. GAAP") requires management to make estimates and assumptions that affect the reported amounts of assets and liabilities and disclosure of contingent assets and liabilities at the date of the financial statements and the reported amounts of revenues and expenses during the reporting period. Actual results could differ from those estimates.

Fair Value of Financial Instruments

Fair value is defined as the price that would be received to sell an asset or paid to transfer a liability in an orderly transaction between market participants at the measurement date. To increase the comparability of fair value measurements, a three-tier fair value hierarchy, which prioritizes the inputs used in the valuation methodologies, is as follows:

Level 1 - Valuations based on quoted prices for identical assets and liabilities in active markets.

Level 2 - Valuations based on observable inputs other than quoted prices included in Level 1, such as quoted prices for similar assets or liabilities in active markets, quoted prices for identical or similar assets and liabilities in markets that are not active, or other inputs that are observable or can be corroborated by observable market data.

Level 3 - Valuations based on unobservable inputs reflecting the Companies' own assumptions, consistent with reasonably available assumptions made by other market participants. These valuations require significant judgment.

At December 31, 2016, the fair value of the Companies' financial instruments including cash, accounts receivable, contract receivables, accounts payable and accrued expenses, approximated book value due to the short maturity of these instruments.

At December 31, 2016, the Companies do not have assets or liabilities required to be measured at fair value in accordance with Financial Accounting Standards Board ("FASB") Accounting Standards Codification ("ASC") Topic 820, *Fair Value Measurements*.

Contract Receivables

The Companies carry their contract receivables at cost less an allowance for doubtful accounts. The Companies estimate the allowance for doubtful accounts based upon a review of outstanding receivables and historical collection information by customer. Normally, contract receivables are due within 30 days after the date of the requisition.

POSILICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 2 - Summary of Significant Accounting Policies (cont'd.)

Contract Receivables (cont'd.)

Contract retentions are generally due within 30 days after completion of the project and acceptance of the owner. Where the contract provides for guarantee retainage provisions, such retainage is generally due within one year of completion and acceptance of the project.

Receivables more than 90 days old are considered past due. Contract receivables are written off when they are determined to be uncollectible. The Companies do not accrue interest on past due receivables.

Accounts Receivable

The Companies carry their accounts receivable at cost less an allowance for doubtful accounts. The Companies estimate the allowance for doubtful accounts based upon a review of outstanding receivables and historical collection information by customer. Normally, accounts receivable are due within 30 days after the date of the invoice. Receivables more than 90 days old are considered past due. Accounts receivable are written off when they are determined to be uncollectible. The Companies do not accrue interest on past due receivables.

Notes Receivable

The Companies have extended payment terms under notes receivable to a related party. The Companies carry the notes receivable at the principal amount due reduced by a loan loss allowance. The Companies have evaluated the notes receivable based on past payment history of the related party. Amounts receivable will be charged off against the allowance only if all reasonable attempts at collection fail.

Inventories

Inventories, consisting of raw materials, are valued at the lower of cost or market, with cost determined using the average cost method and with market defined as the lower of replacement cost or realizable value.

Property and Equipment

Property and equipment is stated at cost. The costs of additions and betterments are capitalized and expenditures for repairs and maintenance are expensed in the period incurred. When items of property and equipment are sold or retired, the related costs and accumulated depreciation are removed from the accounts and any gain or loss is included in income.

Depreciation of property and equipment is provided utilizing both the straight-line and accelerated methods over the estimated useful lives of the respective assets as follows:

Buildings and building improvements	39 years
Transportation equipment	5 to 7 years
Machinery and equipment	5 to 10 years
Furniture and fixtures	5 to 7 years
Computer equipment	5 years
Office equipment	5 years

POSILLICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 2 - Summary of Significant Accounting Policies (cont'd.)

Property and Equipment (cont'd.)

The Companies review the carrying value of the long-lived assets to determine if any facts and circumstances exist, which would suggest that the assets might be impaired. If impairment is indicated, an adjustment will be made to reduce the carrying amount of the long-lived assets to their fair value. Based on the Companies' review at December 31, 2016, no impairment of long-lived assets was indicated.

Intangible Assets

On October 1, 2015, Civil entered into an asset purchase agreement to purchase certain assets and assume certain liabilities associated with those assets, of Spar Construction Co., Inc. ("Spar"), in order to expand its customer base. The transaction was accounted for as an asset purchase, and the aggregate purchase price was allocated to the assets acquired based upon their respective fair market values in accordance with the acquisition method of accounting as per FASB ASC Topic 805, *Business Combinations*. Contracts in process were acquired as part of the purchase and the value allocated is being amortized over the life of the contracts.

Deferred Financing Costs

Deferred financing costs are comprised of costs incurred in connection with the issuance of the Company's installment mortgage payable. These costs are amortized using the effective interest method over the term of the related indebtedness, and are included in interest expense in the accompanying combined financial statements. During the year, the Company adopted the provisions of FASB Accounting Standards Update ("ASU") No. 2015-03, *Interest - Imputation of Interest (Subtopic 835-30)* in order to simplify the presentation of deferred financing costs as a direct deduction from the carrying amount of the corresponding debt liability.

Income Taxes

Generally, income taxes have not been provided because the stockholders have elected to have Civil, Environmental, Drilling and LIE treated as S corporations for income tax purposes as provided in Section 1362(a) of the Internal Revenue Code. As such, Civil's, Environmental's, Drilling's and LIE's income or loss and credits are passed through to the stockholders and reported on their individual income tax returns. The accompanying provision for income taxes represents only local taxes.

Materials, Babylon Cove, P Five and 1750 are treated as partnerships for income tax purposes and do not incur income taxes. Instead, members are taxed individually on their share of company earnings. Materials', P Five's and 1750's net income or loss is allocated to the members based upon their respective profit and loss percentages. Accordingly, no provision for income taxes is made in the combined financial statements.

Income taxes are provided for the tax effects of transactions reported in the financial statements and consist of taxes currently due plus deferred taxes related primarily to differences between the financial and tax bases of long-term construction contracts, the allowance for doubtful accounts and net operating loss carryforwards.

POSILICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 2 - Summary of Significant Accounting Policies (cont'd.)

Income Taxes (cont'd.)

Civil, Environmental and Drilling report construction revenues for tax purposes using the percentage of completion method.

The Company has elected to early adopt FASB ASU No. 2015-17, *Income Taxes (Topic 740): Balance Sheet Classification of Deferred Taxes*. This ASU requires deferred tax assets and liabilities to be aggregated and presented as a net noncurrent item on the balance sheet.

Business Combinations

The Companies follow the provisions of FASB ASC Topic 805, *Business Combinations*. FASB ASC 805 requires (a) a company to recognize the assets acquired, the liabilities assumed, and any noncontrolling interest in the acquiree at fair value as of the acquisition date; and (b) an acquirer in preacquisition periods to expense all acquisition-related costs, among other modifications to the accounting for business combinations. FASB ASC 805 requires adjustments to an acquired entity's deferred tax asset and liability balance that occur after the measurement period to be recorded as a component of income tax expense.

Pension and Profit Sharing Plans

The Companies maintain a profit sharing plan for all eligible employees with a minimum of one year of service. The Companies also maintain a 401(k) plan which it matches employees' contributions up to certain percentages. In addition, Civil may make additional discretionary contributions which are determined by an annual resolution of the Board of Directors.

Union employees are covered by multiemployer, collectively bargained employee benefit plans under which the Companies make contributions on a monthly basis based upon hours worked.

Noncontrolling Interest

The Companies follow the accounting and reporting standards for the noncontrolling interest in consolidated affiliates in accordance with FASB ASC Subtopic 810-10. See Note 14, Consolidation of Variable Interest Entities, which includes a discussion distinguishing between the interest held by the parent's owners and the interest held by the noncontrolling owners of the affiliates.

Investment in Joint Ventures

Civil accounts for its investment in joint ventures on the equity method for the balance sheet and on the proportionate consolidation method for the statement of income, in accordance with FASB ASC Subtopic 810-10, *Consolidation*. Under the equity method, cost is increased or decreased by the company's share of earnings or losses, less distributions and advances. Under the proportionate consolidation method, the company presents its proportionate share of the joint ventures' revenues and expenses (see Note 7).

POSILICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 2 - Summary of Significant Accounting Policies (cont'd.)

New Accounting Pronouncements

ASU No. 2016-17

In October 2016, the FASB issued ASU No. 2016-17, *Consolidation (Topic 810): Interests Held through Related Parties that are under Common Control*. This ASU changes the evaluation of whether a reporting entity is the primary beneficiary of a variable interest entity ("VIE") by changing how a reporting entity that is a single decision maker of a VIE treats indirect interests in the entity held through related parties that are under common control with the reporting entity.

This ASU does not change the characteristics of a primary beneficiary in current guidance, but in determining whether a single decision maker of a VIE has the obligation to absorb losses or the right to receive benefits from the VIE that could be significant to the VIE, this ASU requires that the reporting entity include all of its direct variable interests in a VIE and, on a proportionate basis, its indirect variable interests in a VIE held through related parties, including related parties that are under common control with the reporting entity.

Under this ASU, a single decision maker is not required to consider indirect interests held through related parties that are under common control with the single decision maker, to be the equivalent of direct interests in their entirety. Instead, a single decision maker is required to include those interests on a proportionate basis, consistent with indirect interests held through other related parties.

The amendments in ASU No. 2016-17 are effective for nonpublic entities for fiscal years beginning after December 15, 2016, and interim periods within fiscal years beginning after December 15, 2017. Early adoption is permitted, including adoption in an interim period.

ASU No. 2016-02

In February 2016, the FASB issued ASU No. 2016-02, *Leases (Topic 842)*. This ASU is the result of a joint project of the FASB and the International Accounting Standards Board ("IASB") to increase transparency and comparability among organizations by recognizing lease assets and lease liabilities on the balance sheet and disclosing key information about leasing arrangements for U.S. GAAP and International Financial Reporting Standards ("IFRS"). The guidance in this ASU affects any entity that enters into a lease (as that term is defined in this ASU), with some specified scope exemptions. The guidance in this ASU will supersede Topic 840, *Leases*.

The ASU provides that lessees should recognize lease assets and lease liabilities on the balance sheet for leases previously classified as operating leases that exceed 12 months, including leases existing prior to the effective date of this ASU. It also calls for enhanced leasing arrangement disclosures.

For nonpublic entities, the amendments of ASU No. 2016-02 are effective for annual reporting periods beginning after December 15, 2019, and interim periods within annual periods beginning after December 15, 2020. Early application is permitted for all entities.

POSILICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 2 - Summary of Significant Accounting Policies (cont'd.)

New Accounting Pronouncements (cont'd.)

ASU No. 2014-09

In May 2014, the FASB issued ASU No. 2014-09, *Revenue from Contracts with Customers (Topic 606)*. This ASU is the result of a joint project of the FASB and IASB to clarify the principles for recognizing revenue and to develop a common revenue standard for U.S. GAAP and IFRS. The guidance in this ASU affects any entity that either enters into contracts with customers to transfer goods or services or enters into contracts for the transfer of nonfinancial assets unless those contracts are within the scope of other standards.

The ASU provides that an entity should recognize revenue to depict the transfer of promised goods or services to customers in an amount that reflects the consideration to which the entity expects to be entitled in exchange for those goods or services. An entity should apply the following five-step process to recognize revenue:

- Step 1: Identify the contract with a customer.
- Step 2: Identify the performance obligations in the contract.
- Step 3: Determine the transaction price.
- Step 4: Allocate the transaction price to the performance obligations in the contract.
- Step 5: Recognize revenue when (or as) the entity satisfies a performance obligation.

For nonpublic entities, the amendments of ASU No. 2014-09 are effective for annual reporting periods beginning after December 15, 2018, and interim periods within annual periods beginning after December 15, 2019. Early application is permitted under certain circumstances.

The Company has not yet determined if these ASUs will have a material effect on its combined financial statements.

Note 3 - Concentration of Credit Risk

The Companies maintain cash balances in several financial institutions which are insured by the Federal Deposit Insurance Corporation ("FDIC") for up to \$250,000 per institution. From time to time, the Companies' balances may exceed these limits.

POSILICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 4 - Notes Receivable - Related Party

Notes receivable are summarized as follows:

In 2013, LIE sold equipment to a related party under a long-term note receivable. The note, with an original face value of \$465,450, requires monthly principal and interest payments of \$13,950 through January 2017. The note bears interest at the rate of 5.0% per annum. \$ 27,726

In 2015, LIE sold equipment to a related party under a long-term note receivable. The note, with an original face value of \$58,850, requires monthly principal and interest payments of \$1,764 through July 2018. The note bears interest at the rate of 5.0% per annum. 51,193

In 2015, Materials sold equipment to a related party under a long-term note receivable. The note, with an original face value of \$100,000, requires monthly principal and interest payments of \$1,887 through January 2020. The note bears interest at the rate of 5.0% per annum. 67,799
146,718

Less: Current portion 89,859

Notes receivable, less current portion \$ 56,859

Aggregate maturities of the notes receivable are as follows:

Years Ending December 31:

2017	\$ 89,859
2018	33,027
2019	21,953
2020	1,879
	<u>\$ 146,718</u>

POSILICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 5 - Contract Receivables

Contract receivables, net are summarized as follows:

BILLED:

Completed contracts	\$ 17,513,390
Contracts in process	23,550,895
Retainage	<u>11,775,579</u>
	52,839,864
Less: Allowance for doubtful accounts	<u>100,000</u>
	<u>\$ 52,739,864</u>

The Companies do not anticipate collection of approximately \$9,047,000 of the retainage within one year.

Note 6 - Costs and Estimated Earnings on Uncompleted Contracts

Contract costs incurred	\$ 237,216,149
Estimated earnings	<u>17,039,075</u>
	254,255,224
Less: Billings to date	<u>264,798,490</u>
	<u>\$ (10,543,266)</u>

Included in the accompanying combined balance sheet under the following captions:

Costs and estimated earnings in excess of billings on uncompleted contracts	\$ 4,007,064
Billings in excess of costs and estimated earnings on uncompleted contracts	<u>(14,550,330)</u>
	<u>\$ (10,543,266)</u>

In determining the contract price on a contract in process at December 31, 2016, there is approximately \$500,000 of unpriced change orders. The unpriced change orders are being negotiated by Civil with the contract owner. Civil believes this amount will be fully approved, billed and collected, but it is at least reasonably possible that this estimate will change in the near term.

POSILICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
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Note 7 - Equity in Joint Ventures

Civil, in the normal conduct of its business, has entered into joint venture partnership agreements. The joint venture agreements, which require the participants to contribute additional capital as needed, provide that Civil will receive from the joint ventures its proportionate share of any profits or losses realized from the contracts.

Civil's ownership and profit and loss percentage in Skanska/Posilico, Joint Venture is 45%. Civil also has a 50% interest in Posilico/Skanska, a 35% interest in Tully/Posilico Joint Venture, a 50% interest in Posilico/Tully, Joint Venture, a 50% interest in Hinck/Posilico Joint Venture, and a 45% interest in Skanska/Posilico II Joint Venture. The joint ventures are variable interest entities; however, Civil is not the primary beneficiary as it does not have the power to solely direct the activities of the joint ventures that most significantly impact their economic performance. Power is shared equally between Civil and its joint venture partners as to management oversight and decision making. Therefore, Civil has not consolidated the joint ventures' net assets in these combined financial statements.

Circumstances that could lead to a loss under these arrangements beyond Civil's proportionate share include a partner's inability to contribute additional funds to the joint ventures in the event the projects incur a loss, or additional costs that the company could incur should a partner fail to provide the services and resources toward the projects' completion that had been committed to in the joint venture agreements.

Summarized combined financial information for the joint ventures at and for the year ended December 31, 2016, is as follows:

Total assets	\$ 84,042,811
Less: Total liabilities	<u>59,196,200</u>
Net Assets	<u>\$ 24,846,611</u>
Operations for the year:	
Revenue	\$ 129,635,344
Cost of operations	<u>121,194,802</u>
Net Income	<u>\$ 8,440,542</u>
Company's interest:	
Share of net income	<u>\$ 3,777,562</u>
Equity in joint ventures	<u>\$ 11,175,364</u>

At December 31, 2016, Civil, on behalf of the Posilico/Tully Joint Venture and Posilico/Skanska Joint Venture has letters of credit outstanding of \$1,318,500 and \$807,259 respectively, for the benefit of the joint ventures' insurance company. These letters of credit expire October 11, 2017 and September 5, 2017, respectively (see Note 16).

POSILICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 7 - Equity in Joint Ventures (cont'd.)

In addition, Civil fulfills certain joint venture contractual obligations and is reimbursed for all related costs incurred.

At December 31, 2016, Civil's share of backlog from its investment in the joint ventures is approximately \$76,789,000.

Note 8 - Property and Equipment

Property and equipment, net is summarized as follows:

Land	\$ 752,250
Buildings and building improvements	8,376,206
Transportation equipment	5,278,044
Machinery and equipment	44,675,633
Furniture and fixtures	104,833
Computer equipment	31,869
Office equipment	54,336
	<u>59,272,971</u>
Less: Accumulated depreciation and amortization	<u>30,798,852</u>
	<u>\$ 28,474,119</u>

Depreciation and amortization expense related to property and equipment amounted to \$5,040,080 for the year ended December 31, 2016.

Note 9 - Related Party Transactions

The Companies' transactions with related parties were as follows:

At December 31, 2016, Civil has advanced \$4,096,953 to its stockholders. These advances are unsecured, bear interest at the rate of 6% per annum, and are due on demand. Included in the combined statement of income for the year ended December 31, 2016 is interest income relating to these advances of \$251,913.

During the year ended December 31, 2016, the Companies paid consulting fees to affiliates related through common control and management totaling \$540,000.

The Companies lease their land and storage facilities from DMJ Associates, Farmingdale Properties, LLC and Johnson Avenue Partners Inc., affiliates related through common control and management, under renewable lease agreements. In addition to rent, the Companies also pay for the related real estate taxes. Rent expense and real estate taxes relating to these facilities, charged to operations for the year ended December 31, 2016 amounted to \$1,362,169.

POSILICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 9 - Related Party Transactions (cont'd.)

Future minimum rental payments at December 31, 2016 are as follows:

Years Ending December 31:

2017	\$ 1,695,776
2018	1,695,776
2019	1,695,776
2020	1,801,758
2021	1,907,739
Thereafter	<u>6,677,087</u>
	<u>\$ 15,473,912</u>

Included in accounts receivable at December 31, 2016 are amounts relating to various other affiliated entities in the amount of \$4,778,510. Included in accounts payable at December 31, 2016 are amounts relating to various other affiliated entities in the amount of \$353,052. At December 31, 2016, the Companies have advanced \$239,500 to affiliates related by common ownership. The advances are unsecured, noninterest-bearing and are expected to be collected within one year. Included in advances from affiliates at December 31, 2016 are amounts relating to various affiliated individuals in the amount of \$6,341,556. These advances are unsecured, bear interest at a rate of 6% per annum and are due on demand. Included in the combined statement of income for the year ended December 31, 2016 is interest expense relating to these advances of \$217,086.

Note 10 - Intangible Assets

The following is a summary of intangible assets at December 31, 2016:

Contract intangibles	\$ 2,105,049
Less: Accumulated amortization	<u>2,000,189</u>
	<u>\$ 104,860</u>

Amortization expense relating to the intangible assets amounted to \$1,476,969 for the year ended December 31, 2016.

Note 11 - Notes Payable - Bank

Pursuant to an arrangement with its bank, Civil and Environmental may borrow up to \$40,000,000, inclusive of a \$10,000,000 sublimit for standby letters of credit (see Note 16), under a renewable secured line of credit which expires August 31, 2017. Interest is payable at the greater of either the bank's prime rate (3.75% at December 31, 2016) or 2.0% above the LIBOR rate (totaling 2.70% at December 31, 2016). The line is subject to a 30-day clean-up provision and is personally guaranteed by Civil's and Environmental's shareholders, to the extent of each shareholder's individual ownership percentage, and also is guaranteed by Materials, Drilling and LIE. At December 31, 2016, there was \$7,500,000 outstanding on the line of credit.

POSILICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 11 - Notes Payable - Bank (cont'd.)

Pursuant to an arrangement with its bank, Materials may borrow up to \$2,500,000 under an unsecured line of credit which expires August 31, 2017. Interest is payable at either the bank's prime rate (3.75% at December 31, 2016) or 2.0% above the LIBOR rate (totaling 2.70% at December 31, 2016). The line is subject to a 30-day clean-up provision and is personally guaranteed by Materials' members, to the extent of each member's ownership percentage and also guaranteed by Civil, Environmental and LIE. At December 31, 2016, there were no borrowings on the line of credit.

Note 12 - Accounts Payable

Accounts payable includes retainage payable to subcontractors totaling \$2,014,226 at December 31, 2016, of which approximately \$669,000 is not expected to be paid within one year.

Note 13 - Long-Term Debt

Long-term debt is summarized as follows:

Installment loans payable - in equal monthly installments ranging from \$467 to \$13,511 including varying interest rates up to 3.95% per annum, through varying periods from January 2017 through September 2021, secured by related equipment with a net book value of \$12,439,141.	\$ 7,865,178
Term note payable - in equal monthly installments ranging from \$5,143 to \$39,793 including interest rates ranging from 0.00% to 3.17% per annum, through varying periods from March 2019 to August 2021, secured by substantially all of the assets of Materials with a net book value of \$1,423,311.	2,998,090
Installment mortgage payable - in equal monthly installments of \$27,384 including interest of 6.65% per annum through March 2033, secured by real estate with a net book value of \$4,040,397 and guaranteed by Civil's and 1750's members (net of deferred issuance costs of \$85,848).	3,173,609
Installment loans payable - in equal monthly installments ranging from \$918 to \$7,942 including varying interest rates up to 11.38% per annum, through varying periods from June 2017 through April 2019, secured by related equipment with a net book value of \$326,271.	98,085
	<u>14,134,962</u>
Less: Current maturities	4,093,904
Long-Term Debt	<u>\$ 10,041,058</u>

POSILICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 13 - Long-Term Debt (cont'd.)

Aggregate maturities of long-term debt are as follows:

Years Ending December 31:

2017	\$ 4,093,904
2018	3,198,836
2019	2,158,553
2020	1,651,646
2021	514,090
Thereafter	2,603,781
Total maturities	<u>14,220,810</u>
Less: Unamortized debt issuance costs	<u>85,848</u>
Long-term debt, net of debt issuance costs	<u>\$ 14,134,962</u>

Note 14 - Consolidation of Variable Interest Entities

In accordance with FASB ASC Topic 810, *Consolidation*, Civil has analyzed its relationship with its affiliates, LIE and 1750, and determined they are variable interest entities and Civil is the primary beneficiary. Civil is the primary beneficiary of LIE and 1750 because Civil has the power to direct the activities of LIE and 1750 that most significantly impact LIE's and 1750's economic performances. Those activities include LIE owning equipment with debt funded by Civil's rental payments and Civil's guarantee of the debt of LIE and 1750. In the event that LIE or 1750 default on their debt, Civil would be expected to pay 100% of the then outstanding balance of the debt. Civil is the primary leaseholder of the assets of LIE and 1750; therefore Civil has consolidated LIE's and 1750's net assets in these combined financial statements.

Should additional financial support be needed for LIE or 1750 in the future, it is expected that Civil will provide that additional financial support due to the ownership and leasing relationships between Civil and these variable interest entities. The current sources of LIE's and 1750's revenues are primarily the lease payments made by Civil. The creditors of LIE and 1750 have recourse to the assets of Civil due to its guarantees.

At December 31, 2016, the total assets and liabilities of LIE were approximately \$20,025,000 and \$21,322,000, respectively. For the year ended December 31, 2016, revenues and costs of LIE were approximately \$6,327,000 and \$4,239,000, respectively. At December 31, 2016, the total assets and liabilities of 1750 were approximately \$4,229,000 and \$3,174,000, respectively. At December 31, 2016, the building had a net book value \$4,040,000, encumbered by related debt of approximately \$3,174,000 (see Note 13). For the year ended December 31, 2016, revenues and costs of 1750 were approximately \$597,000 and \$412,000, respectively.

Materials has analyzed its relationship with its affiliate P Five, and determined it is a variable interest entity and Materials is the primary beneficiary. Materials is the primary beneficiary of P Five because substantially all of P Five's activities are with Materials and Materials has the power to direct the activities of P Five that most significantly impact P Five's economic performance; therefore Materials has consolidated P Five's net assets in these combined financial statements.

POSILICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 14 - Consolidation of Variable Interest Entities (cont'd.)

Should additional financial support be needed for P Five in the future, it is expected that Materials will provide that additional financial support due to the ownership and relationship between Materials and P Five. The current source of P Five's revenues is the management fee payments made by Materials.

At December 31, 2016, the total assets and liabilities of P Five were approximately \$500,000 and \$0, respectively. For the year ended December 31, 2016, revenues and costs of P Five were approximately \$1,100,000 and \$0, respectively.

Note 15 - Commitments

The Companies lease property and equipment under noncancellable operating leases with unrelated entities. The operating leases have various expiration dates through May 2020. Future minimum rental payments at December 31, 2016 are as follows:

Years Ending December 31:

2017	
2018	\$ 352,376
2019	276,807
2020	171,444
	<u>923</u>
	<u>\$ 801,550</u>

Lease expense charged to operations totaled \$272,018 for the year ended December 31, 2016.

The Companies have entered into a consulting agreement for services to be provided by an entity owned by a former stockholder. The consulting fees are required to be paid in monthly installments of \$50,514 through December 2020. Future minimum consulting payments at December 31, 2016 are as follows:

Years Ending December 31:

2017	
2018	\$ 606,168
2019	606,168
2020	606,168
	<u>606,168</u>
	<u>\$ 2,424,672</u>

Note 16 - Contingencies

Civil, Environmental and Materials are contingently liable to their surety under a general indemnity agreement. Under this agreement, the companies agree to indemnify the surety for any payments made on their behalf. The agreement requires the companies to perform upon demand should any company default on their obligation. The companies believe that all contingent liabilities will be satisfied by their performance on the specific contracts covered by the agreement.

POSILICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 16 - Contingencies (cont'd.)

The Companies are involved in various legal proceedings and litigation arising in the ordinary course of business. The Companies intend to vigorously dispute liability for the various claims. It is too early to determine whether the outcome of such proceedings and litigation will have a material adverse effect on the Companies' combined financial statements.

Civil, Environmental, LIE, and Materials guarantee a mortgage of an entity which is related by common control and management. The mortgage requires equal monthly principal and interest payments of \$80,135 through July 2017, when a balloon payment totaling \$4,741,564 becomes due. In the event that the entity defaults on the mortgage, Civil, Environmental, LIE and Materials, would be expected to repay 100% of the then outstanding balance of the debt. At December 31, 2016, the principal balance of the mortgage is approximately \$5,157,000, and the total remaining interest and principal payments are approximately \$5,222,000.

Civil, Environmental, LIE, and Materials guarantee a line of credit of an entity which is related by common control and management. Under the secured, renewable line of credit, the entity may borrow up to \$500,000. The line of credit expires September 30, 2017. Interest is payable at prime plus 0.50% (totaling 4.25% at December 31, 2016). At December 31, 2016, there was \$500,000 outstanding on the line of credit.

Civil has three letters of credit outstanding in the amounts of \$229,000, \$1,213,683, and \$450,000 for the benefit of its insurance company. The letters of credit expire on April 26, 2017, April 20, 2017 and April 19, 2017, respectively. The letters of credit have not been drawn upon at December 31, 2016. Civil also has two letters of credit outstanding totaling \$2,125,759 on behalf of two of its joint ventures (see Note 7).

The Companies make contributions to union administered defined benefit pension plans under collectively bargained agreements. If the Companies were to withdraw from any of these plans or should any of the plans be terminated, the Companies could be liable for a proportionate share of the unfunded actuarial present value of plan benefits at the date of withdrawal or termination. The amount of the potential impact to the Companies of such unfunded liability is not known.

Note 17 - Multiemployer Plans

The Companies contribute to a number of multiemployer defined benefit pension plans under the terms of collective-bargaining agreements that cover its union-represented employees. The risks of participating in these multiemployer plans are different from single-employer plans in the following aspects:

- a. Assets contributed to the multiemployer plan by one employer may be used to provide benefits to employees of other participating employers.
- b. If a participating employer stops contributing to the plan, the unfunded obligations of the plan may be borne by the remaining participating employers.

POSILICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 17 - Multiemployer Plans (cont'd.)

- c. If the Companies choose to stop participating in some of their multiemployer plans, the Companies may be required to pay those plans an amount based on the underfunded status of the plan, referred to as a withdrawal liability.

The Companies' participation in these plans for the annual period ended December 31, 2016, is outlined in the table below. The "EIN/Pension Plan Number" column provides the Employer Identification Number ("EIN") and the three-digit plan number, if applicable. The Pension Protection Act ("PPA") zone status is based on information that the Companies received from the plan and is certified by the plan's actuary. Among other factors, plans in the red zone are generally less than 65 percent funded, plans in the yellow zone are less than 80 percent funded, and plans in the green zone are at least 80 percent funded. The "FIP/RP Status Pending/Implemented" column indicates plans for which a financial improvement plan ("FIP") or a rehabilitation plan ("RP") is either pending or has been implemented. The last column lists the expiration dates of the collective-bargaining agreements to which the plans are subject. There have been no significant changes that affect the comparability of 2015 and 2016 contributions.

Pension Fund	EIN/Pension Plan Number	Pension Protection Act Zone Status	FIP/RP Status Pending / Implemented	Contributions for the Year Ended December 31, 2016	Surcharge Imposed	Expiration Date of Collective - Bargaining Agreement
i. Central Pension Fund of the International Union of Operating Engineers 138	36-6052390	Green as of 1/31/16	No	\$ 230,466	No	5/31/2019
ii. Laborers Union Local 1298 of Nassau and Suffolk Counties Pension Fund	11-1970385	Yellow as of 6/30/16	Yes	885,981	No	5/31/2022
iii. Excavators Union Local 731 Pension Fund	13-1809825	Green as of 12/31/15	No	1,904,261	No	4/30/2022
iv. New York City District Council of Carpenters 1456	51-0174276	Green as of 6/30/15	No	1,200,447	No	5/31/2017
v. Operating Engineers Local No. 825 Pension Plan	22-6033380	Green as of 6/30/15	No	99,493	No	6/30/2017
vi. International Union Of Operating Engineers Local 15 15a	11-2392157	Green as of 6/30/16	No	218,416	No	6/30/2018
vii. International Union Of Operating Engineers Local 14	36-6052390	Green as of 1/31/16	No	197,822	No	6/30/2018
viii. Other Funds				<u>1,766,387</u>		
				<u>\$ 8,503,273</u>		

POSILICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 18 - Common Stock

Common stock of Posillico Civil, Inc. and Affiliates at December 31, 2016, is summarized as follows:

Civil

Common stock, no par value, 500 shares authorized; 218.67 shares issued and outstanding	\$ 235,033
--	------------

Environmental

Common stock, no par value, 200 shares authorized; 60 shares issued and outstanding	10,000
--	--------

Total Common Stock	\$ 245,033
--------------------	------------

Note 19 - Pension Plans

Profit sharing plan expense and 401(k) matching contributions amounted to \$1,280,613 for the year ended December 31, 2016.

Note 20 - Provision for Income Taxes

The provision for (benefit from) income taxes is summarized as follows:

Current:

Local	\$ 83,969
-------	-----------

Deferred:

Local	(48,000)
-------	----------

	\$ 35,969
--	-----------

The Companies file income tax returns in the U.S. in both federal and State of New York jurisdictions. With few exceptions, the Companies are no longer subject to U.S. federal, state or local tax examinations by taxing authorities for years before 2013. The years 2013 to 2015 remain subject to examination by taxing authorities.

POSILLICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 21 - Backlog

The following schedule is a reconciliation of backlog representing signed contracts (excluding joint ventures) at December 31, 2016:

Balance, December 31, 2015	\$ 188,258,719
Contract adjustments	20,024,673
New contracts - year ended December 31, 2016	<u>204,910,946</u>
	413,194,338
Less: Contract revenues	<u>204,524,833</u>
Balance, December 31, 2016	208,669,505
Less: Future eliminations	<u>4,281,669</u>
Adjusted balance, December 31, 2016	<u>\$ 204,387,836</u>

In addition, subsequent to December 31, 2016, Civil, Environmental and Drilling entered into additional construction contracts with estimated revenues of approximately \$85,357,000.

Note 22 - Subsequent Events

The Companies have evaluated all events or transactions that occurred after December 31, 2016 through the date of these combined financial statements, which is the date that the combined financial statements were available to be issued. During this period, there were no material subsequent events requiring disclosure.

Project List



We know how.

Owner	Contract #	Project Title	Description	Start Date	Completion Date	Contract Amount	Contact
NYSDOT	D263287/9777	Various Phwy, Rehabilitation between Ocean Parkway and Northern Parkway	Washington State Parkway Rehabilitation between Ocean Parkway & Northern State Parkway (Parade grounds, INFORM loops, curb strip).	Mar-17	Jun-18	\$8,693,300	Justin Lischner 631-660-9641
NCDPW	H61587-39G	H61587-39G Resurfacing Various Roads Hempstead and Oyster Bay PH33	This project is a Federal AID project. It is proposed to reconstruct the following roadways in the Towns of Hempstead and Oyster Bay: Bellmore Ave, Lakeville Road, Central Ave, Quaker Meeting House Road, Peninsula Blvd. The work includes asphalt pavement removal, 2" (4/-) asphalt concrete Type 1ABA Overlay, removal and replacement of elevated pavement, repair of joints, resurfacing of pavement markings and traffic signal loops, installation or removal and replacement of various concrete sidewalk strips, removal and replacement of various portions of concrete curbs, and other incidental work.	Mar-16	Jun-16	\$4,283,619	Rich Kramer 516-571-1950
NYSDOT	D262662	M&E and Resurfacing Route 25A, Huntington	Milling and Resurfacing 10.5 miles of Route 25A in Town of Huntington	Sep-14	May-16	\$6,566,717	Anna Elias 631-952-6040
NCDPW	61587-39G	Resurfacing Various County Roads	Asphalt concrete milling and resurfacing on various county roads, Phase 49.	Sep-15	Dec-15	\$4,925,825	Alia Siga 516-6934
NYSDOT	D262696	M&E and Resurfacing Route 27, Babylon	Asphalt milling and resurfacing Route 27 service roads, Towns of Isip and Babylon	Aug-15	Nov-15	\$4,101,178	Ray Weidner 631-952-6045
NYSDOT	D262694	M&E & Resurfacing Various Locations	6.8 miles of asphalt milling, calcium repairs, asphalt repairs, resurfacing, pavement markings on Route 26, Route 25A, Sunnys Woods Rd, Town of Smithtown, NY	Sep-14	Nov-15	\$8,424,301	John McGallan 631-952-6045
NYSDOT	D262682	M&E & Resurfacing Route 27, Babylon, NY	Milling and resurfacing Route 27 in Town of Babylon from County Line Road to Route 109	Feb-14	Nov-15	\$4,502,239	Ray Weidner 631-952-6045

Project List



We know how.

Owner	Contract #	Project Title	Description	Start Date	Completion Date	Contract Amount	Contact
NYS DOT	D252453	Mill & Resurface Route 23, Babylon	Milling and resurfacing of route 23 in Town of Babylon from Corning Lane Rd to Route 109	Feb-14	Nov-15	\$4,502,259	Ray Wender 631-952-6045
NYS DOT	D262308	Mill & Resurface Route 25 Southold	Milling and resurfacing 14 miles on Route 25 in Southold	Jun-14	Aug-15	\$5,300,275	Ray Wender 631-952-6045
NCDPW	H415745G	Resurfacing Grand Blvd	Asphalt milling and resurfacing on Grand Blvd., Belmar	Apr-14	May-15	\$42,235	Alta Epta 516-571-6994
NYS DOT Region 10	D990012	NY Route 347 - Route 111 to Mt Pleasant Road Design/Build	Design/Build project for rehabilitate a mile of Route 347 and add an additional lane in each direction. Work includes new drainage, sound walls, median barrier, landscaping, and paving.	May-13	Apr-15	\$86,465,000	Ray Wender 631-952-6045
NYS DOT	D262408	Concrete Milling & Resurfacing on Route 27, Hamstead	Asphalt concrete milling, calcium concrete repairs, asphalt paving, pavement markings, Route 27, Rockville Centre	Feb-14	Dec-14	\$6,050,125	Ray Wender 631-952-6045
Town of Huntington		Furnish and install Asphalt	Mill and resurface various roads throughout the Town.	Apr-12	Dec-14	\$6,416,000	Dave McLuckie 631-499-1304
NCDPW		Nassau County Resurfacing	Asphalt milling and resurfacing on four Nassau County roadways.	Aug-13	Dec-13	\$5,754,457	Bill Visak 516-571-6994
NYS DOT	D990008	Accelerated Bridge Program, Phase 1B Design-Build - Nassau & Suffolk Counties, NY	Rehabilitation of six bridges at various locations in Nassau and Suffolk Counties. Each project site includes complete bridge deck replacement, new bridge sidewalks and railings, approach slabs, bridge joints, and repairs to the beatings and pedestals. This project is a design build project which was selected by best value combining price and technical approach. Our team included CPT as our design firm and LK McLean as the construction inspection firm.	Aug-12	Dec-13	\$24,170,000	Joseph Fitzgerald - NYSDOT - 631-513-8096

COUNTY OF NASSAU

CONSULTANT'S, CONTRACTOR'S AND VENDOR'S DISCLOSURE FORM

1. Name of the Entity: Posillico - Civil

Address: 1750 New Highway

City, State and Zip Code: Farmingdale, NY 11735

2. Entity's Vendor Identification Number: 11-1529032

3. Type of Business: ☐ Public Corp ☒ Partnership ☐ Joint Venture

☐ Ltd. Liability Co ☐ Closely Held Corp ☐ Other (specify)

4. List names and addresses of all principals; that is, all individuals serving on the Board of Directors or comparable body, all partners and limited partners, all corporate officers, all parties of Joint Ventures, and all members and officers of limited liability companies (attach additional sheets if necessary):

" See Attached "

5. List names and addresses of all shareholders, members, or partners of the firm. If the shareholder is not an individual, list the individual shareholders/partners/members. If a Publicly held Corporation, include a copy of the 10K in lieu of completing this section.

" See Attached "

6. List all affiliated and related companies and their relationship to the firm entered on line 1. above (if none, enter "None"). Attach a separate disclosure form for each affiliated or subsidiary company that may take part in the performance of this contract. Such disclosure shall be updated to include affiliated or subsidiary companies not previously disclosed that participate in the performance of the contract.

"See Attached"

7. List all lobbyists whose services were utilized at any stage in this matter (i.e., pre-bid, bid, post-bid, etc.). If none, enter "None." The term "lobbyist" means any and every person or organization retained, employed or designated by any client to influence - or promote a matter before - Nassau County, its agencies, boards, commissions, department heads, legislators or committees, including but not limited to the Open Space and Parks Advisory Committee and Planning Commission. Such matters include, but are not limited to, requests for proposals, development or improvement of real property subject to County regulation, procurements. The term "lobbyist" does not include any officer, director, trustee, employee, counsel or agent of the County of Nassau, or State of New York, when discharging his or her official duties.

(a) Name, title, business address and telephone number of lobbyist(s):

"None"

(b) Describe lobbying activity of each lobbyist. See below for a complete description of lobbying activities.

None

(c) List whether and where the person/organization is registered as a lobbyist (e.g., Nassau County, New York State):

None

8. VERIFICATION: This section must be signed by a principal of the consultant, contractor or Vendor authorized as a signatory of the firm for the purpose of executing Contracts.

The undersigned affirms and so swears that he/she has read and understood the foregoing statements and they are, to his/her knowledge, true and accurate.

Dated: 7/17/17

Signed: [Signature]

Print Name: Joseph K. Posillico

Title: President / CEO

Page 4 of 4

The term lobbying shall mean any attempt to influence: any determination made by the Nassau County Legislature, or any member thereof, with respect to the introduction, passage, defeat, or substance of any local legislation or resolution; any determination by the County Executive to support, oppose, approve or disapprove any local legislation or resolution, whether or not such legislation has been introduced in the County Legislature; any determination by an elected County official or an officer or employee of the County with respect to the procurement of goods, services or construction, including the preparation of contract specifications, including but not limited to the preparation of requests for proposals, or solicitation, award or administration of a contract or with respect to the solicitation, award or administration of a grant, loan, or agreement involving the disbursement of public monies; any determination made by the County Executive, County Legislature, or by the County of Nassau, its agencies, boards, commissions, department heads or committees, including but not limited to the Open Space and Parks Advisory Committee, the Planning Commission, with respect to the zoning, use, development or improvement of real property subject to County regulation, or any agencies, boards, commissions, department heads or committees with respect to requests for proposals, bidding, procurement or contracting for services for the County; any determination made by an elected county official or an officer or employee of the county with respect to the terms of the acquisition or disposition by the county of any interest in real property, with respect to a license or permit for the use of real property of or by the county, or with respect to a franchise, concession or revocable consent; the proposal, adoption, amendment or rejection by an agency of any rule having the force and effect of law; the decision to hold, timing or outcome of any rate making proceeding before an agency; the agenda or any determination of a board or commission; any determination regarding the calendaring or scope of any legislature oversight hearing; the issuance, repeal, modification or substance of a County Executive Order; or any determination made by an elected county official or an officer or employee of the county to support or oppose any state or federal legislation, rule or regulation, including any determination made to support or oppose that is contingent on any amendment of such legislation, rule or regulation, whether or not such legislation has been formally introduced and whether or not such rule or regulation has been formally proposed.

LIST OF PRINCIPAL OFFICERS: 2017

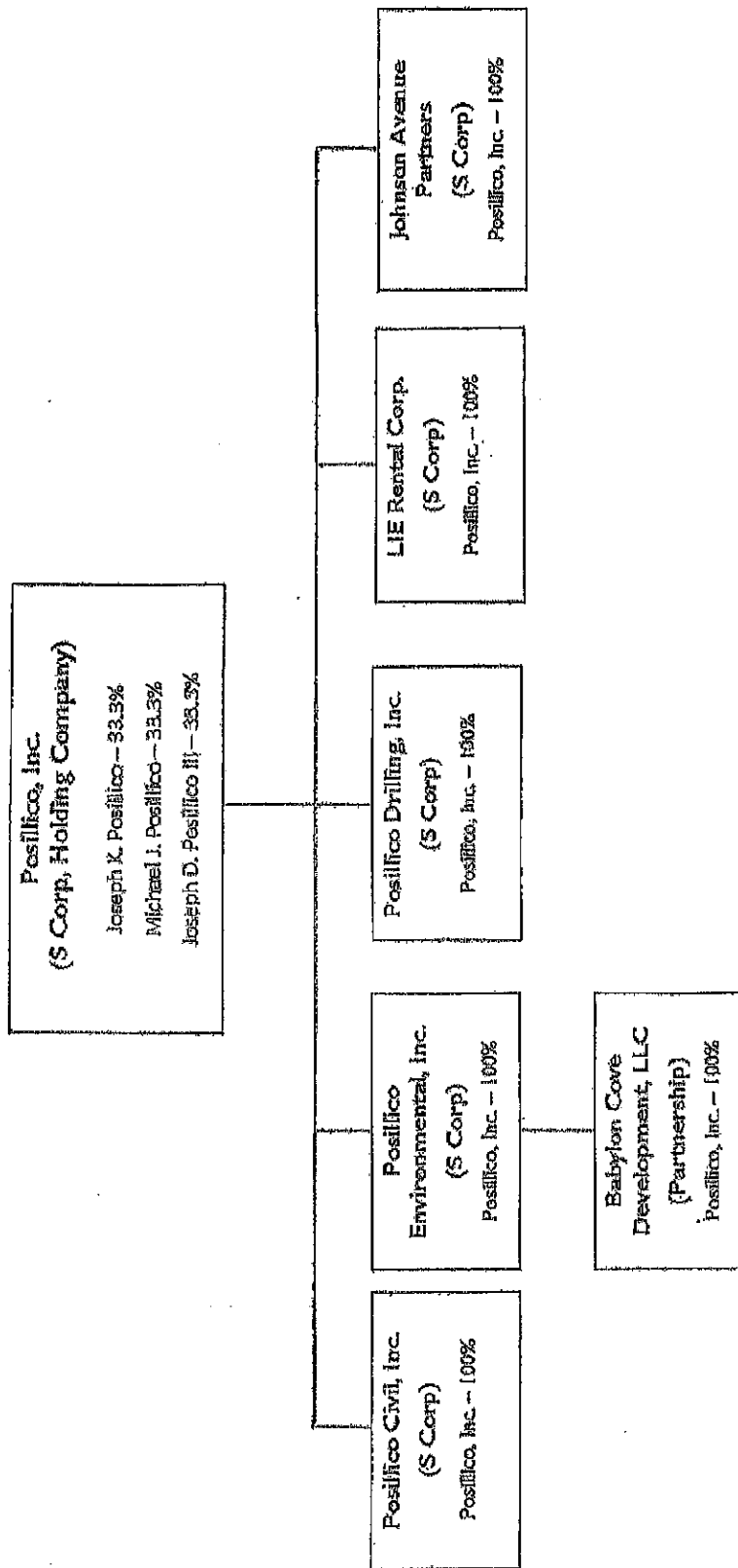
*JOSEPH K. POSILICO CEO/PRESIDENT
3 KAISER HILL ROAD HUNTINGTON, NY 11743
1/21/59

*MICHAEL J. POSILICO EXECUTIVE VICE PRESIDENT/SECRETARY
9 FOX MEADOW COURT WOODBURY, NY 11797
4/27/62

*JOSEPH D. POSILICO, III- SR. VICE PRESIDENT
24 L. TENNINGS ROAD, COLD SPRING HARBOR, NY 11723
5/31/69

**Members of Board of Director/Shareholders with interest exceeding 5%*

Posillico, Inc. Companies



COUNTY OF NASSAU
Inter-Departmental Memo

TO: Office of the County Executive
Att: Rob Walker, Chief Deputy County Executive

FROM: Department of Public Works

DATE: August 1, 2017

SUBJECT: RECOMMENDATION OF AWARD

Contract No: H61587-52G


**Title: RESURFACING OF VARIOUS COUNTY ROADS IN THE TOWNS OF
OYSTER BAY & NORTH HEMPSTEAD – PHASE 52**

Bids received on: July 12, 2016

The bids received on July 12, 2016, for the above referenced contract have been examined, the revised and re-evaluated Contract amount submitted by **Posillico Civil, Inc.**, received on July 17, 2017, in the amount of **\$3,716,200.00** is acceptable as the lowest responsible bidder.

The lower bid of Carlo Lizza & Sons Paving, Inc. was withdrawn from Nassau County Legislative consideration because of the indictment of the company, alleging bribery and rewarding official misconduct.

In order to facilitate processing of the above referenced contract, I request that the attached "Request to Initiate" form be approved.


Shila Shah-Gavoudias
Commissioner



REQUEST TO INITIATE

RTI Number

16-0288

REQUEST FOR QUALIFICATIONS/REQUEST FOR PROPOSAL/REQUEST FOR BID CONTRACT

PART I: Approval by the Deputy County Executive for Operations must be obtained prior to ANY RFQ/RFP/RFBC

☐ RFQ ☐ RFP ☐ RFBC ☐ In-House or Requirements Work OrderProject Title: Resurfacing of Various County Roads in the Towns of Oyster Bay and North Hempstead, Phase 52Department: Public WorksProject Manager: August EberlingDate: 07-18-2016Service Requested: The work includes asphalt pavement removal, asphalt concrete overlay, removal and replacement of deteriorated pavement, repair of joints, replacement of pavement markings and traffic loops, and other incidental work.Justification: Improvements are public safetyRequested by: Civil Site Engineering Unit (Department/Agency/Office)Project Cost for this Phase/Contract: (Plan/Design/Construction/CM/Equipment) \$3,400,000.00
Circle appropriate phaseTotal Project Cost: _____
Includes, design, construction and CMDate Start Work: _____
Phase being requestedDuration: 150 Calendar Days
Phase being requestedCapital Funding Approval: YES ☒ NO ☐

SIGNATURE

DATE

Funding Allocation (Capital Project): _____

See Attached Sheet if multiyear ☐

61587

NIFS Entered: N/A
SIGNATURE DATE

AIM Entered: _____

SIGNATURE

DATE

Funding Code: 61587-052
use this on all encumbrancesTimesheet Code: 16-0288

use this on timesheets

State Environmental Quality Review Act (SEQRA):

Type II Action ☒ or, Environmental Assessment Form Required ☐

Supplemental Environmental Documentation _____

Department Head Approval: YES ☐ NO ☐

SIGNATURE

DCE/Ops Approval: YES ☐ NO ☐

SIGNATURE

PART II: To be submitted to Chief Deputy County Executive after Qualifications/Proposals/Contracts are received from Responding vendors.

Vendor	Quote	Comment	See Attached Sheet <input type="checkbox"/>
1. _____	_____	_____	
2. _____	_____	_____	
3. _____	_____	_____	
4. _____	_____	_____	

DCE/Ops Approval: _____
Version January 2014

YES

NO

Signature _____

COUNTY OF NASSAU
DEPARTMENT OF PUBLIC WORKS
Inter-Departmental Memo

TO: Shila Shah-Gavnoudias, Commissioner

FROM: Rakhal Maitra, Deputy Commissioner

DATE: August 1, 2017

SUBJECT: RECOMMENDATION OF AWARD

Contract Number: H61587-52G

Title: Resurfacing of Various County Roads in the Towns of Oyster Bay and North Hempstead

Engineer's Estimate: \$4,517,570.00

Bids Received On: July 12, 2016

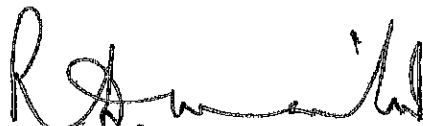
Re-evaluated Item Prices: July 17, 2017

The bids received on July 12, 2016 for the above referenced contract have been examined, as tabulated in the Bid Comparison (attached), the revised and re-evaluated Contract amount submitted by Posillico Civil, Inc., received on July 17, 2017, in the amount of \$3,716,200.00 is acceptable as the lowest responsible bidder.

The lower bid of Carlo Lizza & Sons Paving, Inc. was withdrawn from Nassau County Legislature consideration because of the indictment of the company, alleging bribery and rewarding official misconduct.

The low bid by Posillico Civil, Inc., is below the engineer's estimate and adequate funds are available (Capital Project Numbers 61587-52). After reviewing all documentation submitted by the Contractor, it was found that Posillico Civil, Inc., meets the required goals for this project. Therefore, it is requested that the attached Recommendation of Award be prepared for the Commissioner's signature and forwarded to the County Executive for his action.

Attached herewith, please find a completed Contract Summary form for your information and use.



Rakhal Maitra
Deputy Commissioner

RM:ac
Attachments

c: Kenneth G. Arnold, Assistant to Commissioner
Richard Iadevaio, Jr., Superintendent of Highway and Drainage Construction
August Eberling, Civil Engineer III
Loretta Dionisio, Hydrogeologist II



COUNTY OF NASSAU
DEPARTMENT OF PUBLIC WORKS
Inter-Departmental Memo

TO: August Eberling, Civil Engineer III

FROM: Office of the Commissioner

DATE: June 14, 2017

SUBJECT: CSEA Sub-Contracting Approval
H61587-52G – Resurfacing of Various County Roads in Towns of Oyster Bay and North Hempstead

Please be aware in accordance with Section 32-3 of the CSEA/County CBA, the Department has met with CSEA representatives to discuss your proposed DPW contract referenced above. Pursuant to Section 32-3 of the CSEA/County CBA, CSEA has withdrawn its objection to the above-referenced contract known as **H61587-52G**.

Please prepare the necessary documentation to proceed with your work. . Once the advisement is certified you may issue the contractor a Notice to Proceed.

If you have any questions please speak with Jonathan Lesman.



Kenneth G. Arnold
Assistant to Commissioner

KGA:las

C Rakhal Maitra, Deputy Commissioner
 Richard Iadevaio Jr., Superintendent of Highway and Drainage Construction
 Loretta Dionisio, Hydrogeologist II
 Jonathan Lesman, Management Analyst II



COUNTY OF NASSAU
DEPARTMENT OF PUBLIC WORKS
Inter-Departmental Memo

TO: Civil Service Employees Association, Nassau Local 830
Att: Ronald Gurrieri, Executive Vice President

FROM: Department of Public Works

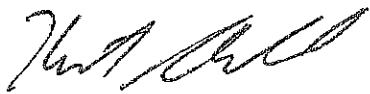
DATE: July 29, 2016

SUBJECT: CSEA Notification of a Proposed DPW Contract
Proposed Contract No: H61587-52G

The following notification is to comply with the spirit and intent of Section 32 of the County/CSEA contract. It should not be implied that the proposed DPW authorization is for work, which has "historically and exclusively been performed by bargaining unit members."

1. DPW plans to recommend a contract/agreement for the following services:
Resurfacing of Various County Roads in Towns of Oyster Bay and North Hempstead
2. The work involves the following:
Asphalt pavement removal, asphalt concrete overlay, removal and replacement of deteriorated pavement, repair of joints, replacement of pavement markings and traffic loops and other incidental work.
3. An estimate of the cost is: \$3,400,000.00
4. An estimate of the duration is: One Hundred and Fifty (150) Calendar Days

Should you wish to propose an alternative to the proposed contract/agreement, please respond within ten (10) days to: Department of Public Works, Att: Kenneth G. Arnold, Assistant to Commissioner, telephone 1-9607, fax 1-9657.



Kenneth G. Arnold
Assistant to Commissioner

KGA:WSN:RM:pl

- c: Christopher Fusco, Director, Office of Labor Relations
Keith Cromwell, Office of Labor Relations
Rakhal Maitra, Deputy Commissioner
William S. Nimmo, Deputy Commissioner
Patricia Kivo, Unit Head, Human Resources Unit
Richard Iadevaio Jr., Superintendent of Highway and Drainage Construction
August Eberling, Civil Engineer III
Loretta Dionisio, Hydrogeologist II
Paul Pyne, Construction Inspector I ✓



BID BOND

FORM OF BID BOND

IMPORTANT The bidder shall instruct the Surety Company to USE THIS FORM PROVIDED as the use of ANY OTHER FORM may cause rejection of the bid.

KNOW ALL MEN BY THESE PRESENTS,

that we, the undersigned Posillico Civil, Inc.

as Principal; and Liberty Mutual Insurance Company as surety, who is Licensed to do business in the State of New York, are hereby firmly bound unto the County of Nassau in the penal sum of

Ten Percent of Proposal Price dollars (\$ 10% of P.P.) for the payment of which, well and truly to be made, we hereby jointly and severally bind ourselves, our heirs, executors, administrators, successors and assigns.

Signed, this 7th day of July, 2016

The conditions of the above obligation is such that whereas the Principal has submitted to the County of Nassau a certain Bid attached hereto and hereby made a part hereof, to enter into a contract in writing for the work under Contract No. H61587-52G for the

Resurfacing of Various County Roads in the Towns of Oyster Bay & North Hempstead, Phase 52, Contract No. H61587-52G

NOW, THEREFORE, the conditions of this obligation are such that if the Principal shall not withdraw said proposal except by mutual consent of the County of Nassau within a period of forty-five (45) days after the opening of bids and in the event of acceptance of the Principal's proposal, if the Principal shall,

- a. when notified by the County, execute all necessary counterparts of the contract as set forth in the contract documents in accordance with the proposal as accepted; and
- b. furnish bonds and other security as specified in the contract documents for the faithful performance and proper fulfillment of such contract, which bonds or other security shall be satisfactory in all respects to the County; and
- c. in all respects, comply with the provisions set forth in the invitation to bid; or if the County of Nassau shall reject the aforesaid proposal for a reason other than the Principal's failure to satisfy the County that he has the necessary skill, experience and liquid assets required for the contract as stated in the documents aforesaid, then this obligation shall be null and void; otherwise to remain in full force and effect.

Provided, however, that this bond is subject to the following additional conditions and limitations.

a. In the event that the Principal fails to submit a financial statement when required by the County or in the event that an examination of the Principal indicates to the County that the Principal does not meet the financial requirements required by the County, the undersigned will, upon demand, pay to the County of Nassau, as liquidated damages for the Principal's failure to meet such requirements, a sum equal to the amount that would have been required by a certified check if the same were delivered in accordance with the provisions of the contract documents and specifications herein stated.

b. In case the Principal shall default in the performance of any provision the undersigned will upon demand pay to the County of Nassau the full amount of the damages sustained by the County of Nassau by reason of such default, except however, it is expressly understood and agreed that the liability of the surety for any and all claims hereunder shall in no event exceed the amount of this obligation as herein stated.

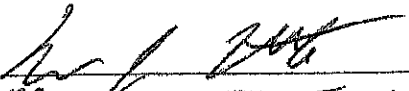
The Surety, for value received, hereby stipulates and agrees that the obligation of said Surety and its bond shall be in no way impaired or affected by any extension of time within which the County of Nassau may accept such Bid; and said Surety does hereby waive notice of any such extension.

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

Posillico Civil, Inc.

1750 New Highway, Farmingdale, NY 11735

Contractor

by  (L.S.) (Corporate seal of Contractor
Title if a corporation)
Michael J. Trotta - VP

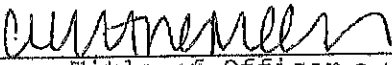
by _____ (L.S.) Title


by _____ (L.S.) Title

Liberty Mutual Insurance Company

175 Berkeley Street, Boston, MA 02116

Surety

by  (L.S.)
Title of Officer Colette R. Chisholm, Attorney-In-Fact

Witness:  (L.S.) (Corporate seal of Surety)
~~XXXXXX~~ Title of Officer Danielle Heckman, Surety Account Representative

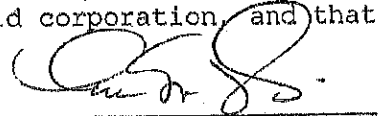
(Acknowledgment by Contractor if a corporation)

STATE OF New York

ss.:

COUNTY OF Suffolk

On this 11th day of July, 2016, before me personally came Michael G. Kratz to me known, who, being by me duly sworn, did depose and say for himself, that he resides in 218 Edgewater Avenue Bayport ny that he is the VP of the Pasilago Cune Inc the corporation described in, and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation, and that he signed his name thereto by like order.



Notary Public
CARLEEN M. KING
Notary Public - State of New York
No. 01K16264231
Qualified in Suffolk County
My Commission Expires June 25, 2016 2016

(Acknowledgment by Contractor if a partnership)

STATE OF _____)

ss.:

COUNTY OF _____)

On this _____ day of _____, 20____, before me personally came _____ to me known and known to me to be a member of the firm described in and which executed the foregoing bond or obligation, and he acknowledged to me that he subscribed the name of said firm thereto on behalf of said firm for the purpose therein mentioned.

Notary Public

(Acknowledgment by Contractor if an individual.)

STATE OF _____)

ss.:

COUNTY OF _____)

On this _____ day of _____, 20____, before me personally came _____ to me known and known to me to be the person described in and who executed the foregoing instrument, and he duly acknowledged that he executed the same.

Notary Public

(Acknowledgment by Surety Company)

STATE OF New York)

ss.:
COUNTY OF Nassau)

On this 7th day of July, 2016, before me personally came Colette R. Chisholm to me Known, who being by me duly sworn, did depose and say that he resides in New York County, NY

that he is the Attorney-In-Fact of the Liberty Mutual Insurance Company, the corporation described in and which executed the within instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by the order of the Board of Directors of said corporation, and that he signed his name thereto by like order; and that the liabilities of said company do not exceed its assets as ascertained in the manner provided by the laws of the State of New York, and the said Michelle Wannamaker further said that he is acquainted with Colette R. Chisholm and knows him to be the Attorney-In-Fact of said company; that the signature of the said Colette R. Chisholm subscribed to the within instrument is in the genuine handwriting of the said Colette R. Chisholm and was subscribed thereto by like order of the Board of Directors, and in the presence of him, the said Michelle Wannamaker

Michelle Wannamaker
Notary Public

MICHELLE WANNAMAKER
Notary Public, State of New York
No. 01WA6294669
Qualified in Kings County
Commission Expires December 23, 2017

POWER OF ATTORNEY

ATTENTION: Insert the "Power of Attorney" after this page in with your bid submission.

THIS POWER OF ATTORNEY IS NOT VALID UNLESS IT IS PRINTED ON RED BACKGROUND.

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

Certificate No. 7121348

American Fire and Casualty Company
The Ohio Casualty Insurance Company

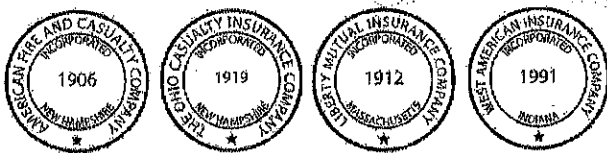
Liberty Mutual Insurance Company
West American Insurance Company

POWER OF ATTORNEY

KNOWN ALL PERSONS BY THESE PRESENTS: That American Fire & Casualty Company and The Ohio Casualty Insurance Company are corporations duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, Camille Maitland; Colette R. Chisholm; Deslee Cardlin; George O. Brewster; Gerard S. Macholz; Lee Ferrucio; Mia Woo-Warren; Nelly Renschwich; Peter F. Jones; Rita Sagistano; Robert T. Pearson; Susan Lupski; Thomas Bean; Vincent A. Walsh

all of the city of Unfondale, state of NY, each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 22nd day of September, 2015.



American Fire and Casualty Company
The Ohio Casualty Insurance Company
Liberty Mutual Insurance Company
West American Insurance Company

By: David M. Carey
David M. Carey, Assistant Secretary

STATE OF PENNSYLVANIA
COUNTY OF MONTGOMERY

On this 22nd day of September, 2015, before me personally appeared David M. Carey, who acknowledged himself to be the Assistant Secretary of American Fire and Casualty Company, Liberty Mutual Insurance Company, The Ohio Casualty Insurance Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing Instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at Plymouth Meeting, Pennsylvania, on the day and year first above written.



COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Teresa Pastella, Notary Public
Plymouth Twp., Montgomery County
My Commission Expires March 28, 2017
Member, Pennsylvania Association of Notaries

By: Teresa Pastella
Teresa Pastella, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of American Fire and Casualty Company, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:

ARTICLE IV - OFFICERS - Section 12. Power of Attorney. Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such Instruments and to attach thereto the seal of the Corporation. When so executed, such Instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

ARTICLE XIII - Execution of Contracts - SECTION 5. Surety Bonds and Undertakings. Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

Certificate of Designation - The President of the Company, acting pursuant to the Bylaws of the Company, authorizes David M. Carey, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

Authorization - By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Gregory W. Davenport, the undersigned, Assistant Secretary, of American Fire and Casualty Company, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this JUL 07 2016 day of JULY, 2016.



By: Gregory W. Davenport
Gregory W. Davenport, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, currency rate, interest rate or residual value guarantees.

To confirm the validity of this Power of Attorney call 1-610-832-8240 between 9:00 am and 4:30 pm EST on any business day.

FINANCIAL STATEMENT

ATTENTION: Insert the "Financial Statement" after this page in with your bid submission.



LIBERTY MUTUAL INSURANCE COMPANY
FINANCIAL STATEMENT — DECEMBER 31, 2015

Assets		Liabilities	
Cash and Bank Deposits.....	\$753,038,641	Unearned Premiums.....	\$6,580,520,311
*Bonds — U.S Government	1,547,613,446	Reserve for Claims and Claims Expense.....	16,917,138,677
*Other Bonds.....	11,088,162,545	Funds Held Under Reinsurance Treaties.....	210,794,503
*Stocks	9,919,835,033	Reserve for Dividends to Policyholders.....	358,033
Real Estate.....	295,926,247	Additional Statutory Reserve.....	29,659,093
Agents' Balances or Uncollected Premiums.....	4,487,501,643	Reserve for Commissions, Taxes and	
Accrued Interest and Rents.....	120,872,424	Other Liabilities	<u>2,789,478,276</u>
Other Admitted Assets.....	<u>14,130,266,527</u>	Total.....	\$26,527,948,893
Total Admitted Assets.....	<u>\$42,343,216,506</u>	Special Surplus Funds.....	\$67,890,944
		Capital Stock.....	10,000,000
		Paid in Surplus.....	8,829,183,823
		Unassigned Surplus.....	6,908,192,846
		Surplus to Policyholders	<u>15,815,267,613</u>
		Total Liabilities and Surplus	<u>\$42,343,216,506</u>



* Bonds are stated at amortized or investment value; Stocks at Association Market Values.
The foregoing financial information is taken from Liberty Mutual Insurance Company's financial statement filed with the state of Massachusetts Department of Insurance.

I, TIM MIKOLAJEWSKI, Assistant Secretary of Liberty Mutual Insurance Company, do hereby certify that the foregoing is a true, and correct statement of the Assets and Liabilities of said Corporation, as of December 31, 2015, to the best of my knowledge and belief.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Corporation at Seattle, Washington, this 15th day of March, 2016.

T. Mikolajewski

Assistant Secretary

CERTIFICATE OF SOLVENCY

ATTENTION: Insert the "Certificate of Solvency" after this page in with your bid submission.

**STATE OF NEW YORK
DEPARTMENT OF FINANCIAL SERVICES**

**CERTIFICATE OF SOLVENCY UNDER SECTION 1111 OF THE NEW YORK
INSURANCE LAW**

It is hereby certified that

**LIBERTY MUTUAL INSURANCE COMPANY
Of Boston, Massachusetts**

a corporation organized under the laws of the State of Massachusetts and duly authorized to transact the business of insurance in this State, is qualified to become surety or guarantor on all bonds, undertakings, recognizances, guaranties and other obligations required or permitted by law; and that the said corporation is possessed of a capital and surplus including gross paid-in and contributed surplus and unassigned funds (surplus) aggregating the sum of \$15,815,267,613. (Capital \$ 10,000,000.) as is shown by its sworn financial statement for the year ended December 31, 2015, on file in this Department, prior to audit.

The said corporation cannot lawfully expose itself to loss on any one risk or hazard to an amount exceeding 10% of its surplus to policyholders, unless it shall be protected in excess of that amount in the manner provided in Section 4118 of the Insurance Law of this State.



In Witness Whereof, I have hereunto set my hand and affixed the official seal of this Department at the City of Albany, this 15th day of March, 2016.

Maria T. Vullo
Acting Superintendent

By *Jacqueline Catalfamo*

Jacqueline Catalfamo
Special Deputy Superintendent

PROPOSAL
To the County of Nassau

NASSAU COUNTY
RESURFACING OF VARIOUS COUNTY ROADS
IN THE TOWNS OF OYSTER BAY & NORTH HEMPSTEAD
PHASE 52
Contract No. H61587-52G

TO THE COUNTY OF NASSAU:

Pursuant to and in compliance with your Advertisement for Bids and the Instructions to Bidders relating thereto, the undersigned hereby proposes to furnish all plant, labor, materials, supplies, equipment and other facilities necessary or proper for or incidental to the above Contract, as required by and in strict accordance with the plans and specifications for the amount named in the proposal hereinafter described.

In making this proposal the Bidder hereby declares that the Addenda which has been issued by the County of Nassau and has been received by him, that all provisions thereof have been complied with in preparing his bids.

Name of Bidder: Posillco Civil Inc.
(Individual, Firm or Corporation, as case may be)

Bidder's Address: 1750 New Highway Farmingdale

Telephone: 631 249-1872 Date: July 11, 2010 ny 11735

FAX Tele: 631 249-8124 E-Mail: mlarose@posillco

NOTE: IF BIDDER IS A FIRM, FILL IN THE FOLLOWING BLANKS:

Name of Partners

Residence of Partners

NOTE: IF BIDDER IS A CORPORATION, FILL IN THE FOLLOWING BLANKS:

Organized under the laws of the State of: New York

Name of President: See attached

President's Domicile: _____

Name of Vice Pres: _____

Vice Pres's Domicile: _____

Corporate Officer: _____ Title: _____

Corporate Officer's Domicile: _____

Corporate Officer: _____ Title: _____

Corporate Officer's Domicile: _____

iii.) Name, address and position of all officers and directors of the company:

LIST OF PRINCIPAL OFFICERS: 2017

*JOSEPH K. POSILLICO CEO/PRESIDENT
3 KAISER HILL ROAD HUNTINGTON, NY 11743
1/21/59

*MICHAEL J. POSILLICO EXECUTIVE VICE PRESIDENT/SECRETARY
9 FOX MEADOW COURT WOODBURY, NY 11797
4/27/62

*JOSEPH D. POSILLICO, III- SR. VICE PRESIDENT
241 T. ENNINGS ROAD, COLD SPRING HARBOR, NY 11723
5/31/69

**Members of Board of Director/Shareholders with interest exceeding 5%*

The Following Paragraphs are Applicable to the Contract

THE BIDDER AFFIRMS AND DECLARES:

1. That the above bidder is of lawful age and the only one interested in this bid; and that no other person, firm or corporation, except those herein named, has any interest in this bid or in the Contract proposed to be entered into.
2. That this bid is made without any understanding, agreement or in connection with any other person, firm or corporation, making a bid for the same work, and is in all respects fair and without collusion or fraud.
3. That said bidder is not in arrears to the County of Nassau upon debt or contract, and is not a defaulter, as surety or otherwise, upon any obligation to the County of Nassau.
4. That no officer nor employee of the County of Nassau, or person whose salary is payable in whole or in part from the County Treasury is, shall be, or become interested directly, or indirectly as a contracting party, partner, stockholder, surety or otherwise, in this bid, or in the performance of the contract, or in the supplies, materials, equipment and work or labor to which it relates, or in any portion of the profits thereof.
5. That he has carefully examined the site of the work and that, from his own investigations, has satisfied himself as to the nature and location of the work, the character, quality and quantity of existing materials, all difficulties likely to be encountered, the kind and extent of equipment, other facilities needed for the performance of the work, the general and local conditions, and all other items which may, in any way, affect the work or its performance.
6. The bidder also declares that he has carefully examined and fully understands all the component parts of this Contract, that he will execute the Contract and will completely perform it in strict accordance with its terms for the following prices.
7. Where the work performed under this Contract involves a trade or occupation licensed in the County of Nassau by the Towns of Hempstead, Oyster Bay or North Hempstead or by the Cities Glen Cove or Long Beach, the contractor shall be required to have such a license.

INFORMATION FOR BIDDERS

I. Rejection of Bids.

A. The Commissioner may recommend a reject of bid if:

1. The Bidder fails to furnish any of the information required by the bid documents; or if
2. The bidder misstates or conceals any material fact in the bid, or in the sworn written statement; or if
3. The bid does not strictly conform to law or the requirements of this contract; or if
4. The bid is conditional; or if
5. A determination that the bidder is not responsible is made in accordance with law; or if
6. The bid, in the opinion of the Commissioner, contains unbalanced bid prices, unless the bidder can show that the prices are not unbalanced for the probably required quantity of such items.

B. Rejection of all bids and waiver of informalities.

The Commissioner, however, reserves the right to recommend to reject all bids whenever he deems it in the best interest of the County, and also the right to waive any informalities in a bid.

II. Unit Price Contracts, Comparison of Bids.

Bids on Unit Price Contracts will be compared on the basis of a total bid price, arrived at by taking the sum of the Approximate Quantities of such item multiplied by the corresponding Unit Price, and including any Lump Sum Bid on individual items, in accordance with the items set forth in the bid proposal.

Bidders are warned that the Approximate Quantities of the various items of work and material is estimated only, and is given solely to be used as a uniform basis for the comparison of bids. The quantities actually required to complete the contract work may be more or less than estimated.

III. Lump Sum Contracts, Comparison of Bids.

Bids on lump Sum Contracts will be compared on the basis of the Lump Sum Price bid adjusted for alternate prices bid, if any.

IV. Apprenticeship Training Program

For all contracts in excess of \$500,000 attach here verification letter regarding your firm's having an approved State of New York Apprenticeship Training Program.

Department of Public Works Nassau County, N.Y.

Bid Sheet for Contract: H6158752G

Item No	Engineers Estimate	Item Description	Unit Price Written in words	Unit Bid Price Dollars and Cents	Amount Bid Price Dollars and Cents
1M	1.00 LS	Mobilization	For: ONE HUNDRED TEN THOUSAND DOLLARS ; NO CENTS	\$ 110,000.00	\$ 110,000.00
2	600.00 CY	Unclassified Excavation	For: FIFTY DOLLARS ; NO CENTS	\$ 50.00	\$ 30,000.00
4A	2,460.00 SY	Cement Concrete Breaking (Pavement)	For: TEN DOLLARS ; NO CENTS	\$ 10.00	\$ 24,600.00
5C	50.00 CY	Selected Fill	For: FIFTY DOLLARS ; NO CENTS	Contingent \$ 50.00	\$ 2,500.00
7	2,460.00 SY	Preparing Fine Grade	For: FIFTY CENTS	\$ 0.50	\$ 1,230.00
12H	100.00 LF	Cleaning Existing Drainage System	For: FOUR DOLLARS ; FIFTY CENTS	Contingent \$ 4.50	\$ 450.00
12H-X	5.00 EA	Cleaning Existing Drainage System-Catch Basin	For: SEVEN HUNDRED FIFTY DOLLARS ; NO CENTS	\$ 750.00	\$ 3,750.00
15X	5.00 EA	Altering Catch Basins	For: FIVE THOUSAND DOLLARS ; NO CENTS	Contingent \$ 5,000.00	\$ 25,000.00
16X	46.00 EA	Altering Brick Manholes	For: FIVE HUNDRED DOLLARS ; NO CENTS	\$ 500.00	\$ 23,000.00
26	300.00 LF	Concrete Curb	For: FORTY DOLLARS ; NO CENTS	\$ 40.00	\$ 12,000.00
27	4,200.00 SF	Cement Concrete Sidewalk	For: SIX DOLLARS ; FIFTY CENTS	\$ 6.50	\$ 27,300.00
27DW	420.00 SF	Detectable Warning Surface	For: FORTY FIVE DOLLARS ; NO CENTS	\$ 45.00	\$ 18,900.00
30	950.00 SY	Metal Reinforcement for Concrete Pavement	For: TWO DOLLARS ; NO CENTS	\$ 2.00	\$ 1,900.00
31	200.00 LF	Transverse Joint Supports	For: FIFTEEN DOLLARS ; NO CENTS	\$ 15.00	\$ 3,000.00
32A	1,200.00 EA	Longitudinal Joint Ties (Pavement)	For: TEN DOLLARS ; NO CENTS	\$ 10.00	\$ 12,000.00

Department of Public Works Nassau County, N.Y.

Bid Sheet for Contract: H6158752G

Item No	Engineers Estimate	Item Description	Unit Price Written in words	Unit Bid Price Dollars and Cents	Amount Bid Price Dollars and Cents
34	17,000.00 LB	Miscellaneous Metals	For: EIGHTY EIGHT CENTS	\$ 0.88	\$ 14,960.00
36DRAR	14,000.00 TON	Rut Avoidance Asphalt Concrete Type 1A (Top RA Resurfacing)	For: one hundred twenty dollars & no cents	120.00	1,680,000.00
36CX	50.00 TON	Asphalt Concrete Truing and Leveling Course Type 1A	For: ONE HUNDRED TWENTY DOLLARS & NO CENTS	\$ 120.00	\$ 6,000.00
36C	800.00 TON	Asphalt Concrete Truing and Leveling Type 1A	For: one hundred twenty dollars & no cents	120.00	96,000.00 1,680,000.00
58RPC	800.00 LF	Saw Cutting Existing Roadway Pavement and Concrete	For: EIGHT DOLLARS & NO CENTS	\$ 8.00	\$ 6,400.00
102	1.00 LS	Work Zone Traffic Control	For: THREE HUNDRED THOUSAND DOLLARS & NO CENTS	\$ 300,000.00	\$ 300,000.00
102D	220.00 DAY	Flashing Arrow Board	For: FIVE DOLLARS & NO CENTS	\$ 5.00	\$ 1,100.00
102PVMS	260.00 DAY	Portable Variable Message Sign	For: TEN DOLLARS & NO CENTS	\$ 10.00	\$ 2,600.00
111	1,500.00 SY	Removal and Replacement of Pavement	For: ONE HUNDRED DOLLARS & NO CENTS	\$ 100.00	\$ 150,000.00
112	42.00 EA	Adjusting Manholes	For: FIVE HUNDRED DOLLARS & NO CENTS	\$ 500.00	\$ 21,000.00
114	50.00 EA	Adjustment of Water Appurtenances	For: TWO HUNDRED FIFTY DOLLARS & NO CENTS	\$ 250.00	\$ 12,500.00
115	2,400.00 LF	Butt Joints	For: TEN DOLLARS & NO CENTS	\$ 10.00	\$ 24,000.00
116A	124,000.00 SY	Profiling and Removal of Asphalt Pavement	For: Four Dollars & twenty five cents	4.25	527,000.00
116C	2,000.00 SY	Profiling and Removal of Concrete Pavement	For: SEVEN DOLLARS & FIFTY CENTS	\$ 7.50	\$ 15,000.00
129	600.00 CY	Cement Concrete For Pavement Repairs	For: Four HUNDRED DOLLARS & NO CENTS	\$ 400.00	\$ 240,000.00

Department of Public Works Nassau County, N.Y.

Bid Sheet for Contract: H6158752G

Item No	Engineers Estimate	Item Description	Unit Price Written in words	Unit Bid Price Dollars and Cents	Amount Bid Price Dollars and Cents
132	90.00 EA	Plowable Raised ReflectORIZED Pavement Markers	For: SEVENTY FIVE DOLLARS & NO CENTS	\$ 75.00	\$ 6,750.00
133A	19,000.00 LF	Cleaning and Resealing of Longitudinal Joints in Portland Cement Concrete Pavement	For: THREE DOLLARS & NINETY FIVE CENTS	\$ 3.95	\$ 75,050.00
133X	1.00 IS	Clean and Fill Joints and Cracks	For: ONE HUNDRED TWENTY FIVE THOUSAND DOLLARS & NO CENTS	\$ 125,000.00	\$ 125,000.00
133B	6,000.00 LF	Sealing of Transverse Joints in Cement Concrete Pavement	For: FOUR DOLLARS & TWENTY FIVE CENTS	\$ 4.25	\$ 25,500.00
136X	42.00 SHPT	Survey Stakeout	For: FIFTY DOLLARS & NO CENTS	\$ 50.00	\$ 2,100.00
137	24,250.00 LF	Remove Existing Traffic Markings	For: ONE DOLLAR & TWENTY FIVE CENTS	\$ 1.25	\$ 30,312.50
138	350.00 SY	Asphalt Joint Repair	For: ONE HUNDRED TWENTY DOLLARS & NO CENTS	Contingent \$ 120.00	\$ 42,000.00
141B	90.00 EA	Silt Protection For Surface Inlet Drainage Structures	For: TWO HUNDRED DOLLARS & NO CENTS	\$ 200.00	\$ 18,000.00
141C	70.00 EA	Silt Protection For Curb Inlet Drainage Structures	For: TWO HUNDRED DOLLARS & NO CENTS	\$ 200.00	\$ 14,000.00
199AX	1.00 LS	Asphalt Price Adjustment	For: FORTY TWO THOUSAND DOLLARS & NO CENTS	\$42,000.00	\$ 42,000.00
199	1.00 IS	Interim Payments (Force)	For: ONE HUNDRED THOUSAND DOLLARS & NO CENTS	\$100,000.00	\$ 100,000.00
368	200.00 SY	TOPSOIL AND GRASS SEED	For: TWELVE DOLLARS & NO CENTS	\$ 12.00	\$ 2,400.00
419S-075	25.00 LF	Furnish and Install 3/4 Inch Diameter Steel Conduit	For: TEN DOLLARS & NO CENTS	Contingent \$ 10.00	\$ 250.00
422LS	1,700.00 LF	Furnish and Install Loop Saw Cut	For: SIXTEEN DOLLARS & FIFTY CENTS	\$ 16.50	\$ 28,050.00
423SHE	26.00 EA	Adjust Traffic Magnetic Vehicle Detector	For: SIX HUNDRED TWENTY DOLLARS & NO CENTS	\$ 620.00	\$ 16,120.00

Department of Public Works Nassau County, N.Y.

Bid Sheet for Contract: H6158752G

Item No	Engineers Estimate	Item Description	Unit Price Written in words	Unit Bid Price Dollars and Cents	Amount Bid Price Dollars and Cents
422L	5,000.00 LF	Furnish and Install Loop Wires	For: ONE DOLLAR & TWENTY CENTS	\$ 1.20	\$ 6,000.00
442Y✓	61,000.00 LF	Epoxy ReflectORIZED Pavement Markings - Yellow	For: FORTY FOUR CENTS	\$ 0.44	\$ 26,840.00
442W-1✓	21,000.00 LF	Epoxy reflectORIZED Pavement Markings (White) For Hand Applications	For: ONE DOLLAR & TWENTY FIVE CENTS	\$ 1.25	\$ 26,250.00
442Y-1✓	1,100.00 LF	Epoxy reflectORIZED Pavement Markings (Yellow) For Hand Applications	For: ONE DOLLAR & TWENTY FIVE CENTS	\$ 1.25	\$ 1,375.00
442W✓	109,000.00 LF	Epoxy ReflectORIZED Pavement Markings - White	For: FORTY FOUR CENTS	\$ 0.44	\$ 47,960.00
443C	110.00 EACH	Preformed Tape Pavement Markings (Character/Symbol)	For: ONE HUNDRED EIGHTY FIVE DOLLARS & NO CENTS	\$ 185.00	\$ 20,350.00
443A	68.00 EACH	Preformed Tape Pavement Markings (Arrows)	For: TWO HUNDRED TWENTY FIVE DOLLARS & NO CENTS	\$ 225.00	\$ 15,300.00
445W-12✓	4,200.00 LF	Preformed High Performance Tape Pavement Markings (12" White)	For: SEVEN DOLLARS & TWENTY FIVE CENTS	\$ 7.25	\$ 30,450.00
445W-24✓	50.00 LF	Preformed High Performance Tape Pavement Markings (24" White)	For: FOURTEEN DOLLARS & NO CENTS	\$ 14.00	\$ 700.00

4,094,947.52

Total Bid in Numbers \$

Total Amount in Words Four Million, Ninety four thousand, Nine hundred forty Seven dollars & fifty cents

POSILLICO CIVIL

Prepared By: Chuck Forte
CONTRACT: H61587-52G

Resurfacing of Various County Roads Phase 52

Item #	Description	Quantities		Revised Price		Original Price	
		Unit	Bid Quantity	Unit Price	Amount Bid	Unit Price	Bid Amount
1M	Mobilization	LSI	1.00	\$110,000.00	\$110,000.00	\$110,000.00	\$110,000.00
2	Unclassified Excavation	CY	890.00	\$25.00	\$22,250.00	\$25.00	\$22,250.00
4A	Cement Concrete Breaking (Pavement)	SY	2,460.00	\$5.00	\$12,300.00	\$10.00	\$24,600.00
5C	Selected Fill	CY	50.00	\$58.00	\$2,900.00	\$58.00	\$2,900.00
7	Preparing Fine Grade	SY	2,460.00	\$0.50	\$1,230.00	\$0.50	\$1,230.00
12H	Cleaning Existing Drainage System	LF	100.00	\$4.50	\$450.00	\$4.50	\$450.00
12H-X	Cleaning Existing Drainage System-Catch Basin	EA	5.00	\$550.00	\$2,750.00	\$750.00	\$3,750.00
15X	Altering Catch Basins	EA	5.00	\$5,000.00	\$25,000.00	\$5,000.00	\$25,000.00
16X	Altering Brick Manholes	EA	46.00	\$23,000.00	\$1,058,000.00	\$23,000.00	\$1,058,000.00
25	Concrete Curb	LF	390.00	\$40.00	\$15,600.00	\$40.00	\$15,600.00
27	Cement Concrete Sidewalk	SF	4,200.00	\$5.50	\$23,100.00	\$6.50	\$27,300.00
27DW	Detachable Warning Surface	SF	420.00	\$45.00	\$18,900.00	\$45.00	\$18,900.00
30	Metal Reinforcement for Concrete Pavement	SY	950.00	\$2.00	\$1,900.00	\$2.00	\$1,900.00
31	Transverse Joint Supports	LF	200.00	\$15.00	\$3,000.00	\$15.00	\$3,000.00
32A	Longitudinal Joint Supports	EA	1,200.00	\$5.00	\$6,000.00	\$10.00	\$12,000.00
34	Miscellaneous Metals	LB	17,000.00	\$0.88	\$14,960.00	\$0.88	\$14,960.00
36DRAR	Rut Avoidance Asphalt Concrete Type 1A(Top RA Resurfacing)	TON	14,000.00	\$115.00	\$1,610,000.00	\$120.00	\$1,680,000.00
36CX	Asphalt Concrete Tying and Leveling Course Type 1A	TON	50.00	\$575.00	\$28,750.00	\$600.00	\$30,000.00
36C	Asphalt Concrete Tying and Leveling Type 1A	TON	800.00	\$115.00	\$92,000.00	\$120.00	\$96,000.00
38RPC	Saw Cutting Existing Roadway Pavement and Concrete	LF	800.00	\$4.00	\$3,200.00	\$8.00	\$6,400.00
102	Work Zone Traffic Control	LSI	1.00	\$300,000.00	\$300,000.00	\$300,000.00	\$300,000.00
102D	Fishing Arrow Board	DAY	220.00	\$5.00	\$1,100.00	\$5.00	\$1,100.00
102PMS	Portable Variable Message Sign	DAY	280.00	\$5.00	\$1,400.00	\$10.00	\$2,800.00
111	Removal and Replacement of Pavement	SY	1,500.00	\$76.00	\$114,000.00	\$108.00	\$162,000.00
112	Adjusting Manholes	EA	42.00	\$500.00	\$21,000.00	\$500.00	\$21,000.00
114	Adjustment of Water Appurtenances	EA	50.00	\$250.00	\$12,500.00	\$250.00	\$12,500.00
115	Butt Joints	LF	2,400.00	\$5.00	\$12,000.00	\$10.00	\$24,000.00
116A	Profiling and Removal of Asphalt Pavement	SY	124,000.00	\$3.85	\$477,400.00	\$4.25	\$521,000.00
116C	Profiling and Removal of Concrete Pavement	SY	2,000.00	\$7.50	\$15,000.00	\$7.50	\$15,000.00
129	Cement Concrete For Pavement Repairs	CY	800.00	\$375.00	\$300,000.00	\$400.00	\$320,000.00
132	Plowable Raised ReflectORIZED Pavement Markers	EA	90.00	\$75.00	\$6,750.00	\$75.00	\$6,750.00
133A	Cleaning and Resealing of Longitudinal Joints in Portland Cement Concrete Pavement	LF	19,000.00	\$3.00	\$57,000.00	\$3.95	\$75,050.00
133X	Clean and Fill Joints and Cracks	LS	1.00	\$100,000.00	\$100,000.00	\$125,000.00	\$125,000.00
133S	Sealing of Transverse Joints in Cement Concrete Pavement	LF	6,000.00	\$2.00	\$12,000.00	\$4.25	\$25,500.00
136X	Survey Stakeout	SHEET	42.00	\$5.00	\$210.00	\$50.00	\$2,100.00
137	Remove Existing Traffic Markings	LF	24,280.00	\$1.00	\$24,280.00	\$1.25	\$30,350.00
138	Asphalt Joint Repair	SY	350.00	\$25.00	\$8,750.00	\$120.00	\$42,000.00
141B	Silt Protection For Surface Inlet Drainage Structures	EA	90.00	\$10.00	\$900.00	\$200.00	\$18,000.00
141C	Silt Protection For Curb Inlet Drainage Structures	EA	70.00	\$10.00	\$700.00	\$200.00	\$14,000.00
199AX	Asphalt Price Adjustment	LS	1.00	\$42,000.00	\$42,000.00	\$100,000.00	\$100,000.00
199	Interim Payments (Force)	LS	1.00	\$12.00	\$12.00	\$12.00	\$12.00
368	Tonsoil and Grass Seed	SY	200.00	\$250.00	\$50,000.00	\$250.00	\$50,000.00
419S-375	Furnish and Install 3/4 inch Diameter Steel Conduit	LF	25.00	\$70.00	\$1,750.00	\$16.50	\$412.50
422LS	Furnish and Install Loop Saw Cut	LF	1,700.00	\$500.00	\$850,000.00	\$520.00	\$884,000.00
422SHE	Adjust Traffic Manoeuvic Vehicle Detector	EA	25.00	\$0.90	\$22.50	\$1.20	\$30.00
422L	Furnish and Install Loop Wires	LF	5,000.00	\$0.44	\$2,200.00	\$0.44	\$2,200.00
442W-1	Excess ReflectORIZED Pavement Markings - YELLOW	LF	21,000.00	\$1.00	\$21,000.00	\$1.25	\$26,250.00
442W-1	Excess ReflectORIZED Pavement Markings - (WHITE) Hand Applications	LF	21,000.00	\$0.44	\$9,240.00	\$0.44	\$9,240.00
442W-1	Excess ReflectORIZED Pavement Markings - (YELLOW) Hand Applications	LF	109,000.00	\$0.44	\$47,960.00	\$0.44	\$47,960.00
443C	Preformed Tape Pavement Markings - WHITE	EA	110.00	\$185.00	\$20,350.00	\$185.00	\$20,350.00
443A	Preformed Tape Pavement Markings (Arrows)	EA	69.00	\$225.00	\$15,525.00	\$225.00	\$15,525.00
445W-12	Preformed High Performance Tape Pavement Markings (12" White)	LF	4,200.00	\$7.25	\$30,450.00	\$7.25	\$30,450.00
445W-24	Preformed High Performance Tape Pavement Markings (24" White)	LF	50.00	\$14.00	\$700.00	\$14.00	\$700.00
				\$3,716,200.00			\$4,094,947.50

Exhibit A



COUNTY OF NASSAU

POLITICAL CAMPAIGN CONTRIBUTION DISCLOSURE FORM

1. Has the vendor or any corporate officers of the vendor provided campaign contributions pursuant to the New York State Election Law in (a) the period beginning April 1, 2016 and ending on the date of this disclosure, or (b), beginning April 1, 2018, the period beginning two years prior to the date of this disclosure and ending on the date of this disclosure, to the campaign committees of any of the following Nassau County elected officials or to the campaign committees of any candidates for any of the following Nassau County elected offices: the County Executive, the County Clerk, the Comptroller, the District Attorney, or any County Legislator? If yes, to what campaign committee?

No

2. VERIFICATION: This section must be signed by a principal of the consultant, contractor or Vendor authorized as a signatory of the firm for the purpose of executing Contracts.

The undersigned affirms and so swears that he/she has read and understood the foregoing statements and they are, to his/her knowledge, true and accurate.

The undersigned further certifies and affirms that the contribution(s) to the campaign committees identified above were made freely and without duress, threat or any promise of a governmental benefit or in exchange for any benefit or remuneration.

Vendor: Posillico - Civil

Dated: 7/17/17

Signed: [Signature]

Print Name: Joseph K. Posillico

Title: President / CEO

Exhibit B

4. Describe lobbying activity conducted, or to be conducted, in Nassau County, and identify client(s) for each activity listed. See page 4 for a complete description of lobbying activities.

n/a

5. The name of persons, organizations or governmental entities before whom the lobbyist expects to lobby:

n/a

The term lobbying shall mean any attempt to influence: any determination made by the Nassau County Legislature, or any member thereof, with respect to the introduction, passage, defeat, or substance of any local legislation or resolution; any determination by the County Executive to support, oppose, approve or disapprove any local legislation or resolution, whether or not such legislation has been introduced in the County Legislature; any determination by an elected County official or an officer or employee of the County with respect to the procurement of goods, services or construction, including the preparation of contract specifications, including but not limited to the preparation of requests for proposals, or solicitation, award or administration of a contract or with respect to the solicitation, award or administration of a grant, loan, or agreement involving the disbursement of public monies; any determination made by the County Executive, County Legislature, or by the County of Nassau, its agencies, boards, commissions, department heads or committees, including but not limited to the Open Space and Parks Advisory Committee, the Planning Commission, with respect to the zoning, use, development or improvement of real property subject to County regulation, or any agencies, boards, commissions, department heads or committees with respect to requests for proposals, bidding, procurement or contracting for services for the County; any determination made by an elected county official or an officer or employee of the county with respect to the terms of the acquisition or disposition by the county of any interest in real property, with respect to a license or permit for the use of real property of or by the county, or with respect to a franchise, concession or revocable consent; the proposal, adoption, amendment or rejection by an agency of any rule having the force and effect of law; the decision to hold, timing or outcome of any rate making proceeding before an agency; the agenda or any determination of a board or commission; any determination regarding the calendaring or scope of any legislature oversight hearing; the issuance, repeal, modification or substance of a County Executive Order; or any determination made by an elected county official or an officer or employee of the county to support or oppose any state or federal legislation, rule or regulation, including any determination made to support or oppose that is contingent on any amendment of such legislation, rule or regulation, whether or not such legislation has been formally introduced and whether or not such rule or regulation has been formally proposed.

The term "lobbying" or "lobbying activities" does not include: Persons engaged in drafting legislation, rules, regulations or rates; persons advising clients and rendering opinions on proposed legislation, rules, regulations or rates, where such professional services are not otherwise connected with legislative or executive action on such legislation or administrative action on such rules, regulations or rates; newspapers and other periodicals and radio and television stations and owners and employees thereof, provided that their activities in connection with proposed legislation, rules, regulations or rates are limited to the publication or broadcast of news items, editorials or other comment, or paid advertisements; persons who participate as witnesses, attorneys or other representatives in public rule-making or rate-making proceedings of a County agency, with respect to all participation by such persons which is part of the public record thereof and all preparation by such persons for such participation; persons who attempt to influence a County agency in an adjudicatory proceeding, as defined by § 102 of the New York State Administrative Procedure Act.

PRINCIPAL QUESTIONNAIRE FORM

All questions on these questionnaires must be answered by all officers and any individuals who hold a ten percent (10%) or greater ownership interest in the proposer. Answers typewritten or printed in ink. If you need more space to answer any question, make as many photocopies of the appropriate page(s) as necessary and attach them to the questionnaire.

COMPLETE THIS QUESTIONNAIRE CAREFULLY AND COMPLETELY. FAILURE TO SUBMIT A COMPLETE QUESTIONNAIRE MAY MEAN THAT YOUR BID OR PROPOSAL WILL BE REJECTED AS NON-RESPONSIVE AND IT WILL NOT BE CONSIDERED FOR AWARD

1. Principal Name Joseph K. Posillico
Date of birth 01/21/59
Home address 3 Kaiser Hill Rd
City/state/zip Hunt NY 11743
Business address 1750 New Hwy
City/state/zip Farmingdale, NY 11735
Telephone 631 390 5706
Other present address(es) N/A
City/state/zip _____
Telephone _____
List of other addresses and telephone numbers attached _____
2. Positions held in submitting business and starting date of each (check all applicable)
President 9/24/07 Treasurer 1/1/
Chairman of Board 1/1/ Shareholder 1/1/
Chief Exec. Officer 9/24/07 Secretary 1/1/
Chief Financial Officer 1/1/ Partner 1/1/
Vice President 1/1/
(Other) _____
3. Do you have an equity interest in the business submitting the questionnaire?
YES X NO _____ If Yes, provide details. See attached - Entity Matrix
4. Are there any outstanding loans, guarantees or any other form of security or lease or any other type of contribution made in whole or in part between you and the business submitting the questionnaire? YES X NO _____ If Yes, provide details. See Attached Note 9
5. Within the past 3 years, have you been a principal owner or officer of any business or not-for-profit organization other than the one submitting the questionnaire? YES X NO _____ If Yes, provide details. See Attached Entity Matrix

6. Has any governmental entity awarded any contracts to a business or organization listed in Section 5 in the past 3 years while you were a principal owner or officer? YES ☒ NO ☐
If Yes, provide details. *Positive Materials was awarded a NYSDOS Contract*

NOTE: An affirmative answer is required below whether the sanction arose automatically, by operation of law, or as a result of any action taken by a government agency. Provide a detailed response to all questions checked "YES". If you need more space, photocopy the appropriate page and attach it to the questionnaire.

7. In the past (5) years, have you and/or any affiliated businesses or not-for-profit organizations listed in Section 5 in which you have been a principal owner or officer:
- a. Been debarred by any government agency from entering into contracts with that agency? YES ☐ NO ☒ If Yes, provide details for each such instance.
 - b. Been declared in default and/or terminated for cause on any contract, and/or had any contracts cancelled for cause? YES ☐ NO ☒ If Yes, provide details for each such instance.
 - c. Been denied the award of a contract and/or the opportunity to bid on a contract, including, but not limited to, failure to meet pre-qualification standards? YES ☐ NO ☒ If Yes, provide details for each such instance.
 - d. Been suspended by any government agency from entering into any contract with it, and/or is any action pending that could formally debar or otherwise affect such business's ability to bid or propose on contract? YES ☐ NO ☒ If Yes, provide details for each such instance.
8. Have any of the businesses or organizations listed in response to Question 5 filed a bankruptcy petition and/or been the subject of involuntary bankruptcy proceedings during the past 7 years, and/or for any portion of the last 7 year period, been in a state of bankruptcy as a result of bankruptcy proceedings initiated more than 7 years ago and/or is any such business now the subject of any pending bankruptcy proceedings, whenever initiated? If "Yes", provide details for each such instance. (Provide a detailed response to all questions checked "YES". If you need more space, photocopy the appropriate page and attach it to the questionnaire.)
- a) Is there any felony charge pending against you? YES ☐ NO ☒ If Yes, provide details for each such charge.
 - b) Is there any misdemeanor charge pending against you? YES ☐ NO ☒ If Yes, provide details for each such charge.
 - c) Is there any administrative charge pending against you? YES ☐ NO ☒ If Yes, provide details for each such charge.
 - d) In the past 10 years, have you been convicted, after trial or by plea, of any felony, or of any other crime, an element of which relates to truthfulness or the underlying facts of which related to the conduct of business? YES ☐ NO ☒ If Yes, provide details for each such conviction.

e) In the past 5 years, have you been convicted, after trial or by plea, of a misdemeanor? YES ☐ NO ☒ If Yes, provide details for each such conviction.

f) In the past 5 years, have you been found in violation of any administrative or statutory charges? YES ☐ NO ☒ If Yes, provide details for each such occurrence.

9. In addition to the information provided in response to the previous questions, in the past 5 years, have you been the subject of a criminal investigation and/or a civil anti-trust investigation by any federal, state or local prosecuting or investigative agency and/or the subject of an investigation where such investigation was related to activities performed at, for, or on behalf of the submitting business entity and/or an affiliated business listed in response to Question 5? YES ☐ NO ☒ If Yes, provide details for each such investigation.

10. In addition to the information provided, in the past 5 years has any business or organization listed in response to Question 5, been the subject of a criminal investigation and/or a civil anti-trust investigation and/or any other type of investigation by any government agency, including but not limited to federal, state, and local regulatory agencies while you were a principal owner or officer? YES ☐ NO ☒ If Yes, provide details for each such investigation.

11. In the past 5 years, have you or this business, or any other affiliated business listed in response to Question 5 had any sanction imposed as a result of judicial or administrative proceedings with respect to any professional license held? YES ☐ NO ☒ If Yes, provide details for each such instance.

12. For the past 5 tax years, have you failed to file any required tax returns or failed to pay any applicable federal, state or local taxes or other assessed charges, including but not limited to water and sewer charges? YES ☐ NO ☒ If Yes, provide details for each such year.

CERTIFICATION

A MATERIALLY FALSE STATEMENT WILLFULLY OR FRAUDULENTLY MADE IN CONNECTION WITH THIS QUESTIONNAIRE MAY RESULT IN RENDERING THE SUBMITTING BUSINESS ENTITY NOT RESPONSIBLE WITH RESPECT TO THE PRESENT BID OR FUTURE BIDS, AND, IN ADDITION, MAY SUBJECT THE PERSON MAKING THE FALSE STATEMENT TO CRIMINAL CHARGES.

I, Joseph K. Posillco, being duly sworn, state that I have read and understand all the items contained in the foregoing pages of this questionnaire and the following pages of attachments; that I supplied full and complete answers to each item therein to the best of my knowledge, information and belief; that I will notify the County in writing of any change in circumstances occurring after the submission of this questionnaire and before the execution of the contract; and that all information supplied by me is true to the best of my knowledge, information and belief. I understand that the County will rely on the information supplied in this questionnaire as additional inducement to enter into a contract with the submitting business entity.

Sworn to before me this 18 day of July 2017

Audra Schmitt
Notary Public

AUDRA SCHMITT
Notary Public, State of New York
No. 01SC8323475
Qualified in Suffolk County
Commission Expires April 20, 2019

Posillco Civil, Inc.
Name of submitting business

Joseph K. Posillco
Print name

[Signature]
Signature

President/CEO
Title

7/18/17
Date

Joseph K. Posillico - Entity Matrix

ENTITY NAME	Tax ID #	Type of Business	JKP	Title
Posillico, Inc.	26-0408030	Holding Company	33.33%	Pres/CEO
Posillico Civil, Inc.	11-1529032	Construction	33.33%	Pres/CEO
Posillico Environmental, Inc.	11-3072481	Environmental		
Posillico Drilling, Inc.	46-1933247	Construction	33.33%	Pres/CEO
LIE Rental, Corp.	20-0408030	Construction	33.33%	President
		Equipment Rental	33.33%	Secretary
The Posillico Foundation, Inc.	20-2143917		33.33%	
Posillico Materials, LLC	11-2528502	Manufacturing	25.00%	Managing Member
1750 New Hwy, LLC	26-1369585	Real Estate Investment	25.00%	Member
DMJ Realty Associates, LLC	11-3014827	Real Estate Investment	11.11%	Managing Member/Member
Farmingdale Properties, LLC	11-3343833	Real Estate Invest	25.00%	Member
Posillico Consulting, LLC	11-3594520	Consulting Services	33.33%	Member
Effective Safety Solutions, LLC	46-4772078	Consulting Services	33.33%	Managing Member / Member
Blue Island Development LLC	11-3557697	Residential Development	20.00%	Member
PDC @ Harbor Island, Inc.	20-2631598	Real Estate Development	20.00%	Secretary/Treasurer
Johnson Ave. Partners, Inc.	47-1394541	Real Estate Investment	33.33%	Secretary/Treasurer
Posillico Management @ Glen Isle, LLC	26-1989420	Real Estate Management	20.00%	Member
Posillico Partners @ Glen Isle, LLC	26-1989525	Real Estate Investment	20.00%	Member
Grandview Development, LLC	55-0807108	Real Estate Investment	20.00%	Member
Urban Rock Tech, LLC	80-0346819	Holding Company	25.00%	Member
Babylon Cove Development, LLC	11-3494903	Real Estate Development	33.33%	Member
Urban Rock NJ, LLC	45-5091399	Holding Company	29.17%	Member
PRock Consulting, LLC	46-2598853	Consulting	33.33%	Member
New Hwy Properties, LLC	45-4556627	Real Estate Investor	12.50%	Member

POSILICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 7 - Equity in Joint Ventures (cont'd.)

In addition, Civil fulfills certain joint venture contractual obligations and is reimbursed for all related costs incurred.

At December 31, 2016, Civil's share of backlog from its investment in the joint ventures is approximately \$76,789,000.

Note 8 - Property and Equipment

Property and equipment, net is summarized as follows:

Land	\$ 752,250
Buildings and building improvements	8,376,206
Transportation equipment	5,278,044
Machinery and equipment	44,675,633
Furniture and fixtures	104,833
Computer equipment	31,669
Office equipment	54,336
	<hr/> 59,272,971
Less: Accumulated depreciation and amortization	30,798,852
	<hr/> \$ 28,474,119

Depreciation and amortization expense related to property and equipment amounted to \$5,040,080 for the year ended December 31, 2016.

Note 9 - Related Party Transactions

The Companies' transactions with related parties were as follows:

At December 31, 2016, Civil has advanced \$4,096,953 to its stockholders. These advances are unsecured, bear interest at the rate of 6% per annum, and are due on demand. Included in the combined statement of income for the year ended December 31, 2016 is interest income relating to these advances of \$251,913.

During the year ended December 31, 2016, the Companies paid consulting fees to affiliates related through common control and management totaling \$540,000.

The Companies lease their land and storage facilities from DMJ Associates, Farmingdale Properties, LLC and Johnson Avenue Partners Inc., affiliates related through common control and management, under renewable lease agreements. In addition to rent, the Companies also pay for the related real estate taxes. Rent expense and real estate taxes relating to these facilities, charged to operations for the year ended December 31, 2016 amounted to \$1,362,169.

POSILICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 9 - Related Party Transactions (cont'd.)

Future minimum rental payments at December 31, 2016 are as follows:

Years Ending December 31:

2017	
2018	\$ 1,695,776
2019	1,695,776
2020	1,695,776
2021	1,801,758
Thereafter	1,907,739
	<u>6,677,087</u>
	<u>\$ 15,473,912</u>

Included in accounts receivable at December 31, 2016 are amounts relating to various other affiliated entities in the amount of \$4,778,510. Included in accounts payable at December 31, 2016 are amounts relating to various other affiliated entities in the amount of \$353,052. At December 31, 2016, the Companies have advanced \$239,500 to affiliates related by common ownership. The advances are unsecured, noninterest-bearing and are expected to be collected within one year. Included in advances from affiliates at December 31, 2016 are amounts relating to various affiliated individuals in the amount of \$6,341,556. These advances are unsecured, bear interest at a rate of 6% per annum and are due on demand. Included in the combined statement of income for the year ended December 31, 2016 is interest expense relating to these advances of \$217,086.

Note 10 - Intangible Assets

The following is a summary of intangible assets at December 31, 2016:

Contract intangibles	\$ 2,105,049
Less: Accumulated amortization	<u>2,000,189</u>
	<u>\$ 104,860</u>

Amortization expense relating to the intangible assets amounted to \$1,476,969 for the year ended December 31, 2016.

Note 11 - Notes Payable - Bank

Pursuant to an arrangement with its bank, Civil and Environmental may borrow up to \$40,000,000, inclusive of a \$10,000,000 sublimit for standby letters of credit (see Note 16), under a renewable secured line of credit which expires August 31, 2017. Interest is payable at the greater of either the bank's prime rate (3.75% at December 31, 2016) or 2.0% above the LIBOR rate (totaling 2.70% at December 31, 2016). The line is subject to a 30-day clean-up provision and is personally guaranteed by Civil's and Environmental's shareholders, to the extent of each shareholder's individual ownership percentage, and also is guaranteed by Materials, Drilling and LIE. At December 31, 2016, there was \$7,500,000 outstanding on the line of credit.

PRINCIPAL QUESTIONNAIRE FORM

All questions on these questionnaires must be answered by all officers and any individuals who hold a ten percent (10%) or greater ownership interest in the proposer. Answers typewritten or printed in ink. If you need more space to answer any question, make as many photocopies of the appropriate page(s) as necessary and attach them to the questionnaire.

COMPLETE THIS QUESTIONNAIRE CAREFULLY AND COMPLETELY. FAILURE TO SUBMIT A COMPLETE QUESTIONNAIRE MAY MEAN THAT YOUR BID OR PROPOSAL WILL BE REJECTED AS NON-RESPONSIVE AND IT WILL NOT BE CONSIDERED FOR AWARD

1. Principal Name Michael J. Rosillico
Date of birth 4/27/62
Home address 9 Fox Meadow Ct
City/state/zip Woodbury, NY 11797
Business address 1750 New Highway
City/state/zip Farmingdale, NY 11735
Telephone 631 390 5740
Other present address(es) N/A
City/state/zip _____
Telephone _____
List of other addresses and telephone numbers attached _____
2. Positions held in submitting business and starting date of each (check all applicable)
President / / Treasurer / /
Chairman of Board / / Shareholder / /
Chief Exec. Officer / / Secretary 12/31/14
Chief Financial Officer / / Partner / /
Vice President 9/24/07 / /
(Other) _____
3. Do you have an equity interest in the business submitting the questionnaire?
YES ☒ NO ☐ If Yes, provide details. See attached Entity matrix
4. Are there any outstanding loans, guarantees or any other form of security or lease or any other type of contribution made in whole or in part between you and the business submitting the questionnaire? YES ☒ NO ☐ If Yes, provide details. see attached Note 9
5. Within the past 3 years, have you been a principal owner or officer of any business or not-for-profit organization other than the one submitting the questionnaire? YES ☒ NO ☐ If Yes, provide details. see attached Entity matrix

6. Has any governmental entity awarded any contracts to a business or organization listed in Section 5 in the past 3 years while you were a principal owner or officer? YES ☒ NO ☐
If Yes, provide details. *Pasillico Materials was awarded a NYSDOS contract*

NOTE: An affirmative answer is required below whether the sanction arose automatically, by operation of law, or as a result of any action taken by a government agency.
Provide a detailed response to all questions checked "YES". If you need more space, photocopy the appropriate page and attach it to the questionnaire.

7. In the past (5) years, have you and/or any affiliated businesses or not-for-profit organizations listed in Section 5 in which you have been a principal owner or officer:
- a. Been debarred by any government agency from entering into contracts with that agency? YES ☐ NO ☒ If Yes, provide details for each such instance.
 - b. Been declared in default and/or terminated for cause on any contract, and/or had any contracts cancelled for cause? YES ☐ NO ☒ If Yes, provide details for each such instance.
 - c. Been denied the award of a contract and/or the opportunity to bid on a contract, including, but not limited to, failure to meet pre-qualification standards? YES ☐ NO ☒ If Yes, provide details for each such instance.
 - d. Been suspended by any government agency from entering into any contract with it; and/or is any action pending that could formally debar or otherwise affect such business's ability to bid or propose on contract? YES ☐ NO ☒ If Yes, provide details for each such instance.
8. Have any of the businesses or organizations listed in response to Question 5 filed a bankruptcy petition and/or been the subject of involuntary bankruptcy proceedings during the past 7 years, and/or for any portion of the last 7 year period, been in a state of bankruptcy as a result of bankruptcy proceedings initiated more than 7 years ago and/or is any such business now the subject of any pending bankruptcy proceedings, whenever initiated? If 'Yes', provide details for each such instance. (Provide a detailed response to all questions checked "YES". If you need more space, photocopy the appropriate page and attach it to the questionnaire.)
- a) Is there any felony charge pending against you? YES ☐ NO ☒ If Yes, provide details for each such charge.
 - b) Is there any misdemeanor charge pending against you? YES ☐ NO ☒ If Yes, provide details for each such charge.
 - c) Is there any administrative charge pending against you? YES ☐ NO ☒ If Yes, provide details for each such charge.
 - d) In the past 10 years, have you been convicted, after trial or by plea, of any felony, or of any other crime, an element of which relates to truthfulness or the underlying facts of which related to the conduct of business? YES ☐ NO ☒ If Yes, provide details for each such conviction.

- e) In the past 5 years, have you been convicted, after trial or by plea, of a misdemeanor? YES ☐ NO ☒ If Yes, provide details for each such conviction.
- f) In the past 5 years, have you been found in violation of any administrative or statutory charges? YES ☐ NO ☒ If Yes, provide details for each such occurrence.
9. In addition to the information provided in response to the previous questions, in the past 5 years, have you been the subject of a criminal investigation and/or a civil anti-trust investigation by any federal, state or local prosecuting or investigative agency and/or the subject of an investigation where such investigation was related to activities performed at, for, or on behalf of the submitting business entity and/or an affiliated business listed in response to Question 5? YES ☐ NO ☒ If Yes, provide details for each such investigation.
10. In addition to the information provided, in the past 5 years has any business or organization listed in response to Question 5, been the subject of a criminal investigation and/or a civil anti-trust investigation and/or any other type of investigation by any government agency, including but not limited to federal, state, and local regulatory agencies while you were a principal owner or officer? YES ☐ NO ☒ If Yes; provide details for each such investigation.
11. In the past 5 years, have you or this business, or any other affiliated business listed in response to Question 5 had any sanction imposed as a result of judicial or administrative proceedings with respect to any professional license held? YES ☐ NO ☒ If Yes; provide details for each such instance.
12. For the past 5 tax years, have you failed to file any required tax returns or failed to pay any applicable federal, state or local taxes or other assessed charges, including but not limited to water and sewer charges? YES ☐ NO ☒ If Yes, provide details for each such year.

CERTIFICATION

A MATERIALLY FALSE STATEMENT WILLFULLY OR FRAUDULENTLY MADE IN CONNECTION WITH THIS QUESTIONNAIRE MAY RESULT IN RENDERING THE SUBMITTING BUSINESS ENTITY NOT RESPONSIBLE WITH RESPECT TO THE PRESENT BID OR FUTURE BIDS, AND, IN ADDITION, MAY SUBJECT THE PERSON MAKING THE FALSE STATEMENT TO CRIMINAL CHARGES.

I, Michael J. Posillico being duly sworn, state that I have read and understand all the items contained in the foregoing pages of this questionnaire and the following pages of attachments; that I supplied full and complete answers to each item therein to the best of my knowledge, information and belief; that I will notify the County in writing of any change in circumstances occurring after the submission of this questionnaire and before the execution of the contract; and that all information supplied by me is true to the best of my knowledge, information and belief. I understand that the County will rely on the information supplied in this questionnaire as additional inducement to enter into a contract with the submitting business entity.

Sworn to before me this 18 day of July 2017

Audra Schmitt

Notary Public

AUDRA SCHMITT
Notary Public, State of New York
No. 01SC6323475
Qualified in Suffolk County
Commission Expires April 20, 2019

Posillico Civil

Name of submitting business

Michael J. Posillico

Print name

[Signature]

Signature

Principal

Title

07/18/17

Date

Michael J. Posillico - Entity Matrix

ENTITY NAME	Tax ID #	Type of Business	MJP	Title
Posillico, Inc.	26-0408030	Holding Company	33.33%	Exec VP/Sec
Posillico Civil, Inc.	11-1529032	Construction	33.33%	Exec VP/Sec
Posillico Environmental, Inc.	11-3072481	Environmental	33.33%	Exec VP/Sec
Posillico Drilling, Inc.	46-1933247	Construction	33.33%	Exec VP
LIE Rental, Corp.	20-0408030	Equipment Rental	33.33%	VP
The Posillico Foundation, Inc.	20-2143917		33.33%	
Posillico Materials, LLC	11-2528502	Manufacturing	25.00%	Member
1750 New Hwy, LLC	26-1369586	Real Estate Investment	25.00%	Managing Member / Member
DMJ Realty Associates, LLC	11-3014827	Real Estate Investment	33.33%	Managing Member / Member
Farmingdale Properties, LLC	11-3343833	Real Estate Invest	25.00%	Managing Member / Member
Posillico Consulting, LLC	11-3594520	Consulting Services	33.33%	Managing Member
Effective Safety Solutions, LLC	46-4772078	Consulting Services	33.33%	Member
Blue Island Development LLC	11-3557697	Residential Development	20.00%	Managing Member / Member
PDC @ Harbor Island, Inc.	20-2631598	Real Estate Development	20.00%	President
Johnson Ave. Partners, Inc.	47-1394641	Real Estate Investment	33.33%	VP
Posillico Management @ Glen Isle, LLC	26-1989420	Real Estate Management	20.00%	Managing Member / Member
Posillico Partners @ Glen Isle, LLC	26-1989525	Real Estate Investment	20.00%	Managing Member / Member
Grandview Development, LLC	55-0807108	Real Estate Investment	20.00%	Managing Member / Member
Urban Rock Tech, LLC	80-0346819	Holding Company	25.00%	Managing Member / Member
Babylon Cove Development, LLC	11-3494903	Real Estate Development	33.33%	Managing Member / Member
Urban Rock NJ, LLC	45-5091399	Holding Company	29.17%	Managing Member / Member

Michael J. Posillico - Entity Matrix

ENTITY NAME	Tax ID #	Type of Business	MJP	Title
PRock Consulting, LLC	46-2598853	Consulting	33.33%	Managing Member/Member
New Hwy Properties, LLC	45-4556627	Real Estate Investment	12.50%	Member

POSILICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 7 - Equity in Joint Ventures (cont'd.)

In addition, Civil fulfills certain joint venture contractual obligations and is reimbursed for all related costs incurred.

At December 31, 2016, Civil's share of backlog from its investment in the joint ventures is approximately \$76,789,000.

Note 8 - Property and Equipment

Property and equipment, net is summarized as follows:

Land	
Buildings and building improvements	\$ 752,250
Transportation equipment	8,376,206
Machinery and equipment	5,278,044
Furniture and fixtures	44,675,633
Computer equipment	104,833
Office equipment	31,669
	<u>54,336</u>
	59,272,871
Less: Accumulated depreciation and amortization	<u>30,798,852</u>
	<u>\$ 28,474,119</u>

Depreciation and amortization expense related to property and equipment amounted to \$5,040,080 for the year ended December 31, 2016.

Note 9 - Related Party Transactions

The Companies' transactions with related parties were as follows:

At December 31, 2016, Civil has advanced \$4,096,953 to its stockholders. These advances are unsecured, bear interest at the rate of 6% per annum, and are due on demand. Included in the combined statement of income for the year ended December 31, 2016 is interest income relating to these advances of \$251,913.

During the year ended December 31, 2016, the Companies paid consulting fees to affiliates related through common control and management totaling \$540,000.

The Companies lease their land and storage facilities from DMJ Associates, Farmingdale Properties, LLC and Johnson Avenue Partners Inc., affiliates related through common control and management, under renewable lease agreements. In addition to rent, the Companies also pay for the related real estate taxes. Rent expense and real estate taxes relating to these facilities, charged to operations for the year ended December 31, 2016 amounted to \$1,362,169.

POSILICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 9

Related Party Transactions (cont'd.)

Future minimum rental payments at December 31, 2016 are as follows:

Years Ending December 31:

2017	
2018	\$ 1,695,776
2019	1,695,776
2020	1,695,776
2021	1,801,758
Thereafter	1,907,739
	<u>6,677,087</u>
	<u>\$ 15,473,912</u>

Included in accounts receivable at December 31, 2016 are amounts relating to various other affiliated entities in the amount of \$4,778,510. Included in accounts payable at December 31, 2016 are amounts relating to various other affiliated entities in the amount of \$353,052. At December 31, 2016, the Companies have advanced \$239,500 to affiliates related by common ownership. The advances are unsecured, noninterest-bearing and are expected to be collected within one year. Included in advances from affiliates at December 31, 2016 are amounts relating to various affiliated individuals in the amount of \$6,341,556. These advances are unsecured, bear interest at a rate of 6% per annum and are due on demand. Included in the combined statement of income for the year ended December 31, 2016 is interest expense relating to these advances of \$217,086.

Note 10 - Intangible Assets

The following is a summary of intangible assets at December 31, 2016:

Contract intangibles	\$ 2,105,049
Less: Accumulated amortization	<u>2,000,189</u>
	<u>\$ 104,860</u>

Amortization expense relating to the intangible assets amounted to \$1,476,969 for the year ended December 31, 2016.

Note 11 - Notes Payable - Bank

Pursuant to an arrangement with its bank, Civil and Environmental may borrow up to \$40,000,000, inclusive of a \$10,000,000 sublimit for standby letters of credit (see Note 16), under a renewable secured line of credit which expires August 31, 2017. Interest is payable at the greater of either the bank's prime rate (3.75% at December 31, 2016) or 2.0% above the LIBOR rate (totaling 2.70% at December 31, 2016). The line is subject to a 30-day clean-up provision and is personally guaranteed by Civil's and Environmental's shareholders, to the extent of each shareholder's individual ownership percentage, and also is guaranteed by Materials, Drilling and LIE. At December 31, 2016, there was \$7,500,000 outstanding on the line of credit.

PRINCIPAL QUESTIONNAIRE FORM

All questions on these questionnaires must be answered by all officers and any individuals who hold a ten percent (10%) or greater ownership interest in the proposer. Answers typewritten or printed in ink. If you need more space to answer any question, make as many photocopies of the appropriate page(s) as necessary and attach them to the questionnaire.

COMPLETE THIS QUESTIONNAIRE CAREFULLY AND COMPLETELY. FAILURE TO SUBMIT A COMPLETE QUESTIONNAIRE MAY MEAN THAT YOUR BID OR PROPOSAL WILL BE REJECTED AS NON-RESPONSIVE AND IT WILL NOT BE CONSIDERED FOR AWARD

1. Principal Name Joseph D. Rosillo III
Date of birth 5/31/69
Home address 241 Jennings Rd
City/state/zip CSH, NY 11724
Business address 1750 New Hwy
City/state/zip Farmingdale, NY 11735
Telephone 631 390 5730
Other present address(es) N/A
City/state/zip _____
Telephone _____
List of other addresses and telephone numbers attached _____
2. Positions held in submitting business and starting date of each (check all applicable)
President / / Treasurer / /
Chairman of Board / / Shareholder 6/1/03
Chief Exec. Officer / / Secretary / /
Chief Financial Officer / / Partner / /
Vice President 6/1/03 / /
(Other) _____
3. Do you have an equity interest in the business submitting the questionnaire?
YES ☒ NO ☐ If Yes, provide details. See attached Entity Matrix
4. Are there any outstanding loans, guarantees or any other form of security or lease or any other type of contribution made in whole or in part between you and the business submitting the questionnaire? YES ☒ NO ☐ If Yes, provide details. See attached Note 9
5. Within the past 3 years, have you been a principal owner or officer of any business or not-for-profit organization other than the one submitting the questionnaire? YES ☒ NO ☐ If Yes, provide details. See attached Entity Matrix

6. Has any governmental entity awarded any contracts to a business or organization listed in Section 5 in the past 3 years while you were a principal owner or officer? YES ☒ NO ☐
If Yes, provide details. *Perillino Materials was awarded a NYSDGS Contract*

NOTE: An affirmative answer is required below whether the sanction arose automatically, by operation of law, or as a result of any action taken by a government agency. Provide a detailed response to all questions checked "YES". If you need more space, photocopy the appropriate page and attach it to the questionnaire.

7. In the past (5) years, have you and/or any affiliated businesses or not-for-profit organizations listed in Section 5 in which you have been a principal owner or officer:
- a. Been debarred by any government agency from entering into contracts with that agency? YES ☐ NO ☒ If Yes, provide details for each such instance.
 - b. Been declared in default and/or terminated for cause on any contract, and/or had any contracts cancelled for cause? YES ☐ NO ☒ If Yes, provide details for each such instance.
 - c. Been denied the award of a contract and/or the opportunity to bid on a contract, including, but not limited to, failure to meet pre-qualification standards? YES ☐ NO ☒ If Yes, provide details for each such instance.
 - d. Been suspended by any government agency from entering into any contract with it; and/or is any action pending that could formally debar or otherwise affect such business's ability to bid or propose on contract? YES ☐ NO ☒ If Yes, provide details for each such instance.
8. Have any of the businesses or organizations listed in response to Question 5 filed a bankruptcy petition and/or been the subject of involuntary bankruptcy proceedings during the past 7 years, and/or for any portion of the last 7 year period, been in a state of bankruptcy as a result of bankruptcy proceedings initiated more than 7 years ago and/or is any such business now the subject of any pending bankruptcy proceedings, whenever initiated? If 'Yes', provide details for each such instance. (Provide a detailed response to all questions checked "YES". If you need more space, photocopy the appropriate page and attach it to the questionnaire.)
- a) Is there any felony charge pending against you? YES ☐ NO ☒ If Yes, provide details for each such charge.
 - b) Is there any misdemeanor charge pending against you? YES ☐ NO ☒ If Yes, provide details for each such charge.
 - c) Is there any administrative charge pending against you? YES ☐ NO ☒ If Yes, provide details for each such charge.
 - d) In the past 10 years, have you been convicted, after trial or by plea, of any felony, or of any other crime, an element of which relates to truthfulness or the underlying facts of which related to the conduct of business? YES ☐ NO ☒ If Yes, provide details for each such conviction.

- e) In the past 5 years, have you been convicted, after trial or by plea, of a misdemeanor? YES ☐ NO ☒ If Yes, provide details for each such conviction.
- f) In the past 5 years, have you been found in violation of any administrative or statutory charges? YES ☐ NO ☒ If Yes, provide details for each such occurrence.
9. In addition to the information provided in response to the previous questions, in the past 5 years, have you been the subject of a criminal investigation and/or a civil anti-trust investigation by any federal, state or local prosecuting or investigative agency and/or the subject of an investigation where such investigation was related to activities performed at, for, or on behalf of the submitting business entity and/or an affiliated business listed in response to Question 5? YES ☐ NO ☒ If Yes, provide details for each such investigation.
10. In addition to the information provided, in the past 5 years has any business or organization listed in response to Question 5, been the subject of a criminal investigation and/or a civil anti-trust investigation and/or any other type of investigation by any government agency, including but not limited to federal, state, and local regulatory agencies while you were a principal owner or officer? YES ☐ NO ☒ If Yes; provide details for each such investigation.
11. In the past 5 years, have you or this business, or any other affiliated business listed in response to Question 5 had any sanction imposed as a result of judicial or administrative proceedings with respect to any professional license held? YES ☐ NO ☒ If Yes; provide details for each such instance.
12. For the past 5 tax years, have you failed to file any required tax returns or failed to pay any applicable federal, state or local taxes or other assessed charges, including but not limited to water and sewer charges? YES ☐ NO ☒ If Yes, provide details for each such year.

CERTIFICATION

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I, Joseph D. Posillico III, being duly sworn, state that I have read and understand all the items contained in the foregoing pages of this questionnaire and the following pages of attachments; that I supplied full and complete answers to each item therein to the best of my knowledge, information and belief; that I will notify the County in writing of any change in circumstances occurring after the submission of this questionnaire and before the execution of the contract; and that all information supplied by me is true to the best of my knowledge, information and belief. I understand that the County will rely on the information supplied in this questionnaire as additional inducement to enter into a contract with the submitting business entity.

Sworn to before me this 18 day of July 2017

Audra Schmitt

Notary Public

AUDRA SCHMITT
Notary Public, State of New York
No. 01SC6323475
Qualified in Suffolk County
Commission Expires April 20, 2019

Posillico-Giril
Name of submitting business

Joseph D. Posillico III
Print name

[Signature]
Signature

SVP
Title

07/18/17
Date

Joseph D. Posillico, III - Entity Matrix

ENTITY NAME	Tax ID #	Type of Business	JDP III	Title
Posillico, Inc.	26-0408030	Holding Company	33.33%	Sr VP
Posillico Civil, Inc.	11-1529032	Construction	33.33%	Sr VP
Posillico Environmental, Inc.	11-3072481	Environmental		
Posillico Drilling, Inc.	46-1933247	Construction	33.33%	Sr VP
LIE Rental, Corp.	20-0408030	Construction	33.33%	Sr VP
		Equipment Rental	33.33%	President
The Posillico Foundation, Inc.	20-2143917		33.33%	
Posillico Materials, LLC	11-2528502	Manufacturing	25.00%	Member
1750 New Hwy, LLC	26-1369586	Real Estate Investment	25.00%	Member
DMJ Realty Associates, LLC	11-3014827	Real Estate Investment	5.56%	Managing Member/Member
Farmingdale Properties, LLC	11-3343833	Real Estate Invest	12.50%	Member
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Posillico Management @ Glen Isle, LLC	26-1989420	Real Estate Management	20.00%	Member
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POSILICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 7 - Equity in Joint Ventures (cont'd.)

In addition, Civil fulfills certain joint venture contractual obligations and is reimbursed for all related costs incurred.

At December 31, 2016, Civil's share of backlog from its investment in the joint ventures is approximately \$76,789,000.

Note 8 - Property and Equipment

Property and equipment, net is summarized as follows:

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Less: Accumulated depreciation and amortization	<u>30,798,852</u>
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Depreciation and amortization expense related to property and equipment amounted to \$5,040,080 for the year ended December 31, 2016.

Note 9 - Related Party Transactions

The Companies' transactions with related parties were as follows:

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POSILICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 9 - Related Party Transactions (cont'd.)

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Note 10 - Intangible Assets

The following is a summary of intangible assets at December 31, 2016:

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Less: Accumulated amortization	<u>2,000,189</u>
	<u>\$ 104,860</u>

Amortization expense relating to the intangible assets amounted to \$1,476,969 for the year ended December 31, 2016.

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Business History Form

The contract shall be awarded to the responsible proposer who, at the discretion of the County, taking into consideration the reliability of the proposer and the capacity of the proposer to perform the services required by the County, offers the best value to the County and who will best promote the public interest.

In addition to the submission of proposals, each proposer shall complete and submit this questionnaire. The questionnaire shall be filled out by the owner of a sole proprietorship or by an authorized representative of the firm, corporation or partnership submitting the Proposal.

NOTE: All questions require a response, even if response is "none" or "not-applicable." No blanks.

(USE ADDITIONAL SHEETS IF NECESSARY TO FULLY ANSWER THE FOLLOWING QUESTIONS).

Date: 7-17-17

1) Proposer's Legal Name: Posillico - Civil

2) Address of Place of Business: 1750 New Highway, Farmingdale, NY 11735

List all other business addresses used within last five years:
None

3) Mailing Address (if different): _____

Phone: 631-249-1892

Does the business own or rent its facilities? Rent

4) Dun and Bradstreet number: 01346424

5) Federal I.D. Number: 11-1529032

6) The proposer is a (check one): _____ Sole Proprietorship _____ Partnership ☒
Corporation _____ Other (Describe) _____

7) Does this business share office space, staff, or equipment expenses with any other business?

Yes ☒ No _____ If Yes, please provide details: See Attachment "A"

8) Does this business control one or more other businesses? Yes _____ No ☒ If Yes, please provide details: _____

- 9) Does this business have one or more affiliates, and/or is it a subsidiary of, or controlled by, any other business? Yes ☒ No ☐ If Yes, provide details. See Attachment B
- 10) Has the proposer ever had a bond or surety cancelled or forfeited, or a contract with Nassau County or any other government entity terminated? Yes ☐ No ☒ If Yes, state the name of bonding agency, (if a bond), date, amount of bond and reason for such cancellation or forfeiture: or details regarding the termination (if a contract). _____
- 11) Has the proposer, during the past seven years, been declared bankrupt? Yes ☐ No ☒ If Yes, state date, court jurisdiction, amount of liabilities and amount of assets _____
- 12) In the past five years, has this business and/or any of its owners and/or officers and/or any affiliated business, been the subject of a criminal investigation and/or a civil anti-trust investigation by any federal, state or local prosecuting or investigative agency? And/or, in the past 5 years, have any owner and/or officer of any affiliated business been the subject of a criminal investigation and/or a civil anti-trust investigation by any federal, state or local prosecuting or investigative agency, where such investigation was related to activities performed at, for, or on behalf of an affiliated business.
Yes ☐ No ☒ If Yes, provide details for each such investigation. _____
- 13) In the past 5 years, has this business and/or any of its owners and/or officers and/or any affiliated business been the subject of an investigation by any government agency, including but not limited to federal, state and local regulatory agencies? And/or, in the past 5 years, has any owner and/or officer of an affiliated business been the subject of an investigation by any government agency, including but not limited to federal, state and local regulatory agencies, for matters pertaining to that individual's position at or relationship to an affiliated business. Yes ☒ No ☐ If Yes, provide details for each such investigation. See attached Data report
- 14) Has any current or former director, owner or officer or managerial employee of this business had, either before or during such person's employment, or since such employment if the charges pertained to events that allegedly occurred during the time of employment by the submitting business, and allegedly related to the conduct of that business:
- a) Any felony charge pending? Yes ☐ No ☒ If Yes, provide details for each such charge. _____
- b) Any misdemeanor charge pending? Yes ☐ No ☒ If Yes, provide details for each such charge. _____
- c) In the past 10 years, you been convicted, after trial or by plea, of any felony and/or any other crime, an element of which relates to truthfulness or the underlying facts of which related to the conduct of business? Yes ☐ No ☒

If Yes, provide details for each such conviction _____

d) In the past 5 years, been convicted, after trial or by plea, of a misdemeanor? Yes ____ No X If Yes, provide details for each such conviction. _____

e) In the past 5 years, been found in violation of any administrative, statutory, or regulatory provisions? Yes ____ No X If Yes, provide details for each such occurrence. _____

15) In the past (5) years, has this business or any of its owners or officers, or any other affiliated business had any sanction imposed as a result of judicial or administrative proceedings with respect to any professional license held? Yes ____ No X; If Yes, provide details for each such instance. _____

16) For the past (5) tax years, has this business failed to file any required tax returns or failed to pay any applicable federal, state or local taxes or other assessed charges, including but not limited to water and sewer charges? Yes ____ No X If Yes, provide details for each such year. Provide a detailed response to all questions checked 'YES'. If you need more space, photocopy the appropriate page and attach it to the questionnaire. _____

Provide a detailed response to all questions checked "YES". If you need more space, photocopy the appropriate page and attach it to the questionnaire.

17) Conflict of Interest:

a) Please disclose any conflicts of interest as outlined below. **NOTE: If no conflicts exist, please expressly state "No conflict exists."**

(i) Any material financial relationships that your firm or any firm employee has that may create a conflict of interest or the appearance of a conflict of interest in acting on behalf of Nassau County.

"No Conflict Exists"

(ii) Any family relationship that any employee of your firm has with any County public servant that may create a conflict of interest or the appearance of a conflict of interest in acting on behalf of Nassau County.

"No Conflict Exists"

(iii) Any other matter that your firm believes may create a conflict of interest or the appearance of a conflict of interest in acting on behalf of Nassau County.

"No Conflict Exists"

b) Please describe any procedures your firm has, or would adopt, to assure the County that a conflict of interest would not exist for your firm in the future.

See Attached

- A. Include a resume or detailed description of the Proposer's professional qualifications, demonstrating extensive experience in your profession. Any prior similar experiences, and the results of these experiences, must be identified.

Should the proposer be other than an individual, the Proposal **MUST** include:

- i) Date of formation;
 - ii) Name, addresses, and position of all persons having a financial interest in the company, including shareholders, members, general or limited partner;
 - iii) Name, address and position of all officers and directors of the company;
 - iv) State of incorporation (if applicable);
 - v) The number of employees in the firm;
 - vi) Annual revenue of firm;
 - vii) Summary of relevant accomplishments
 - viii) Copies of all state and local licenses and permits.
- B. Indicate number of years in business.
- C. Provide any other information which would be appropriate and helpful in determining the Proposer's capacity and reliability to perform these services.
- D. Provide names and addresses for no fewer than three references for whom the Proposer has provided similar services or who are qualified to evaluate the Proposer's capability to perform this work.

Company Town of North Hempstead

Contact Person Rob Fazio

Address 285 Denton Ave.

City/State New Hyde Park, NY

Telephone 516 633 4176

Fax # _____

E-Mail Address fazio@northhempsteadny.gov

Company Town of Huntington
Contact Person Bianca Dresch
Address 30 Rofay Dr.
City/State Huntington, NY 11743
Telephone 631 499-7225
Fax # _____
E-Mail Address Bdresch@huntingtonny.gov

Company DARR Const.
Contact Person Roy Cannetti
Address 870 Sylvan Ave.
City/State Bayport, NY 11705
Telephone 631 419 1801
Fax # _____
E-Mail Address royc@darrcons.com

CERTIFICATION

A MATERIALLY FALSE STATEMENT WILLFULLY OR FRAUDULENTLY MADE IN CONNECTION WITH THIS QUESTIONNAIRE MAY RESULT IN RENDERING THE SUBMITTING BUSINESS ENTITY NOT RESPONSIBLE WITH RESPECT TO THE PRESENT BID OR FUTURE BIDS, AND, IN ADDITION, MAY SUBJECT THE PERSON MAKING THE FALSE STATEMENT TO CRIMINAL CHARGES.

I, Joseph K. Posillico, being duly sworn, state that I have read and understand all the items contained in the foregoing pages of this questionnaire and the following pages of attachments; that I supplied full and complete answers to each item therein to the best of my knowledge, information and belief; that I will notify the County in writing of any change in circumstances occurring after the submission of this questionnaire and before the execution of the contract; and that all information supplied by me is true to the best of my knowledge, information and belief. I understand that the County will rely on the information supplied in this questionnaire as additional inducement to enter into a contract with the submitting business entity.

Sworn to before me this 17 day of July

2017

Audra Schmitt
Notary Public

AUDRA SCHMITT
Notary Public, State of New York
No. 01SC6323476
Qualified in Suffolk County
Commission Expires April 20, 2019

Name of submitting business: Posillico Civil, Inc.

By: Joseph K. Posillico
Print name

[Signature]
Signature

President / CEO
Title

07/17/17
Date

INDEX OF ATTACHMENTS TO BUSINESS HISTORY FORM

- A. *Question 7: Does this business share office space, staff, equipment, or expenses with any other entities?*
- B. *Question 9: Does this business have one or more affiliates, and/or is it a subsidiary of, or controlled by any other business.*
- C. *Attachments to Business History Form: A – Resumes and Detailed description of the bidder's /proposers' professional qualifications.*
- D. *Principal Questionnaire Form, Question 4: Are there any outstanding loans, guarantees or any other form of security or lease or any type of contribution made in whole or in part between you and the business submitting*
- E. *Principal Questionnaire Form, Question 5: Joseph K. Posillico*
Within the past 3 years, have you been a principal owner or officer of any business or not-for-profit organization other than the one submitting the questionnaire?
- F. *Principal Questionnaire Form, Question 5: Michael J. Posillico*
Within the past 3 years, have you been a principal owner or officer of any business or not-for-profit organization other than the one submitting the questionnaire?
- G. *Principal Questionnaire Form, Question 5: Joseph D. Posillico, III*
Within the past 3 years, have you been a principal owner or officer of any business or not-for-profit organization other than the one submitting the questionnaire?
- H. *Principal Questionnaire Form, Question 6: See attached project list*

ADDITIONAL DOCUMENTATION INCLUDED

Resumes

Financials

NYS DOS Certificate of Good Standing: Posillico Civil, Inc.

Relevant experience

Project list relevant to Attachment H

Posillico Civil, Inc.
Attachments to Business History Form

ATTACHMENT A

Question 7:

Does this business share office space, staff, equipment, or expenses with any other entities?

EIN: 26-0408030

Posillico, Inc. f/k/a Posillico Drilling Corp.

1750 New Highway, Farmingdale, New York 11735

Shared: ☒ office

☒ space

☒ staff

☒ equipment

☒ expenses

EIN: 11-1529032

DUNS: 013564216

Posillico Civil, Inc. (f/k/a and assumed name J.D. Posillico, Inc.)

1750 New Highway, Farmingdale, New York 11735

Shared: ☒ office

☒ space

☒ staff

☒ equipment

☒ expenses

EIN: 11-1529032

DUNS: 013564216

Posillico Civil, Inc. (f/k/a and assumed name J.D. Posillico, Inc.)

181-36A 20th Avenue, College Point, NY 11356

Shared: ☒ office

☒ space

☒ staff

☒ equipment

☒ expenses

EIN: 11-3072481

DUNS: 786070795

Posillico Environmental, Inc. f/k/a Blue Water Environmental, Inc.

1750 New Highway, Farmingdale, New York 11735

Shared: ☒ office

☒ space

☒ staff

☒ equipment

☒ expenses

EIN: 20-0408030

LIE Rental Corp.

1750 New Highway, Farmingdale, New York 11735

Shared: ☒ office

☒ space

☒ staff

☒ equipment

☒ expenses

EIN: 11-3494903

Babylon Cove Development, LLC

1750 New Highway, Farmingdale, New York 11735

Shared: ☒ office

☒ space

☒ staff

☒ equipment

☒ expenses

EIN: 26-1369586

1750 New Highway, LLC

1750 New Highway, Farmingdale, New York 11735

Shared: ☒ office

☒ space

☒ staff

☒ equipment

☒ expenses

EIN: 47-1894641

Johnson Avenue Partners, Inc.

1750 New Highway, Farmingdale, New York 11735

Shared: ☒ office

☒ space

☒ staff

☒ equipment

☒ expenses

Posillico Civil, Inc.
Attachments to Business History Form

ATTACHMENT B

Question 9:

Does this business have one or more affiliates, and/or is it a subsidiary of, or controlled by any other business.

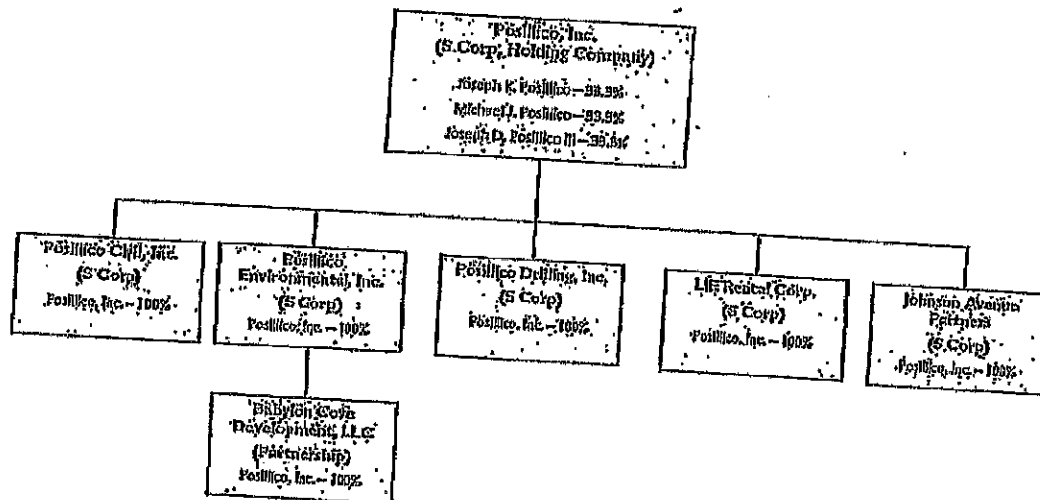
Name: Posillico Inc. f/k/a Posillico Drilling Corp.
100% ownership of Posillico Civil, Inc.
(See Posillico Organizational Chart in Attachment G)

Title: Parent Company

EIN: 26-0408030

Business Address: 1750 New Highway
Farmingdale, New York 11735

Posillico, Inc. Companies



QUESTION 13
ATTACHMENT

STATE OF NEW YORK
PUBLIC SERVICE COMMISSION

At a session of the Public Service
Commission held in the City of
Albany on May 18, 2017

COMMISSIONERS PRESENT:

Gregg C. Sayre, Interim Chairman
Diane X. Burman

CASE 17-G-0203 - In the Matter of an Enforcement Proceeding
Against Posillico Civil, Inc. for Alleged
Violations of 16 NYCRR Part 753 - Protection
of Underground Facilities, in the Service
Territory of Consolidated Edison Company of
New York, Inc.

ORDER DETERMINING PENALTY AND DIRECTING PAYMENT

(Issued and Effective May 30, 2017)

BY THE COMMISSION:

Respondent Information

Company Name: Posillico Civil, Inc. (Posillico)
Address: 1750 New Highway
Farmingdale, NY 11735

Alleged Violation Specifics

Date of Violation: December 19, 2015
Location: 42-22 Orchard Street
Flushing, NY
Description of
Excavation Work: Installation of I-Beams
Damaged Facility: 3-inch plastic high-pressure natural
gas service
Alleged Code
Violation: 753-3.8

Description of
Violation:

Failure to maintain four inches of clearance between powered equipment and a buried facility.

Notice of Probable Violation (NOPV) Information

On or about August 1, 2016, copies of the NOPV were mailed to the Respondent by both United States Postal Service First Class Mail and certified mail, return receipt requested. The certified mail receipt was signed and returned.

Proposed Penalty: \$2,500

Response: Email correspondence on August 8, 2016, and letter dated October 5, 2016

Summary of Information Provided by Respondent

In email correspondence on August 8, 2016, Posillico provided New York City Department of Building's hearing decision of a civil penalty which found it not guilty safeguarding persons and property, a photograph of the mark-out for the electric facility only, and stated that it, in addition to providing notice of intent to excavate to the one-call notification system, hired a third party locator to mark the services on this private property.

In letter dated October 5, 2016, Posillico provided a notarized statement from its employee reiterating the facts stated above, the one-call tickets related to this project, reiterated that it hired a third party locator, and further stated that there was a mis-communication between its employee and Staff's investigator as to which facilities were verified by means of a hand-dug test hole. Posillico further stated that the natural gas facilities were never marked by Consolidated Edison and that it had no prior knowledge of their existence.

Analysis of Evidence

16 NYCRR §753-3.8 states:

After verifying the location of an underground facility, the excavator shall not employ powered or mechanical excavating equipment closer than four inches in any direction from the staked, marked or otherwise designated or known outside diameter or perimeter of such facility or its protective coating unless agreed to in writing by the operator of the affected underground facility.

Staff performed an onsite investigation which confirmed that Posillico Civil, Inc. had exposed a facility by means of a hand-dug test hole, and that the damage itself was consistent with that of mechanized equipment. The mark-out video, and several photographs were provided to support that the natural gas facility was accurately marked.

Determination

We find that Posillico Civil, Inc. did commit a violation of 16 NYCRR §753-3.8, which resulted in damage to a 3-inch plastic high-pressure natural gas service. In consideration of the nature, circumstances and gravity of the violation, we determine a penalty of \$2,500 is appropriate for this violation.

We also strongly encourage the Respondent to contact New York 811 (516-639-8606) to request a training session covering the use of the one-call notification system and Part 753 requirements. The principals of the company, any employees involved in excavation work, and any support staff that might be involved in making notifications to the one-call center, would benefit from such training.

The Commission orders:

1. A penalty of \$2,500 is determined against Posillico Civil, Inc. pursuant to §119-b(8) of the Public Service Law.

2. Posillico Civil, Inc. is directed to remit, by certified check payable to the "Department of Public Service," the sum of \$2,500 in payment of the penalty determined. The \$2,500 sum is subject to Section 18 of the State Finance Law and shall be deposited into the underground facilities safety training account. The check shall be addressed to:

Ms. Carol Gnacik
Director of Finance and Budget
Department of Public Service
Three Empire State Plaza
16th Floor
Albany, N.Y. 12223-1350

3. If the check is not received within 30 days after issuance of this Order, Staff is authorized to refer the case to the New York State Department of Law with a request that an action to collect the determined penalty be brought in a court of competent jurisdiction.

4. The proceeding is continued, pending compliance with Ordering Clause 2, following which it should be closed.

By the Commission,

(SIGNED)

KATHLEEN H. BURGESS
Secretary



We know how.

Code of Business Ethics

All of us at Posillico have an obligation to conduct business within guidelines that prohibit actual or potential conflicts of interest. Posillico's Code of Business Conduct and Ethics Policy ("Code"), which is contained herein describes the framework within which Posillico operates. The purpose of the Code is to provide general direction so that Employees can seek further clarification on issues related to the subject of acceptable standards of operation. All Employees are required to review and adhere to the Code.

Mission Statement

Posillico is the company which knows how to solve complex construction problems, completing all projects safely, on time, on target, and on budget. Posillico is dedicated to setting the standard for excellence in the construction industry relative to: infrastructure, quality of life, and making a difference through solid relationships at all levels.

Vision

To be the employer and organization of choice in each of the markets we serve, by completing all projects safely, on time, on target and on budget.

I. Client Relationships

Fiduciary Obligations - Employees should at all time exercise loyalty to our interests and to those of our clients. Employees shall not engage in any activity that could be reasonably construed as contrary to Posillico and the client's best interests.

Employees shall not represent personal or business interests divergent or conflicting with those of Posillico's clients, unless the client is first notified in writing of the activity or potential conflict of interest and consents in writing to allow the Employee to proceed.

Confidentiality

Posillico's business relationships with its clients are confidential and maintaining this confidentiality is essential to Posillico's business relationships. Information regarding Posillico's clients must not be discussed with family or friends, nor discussed with other Employees in public places where others

can listen in to private conversations. This duty of confidentiality applies to all information, which may be proprietary, or sensitive regarding clients' businesses or information.

Employees shall not disclose to any third party any confidential or proprietary information, which would be injurious or damaging to a client concerning the client's business or personal affairs without the client's prior written consent, unless such disclosure is required or compelled by law or regulation.

In certain cases, Employees may gain knowledge of unethical or illegal activity conducted by a client. Employees should immediately report such activity to their immediate supervisors. Employees may also at a later time be required by law or regulation to disclose their knowledge of such activity to government officials.

Client Gratuities

Property and/or Monetary Gifts - Employees will not be permitted to accept gifts in excess of One Hundred Dollars (\$100.00), without the consent from a member of management. However, they may be allowed to retain gifts of a symbolic nature, such as flowers or food.

Requested or Offered Services - Employees are only allowed to receive services from clients and subcontractors at industry rates if a member of management approves any work being performed by a client of Posillico.

Socializing with Clients and Subcontractors

Posillico recognizes the importance of Employee participation in social activities provided by the client. Employees will be allowed to accept, with prior approval of their immediate supervisor, the invitation of a client to a reasonable event (e.g. Grand Opening party, Holiday party, business dinner, golf outing). Reasonable events do not include vacations, recreational events that last more than a day, adult theme activities or the like. In addition, the inviting party must be present at the event. If Employees are unsure about what type of events they may attend, they should consult a member of management.

Documentation of All Client Related Activities

All activity with a client must be documented and presented to the Employee's immediate supervisor who will be responsible for record maintenance. At no time are Employees allowed to accept or offer anything to a client without the approval of an immediate supervisor.

Personal Gains

Personal gains are not limited to direct cash payments. Any transaction in which Employees or their families can gain personally through a transaction between Posillico and a client or vendor is prohibited. These transactions are not only unethical but may also be illegal.

Reciprocity

Posillico often purchases goods or services from vendors who may also buy services from Posillico although this is normal practice, Employees must not ask vendors to buy Posillico services in order to become or continue to be a vendor with Posillico.

Payments to Clients

Employees shall not pay, or offer to pay, any benefit to any client or prospective client's agent or representatives in order to induce the purchase of Posillico's services.

II. Proper Work Conduct

Use of Contraband or Other Inebriating Substances

Possession, sale, or use of alcohol, narcotics, or any other intoxicating drug or controlled substance without a valid prescription, on the premises of Posillico, or being under the influence of alcohol, narcotics or any other intoxicating drug or controlled substance without a valid prescription during working hours, is prohibited (See Employee Handbook).

Violations of Law

All Employees are expected to adhere to all federal, State, local and administrative laws, rules and regulations in and out of the office. Employees involved in the theft or misuse of Posillico funds or property will be prosecuted to the full extent of the law.

Physical Violence

All Employees are expected to act in an appropriate manner in their relationships with other Employees, competitors and the public. At no time should Employees threaten or implement physical violence against any other person. Any threats or physical violence directed towards a Posillico Employee in the course of the performance of the Employee's job should be reported immediately to the Employee's supervisor (See Employee Handbook).

Appearance

Posillico considers its Employees to be its most important representatives. All Employees should remember that their personal appearance and their attitude towards their work are a reflection of the company.

Conflicts of Interest

Employees shall not represent personal or business interests divergent or conflicting with those of Posillico. If Employees are unsure about whether a situation constitutes a conflict of interest they should discuss the matter with their immediate supervisor.

Books and Records

Employees shall not intentionally, either through deliberate omission or by entry of false information, cause Posillico's books or records to be inaccurate. Legal and regulatory practices require Posillico to retain its books and records for a certain period of time.

Safety Conditions

To provide a clean and safe environment for its Employees, Posillico encourages all Employees to report any conditions they believe to be unsafe, unhealthy or hazardous to their immediate supervisor.

Personal Relationships with Fellow Employees

Harassment and Discrimination - Posillico is committed to maintaining a work environment free of harassment and discrimination. In keeping with this commitment, Posillico will not tolerate harassment of, or discrimination against, its Employees by anyone, including any supervisor, co-worker, vendor or customer. Employees should consult their Employee Handbook for a more detailed description of Posillico's harassment policy.

Disclosure of Corporate Information

Employees shall not disclose to any other individual, either internally or from the outside any Posillico information for their own benefit, any proprietary, secret or confidential information concerning Posillico and its business of which Employees become aware during their employment with Posillico without Posillico's written consent.

If any Employee has knowledge of unethical or illegal activity conducted within Posillico or by outside agencies, the Employee should immediately report such activity to a member of the Board of Directors. Employees may also at a later time be required by law or regulation to disclose their knowledge of such activity to government officials.

Payments to Government Employees

Employees shall not give or offer to give, or provide or offer to provide, money, gifts, services, entertainment or anything of value, directly or indirectly, to any government Employee in order to induce any change in the performance of his or her responsibilities.

Enforcement

Employees are obligated to report any suspected violation of this Code to their immediate supervisor. Posillico reserves the right to discipline Employees by any legal method necessary to ensure adherence to proper conduct and to this Code, up to and including discharge.

Employees are expected to cooperate fully in any investigation of a suspected violation of this Code. Employees making good faith reports of suspected violations will not be subject to any reprisals.

To ensure a better working environment for all Employees, Posillico encourages all Employees to seek the guidance of Human Resources or their supervisors, if they have any questions concerning this Code.

ATTACHMENT C

Detailed Description of the bidder's/proposers professional qualifications, demonstrating extensive experience in your profession. Any prior similar experiences, and the results of these experiences, must be identified.

A. Resumes of Principal Partners for Posillico Civil and of Peter V. Brindley are attached.

i.) Date of formation: The Certificate of Incorporation of Posillico Civil, Inc. was filed on 02/04/1946, under the name of J. D. Posillico, Inc. A Certificate of Amendment J. D. Posillico, Inc., changing its name to Posillico Civil, Inc., was filed on 4/17/2007. (See attached Certificate of Good Standing issued by the New York State Department of State.

ii.) Name, addresses, and position of all persons having a financial interest in the company, including shareholders, members, general or limited partner:

Posillico Civil, Inc. is owned 100% by Posillico, Inc.

The shareholders of Posillico, Inc. are illustrated in Attachment B and restated:

<u>SHAREHOLDER NAME/ADDRESS</u>	<u>PERCENT OF OWNERSHIP</u>
JOSEPH K. POSILICO - CEO/PRESIDENT 3 KAISER HILL ROAD, HUNTINGTON, NY 11743 DOB: 1/21/59	33.33%
MICHAEL J. POSILICO - EVP, SECRETARY 9 FOX MEADOW COURT, WOODBURY, NY 11797 DOB: 4/27/62	33.33%
JOSEPH D. POSILICO, III - SVP; FIELD OPERATIONS 241 JENNINGS ROAD, COLD SPRING HARBOR, NY 11723 DOB: 5/31/69	33.33%

iii.) Name, address and position of all officers and directors of the company:

LIST OF PRINCIPAL OFFICERS: 2017

*JOSEPH K. POSILICO CEO/PRESIDENT
3 KAISER HILL ROAD HUNTINGTON, NY 11743
1/21/59

*MICHAEL J. POSILICO EXECUTIVE VICE PRESIDENT/SECRETARY
9 FOX MEADOW COURT WOODBURY, NY 11797
4/27/62

*JOSEPH D. POSILICO, III-SR. VICE PRESIDENT
241 T. ENNINGS ROAD, COLD SPRING HARBOR, NY 11723
5/31/69

**Members of Board of Director/Shareholders with interest exceeding 5%*

Posillico Civil, Inc.
Attachments to Business History Form

- iv.) **State of Incorporation:** New York
 - v.) **The number of employees in the firm:** 363
 - vi.) **Annual Revenue of the firm:** See attached confidential financials.
 - vii.) **Summary of relevant accomplishments:** See attached list of relevant projects.
 - viii.) **Copies of all state and local licenses and permits:** N/A
- B. Indicate number of years in business:** 59
- C. Provide any other information which would be appropriate and helpful in determining the bidders/proposer's capacity and reliability to perform these services:** Attached is a copy of our EMR letter indicating Posillico's commitment to Safety.

State of New York
Department of State } ss:

I hereby certify, that the Certificate of Incorporation of POSTALICO CIVIL, INC. was filed on 02/04/1946, under the name of J. D. POSTALICO, INC., fixing the duration as perpetual, and that a diligent examination has been made of the Corporate Index for documents filed with this Department for a certificate, order, or record of a dissolution, and upon such examination, no such certificate, order or record has been found, and that so far as indicated by the records of this Department, such corporation is an existing corporation.

A Certificate of Amendment J. D. POSTALICO, INC., changing its name to POSTALICO CIVIL, INC. , was filed 04/17/2007.



WITNESS my hand and the official seal
of the Department of State at the City of
Albany, this 29th day of October two
thousand and fourteen.

Anthony Scardino

Executive Deputy Secretary of State



**Proposed Project
Assignment**

Years of Experience
36

Education
Graduate Classes in
Management, Finance, &
Business Law, St. John's
University, 1983
B.S. Civil Engineering, Villanova
University, 1981

Registration
FMI Leadership Institute
Program, 2009
Chi Epsilon National Honor
Society, Member
Tau Beta Phi National Honor
Society, Member

Training

Joseph K. Posillico

POSILICO CIVIL, INC., FARMINGDALE, NY

PRESIDENT & CEO, 4/1987-PRESENT

CEO / President, 2007 – Present

Provide leadership to position the companies at the forefront of the industry. Oversee development and management of the organization's annual strategic plan to advance the company's mission and objectives to promote revenue, profitability and growth as an organization. Oversee company operations to insure safety, efficiency, quality, service and cost effective management of resources.

President, 1/2004 – 9/2007

Oversee project management and estimating functions of organization, across all divisions. Represent the company in negotiations with private and public corporations and clients. Lead organization management staff meetings and company-wide informational meetings and communications.

Secretary, 4/1987 – 1/2004

Responsibilities include estimating and coordinating bids for public works projects, seeking out project opportunities with private firms and providing price quotations/negotiations, handling claims and change orders for ongoing and completed projects, management of engineering department staff personnel, provides engineering support.

In charge of two construction projects for the Port Authority of New York/New Jersey at JFK International Airport. Projects involved relocated existing sanitary sewer and water facilities, installation and removal of steel sheet piling, dewatering, construction of a 30'-deep sanitary sewer lift station, and installation of underground tanks. Projects required intense planning and staging to minimize interruptions to airport operations, which included a comprehensive safety program to protect both employees and the general public.

In charge of two construction projects for the New York State Dept. of Transportation. Projects involved the reconstruction of Route 495 in Huntington, N.Y. (\$10.8 million) and the construction of Route 878 in Inwood, N.Y. (\$25.7 million). Responsibilities included project scheduling, field supervision, project engineering, and negotiating change orders. The project included constructing a bridge over the LIRR, and installing over 16,000 lf of underground sanitary and drainage pipe, 3,600 lf concrete box culvert, and 6,700 lf 48" water main piping and appurtenances.

EXXON COMPANY, U.S.A / May 1985 – March 1987

Terminal Superintendent

In charge of the operation of Exxon Co. USA's Everett, MA. Oil transfer facility. Responsibilities included supervising 8 supervisory and 30 union employees, stewardship over a \$5 million dollar per year operating and expense budget, coordinating plant maintenance and repair, participating in labor negotiations, and insuring compliance with federal and local environmental regulations. Operations at the facility included the handling of over 10 million barrels of petroleum products per year, with shipment/receipt of this product via barge, pipeline, and tank truck.

Owner
Contract No.:
Job Name
Key Personnel – Name / Project Job Description



Terminal Supervisor / November 1983 - February 1987

In charge of Exxon's oil transfer facility in Oceanside, N.Y. Also actively involved in developing and implementing a comprehensive safety program for the approximately 125 employees at Exxon's six oil terminals in the New York Metropolitan area.

Construction & Maintenance Engineer / August 1981 - October 1983

Responsible for overseeing the construction and modernization of Exxon's retail stations on Long Island, N.Y., including replacing underground tanks, installing vapor recovery systems, testing underground tanks, cleaning up oil lost from leaking underground tanks, routine maintenance and ensuring compliance with local safety and environmental regulations.

Owner
Contract No.:
Job Name
Key Personnel -- Name / Project Job Description

MICHAEL J. POSILICO

Posillico Civil, Inc.
**Executive Vice President &
Partner, Chairman of the
Board**

Years of Experience
32

Education
B.S. Civil Engineering, Clemson
University, 1984

Registration
Chi Epsilon National Civil
Engineering Honor Society,
Member

Training

Current Titles
Posillico Development, LLC,
Managing Partner

Posillico Consulting, LLC,
Managing Partner

New York State League of
Conservation Voters
Board Member

Clemson University – Civil
Engineering Department Advisory
Board Member

SUNY Farmingdale College
Foundation, Honorary Member

New York League of
Conservation Voters Long Island
Chapter
Former Chairman

Gilda's Club of New York City
Former Board Member

Vision Long Island
Former Board Member

Posillico Civil, Inc./Posillico Environmental, Inc., Farmingdale, NY
**Executive Vice President & Partner/Executive Vice President & Chairman
of The Board, 1985-Present**

Mr. Posillico has varied experience in a multitude of civil engineering, environmental and development projects. He has worked with many government agencies and owners in conjunction with the construction, development and remediation of many projects including the NYSDOT, NYSDEC, NYCDEP, USEPA and many other regional municipal agencies. In the past several years he has combined this expertise to promote the clean-up and redevelopment of some of the most contaminated projects in our region.

- From 2010 to present Mr. Posillico has redeveloped Posillico's Master Facilities including Materials Intermodal Systems, Shop and Mechanic divisions. He also reorganized business development strategies for companywide goals and individual business units. In 2012 he took on the role of Chairman for the New York League of Conservation Voters Long Island Chapter and restructured their platform for implementing a new agenda throughout Long Island. Mr. Posillico is also spearheading a master redevelopment effort of a former quarry in Northern New Jersey.
- From 2005 to 2010 Mr. Posillico has formed 2 new companies, Posillico Development LLC, an organization formed to integrate operations, pool resources and strategically invest in property development and Posillico Consulting, LLC a multi-disciplined Brownsfield redevelopment property management and development consulting service. He also expanded Posillico Environmental's marine and mechanical capabilities, which now encompass dredging, synthetic bulkhead installation, sanitary treatment plant construction and refurbishment. Mr. Posillico also lead a re-branding effort for the "Posillico" companies to improve their recognition under one brand and being dedicated to setting the standard for excellence in the construction industry for getting complex projects completed safely, on time and on budget.
- From 2000 to 2004 Mr. Posillico has focused further on the re-development of environmentally challenged properties in addition to overseeing major projects in Posillico Environmental, Inc. Major projects include the partnership in Glen Isle Development, a 50-acre national brownsfield waterfront redevelopment site, redevelopment of the former Cibro Fuel Oil Terminal in Island Park, NY and the clean-up of the former GTE/Sylvania site in Hicksville, NY.
- From 1997 to 2000 Mr. Posillico has worked on further expansion of thermally treated contaminated soil and dredge spoil recycling into a product known as "Poscrete". He has also worked on a number of significant environmental projects including recently completed dredging of Lake Capri in West Islip, NY, which involved difficult environmental dredging and processing of sediments and solids with a temporary processing plant. In addition, Mr. Posillico worked on the development of a remedial SVE system at Northville's Holtsville terminal and affected area with ERM Northeast.



- From 1993 to 1996 Mr. Posillico expanded Blue Water Environmental, Inc. into other specialized remedial projects including an expansive tunnel clean-up project for the Brooklyn Navy Yard Development Corp., shallow soil mixing of hazardous wastes for the NYSDEC at Dzus Fasteners in West Islip, NY, and the handling and disposal of dredge sediments from the installation of a cooling tunnel outfall at the Brooklyn Navy Yard.
- From 1991 to 1993 the majority of Mr. Posillico's efforts were directed to developing a permit with the NYSDEC to thermally treat and recycle petroleum-contaminated soils at Posillico Brothers Asphalt in Farmingdale, N.Y. (Posillico Materials, LLC) During this time period Michael founded and developed the Blue Water Environmental, Inc. petroleum contaminated soil business which is now known as Posillico Environmental, Inc.
- From 1988 to 1991 Mr. Posillico was the Project Manager for reconstruction of the Northern State and Meadowbrook Parkway Interchange and the reconstruction of the intersection of Old Country Road and Glen Cove Road. The total value of both projects was over 70 million dollars, which involved complex bridge reconstruction and highway detour routing.
- From 1985 to 1988 Mr. Posillico was the Project Supervisor for NYSDOT. Nighttime reconstruction of the Long Island Expressway, exits 52-57 and exits 32-39, (10 million dollars), the reconstruction of Route 106/107 and the North Service Road in Syosset, NY. (4 million dollars), the reconstruction of the force main and sewer system, Halesite, NY. (2 million dollars)

Affiliation:

Mr. Posillico and his partners formed The Posillico Foundation in 2004 donating their time and money to many regional charitable organizations. Mr. Posillico has served numerous charitable and foundation boards including Farmingdale State College Foundation where he served as Foundation President. Mr. Posillico is currently an honorary member of this foundation. He is also served as Chairman for the New York League of Conservation Voters Long Island Chapter and a Board Member of Glida's Club New York. Mr. Posillico currently serves as a board member of the New York State League of Conservation Voters and as an advisory board member for Clemson University Civil Engineering Department. He formally sat on the Board of Vision Long Island, a regional consortium of professional advocates that promotes "smart growth" in our region, focusing on improving housing, environmental, transportation and economic development and the Long Island Lutheran School Endowment Fund Committee.



JOSEPH D. POSILICO, III

Posillico Civil, Inc.
**Senior Vice President &
Partner**

Years of Experience
24

Education
B.S. Civil Engineering, Lehigh
University, 1991

Registration

AGC
LICA
GCA
DFI
ADSE

Training

OSHA 80 hour
Hazmat 40 hour
CPR
Defensive Driving
Leadership Training
Productivity Training
Scuba

Senior Vice President & Partner, Years

**Senior Vice President Field Operations – Civil, Environmental, Drilling, Materials,
Consulting and Development 2004-Present**

- Manage company Safety Department and Risk Management program across all business disciplines.
- Supervise and mentor General Supervisors, Area Managers and Shop Manager.
- Oversees all equipment and vehicle purchases.
- Reviews and manages job and equipment costs for projects across all business disciplines.

General Supervisor, 2001-2004

Various Municipal and Private Jobs: Head Company Safety Program and Monitor Insurance Claims; Coordinated all Labor and Equipment between all jobs; Equipment Rentals, Purchases, Maintenance, and Repairs; Monitor Job Cost, Payments, and Purchasing.

Project Manager, 1997- 2001

Rehabilitation of IIE; Exits 57-64, Holbrook, NY; 2 Contracts: NYSDOT Project Estimate \$150 Million; Job Start up, Order all Equipment and Materials; Coordinated work with Suppliers and Subcontractors.

Project Engineer/Supervisor, 1993 - 1997

Rehabilitation of Route 25; Jericho Turnpike, Syosset, NY; 3 Contracts with NYSDOT totaling \$25 Million; Ordered materials, Payroll, Payments, EEO Requirements, Job Quantities; All Certifications and Submittals to NYSDOT.

Rehabilitation of Route 27; Sunrise Highway, Massapequa, NY: NYSDOT Project Estimate: \$9 Million; Safety, Payment, Payroll, Job Cost, Quantity Review, and Payment; Planning, and Scheduling of manpower and equipment.

Rehabilitation of IIE; Exits 47-49, Plainview, NY: NYSDOT Project Estimate: \$42 Million.

POSILICO CIVIL, INC. AND AFFILIATES

COMBINED FINANCIAL STATEMENTS

DECEMBER 31, 2016

POSILICO CIVIL, INC. AND AFFILIATES
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GRASSI & CO.

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Valuation, Management & Technology Consulting

INDEPENDENT AUDITORS' REPORT

To The Stockholders and Board of Directors
Posillico Civil, Inc. and Affiliates
Farmingdale, New York

We have audited the accompanying combined financial statements of Posillico Civil, Inc. and Affiliates which comprise the combined balance sheet as of December 31, 2016 and the related combined statements of income, changes in equity, and cash flows for the year then ended, and the related notes to the combined financial statements.

Management's Responsibility for the Financial Statements

Management is responsible for the preparation and fair presentation of these combined financial statements in accordance with accounting principles generally accepted in the United States of America; this includes the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of combined financial statements that are free from material misstatement, whether due to fraud or error.

Auditors' Responsibility

Our responsibility is to express an opinion on these combined financial statements based on our audit. We conducted our audit in accordance with auditing standards generally accepted in the United States of America. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the combined financial statements are free from material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the combined financial statements. The procedures selected depend on the auditor's judgment, including the assessment of the risks of material misstatement of the combined financial statements, whether due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the entity's preparation and fair presentation of the combined financial statements in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the entity's internal control. Accordingly, we express no such opinion. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the combined financial statements.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

Opinion

In our opinion, the combined financial statements referred to above present fairly, in all material respects, the financial position of Posillico Civil, Inc. and Affiliates as of December 31, 2016, and the results of its operations and its cash flows for the year then ended in accordance with accounting principles generally accepted in the United States of America.

Grassi & Co., CPAs, P.C.

GRASSI & CO., CPAs, P.C.

Jericho, New York
April 19, 2017

POSILICO CIVIL, INC. AND AFFILIATES
COMBINED BALANCE SHEET
DECEMBER 31, 2016

ASSETS

CURRENT ASSETS:

Cash	\$ 15,887,191
Current portion of notes receivable - related party	89,859
Accounts receivable, net of allowance for doubtful accounts of \$25,000	6,925,257
Contract receivables, net	48,024,119
Contract receivables, related party	4,715,745
Costs and estimated earnings in excess of billings on uncompleted contracts	4,007,064
Inventories	724,837
Equity in joint ventures	11,175,364
Advances to affiliates	239,500
Advances to stockholders	4,096,953
Prepaid and refundable income taxes	152,566
Prepaid expenses and other current assets	<u>1,539,648</u>
Total Current Assets	<u>97,578,103</u>

PROPERTY AND EQUIPMENT, NET (including \$22,034,270 related to variable
interest entities)

28,474,119

OTHER ASSETS:

Notes receivable - related party, less current portion	56,859
Intangible assets, net of accumulated amortization of \$2,000,189	<u>104,860</u>
	<u>161,719</u>

\$ 126,213,941

The accompanying notes are an integral part of these combined financial statements.

POSILICO CIVIL, INC. AND AFFILIATES
COMBINED BALANCE SHEET
DECEMBER 31, 2016

LIABILITIES AND EQUITY

CURRENT LIABILITIES:

Notes payable - bank	\$ 7,500,000
Current maturities of long-term debt	4,093,904
Accounts payable	26,600,065
Billings in excess of costs and estimated earnings on uncompleted contracts	14,550,330
Income taxes payable - current	23,476
Advances from affiliates	6,341,556
Accrued expenses and other current liabilities	<u>12,035,278</u>
Total Current Liabilities	<u>71,144,609</u>

LONG-TERM LIABILITIES:

Long-term debt, less current maturities and debt issuance costs	10,041,058
Income taxes payable - deferred	14,000
Deferred rent	<u>158,526</u>
	<u>10,213,584</u>

COMMITMENTS AND CONTINGENCIES

EQUITY:

Posillico Civil, Inc. and Affiliates Stockholders' Equity:	
Common stock	245,033
Retained earnings	48,352,265
Less: Treasury stock, 77.5 shares at cost	<u>3,500,000</u>
Total Posillico Civil, Inc. and Affiliates Stockholders' Equity	45,097,298
Noncontrolling interest	<u>(241,550)</u>
Total Equity	<u>44,855,748</u>
	<u>\$ 126,213,941</u>

The accompanying notes are an integral part of these combined financial statements.

POSILICO CIVIL, INC. AND AFFILIATES
COMBINED STATEMENT OF INCOME
FOR THE YEAR ENDED DECEMBER 31, 2016

REVENUES	\$ 277,141,061
COSTS	<u>244,085,331</u>
GROSS PROFIT	33,055,730
GENERAL AND ADMINISTRATIVE EXPENSES	<u>20,684,749</u>
INCOME FROM OPERATIONS	<u>12,370,981</u>
OTHER INCOME (EXPENSE):	
Interest income	379,801
Interest expense	(1,478,325)
Miscellaneous income	52,258
Gain on sale of property and equipment	321,445
Rental income, net	<u>86,152</u>
Total Other Expense	<u>(638,669)</u>
INCOME BEFORE PROVISION FOR INCOME TAXES	11,732,312
PROVISION FOR INCOME TAXES	<u>35,969</u>
NET INCOME	11,696,343
LESS: NET INCOME ATTRIBUTABLE TO THE NONCONTROLLING INTERESTS	<u>2,272,798</u>
NET INCOME ATTRIBUTABLE TO POSILICO CIVIL, INC. AND AFFILIATES	<u><u>\$ 9,423,545</u></u>

The accompanying notes are an integral part of these combined financial statements.

POSILICO CIVIL, INC. AND AFFILIATES
COMBINED STATEMENT OF CHANGES IN EQUITY
FOR THE YEAR ENDED DECEMBER 31, 2016

	<u>Common Stock</u>		<u>Retained</u>	<u>Treasury Stock</u>		<u>Noncontrolling</u>
	<u>Shares</u>	<u>Amount</u>	<u>Earnings</u>	<u>Shares</u>	<u>Amount</u>	<u>Interest</u>
BALANCE AT JANUARY 1, 2016	278.67	\$ 245,033	\$ 46,028,720	77.5	\$ 3,500,000	\$ (2,384,348)
NET INCOME	-	-	9,423,545	-	-	2,272,798
LESS: DISTRIBUTIONS TO STOCKHOLDERS AND MEMBERS	-	-	7,100,000	-	-	130,000
BALANCE AT DECEMBER 31, 2016	<u>278.67</u>	<u>\$ 245,033</u>	<u>\$ 48,352,265</u>	<u>77.5</u>	<u>\$ 3,500,000</u>	<u>\$ (241,550)</u>

The accompanying notes are an integral part of these combined financial statements.

POSILICO CIVIL, INC. AND AFFILIATES
COMBINED STATEMENT OF CASH FLOWS
FOR THE YEAR ENDED DECEMBER 31, 2016

CASH FLOWS FROM OPERATING ACTIVITIES:

Cash received from customers	\$ 212,029,513
Interest received	379,801
Rental income received, net	86,152
Miscellaneous income received	52,258
Cash Provided By Operating Activities	<u>212,547,724</u>
Cash paid for contract costs	(176,066,519)
Cash paid for general and administrative costs	(20,296,778)
Interest paid	(1,472,785)
Income taxes paid	(284,588)
Cash Disbursed For Operating Activities	<u>(198,120,670)</u>
NET CASH PROVIDED BY OPERATING ACTIVITIES	<u>14,427,054</u>

CASH FLOWS FROM INVESTING ACTIVITIES:

Proceeds from sale of property and equipment	1,657,661
Repayment of notes receivable	254,915
Cash Provided By Investing Activities	<u>1,912,576</u>
Purchase of property and equipment	<u>(1,051,966)</u>
NET CASH PROVIDED BY INVESTING ACTIVITIES	<u>860,610</u>

CASH FLOWS FROM FINANCING ACTIVITIES:

Advances from stockholders, net	32,987
Advances from affiliates, net	3,717,465
Cash Provided By Financing Activities	<u>3,750,452</u>
Repayments of notes payable - bank	(1,500,000)
Repayments of long-term borrowings	(4,970,267)
Distribution to members	(130,000)
Distributions to stockholders	(7,100,000)
Cash Disbursed For Financing Activities	<u>(13,700,267)</u>
NET CASH USED IN FINANCING ACTIVITIES	<u>(9,949,815)</u>
NET INCREASE IN CASH	5,337,849
CASH, BEGINNING OF YEAR	<u>10,549,342</u>
CASH, END OF YEAR	<u>\$ 15,887,191</u>

The accompanying notes are an integral part of these combined financial statements.

POSILICO CIVIL, INC. AND AFFILIATES
COMBINED STATEMENT OF CASH FLOWS
FOR THE YEAR ENDED DECEMBER 31, 2016

RECONCILIATION OF NET INCOME TO NET CASH
PROVIDED BY OPERATING ACTIVITIES:

NET INCOME	\$ 11,696,343
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ADJUSTMENTS TO RECONCILE NET INCOME TO NET
CASH PROVIDED BY OPERATING ACTIVITIES:

Bad debt expense	7,876
Depreciation and amortization	6,517,049
Deferred financing costs	5,540
Gain on sale of property and equipment	(321,445)
Deferred income taxes	(48,000)
Deferred rent	158,526

Changes in Assets (Increase) Decrease:

Accounts receivable	(1,125,021)
Contract receivables	(505,792)
Contract receivables, related party	(1,147,732)
Costs and estimated earnings in excess of billings on uncompleted contracts	(1,797,160)
Inventories	161,389
Equity in joint ventures	(3,777,562)
Prepaid and refundable income taxes	(116,911)
Prepaid expenses and other current assets	(1,229,011)

Changes in Liabilities Increase (Decrease):

Accounts payable	1,658,684
Billings in excess of costs and estimated earnings on uncompleted contracts	2,395,998
Income taxes payable - current	(65,318)
Accrued expenses and other current liabilities	1,995,601
Security deposits payable	(36,000)

Total Adjustments	2,730,711
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NET CASH PROVIDED BY OPERATING ACTIVITIES	\$ 14,427,054
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SCHEDULE OF NONCASH INVESTING AND FINANCING ACTIVITIES:

Property and equipment acquired through long-term financing	\$ 3,404,041
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The accompanying notes are an integral part of these combined financial statements.

POSILICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 1 - Nature of Operations and Principles of Combination

Principles of Combination and Consolidation

The combined financial statements include the accounts of Posillico Civil, Inc. ("Civil"), its affiliates, Posillico Materials, LLC ("Materials"), Posillico Drilling, Inc. ("Drilling") and Posillico Environmental, Inc. ("Environmental"), Environmental's wholly-owned subsidiary, Babylon Cove Development, LLC ("Babylon Cove"), LIE Rental Corp. ("LIE"), 1750 New Highway, LLC ("1750"), and P Five Management LLC ("P Five"), (collectively, the "Companies"). LIE and 1750 are consolidated into Civil based on their economic relationship with Civil. P Five is consolidated into Materials based on its economic relationship with Materials.

All significant intercompany balances and transactions have been eliminated.

Business Activity

Civil serves as a general contractor specializing in bridge, road, and sewer reconstruction projects for governmental and institutional owners. Construction work is performed under unit-price, fixed-price, and time and material contracts. These contracts are undertaken by the company or in partnership with other contractors through joint ventures. The length of the company's contracts varies but typically ranges from one to three years. Construction work is typically performed in the New York metropolitan area.

Environmental serves as a general contractor and is primarily engaged in providing environmental remediation services in the New York metropolitan area. Construction work is generally performed under fixed-price, unit-price, and time and material contracts. The length of the company's contracts varies but typically ranges from one to two years.

Drilling serves as a general contractor and is primarily engaged in providing foundation services in the New York metropolitan area. Construction work is generally performed under fixed-price, unit-price, and time and material contracts. The length of the company's contracts varies but typically ranges from one to two years.

Babylon Cove was organized in the State of New York as a limited liability company. Babylon Cove is wholly-owned by Environmental. Babylon Cove was formed to acquire land for development and for the construction of 22 townhouses. All townhouses were sold in prior periods and Babylon Cove is in the process of finalizing its operations.

LIE was organized in the State of New York as a corporation. LIE was formed to rent equipment to affiliated and nonaffiliated entities.

Materials was reorganized as a limited liability company on May 1, 1995. Materials manufactures asphalt for sale to contractors and also earns fees from the recycling of construction materials or contaminated soil. Materials enters into these transactions with affiliated and nonaffiliated entities.

POSILLICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 1 - Nature of Operations and Principles of Combination (cont'd.)

Business Activity (cont'd.)

1750 rents office facilities to Civil.

P Five was organized in the State of New York as a limited liability company. P Five was formed to provide consulting services to Materials.

Babylon Cove, Materials, P Five and 1750 are limited liability companies formed under the New York Limited Liability Company Act. The parties to the Limited Liability Company agreements are designated as members. Under this Act, the members are not liable for the debts of the company.

Note 2 - Summary of Significant Accounting Policies

Revenue and Cost Recognition

Civil, Environmental and Drilling recognize revenues from unit-price and fixed-price, long-term construction contracts under the percentage of completion method. Under this method, progress towards completion is recognized according to the percentage of incurred costs to estimated total costs. This method is used because management considers the "cost to cost" method the most appropriate in the circumstances.

Revenues from time and material contracts are recognized on the accrual basis.

Contract costs include all direct material and labor costs and all other direct and indirect costs related to contract performance. General and administrative costs are charged to expense as incurred. Provisions for estimated losses on uncompleted contracts are made in the period in which such losses are determined. Changes in job performance, job conditions and estimated profitability, including those arising from settlements, may result in revisions to costs and income and are recognized in the period in which the revisions are determined. Because of the inherent uncertainty in estimating the costs to complete on contracts in process, it is at least reasonably possible that the estimates used will change in the near term. Profit incentives are included in revenues when their realization is reasonably assured. An amount equal to contract costs attributable to claims is included in revenues when realization is probable and the amount can be reliably estimated.

The Asset, "Costs and estimated earnings in excess of billings on uncompleted contracts," represents revenues recognized in excess of amounts billed. The Liability, "Billings in excess of costs and estimated earnings on uncompleted contracts," represents billings in excess of revenues recognized.

In accordance with normal construction industry practice, the Companies include in current assets and current liabilities amounts relating to construction contracts realizable and payable over a period in excess of one year.

POSILICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 2 - Summary of Significant Accounting Policies (cont'd.)

Revenue and Cost Recognition (cont'd.)

Rental revenues from LIE and 1750 are recognized under the accrual basis of accounting.

Materials and P Five are on the accrual basis of accounting and recognize revenue at the point of sale.

Use of Estimates

The preparation of financial statements in conformity with accounting principles generally accepted in the United States of America ("U.S. GAAP") requires management to make estimates and assumptions that affect the reported amounts of assets and liabilities and disclosure of contingent assets and liabilities at the date of the financial statements and the reported amounts of revenues and expenses during the reporting period. Actual results could differ from those estimates.

Fair Value of Financial Instruments

Fair value is defined as the price that would be received to sell an asset or paid to transfer a liability in an orderly transaction between market participants at the measurement date. To increase the comparability of fair value measurements, a three-tier fair value hierarchy, which prioritizes the inputs used in the valuation methodologies, is as follows:

Level 1 - Valuations based on quoted prices for identical assets and liabilities in active markets.

Level 2 - Valuations based on observable inputs other than quoted prices included in Level 1, such as quoted prices for similar assets or liabilities in active markets, quoted prices for identical or similar assets and liabilities in markets that are not active, or other inputs that are observable or can be corroborated by observable market data.

Level 3 - Valuations based on unobservable inputs reflecting the Companies' own assumptions, consistent with reasonably available assumptions made by other market participants. These valuations require significant judgment.

At December 31, 2016, the fair value of the Companies' financial instruments including cash, accounts receivable, contract receivables, accounts payable and accrued expenses, approximated book value due to the short maturity of these instruments.

At December 31, 2016, the Companies do not have assets or liabilities required to be measured at fair value in accordance with Financial Accounting Standards Board ("FASB") Accounting Standards Codification ("ASC") Topic 820, *Fair Value Measurements*.

Contract Receivables

The Companies carry their contract receivables at cost less an allowance for doubtful accounts. The Companies estimate the allowance for doubtful accounts based upon a review of outstanding receivables and historical collection information by customer. Normally, contract receivables are due within 30 days after the date of the requisition.

POSILICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 2 - Summary of Significant Accounting Policies (cont'd.)

Contract Receivables (cont'd.)

Contract retentions are generally due within 30 days after completion of the project and acceptance of the owner. Where the contract provides for guarantee retainage provisions, such retainage is generally due within one year of completion and acceptance of the project.

Receivables more than 90 days old are considered past due. Contract receivables are written off when they are determined to be uncollectible. The Companies do not accrue interest on past due receivables.

Accounts Receivable

The Companies carry their accounts receivable at cost less an allowance for doubtful accounts. The Companies estimate the allowance for doubtful accounts based upon a review of outstanding receivables and historical collection information by customer. Normally, accounts receivable are due within 30 days after the date of the invoice. Receivables more than 90 days old are considered past due. Accounts receivable are written off when they are determined to be uncollectible. The Companies do not accrue interest on past due receivables.

Notes Receivable

The Companies have extended payment terms under notes receivable to a related party. The Companies carry the notes receivable at the principal amount due reduced by a loan loss allowance. The Companies have evaluated the notes receivable based on past payment history of the related party. Amounts receivable will be charged off against the allowance only if all reasonable attempts at collection fail.

Inventories

Inventories, consisting of raw materials, are valued at the lower of cost or market, with cost determined using the average cost method and with market defined as the lower of replacement cost or realizable value.

Property and Equipment

Property and equipment is stated at cost. The costs of additions and betterments are capitalized and expenditures for repairs and maintenance are expensed in the period incurred. When items of property and equipment are sold or retired, the related costs and accumulated depreciation are removed from the accounts and any gain or loss is included in income.

Depreciation of property and equipment is provided utilizing both the straight-line and accelerated methods over the estimated useful lives of the respective assets as follows:

Buildings and building improvements	39 years
Transportation equipment	5 to 7 years
Machinery and equipment	5 to 10 years
Furniture and fixtures	5 to 7 years
Computer equipment	5 years
Office equipment	5 years

POSILICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 2 - Summary of Significant Accounting Policies (cont'd.)

Property and Equipment (cont'd.)

The Companies review the carrying value of the long-lived assets to determine if any facts and circumstances exist, which would suggest that the assets might be impaired. If impairment is indicated, an adjustment will be made to reduce the carrying amount of the long-lived assets to their fair value. Based on the Companies' review at December 31, 2016, no impairment of long-lived assets was indicated.

Intangible Assets

On October 1, 2015, Civil entered into an asset purchase agreement to purchase certain assets and assume certain liabilities associated with those assets, of Spar Construction Co., Inc. ("Spar"), in order to expand its customer base. The transaction was accounted for as an asset purchase, and the aggregate purchase price was allocated to the assets acquired based upon their respective fair market values in accordance with the acquisition method of accounting as per FASB ASC Topic 805, *Business Combinations*. Contracts in process were acquired as part of the purchase and the value allocated is being amortized over the life of the contracts.

Deferred Financing Costs

Deferred financing costs are comprised of costs incurred in connection with the issuance of the Company's installment mortgage payable. These costs are amortized using the effective interest method over the term of the related indebtedness, and are included in interest expense in the accompanying combined financial statements. During the year, the Company adopted the provisions of FASB Accounting Standards Update ("ASU") No. 2015-03, *Interest - Imputation of Interest (Subtopic 835-30)* in order to simplify the presentation of deferred financing costs as a direct deduction from the carrying amount of the corresponding debt liability.

Income Taxes

Generally, income taxes have not been provided because the stockholders have elected to have Civil, Environmental, Drilling and LIE treated as S corporations for income tax purposes as provided in Section 1362(a) of the Internal Revenue Code. As such, Civil's, Environmental's, Drilling's and LIE's income or loss and credits are passed through to the stockholders and reported on their individual income tax returns. The accompanying provision for income taxes represents only local taxes.

Materials, Babylon Cove, P Five and 1750 are treated as partnerships for income tax purposes and do not incur income taxes. Instead, members are taxed individually on their share of company earnings. Materials', P Five's and 1750's net income or loss is allocated to the members based upon their respective profit and loss percentages. Accordingly, no provision for income taxes is made in the combined financial statements.

Income taxes are provided for the tax effects of transactions reported in the financial statements and consist of taxes currently due plus deferred taxes related primarily to differences between the financial and tax bases of long-term construction contracts, the allowance for doubtful accounts and net operating loss carryforwards.

POSILICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 2 - Summary of Significant Accounting Policies (cont'd.)

Income Taxes (cont'd.)

Civil, Environmental and Drilling report construction revenues for tax purposes using the percentage of completion method.

The Company has elected to early adopt FASB ASU No. 2015-17, *Income Taxes (Topic 740): Balance Sheet Classification of Deferred Taxes*. This ASU requires deferred tax assets and liabilities to be aggregated and presented as a net noncurrent item on the balance sheet.

Business Combinations

The Companies follow the provisions of FASB ASC Topic 805, *Business Combinations*. FASB ASC 805 requires (a) a company to recognize the assets acquired, the liabilities assumed, and any noncontrolling interest in the acquiree at fair value as of the acquisition date; and (b) an acquirer in preacquisition periods to expense all acquisition-related costs, among other modifications to the accounting for business combinations. FASB ASC 805 requires adjustments to an acquired entity's deferred tax asset and liability balance that occur after the measurement period to be recorded as a component of income tax expense.

Pension and Profit Sharing Plans

The Companies maintain a profit sharing plan for all eligible employees with a minimum of one year of service. The Companies also maintain a 401(k) plan which it matches employees' contributions up to certain percentages. In addition, Civil may make additional discretionary contributions which are determined by an annual resolution of the Board of Directors.

Union employees are covered by multiemployer, collectively bargained employee benefit plans under which the Companies make contributions on a monthly basis based upon hours worked.

Noncontrolling Interest

The Companies follow the accounting and reporting standards for the noncontrolling interest in consolidated affiliates in accordance with FASB ASC Subtopic 810-10. See Note 14, Consolidation of Variable Interest Entities, which includes a discussion distinguishing between the interest held by the parent's owners and the interest held by the noncontrolling owners of the affiliates.

Investment in Joint Ventures

Civil accounts for its investment in joint ventures on the equity method for the balance sheet and on the proportionate consolidation method for the statement of income, in accordance with FASB ASC Subtopic 810-10, *Consolidation*. Under the equity method, cost is increased or decreased by the company's share of earnings or losses, less distributions and advances. Under the proportionate consolidation method, the company presents its proportionate share of the joint ventures' revenues and expenses (see Note 7).

POSILICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 2 - Summary of Significant Accounting Policies (cont'd.)

New Accounting Pronouncements

ASU No. 2016-17

In October 2016, the FASB issued ASU No. 2016-17, *Consolidation (Topic 810): Interests Held through Related Parties that are under Common Control*. This ASU changes the evaluation of whether a reporting entity is the primary beneficiary of a variable interest entity ("VIE") by changing how a reporting entity that is a single decision maker of a VIE treats indirect interests in the entity held through related parties that are under common control with the reporting entity.

This ASU does not change the characteristics of a primary beneficiary in current guidance, but in determining whether a single decision maker of a VIE has the obligation to absorb losses or the right to receive benefits from the VIE that could be significant to the VIE, this ASU requires that the reporting entity include all of its direct variable interests in a VIE and, on a proportionate basis, its indirect variable interests in a VIE held through related parties, including related parties that are under common control with the reporting entity.

Under this ASU, a single decision maker is not required to consider indirect interests held through related parties that are under common control with the single decision maker, to be the equivalent of direct interests in their entirety. Instead, a single decision maker is required to include those interests on a proportionate basis, consistent with indirect interests held through other related parties.

The amendments in ASU No. 2016-17 are effective for nonpublic entities for fiscal years beginning after December 15, 2016, and interim periods within fiscal years beginning after December 15, 2017. Early adoption is permitted, including adoption in an interim period.

ASU No. 2016-02

In February 2016, the FASB issued ASU No. 2016-02, *Leases (Topic 842)*. This ASU is the result of a joint project of the FASB and the International Accounting Standards Board ("IASB") to increase transparency and comparability among organizations by recognizing lease assets and lease liabilities on the balance sheet and disclosing key information about leasing arrangements for U.S. GAAP and International Financial Reporting Standards ("IFRS"). The guidance in this ASU affects any entity that enters into a lease (as that term is defined in this ASU), with some specified scope exemptions. The guidance in this ASU will supersede Topic 840, *Leases*.

The ASU provides that lessees should recognize lease assets and lease liabilities on the balance sheet for leases previously classified as operating leases that exceed 12 months, including leases existing prior to the effective date of this ASU. It also calls for enhanced leasing arrangement disclosures.

For nonpublic entities, the amendments of ASU No. 2016-02 are effective for annual reporting periods beginning after December 15, 2019, and interim periods within annual periods beginning after December 15, 2020. Early application is permitted for all entities.

POSILICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 2 - Summary of Significant Accounting Policies (cont'd.)

New Accounting Pronouncements (cont'd.)

ASU No. 2014-09

In May 2014, the FASB issued ASU No. 2014-09, *Revenue from Contracts with Customers (Topic 606)*. This ASU is the result of a joint project of the FASB and IASB to clarify the principles for recognizing revenue and to develop a common revenue standard for U.S. GAAP and IFRS. The guidance in this ASU affects any entity that either enters into contracts with customers to transfer goods or services or enters into contracts for the transfer of nonfinancial assets unless those contracts are within the scope of other standards.

The ASU provides that an entity should recognize revenue to depict the transfer of promised goods or services to customers in an amount that reflects the consideration to which the entity expects to be entitled in exchange for those goods or services. An entity should apply the following five-step process to recognize revenue:

- Step 1: Identify the contract with a customer.
- Step 2: Identify the performance obligations in the contract.
- Step 3: Determine the transaction price.
- Step 4: Allocate the transaction price to the performance obligations in the contract.
- Step 5: Recognize revenue when (or as) the entity satisfies a performance obligation.

For nonpublic entities, the amendments of ASU No. 2014-09 are effective for annual reporting periods beginning after December 15, 2018, and interim periods within annual periods beginning after December 15, 2019. Early application is permitted under certain circumstances.

The Company has not yet determined if these ASUs will have a material effect on its combined financial statements.

Note 3 - Concentration of Credit Risk

The Companies maintain cash balances in several financial institutions which are insured by the Federal Deposit Insurance Corporation ("FDIC") for up to \$250,000 per institution. From time to time, the Companies' balances may exceed these limits.

POSILLICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
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Note 4 - Notes Receivable - Related Party

Notes receivable are summarized as follows:

In 2013, LIE sold equipment to a related party under a long-term note receivable. The note, with an original face value of \$465,450, requires monthly principal and interest payments of \$13,950 through January 2017. The note bears interest at the rate of 5.0% per annum. \$ 27,726

In 2015, LIE sold equipment to a related party under a long-term note receivable. The note, with an original face value of \$58,850, requires monthly principal and interest payments of \$1,764 through July 2018. The note bears interest at the rate of 5.0% per annum. 51,193

In 2015, Materials sold equipment to a related party under a long-term note receivable. The note, with an original face value of \$100,000, requires monthly principal and interest payments of \$1,887 through January 2020. The note bears interest at the rate of 5.0% per annum. 67,799
146,718

Less: Current portion 89,859

Notes receivable, less current portion \$ 56,859

Aggregate maturities of the notes receivable are as follows:

Years Ending December 31:

2017	\$ 89,859
2018	33,027
2019	21,953
2020	1,879
	<u>\$ 146,718</u>

POSILICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 5 - Contract Receivables

Contract receivables, net are summarized as follows:

BILLED:

Completed contracts	\$ 17,513,390
Contracts in process	23,550,895
Retainage	<u>11,775,579</u>
	52,839,864
Less: Allowance for doubtful accounts	<u>100,000</u>
	<u>\$ 52,739,864</u>

The Companies do not anticipate collection of approximately \$9,047,000 of the retainage within one year.

Note 6 - Costs and Estimated Earnings on Uncompleted Contracts

Contract costs incurred	\$ 237,216,149
Estimated earnings	<u>17,039,075</u>
	254,255,224
Less: Billings to date	<u>264,798,490</u>
	<u>\$ (10,543,266)</u>

Included in the accompanying combined balance sheet under the following captions:

Costs and estimated earnings in excess of billings on uncompleted contracts	\$ 4,007,064
Billings in excess of costs and estimated earnings on uncompleted contracts	<u>(14,550,330)</u>
	<u>\$ (10,543,266)</u>

In determining the contract price on a contract in process at December 31, 2016, there is approximately \$500,000 of unpriced change orders. The unpriced change orders are being negotiated by Civil with the contract owner. Civil believes this amount will be fully approved, billed and collected, but it is at least reasonably possible that this estimate will change in the near term.

POSILICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 7 - Equity in Joint Ventures

Civil, in the normal conduct of its business, has entered into joint venture partnership agreements. The joint venture agreements, which require the participants to contribute additional capital as needed, provide that Civil will receive from the joint ventures its proportionate share of any profits or losses realized from the contracts.

Civil's ownership and profit and loss percentage in Skanska/Posilico, Joint Venture is 45%. Civil also has a 50% interest in Posilico/Skanska, a 35% interest in Tully/Posilico Joint Venture, a 50% interest in Posilico/Tully, Joint Venture, a 50% interest in Hinck/Posilico Joint Venture, and a 45% interest in Skanska/Posilico II Joint Venture. The joint ventures are variable interest entities; however, Civil is not the primary beneficiary as it does not have the power to solely direct the activities of the joint ventures that most significantly impact their economic performance. Power is shared equally between Civil and its joint venture partners as to management oversight and decision making. Therefore, Civil has not consolidated the joint ventures' net assets in these combined financial statements.

Circumstances that could lead to a loss under these arrangements beyond Civil's proportionate share include a partner's inability to contribute additional funds to the joint ventures in the event the projects incur a loss, or additional costs that the company could incur should a partner fail to provide the services and resources toward the projects' completion that had been committed to in the joint venture agreements.

Summarized combined financial information for the joint ventures at and for the year ended December 31, 2016, is as follows:

Total assets	\$ 84,042,811
Less: Total liabilities	<u>59,196,200</u>
Net Assets	<u>\$ 24,846,611</u>
Operations for the year:	
Revenue	\$ 129,635,344
Cost of operations	<u>121,194,802</u>
Net Income	<u>\$ 8,440,542</u>
Company's interest:	
Share of net income	<u>\$ 3,777,562</u>
Equity in joint ventures	<u>\$ 11,175,364</u>

At December 31, 2016, Civil, on behalf of the Posilico/Tully Joint Venture and Posilico/Skanska Joint Venture has letters of credit outstanding of \$1,318,500 and \$807,259 respectively, for the benefit of the joint ventures' insurance company. These letters of credit expire October 11, 2017 and September 5, 2017, respectively (see Note 16).

POSILICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 7 - Equity in Joint Ventures (cont'd.)

In addition, Civil fulfills certain joint venture contractual obligations and is reimbursed for all related costs incurred.

At December 31, 2016, Civil's share of backlog from its investment in the joint ventures is approximately \$76,789,000.

Note 8 - Property and Equipment

Property and equipment, net is summarized as follows:

Land	\$ 752,250
Buildings and building improvements	8,376,206
Transportation equipment	5,278,044
Machinery and equipment	44,675,633
Furniture and fixtures	104,833
Computer equipment	31,669
Office equipment	54,336
	<u>59,272,971</u>
Less: Accumulated depreciation and amortization	<u>30,798,852</u>
	<u>\$ 28,474,119</u>

Depreciation and amortization expense related to property and equipment amounted to \$5,040,080 for the year ended December 31, 2016.

Note 9 - Related Party Transactions

The Companies' transactions with related parties were as follows:

At December 31, 2016, Civil has advanced \$4,096,953 to its stockholders. These advances are unsecured, bear interest at the rate of 6% per annum, and are due on demand. Included in the combined statement of income for the year ended December 31, 2016 is interest income relating to these advances of \$251,913.

During the year ended December 31, 2016, the Companies paid consulting fees to affiliates related through common control and management totaling \$540,000.

The Companies lease their land and storage facilities from DMJ Associates, Farmingdale Properties, LLC and Johnson Avenue Partners Inc., affiliates related through common control and management, under renewable lease agreements. In addition to rent, the Companies also pay for the related real estate taxes. Rent expense and real estate taxes relating to these facilities, charged to operations for the year ended December 31, 2016 amounted to \$1,362,169.

POSILICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 9 - Related Party Transactions (cont'd.)

Future minimum rental payments at December 31, 2016 are as follows:

Years Ending December 31:

2017	
2018	\$ 1,695,776
2019	1,695,776
2020	1,695,776
2021	1,801,758
Thereafter	1,907,739
	<u>6,677,087</u>
	<u>\$ 15,473,912</u>

Included in accounts receivable at December 31, 2016 are amounts relating to various other affiliated entities in the amount of \$4,778,510. Included in accounts payable at December 31, 2016 are amounts relating to various other affiliated entities in the amount of \$353,052. At December 31, 2016, the Companies have advanced \$239,500 to affiliates related by common ownership. The advances are unsecured, noninterest-bearing and are expected to be collected within one year. Included in advances from affiliates at December 31, 2016 are amounts relating to various affiliated individuals in the amount of \$6,341,556. These advances are unsecured, bear interest at a rate of 6% per annum and are due on demand. Included in the combined statement of income for the year ended December 31, 2016 is interest expense relating to these advances of \$217,086.

Note 10 - Intangible Assets

The following is a summary of intangible assets at December 31, 2016:

Contract intangibles	\$ 2,105,049
Less: Accumulated amortization	<u>2,000,189</u>
	<u>\$ 104,860</u>

Amortization expense relating to the intangible assets amounted to \$1,476,969 for the year ended December 31, 2016.

Note 11 - Notes Payable - Bank

Pursuant to an arrangement with its bank, Civil and Environmental may borrow up to \$40,000,000, inclusive of a \$10,000,000 sublimit for standby letters of credit (see Note 16), under a renewable secured line of credit which expires August 31, 2017. Interest is payable at the greater of either the bank's prime rate (3.75% at December 31, 2016) or 2.0% above the LIBOR rate (totaling 2.70% at December 31, 2016). The line is subject to a 30-day clean-up provision and is personally guaranteed by Civil's and Environmental's shareholders, to the extent of each shareholder's individual ownership percentage, and also is guaranteed by Materials, Drilling and LIE. At December 31, 2016, there was \$7,500,000 outstanding on the line of credit.

POSILLICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 11 - Notes Payable - Bank (cont'd.)

Pursuant to an arrangement with its bank, Materials may borrow up to \$2,500,000 under an unsecured line of credit which expires August 31, 2017. Interest is payable at either the bank's prime rate (3.75% at December 31, 2016) or 2.0% above the LIBOR rate (totaling 2.70% at December 31, 2016). The line is subject to a 30-day clean-up provision and is personally guaranteed by Materials' members, to the extent of each member's ownership percentage and also guaranteed by Civil, Environmental and LIE. At December 31, 2016, there were no borrowings on the line of credit.

Note 12 - Accounts Payable

Accounts payable includes retainage payable to subcontractors totaling \$2,014,226 at December 31, 2016, of which approximately \$669,000 is not expected to be paid within one year.

Note 13 - Long-Term Debt

Long-term debt is summarized as follows:

Installment loans payable - in equal monthly installments ranging from \$467 to \$13,511 including varying interest rates up to 3.95% per annum, through varying periods from January 2017 through September 2021, secured by related equipment with a net book value of \$12,439,141.	\$ 7,865,178
Term note payable - in equal monthly installments ranging from \$5,143 to \$39,793 including interest rates ranging from 0.00% to 3.17% per annum, through varying periods from March 2019 to August 2021, secured by substantially all of the assets of Materials with a net book value of \$1,423,311.	2,998,090
Installment mortgage payable - in equal monthly installments of \$27,384 including interest of 6.65% per annum through March 2033, secured by real estate with a net book value of \$4,040,397 and guaranteed by Civil's and 1750's members (net of deferred issuance costs of \$85,848).	3,173,609
Installment loans payable - in equal monthly installments ranging from \$918 to \$7,942 including varying interest rates up to 11.38% per annum, through varying periods from June 2017 through April 2019, secured by related equipment with a net book value of \$326,271.	98,085
	<u>14,134,962</u>
Less: Current maturities	4,093,904
Long-Term Debt	<u>\$ 10,041,058</u>

POSILICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 13 - Long-Term Debt (cont'd.)

Aggregate maturities of long-term debt are as follows:

Years Ending December 31:

2017	\$ 4,093,904
2018	3,198,836
2019	2,158,553
2020	1,651,646
2021	514,090
Thereafter	2,603,781
Total maturities	<u>14,220,810</u>
Less: Unamortized debt issuance costs	<u>85,848</u>
Long-term debt, net of debt issuance costs	<u>\$ 14,134,962</u>

Note 14 - Consolidation of Variable Interest Entities

In accordance with FASB ASC Topic 810, *Consolidation*, Civil has analyzed its relationship with its affiliates, LIE and 1750, and determined they are variable interest entities and Civil is the primary beneficiary. Civil is the primary beneficiary of LIE and 1750 because Civil has the power to direct the activities of LIE and 1750 that most significantly impact LIE's and 1750's economic performances. Those activities include LIE owning equipment with debt funded by Civil's rental payments and Civil's guarantee of the debt of LIE and 1750. In the event that LIE or 1750 default on their debt, Civil would be expected to pay 100% of the then outstanding balance of the debt. Civil is the primary leaseholder of the assets of LIE and 1750; therefore Civil has consolidated LIE's and 1750's net assets in these combined financial statements.

Should additional financial support be needed for LIE or 1750 in the future, it is expected that Civil will provide that additional financial support due to the ownership and leasing relationships between Civil and these variable interest entities. The current sources of LIE's and 1750's revenues are primarily the lease payments made by Civil. The creditors of LIE and 1750 have recourse to the assets of Civil due to its guarantees.

At December 31, 2016, the total assets and liabilities of LIE were approximately \$20,025,000 and \$21,322,000, respectively. For the year ended December 31, 2016, revenues and costs of LIE were approximately \$6,327,000 and \$4,239,000, respectively. At December 31, 2016, the total assets and liabilities of 1750 were approximately \$4,229,000 and \$3,174,000, respectively. At December 31, 2016, the building had a net book value \$4,040,000, encumbered by related debt of approximately \$3,174,000 (see Note 13). For the year ended December 31, 2016, revenues and costs of 1750 were approximately \$597,000 and \$412,000, respectively.

Materials has analyzed its relationship with its affiliate P Five, and determined it is a variable interest entity and Materials is the primary beneficiary. Materials is the primary beneficiary of P Five because substantially all of P Five's activities are with Materials and Materials has the power to direct the activities of P Five that most significantly impact P Five's economic performance; therefore Materials has consolidated P Five's net assets in these combined financial statements.

POSILICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 14 - Consolidation of Variable Interest Entities (cont'd.)

Should additional financial support be needed for P Five in the future, it is expected that Materials will provide that additional financial support due to the ownership and relationship between Materials and P Five. The current source of P Five's revenues is the management fee payments made by Materials.

At December 31, 2016, the total assets and liabilities of P Five were approximately \$500,000 and \$0, respectively. For the year ended December 31, 2016, revenues and costs of P Five were approximately \$1,100,000 and \$0, respectively.

Note 15 - Commitments

The Companies lease property and equipment under noncancellable operating leases with unrelated entities. The operating leases have various expiration dates through May 2020. Future minimum rental payments at December 31, 2016 are as follows:

Years Ending December 31:

2017	
2018	\$ 352,376
2019	276,807
2020	171,444
	<u>923</u>
	<u>\$ 801,550</u>

Lease expense charged to operations totaled \$272,018 for the year ended December 31, 2016.

The Companies have entered into a consulting agreement for services to be provided by an entity owned by a former stockholder. The consulting fees are required to be paid in monthly installments of \$50,514 through December 2020. Future minimum consulting payments at December 31, 2016 are as follows:

Years Ending December 31:

2017	
2018	\$ 606,168
2019	606,168
2020	606,168
	<u>606,168</u>
	<u>\$ 2,424,672</u>

Note 16 - Contingencies

Civil, Environmental and Materials are contingently liable to their surety under a general indemnity agreement. Under this agreement, the companies agree to indemnify the surety for any payments made on their behalf. The agreement requires the companies to perform upon demand should any company default on their obligation. The companies believe that all contingent liabilities will be satisfied by their performance on the specific contracts covered by the agreement.

POSILICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 16 - Contingencies (cont'd.)

The Companies are involved in various legal proceedings and litigation arising in the ordinary course of business. The Companies intend to vigorously dispute liability for the various claims. It is too early to determine whether the outcome of such proceedings and litigation will have a material adverse effect on the Companies' combined financial statements.

Civil, Environmental, LIE, and Materials guarantee a mortgage of an entity which is related by common control and management. The mortgage requires equal monthly principal and interest payments of \$80,135 through July 2017, when a balloon payment totaling \$4,741,564 becomes due. In the event that the entity defaults on the mortgage, Civil, Environmental, LIE and Materials, would be expected to repay 100% of the then outstanding balance of the debt. At December 31, 2016, the principal balance of the mortgage is approximately \$5,157,000, and the total remaining interest and principal payments are approximately \$5,222,000.

Civil, Environmental, LIE, and Materials guarantee a line of credit of an entity which is related by common control and management. Under the secured, renewable line of credit, the entity may borrow up to \$500,000. The line of credit expires September 30, 2017. Interest is payable at prime plus 0.50% (totaling 4.25% at December 31, 2016). At December 31, 2016, there was \$500,000 outstanding on the line of credit.

Civil has three letters of credit outstanding in the amounts of \$229,000, \$1,213,683, and \$450,000 for the benefit of its insurance company. The letters of credit expire on April 26, 2017, April 20, 2017 and April 19, 2017, respectively. The letters of credit have not been drawn upon at December 31, 2016. Civil also has two letters of credit outstanding totaling \$2,125,759 on behalf of two of its joint ventures (see Note 7).

The Companies make contributions to union administered defined benefit pension plans under collectively bargained agreements. If the Companies were to withdraw from any of these plans or should any of the plans be terminated, the Companies could be liable for a proportionate share of the unfunded actuarial present value of plan benefits at the date of withdrawal or termination. The amount of the potential impact to the Companies of such unfunded liability is not known.

Note 17 - Multiemployer Plans

The Companies contribute to a number of multiemployer defined benefit pension plans under the terms of collective-bargaining agreements that cover its union-represented employees. The risks of participating in these multiemployer plans are different from single-employer plans in the following aspects:

- a. Assets contributed to the multiemployer plan by one employer may be used to provide benefits to employees of other participating employers.
- b. If a participating employer stops contributing to the plan, the unfunded obligations of the plan may be borne by the remaining participating employers.

POSILLIGO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
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Note 17 - Multiemployer Plans (cont'd.)

- c. If the Companies choose to stop participating in some of their multiemployer plans, the Companies may be required to pay those plans an amount based on the underfunded status of the plan, referred to as a withdrawal liability.

The Companies' participation in these plans for the annual period ended December 31, 2016, is outlined in the table below. The "EIN/Pension Plan Number" column provides the Employer Identification Number ("EIN") and the three-digit plan number, if applicable. The Pension Protection Act ("PPA") zone status is based on information that the Companies received from the plan and is certified by the plan's actuary. Among other factors, plans in the red zone are generally less than 65 percent funded, plans in the yellow zone are less than 80 percent funded, and plans in the green zone are at least 80 percent funded. The "FIP/RP Status Pending/Implemented" column indicates plans for which a financial improvement plan ("FIP") or a rehabilitation plan ("RP") is either pending or has been implemented. The last column lists the expiration dates of the collective-bargaining agreements to which the plans are subject. There have been no significant changes that affect the comparability of 2015 and 2016 contributions.

Pension Fund	EIN/Pension Plan Number	Pension Protection Act Zone Status	FIP/RP Status Pending / Implemented	Contributions for the Year Ended December 31, 2016	Surcharge Imposed	Expiration Date of Collective - Bargaining Agreement
i. Central Pension Fund of the International Union of Operating Engineers 138	36-6052390	Green as of 1/31/16	No	\$ 230,466	No	5/31/2019
ii. Laborers Union Local 1298 of Nassau and Suffolk Counties Pension Fund	11-1970385	Yellow as of 6/30/16	Yes	885,981	No	5/31/2022
iii. Excavators Union Local 731 Pension Fund	13-1809825	Green as of 12/31/15	No	1,904,261	No	4/30/2022
iv. New York City District Council of Carpenters 1456	51-0174276	Green as of 6/30/15	No	1,200,447	No	5/31/2017
v. Operating Engineers Local No. 825 Pension Plan	22-6033380	Green as of 6/30/15	No	99,493	No	6/30/2017
vi. International Union Of Operating Engineers Local 15 15a	11-2392157	Green as of 6/30/16	No	218,416	No	6/30/2018
vii. International Union Of Operating Engineers Local 14	36-6052390	Green as of 1/31/16	No	197,822	No	6/30/2018
viii. Other Funds				<u>1,766,387</u>		
				<u>\$ 6,503,273</u>		

POSILICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 18 - Common Stock

Common stock of Posillico Civil, Inc. and Affiliates at December 31, 2016, is summarized as follows:

Civil

Common stock, no par value, 500 shares authorized;
218.67 shares issued and outstanding

\$ 235,033

Environmental

Common stock, no par value, 200 shares authorized;
60 shares issued and outstanding

10,000

Total Common Stock

\$ 245,033

Note 19 - Pension Plans

Profit sharing plan expense and 401(k) matching contributions amounted to \$1,280,613 for the year ended December 31, 2016.

Note 20 - Provision for Income Taxes

The provision for (benefit from) income taxes is summarized as follows:

Current:

Local

\$ 83,969

Deferred:

Local

(48,000)

\$ 35,969

The Companies file income tax returns in the U.S. in both federal and State of New York jurisdictions. With few exceptions, the Companies are no longer subject to U.S. federal, state or local tax examinations by taxing authorities for years before 2013. The years 2013 to 2015 remain subject to examination by taxing authorities.

POSILLICO CIVIL, INC. AND AFFILIATES
NOTES TO COMBINED FINANCIAL STATEMENTS
DECEMBER 31, 2016

Note 21 - Backlog

The following schedule is a reconciliation of backlog representing signed contracts (excluding joint ventures) at December 31, 2016:

Balance, December 31, 2015	\$ 188,258,719
Contract adjustments	20,024,673
New contracts - year ended December 31, 2016	<u>204,910,946</u>
	413,194,338
Less: Contract revenues	<u>204,524,833</u>
Balance, December 31, 2016	208,669,505
Less: Future eliminations	<u>4,281,669</u>
Adjusted balance, December 31, 2016	<u>\$ 204,387,836</u>

In addition, subsequent to December 31, 2016, Civil, Environmental and Drilling entered into additional construction contracts with estimated revenues of approximately \$85,357,000.

Note 22 - Subsequent Events

The Companies have evaluated all events or transactions that occurred after December 31, 2016 through the date of these combined financial statements, which is the date that the combined financial statements were available to be issued. During this period, there were no material subsequent events requiring disclosure.

Project List



We know how.

Owner	Contract #	Project Title	Description	Start Date	Completion Date	Contract Amount	Contact
NYSDOT	D262357/5777	Wanago Hwy, Rehabilitation between Ocean Parkway and Northern Parkway	Wanago State Parkway Rehabilitation between Ocean Parkway & Northern State Parkway (Pavement, drainage, INFORM loops, curbs, signs).	Mar-17	Jan-18	\$3,693,500	Justin Leuchner 631-568-9641
NCDPW	H615K-35G	H615K-35G Resurfacing Various Roads Hempstead and Oyster Bay PH13	This project is a Roadside Aid project. It is proposed to reconstruct the following roadways in the Towns of Hempstead and Oyster Bay: Belmore Ave, Lakeside Road, Central Ave, Quaker Meeting House Road, Peninsula Blvd. The work includes asphalt pavement removal, 2" (1-1/2") asphalt concrete Type 1ABA Overlay, removal and replacement of deteriorated pavement, repair of joints, replacement of pavement markings and traffic signal loops, installation or removal and replacement of various concrete sidewalks, ramps, removal and replacement of various portions of concrete curbs, and other incidental work.	Mar-16	Jan-16	\$4,283,619	Rick Kramer 516-871-1958
NYSDOT	D262682	Mill and Resurface Route 25A, Huntington	Mill and Resurfacing 10.5 miles of Route 25A in Town of Huntington	Sep-14	May-16	\$6,566,317	Anna Elias 631-952-6940
NCDPW	615K-49G	Resurfacing Various County Roads	Asphalt Concrete milling and resurfacing on various county roads, phase 49.	Sep-15	Dec-15	\$1,925,925	Alia Sapa 521-6794
NYSDOT	D262556	Mill and Resurface Route 27, Babylon	Asphalt milling and resurfacing Route 27 service roads, Towns of Islip and Babylon	Aug-15	Nov-15	\$4,101,178	Ray Webster 631-952-6945
NYSDOT	D262694	Mill & Resurface Various Locations	6.8 miles of asphalt milling, patching repairs, asphalt repairs, asphalt resurfacing, pavement markings on Route 25, Route 25A, Sunken Woods Rd, Town of Smithtown, NY	Sep-14	Nov-15	\$2,628,301	John McGillion 631-952-6942
NYSDOT	D262492	Mill & Resurface Route 27, Babylon, NY	Milling and resurfacing Route 27 in Town of Babylon from County Line Road to Route 109	Feb-14	Nov-15	\$4,502,539	Ray Webster 631-952-6945

Project List



We know how.

Owner	Contract #	Project Title	Description	Start Date	Completion Date	Contract Amount	Contact
NYS DOT	D242433	Mill & Resurface Route 27, Babylon	Milling and resurfacing of route 27 in Town of Babylon from County Line Rd to Route 109	Feb-14	Nov-15	\$4,502,239	Ray Wexler 631-952-6045
NYS DOT	D222388	Mill & Resurface Route 25 Southold	Milling and repaving 14 miles on Route 25 in Southold	Jun-14	Aug-16	\$5,300,275	Ray Wexler 631-952-6045
NCDPW	E015343G	Resurfacing Grand Blvd	Asphalt milling and resurfacing on Grand Blvd., Baltimore	Apr-14	May-15	\$42,235	Alia Siga 716-571-6954
NYS DOT Region 10	D240012	Rebuild Route 247 - Route 111 to Mt Pleasant Road Design/Build	Design Build project for rehabilitation a mile of Route 247 and add an additional lane in each direction. Work includes new electrical, sound walls, median barrier, landscaping, and paving.	May-13	Apr-15	\$80,435,000	Ray Wexler 631-952-6045
NYS DOT	D262403	Concrete Milling & Resurfacing on Route 27, Herndon	Asphalt concrete milling, calcium concrete repairs, asphalt paving, pavement markings, Route 27, Rockville Centre	Feb-14	Dec-14	\$6,050,125	Ray Wexler 631-952-6045
Town of Huntington		Furnish and install Asphalt	Mill and resurface various roads throughout the Town.	Apr-12	Dec-14	\$6,476,000	Dave McLuckie 631-499-1304
NCDPW		Nassau County Resurfacing	Asphalt milling and resurfacing on four Nassau County roadways.	Aug-13	Dec-18	\$5,734,457	Bill Visak 516-571-6834
NYS DOT	D240008	Accelerated Bridge Program, Phase 1B Design-Build - Nassau & Suffolk Counties, NY	Rehabilitation of six bridges at various locations in Nassau and Suffolk Counties. Each project site includes complete bridge deck replacement, new bridge sidewalks and railings, approach slabs, bridge joints, and repairs to the bearings and pedestals. This project is a design build project which was selected by best value combining price and technical approach. Our team included GPI as our design firm and LK McLean as the construction inspection firm.	Aug-12	Dec-18	\$24,170,900	Joseph Fitzgerald - NYS DOT - 631-518-8096

COUNTY OF NASSAU

CONSULTANT'S, CONTRACTOR'S AND VENDOR'S DISCLOSURE FORM

1. Name of the Entity: Posillico - Civil

Address: 1750 New Highway

City, State and Zip Code: Farmingdale, NY 11735

2. Entity's Vendor Identification Number: 11-1529032

3. Type of Business: Public Corp ☒ Partnership Joint Venture

Ltd. Liability Co Closely Held Corp Other (specify)

4. List names and addresses of all principals; that is, all individuals serving on the Board of Directors or comparable body, all partners and limited partners, all corporate officers, all parties of Joint Ventures, and all members and officers of limited liability companies (attach additional sheets if necessary):

" See Attached "

5. List names and addresses of all shareholders, members, or partners of the firm. If the shareholder is not an individual, list the individual shareholders/partners/members. If a Publicly held Corporation, include a copy of the 10K in lieu of completing this section.

" See Attached "

6. List all affiliated and related companies and their relationship to the firm entered on line 1. above (if none, enter "None"). Attach a separate disclosure form for each affiliated or subsidiary company that may take part in the performance of this contract. Such disclosure shall be updated to include affiliated or subsidiary companies not previously disclosed that participate in the performance of the contract.

"None"

7. List all lobbyists whose services were utilized at any stage in this matter (i.e., pre-bid, bid, post-bid, etc.). If none, enter "None." The term "lobbyist" means any and every person or organization retained, employed or designated by any client to influence - or promote a matter before - Nassau County, its agencies, boards, commissions, department heads, legislators or committees, including but not limited to the Open Space and Parks Advisory Committee and Planning Commission. Such matters include, but are not limited to, requests for proposals, development or improvement of real property subject to County regulation, procurements. The term "lobbyist" does not include any officer, director, trustee, employee, counsel or agent of the County of Nassau, or State of New York, when discharging his or her official duties.

(a) Name, title, business address and telephone number of lobbyist(s):

"None"

(b) Describe lobbying activity of each lobbyist. See below for a complete description of lobbying activities.

None

(c) List whether and where the person/organization is registered as a lobbyist (e.g., Nassau County, New York State):

None

8. VERIFICATION: This section must be signed by a principal of the consultant, contractor or Vendor authorized as a signatory of the firm for the purpose of executing Contracts.

The undersigned affirms and so swears that he/she has read and understood the foregoing statements and they are, to his/her knowledge, true and accurate.

Dated: 7/17/17

Signed: [Signature]

Print Name: Joseph K. Posillico

Title: President / CEO

Page 4 of 4

The term lobbying shall mean any attempt to influence: any determination made by the Nassau County Legislature, or any member thereof, with respect to the introduction, passage, defeat, or substance of any local legislation or resolution; any determination by the County Executive to support, oppose, approve or disapprove any local legislation or resolution, whether or not such legislation has been introduced in the County Legislature; any determination by an elected County official or an officer or employee of the County with respect to the procurement of goods, services or construction, including the preparation of contract specifications, including but not limited to the preparation of requests for proposals, or solicitation, award or administration of a contract or with respect to the solicitation, award or administration of a grant, loan, or agreement involving the disbursement of public monies; any determination made by the County Executive, County Legislature, or by the County of Nassau, its agencies, boards, commissions, department heads or committees, including but not limited to the Open Space and Parks Advisory Committee, the Planning Commission, with respect to the zoning, use, development or improvement of real property subject to County regulation, or any agencies, boards, commissions, department heads or committees with respect to requests for proposals, bidding, procurement or contracting for services for the County; any determination made by an elected county official or an officer or employee of the county with respect to the terms of the acquisition or disposition by the county of any interest in real property, with respect to a license or permit for the use of real property of or by the county, or with respect to a franchise, concession or revocable consent; the proposal, adoption, amendment or rejection by an agency of any rule having the force and effect of law; the decision to hold, timing or outcome of any rate making proceeding before an agency; the agenda or any determination of a board or commission; any determination regarding the calendaring or scope of any legislature oversight hearing; the issuance, repeal, modification or substance of a County Executive Order; or any determination made by an elected county official or an officer or employee of the county to support or oppose any state or federal legislation, rule or regulation, including any determination made to support or oppose that is contingent on any amendment of such legislation, rule or regulation, whether or not such legislation has been formally introduced and whether or not such rule or regulation has been formally proposed.

LIST OF PRINCIPAL OFFICERS: 2017

*JOSEPH K. POSILLICO CEO/PRESIDENT
3 KAISER HILL ROAD1 HUNTINGTON, NY 11743
1/21/59

*MICHAEL J. POSILLICO EXECUTIVE VICE PRESIDENT/SECRETARY
9 FOX MEADOW COURT WOODBURY, NY 11797
4/27/62

*JOSEPH D. POSILLICO, III- SR. VICE PRESIDENT
241.TENNINGS.ROAD, COLD SPRING HARBOR, NY 11723
5/31/69

**Members of Board of Director/Shareholders with interest exceeding 5%*

U.S. DEPARTMENT OF JUSTICE
OFFICE OF JUSTICE PROGRAMS
OFFICE OF THE COMPTROLLER

**Certification Regarding
Debarment, Suspension, Ineligibility and Voluntary Exclusion
Lower Tier Covered Transactions
(Sub-Recipient)**

This certification is required by the regulations implementing Executive Order 12549, Debarment and Suspension, 28 CFR Part 67, Section 67.510, Participants' responsibilities. The regulations were published as Part VII of the May 26, 1988 *Federal Register* (pages 19160-19211).

(BEFORE COMPLETING CERTIFICATION, READ INSTRUCTIONS ON REVERSE)

(1) The prospective lower tier participant certifies, by submission of this proposal, that neither it nor its principals are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency.

(2) Where the prospective lower tier participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

Michael J. Trotta - VP 7/11/16
Name and Title of Authorized Representative m/d/yy

[Signature] 7/11/16
Signature Date

Possecco Civil, Inc.
Name of Organization

1750 New Highway Farmingdale ny
Address of Organization 11735

U.S. GPO: 1989 OJP FORM 4061/1 (REV. 2/89) Previous editions are obsolete

MacBride Fair Employment Principles

NONDISCRIMINATION IN EMPLOYMENT IN NORTHERN IRELAND:

MACBRIDE FAIR EMPLOYMENT PRINCIPLES

In accordance with Chapter 807 of the Laws of 1992 the bidder, by submission of this bid, certifies that it or any individual or legal entity in which the bidder holds a 10% or greater ownership interest, or any individual or legal entity that holds a 10% or greater ownership interest in the bidder, either: (answer yes or no to one or both of the following, as applicable),

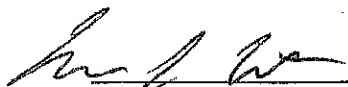
(1) have business operations in Northern Ireland,

Yes ___ No ☒

if yes:

(2) shall take lawful steps in good faith to conduct any business operations they have in Northern Ireland in accordance with the MacBride Fair Employment Principles relating to nondiscrimination in employment and freedom of workplace opportunity regarding such operations in Northern Ireland, and shall permit independent monitoring of their compliance with such Principles.

Yes ___ No ___



(Contractor's Signature)



(Name of Business)

IRAN DIVESTMENT ACT – CERTIFICATION

Pursuant to New York State Finance Law §165-a, Iran Divestment Act of 2012, the Office of General Services is required to post on its web site <http://www.ogs.ny.gov/about/regs/docs/ListofEntities.pdf> a list of persons who have been determined to engage in investment activities in Iran ("the List"), as defined in that Act. Under Public Authorities Law § 2879-c, Iranian Energy Sector Divestment, the Authority, may not enter into or award a Contract unless it obtains a certification from a Bidder, who shall check the box and make the certification in Subparagraph a, below, that they are not on the List. If that certification cannot be made, the Authority may consider entering into a Contract, on a case by case basis if the Bidder checks the box and makes the certification in Subparagraph b, below, that their Iran investment is ceasing.

For purposes of this provision, a person engages in investment activities in Iran if: (A) the person provides goods or services of twenty million dollars or more in the energy sector of Iran, including a person that provides oil or liquefied natural gas tankers, or products used to construct or maintain pipelines used to transport oil or liquefied natural gas, for the energy sector of Iran; or (B) the person is a financial institution that extends twenty million dollars or more in credit to another person, for forty-five days or more, if that person will use the credit to provide goods or services in the energy sector in Iran.

The Certification is as follows:

- ☒ a. **Certification that the Bidder is not on the List:** Each person, where person means natural person, corporation, company, limited liability company, business association, partnership society, trust, or any other nongovernmental entity, organization, or group, and each person signing on behalf of any other party, certifies, and in the case of a joint bid or proposal or partnership each party thereto certifies as to its own organization, under penalty of perjury, that to the best of its knowledge and belief that each person is not on the list created pursuant to paragraph (b) of subdivision 3 of section 165-a of the State Finance Law, or,
- ☐ b. **Certification that the Bidder's investment in Iran is ceasing:** The person cannot make the certification in Subparagraph a, above, but asks the Authority to consider them for award of the Contract by certifying, under penalty of perjury, that the person's investment activities in Iran were made before April 12, 2012; the person's investment activities in Iran have not been expanded or renewed after April 12, 2012; and the person has adopted, publicized and is implementing a formal plan to cease its investment activities in Iran and to refrain from engaging in any new investments in Iran.


Signature/Date

MICHAEL J. TROTTA
Print Name and Position
VICE PRESIDENT

PROPOSAL: For all work in accordance with the drawings and specifications:

Posillco Civil Inc.

(Individual, Firm or Corporation, as case may be)

Individual's Social Security Number _____

Firm or Corporation's Federal ID Number 11-1529032

Firm or Corporation's Municipal License ID Number _____

Municipal Licensing Agency _____

By: [Signature] Date: 7/11/16
(Print) MICHAEL J. TROTTA Title: _____
VICE PRESIDENT

WHERE BIDDER IS A CORPORATION, ADD:

ATTEST: [Signature]
Secretary

(CORPORATE)
(SEAL)

QUALIFICATION STATEMENT

Note: All blanks in the form are to be filled in. Where blanks are not applicable to your firm, so indicate in each instance.

1. How many years has your firm been in the business under your present business name? 70 yrs
2. How many years experience in the construction work of a similar type as this contract has your firm had;

a. as a Prime Contractor 70

b. as a Subcontractor 70

3. List below the construction projects your firm has under way as of this date:

Contract Amount	Class of work	Percent Completed	Name and Address of Owner or Contracting Officer
--------------------	------------------	----------------------	---

See previous list

(use additional blank sheets if additional space is necessary)

4. List the projects which your firm as a firm has performed in the past few years which you feel will qualify you for this work:

Contract Amount	Class of work	Percent Completed	Name and Address of Owner or Contracting Officer
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h

(use additional blank sheets if additional space is necessary)

5. Have you:

a. ever failed to complete any work awarded to You? no
If so; identify the project, the owner, the contract amount, the circumstances and date of all such failures to complete.

b. ever been defaulted on a contract? no
If so; identify the project, the owner, the contract amount, the circumstances and the date of all default actions

c. ever been declared a non-responsible bidder by any municipality or public agency? NO
If so; identify the project, the owner, the contract amount, the circumstances and the date of all such declarations

d. ever been barred from bidding municipal or public contracts? NO
If so; identify the municipality or public agency, the circumstances, date and term of disbarment for all debarments.

(use additional blank sheets if additional space is necessary)

6. Has any officer, partner or principal of your firm ever been on officer, partner or principal of some other firm:

a. that failed to complete a construction contract? NO
If so, state name of individual and identify the name of firm, the project, the owner, the contract amount, the circumstances and the date of all such failures to complete for all principals of the firm.

b. that has ever been defaulted on a contract? NO
If so; state the name of the individual and identify the name of the firm, the project, the owner, the contract amount, the circumstances and the date of all default actions for all principals of the firm.

c. that has ever been declared a non-responsible bidder by any municipality or public agency? NO
If so; state the name of the individual and identify the name of the firm, the project, the owner, the contract amount, the circumstances and the date of all such declarations for all principals of the firm.

- d. that has ever been barred from bidding municipal or public contracts? no
If so; state the name of the individual and identify the name of the firm, the municipality or public agency, the circumstances, date and term of debarment for all debarments for all principals of the firm.

(use additional blank sheets if additional space is necessary)

7. Has any officer or partner of your firm ever failed to complete a construction contract handled in his name? no
If so, state name of individual, name of owner and reason therefor:

8. Disclose any and all violations of the Prevailing Wage and Supplemental Payment Requirements of the Labor Law of New York State.

n/a

9. Disclose any and all other Labor Law Violations, including, but not limited to, child labor violations, failure to pay wages, or unemployment insurance tax delinquencies within the past five years.

n/a

10. In what other lines of business are you financially interested?

- Environmental Serv.
- Real Estate

10-17

see Attached Sheet for Items

11. What is the construction experience of the principal individuals of your firm?

Individual's Name	Present Position or Office	Years of Construction Experience	Magnitude and type of work	In what Capacity
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(use additional blank sheets if additional space is necessary)

12. List below the equipment that you own that is available for the proposed work, giving present location where it may be inspected:

Item	Description, Size Capacity, Year, etc.	Years of Service	Present Location
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(use additional blank sheets if additional space is necessary)

NOTE: Should the equipment be moved from the above mentioned location, the submitted hereby agrees upon request of the County to state the new location where same may be found.

13. If any of the above equipment is covered by chattel mortgage, conditional bill of sale, lien, or like encumbrance, state the complete details as to nature and amount of encumbrance, the name and address of the holder, etc.

(use additional blank sheets if additional space is necessary)

14. In what manner have you inspected this proposed work?
Explain in detail.

(use additional blank sheets if additional space is necessary)

15. Explain your plan and lay-out for performing the proposed work.

16. If a contract is awarded or a permit is issued, to your firm, who will have the personal supervision of the work? Attach resume.

17. Insurance carried by your firm:

Type	Company	Limits of Coverage	Term
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18. The undersigned hereby declares: That the foregoing information contained in this bid is a true statement, including, but not limited to, the financial condition of the individual firm herein first named as of the date herein given; the undersigned has read that portion of the Instructions to the Bidders entitled **"Qualifications and Responsibility of Bidders"** and that the bidder acknowledges its affirmative obligation to transmit with this statement any matters relevant and material to those contractor qualifications and responsibility standards; that this statement is for the express purpose of inducing the party to whom it is submitted to award the submitted a contract or issuance of a permit; that any depository, vendor or other agency herein named is authorized to supply such party with any information necessary to verify this statement; and that it understands and agrees that any material misrepresentation or omission of material fact may be deemed grounds for disqualification of the bidder as "not responsible," and may also subject the bidder to future debarment, penalties, and sanctions, to the extent permitted by law.

NCDPW – Qualification Statement

POSILICO CIVIL, INC.

- 10.) - Real Estate
- Environmental Services
- 11.) See Attached Resumes for Construction Experience of the Principal Individuals:
- 12.) See Attached List of Equipment that we own and is available for the proposed work:
- 13.) n/a
- 14.) Our representative inspected the job site of the proposed work & carefully reviewed the plans and specifications.
- 15.) Posillico will provide and submit our plan and lay-out for performing this project in a timely and efficient manner.
- 16.) If contract is awarded, Personal Supervision of:
Peter V. Brindley, Vice President (resume attached)
Charles A. Forte, Jr., Vice President (resume attached)
- 17.) See Attached Insurance Certificate

JOSEPH K. POSILLICO

CEO / President

EDUCATION:

St. Johns University, Jamaica, NY – 1982-1983

Completed graduate school courses in Management, Finance and Business Law

Villanova University, Villanova, PA – 1977-1981

Bachelor of Civil Engineering (magna cum laude)

Member of the Chi Epsilon and Tau Beta Phi National Honor Societies

PROJECT EXPERIENCE:

POSILLICO CIVIL, INC. / Posillico Environmental, Inc. Farmingdale, NY / 2007 – Present
CEO / President

Provide leadership to position the company's at the forefront of the industry. Oversee development and management of the organization's annual strategic plan to advance the company's mission and objectives to promote revenue, profitability and growth as an organization. Oversee company operations to insure safety, efficiency, quality, service and cost effective management of resources.

Posillico Civil, Inc. / Posillico Environmental, Inc. / Farmingdale, NY / January 2004 – September 2007
President

Oversee project management and estimating functions of organization, across all divisions. Represent the company in negotiations with private and public corporations and clients. Lead organization management staff meetings and company-wide informational meetings and communications.

Posillico Civil, Inc. / Posillico Environmental, Inc. / Farmingdale, NY / April 1987 – January 2004
Secretary

Responsibilities include estimating and coordinating bids for public works projects, seeking out project opportunities with private firms and providing price quotations/negotiations, handling claims and change orders for ongoing and completed projects, management of engineering department staff personnel, provides engineering support.

In charge of two construction projects for the Port Authority of New York/New Jersey at JFK International Airport. Projects involved relocated existing sanitary sewer and water facilities, installation and removal of steel sheet piling, dewatering, construction of a 30'-deep sanitary sewer lift station, and installation of underground tanks. Projects required intense planning and staging to minimize interruptions to airport operations, which included a comprehensive safety program to protect both employees and the general public.

In charge of two construction projects for the New York State Dept. of Transportation. Projects involved the reconstruction of Route 495 in Huntington, N.Y. (\$10.8 million) and the construction of Route 878 in Inwood, N.Y. (\$25.7 million). Responsibilities included project scheduling, field supervision, project engineering, and negotiating change orders. The project included constructing a bridge over the LIRR, and installing over 16,000 lf of underground sanitary and drainage pipe, 3,600 lf concrete box culvert, and 6,700 lf 48" water main piping and appurtenances.

JOSEPH K. POSILLICO

CEO / President

EXXON COMPANY, U.S.A / May 1985 – March 1987

Terminal Superintendent

In charge of the operation of Exxon Co. USA's Everett, MA. Oil transfer facility. Responsibilities included supervising 8 supervisory and 30 union employees, stewardship over a \$5 million dollar per year operating and expense budget, coordinating plant maintenance and repair, participating in labor negotiations, and insuring compliance with federal and local environmental regulations. Operations at the facility included the handling of over 10 million barrels of petroleum products per year, with shipment/receipt of this product via barge, pipeline, and tank truck.

Terminal Supervisor / November 1983 - February 1987

In charge of Exxon's oil transfer facility in Oceanside, N.Y. Also actively involved in developing and implementing a comprehensive safety program for the approximately 125 employees at Exxon's six oil terminals in the New York Metropolitan area.

Construction & Maintenance Engineer / August 1981 - October 1983

Responsible for overseeing the construction and modernization of Exxon's retail stations on Long Island, N.Y., including replacing underground tanks, installing vapor recovery systems, testing underground tanks, cleaning up oil lost from leaking underground tanks, routine maintenance and ensuring compliance with local safety and environmental regulations.

TRAINING AND CERTIFICATIONS:

Successfully Completed FMI Leadership Institute Program, January 15, 2009

MICHAEL J. POSILICO

Executive Vice President, Principal

EDUCATION:

Clemson University, Clemson, SC, 1984

B.S., Civil Engineering, Member of Chi Epsilon National Civil Engineering Honor Society.

SUMMARY OF QUALIFICATIONS:

Mr. Posilico has varied experience in a multitude of civil engineering, environmental and development projects. He has worked with many government agencies and owners in conjunction with the construction, development and remediation of many projects including the NYSDOT, NYSDEC, NYCDEP, USEPA and many other regional municipal agencies. In the past several years he has combined this expertise to promote the clean up and redevelopment of some of the most contaminated projects in our region.

PROJECT EXPERIENCE:

POSILICO / Farmingdale, NY / 1985 – Present

- From 2010 to present Mr. Posilico has redeveloped Posilico's Master Facilities including Materials Intermodal Systems, Shop and Mechanic divisions. He also reorganized business development strategies for company wide goals and individual business units. In 2012 he took on the role of Chairman for the New York League of Conservation Voters Long Island Chapter and restructured their platform for implementing a new agenda throughout Long Island. Mr. Posilico is also spearheading a master redevelopment effort of a former quarry in Northern New Jersey.
- From 2005 to 2010 Mr. Posilico has formed 2 new companies, Posilico Development LLC, an organization formed to integrate operations, pool resources and strategically invest in property development and Posilico Consulting, LLC a multi-disciplined Brownsfield redevelopment property management and development consulting service. He also expanded Posilico Environmental's marine and mechanical capabilities, which now encompass dredging, synthetic bulkhead installation, sanitary treatment plant construction and refurbishment. Mr. Posilico also lead a re-branding effort for the "Posilico" companies to improve their recognition under one brand and being dedicated to setting the standard for excellence in the construction industry for getting complex projects completed safely, on time and on budget.
- From 2000 to 2004 Mr. Posilico has focused further on the re-development of environmentally challenged properties in addition to overseeing major projects in Posilico Environmental, Inc. Major projects include the partnership in Glen Isle Development, a 50-acre national brownsfield waterfront redevelopment site, redevelopment of the former Cibro Fuel Oil Terminal in Island Park, NY and the clean up of the former GTE/Sylvania site in Hicksville, NY.
- From 1997 to 2000 Mr. Posilico has worked on further expansion of thermally treated contaminated soil and dredge spoil recycling into a product known as "Poscrete". He has also worked on a number of significant environmental projects including recently completed dredging of Lake Capti in West Islip, NY, which involved difficult environmental dredging and processing of sediments and solids with a temporary processing plant. In addition, Mr. Posilico worked on the development of a remedial SVE system at Northville's Holtsville terminal and affected area with ERM Northeast.

MICHAEL J. POSILICO

Executive Vice President, Principal

- From 1993 to 1996 Mr. Posillico expanded Blue Water Environmental, Inc. into other specialized remedial projects including an expansive tunnel clean-up project for the Brooklyn Navy Yard Development Corp., shallow soil mixing of hazardous wastes for the NYSDEC at Dzus Fasteners in West Islip, NY, and the handling and disposal of dredge sediments from the installation of a cooling tunnel outfall at the Brooklyn Navy Yard.
- From 1991 to 1993 the majority of Mr. Posillico's efforts were directed to developing a permit with the NYSDEC to thermally treat and recycle petroleum-contaminated soils at Posillico Brothers Asphalt in Farmingdale, N.Y. (Posillico Materials, LLC) During this time period Michael founded and developed the Blue Water Environmental, Inc. petroleum contaminated soil business which is now known as Posillico Environmental, Inc.
- From 1988 to 1991 Mr. Posillico was the Project Manager for reconstruction of the Northern State and Meadowbrook Parkway interchange and the reconstruction of the intersection of Old Country Road and Glen Cove Road. The total value of both projects was over 70 million dollars, which involved complex bridge reconstruction and highway detour routing.
- From 1985 to 1988 Mr. Posillico was the Project Supervisor for NYSDOT. Nighttime reconstruction of the Long Island Expressway, exits 52-57 and exits 32-39. (10 million dollars), the reconstruction of Route 106/107 and the North Service Road in Syosset, NY. (4 million dollars), the reconstruction of the force main and sewer system, Halesite, NY. (2 million dollars)

AFFILIATION:

Mr. Posillico and his partners formed The Posillico Foundation in 2004 donating their time and money to many regional charitable organizations. Mr. Posillico has served numerous charitable and foundation boards including Farmingdale State College Foundation where he served as Foundation President. Mr. Posillico is currently an honorary member of this foundation. He is currently the Chairman for the New York League of Conservation Voters Long Island Chapter and a Board Member of Gilda's Club New York. He formally sat on the Board of Vision Long Island, a regional consortium of professional advocates that promotes "smart growth" in our region, focusing on improving housing, environmental, transportation and economic development and the Long Island Lutheran School Endowment Fund Committee.

CURRENT OFFICE TITLES:

- Posillico Environmental, Inc. – Executive Vice President, Chairman of the Board
- Posillico Civil, Inc. – Executive Vice President
- SUNY Farmingdale College Foundation – Honorary Member
- Vision Long Island – Board Member
- Posillico Development, LLC – Managing Partner
- Posillico Consulting, LLC – Managing Partner

JOSEPH D. POSILLICO, III

Senior Vice-President

EDUCATION:

Lehigh University, Bethlehem, PA, 1987 - 1991

B.S., Civil Engineering

Specialty classes in Environmental and Transportation Engineering.

PROJECT EXPERIENCE:

POSILLICO CIVIL, INC. / Farmingdale, NY / 2004 – Present

Senior Vice-President Field Operations – Civil, Environmental, Drilling, Materials, Consulting and Development

- Manage company Safety Department and Risk Management program across all business disciplines.
- Supervise and mentor General Supervisors, Area Managers and Shop Manager.
- Oversees all equipment and vehicle purchases.
- Reviews and manages job and equipment costs for projects across all business disciplines.

J. D. Posillico, Inc. / Farmingdale, NY / 2001-2004

General Supervisor

Various Municipal and Private Jobs - Head Company Safety Program and Monitor Insurance Claims; Coordinated all Labor and Equipment between all jobs; Equipment Rentals, Purchases, Maintenance, and Repairs; Monitor Job Cost, Payments, and Purchasing.

J. D. Posillico, Inc. / Farmingdale, NY / 1997- 2001

Project Manager

Rehabilitation of LIE (Exits 57-64, Holbrook, NY) — 2 Contracts - NYSDOT Project Estimate \$150 Million; Job Start up, Order all Equipment and Materials; Coordinated work with Suppliers and Subcontractors.

J. D. Posillico, Inc. / Farmingdale, NY / 1993 - 1997

Project Engineer/Supervisor

Rehabilitation of Route 25 (Jericho Turnpike, Syosset, NY) — 3 Contracts - 3 Contracts with NYSDOT totaling \$25 Million; Ordered materials, Payroll, Payments, EEO Requirements, Job Quantities; All Certifications and Submittals to NYSDOT.

Rehabilitation of Route 27 (Sunrise Highway, Massapequa, NY) - NYSDOT Project Estimate: \$9 Million; Safety, Payment, Payroll, Job Cost, Quantity Review, and Payment; Planning, and Scheduling of manpower and equipment.

Rehabilitation of LIE (Exits 47-49, Plainview, NY) - NYSDOT Project Estimate: \$42 Million.

JOSEPH D. POSILLICO, III

Senior Vice-President

Downtown Eatery / Montauk, NY / 1992 - 1993

Manager

Rehabilitation, Set up, and Operation of 40 Seat Restaurant, Scheduling, Payroll, Ordering, and Banking.

TRAINING AND CERTIFICATIONS:

- OSHA 30 hour
- Hazmat 40 hour
- CPR
- Defensive Driving
- Leadership Training
- Productivity Training
- Scuba

MEMBERSHIPS:

- AGC
- LICA
- GCA
- DFI
- ADSE

Heavy Equipment List

All equipment housed locally and available as needed.

Category	Equipment Number	Description	Model No.	Year
Drilling / Mixing Equipment				
ABI	979	ABI Auger / Drill rig	TM 22	2011
Delmag	975	Delmag Auger / Drill rig	RH26W	2007
ABI	976	ABI Auger / Drill rig	14/17	2007
Delmag	978	Delmag Auger / Drill rig	RH28	2007
Pugmill	M2	400 tons per hour capacity		
Delmag	991	Delmag Auger / Drill rig	RH32	2011
Comacchio	935	Comacchio Auger/Drill rig	MC602	2012
Comacchio	931	Comacchio Auger/Drill rig	MC1200	2012
Environmental Control Equipment				
Rusmar	996	Portable Odor Control Foaming unit	400/25	2006
Rusmar	989	Portable Odor Control Foaming unit	800/40	2008
Kiely Rhino	995	Truck Wash		2006
Rusmar		Portable Odor Control Foaming unit	800/40	2013
Material Control Equipement				
Truck Scale	997	Fairbanks Titan 100k		2007
Cranes / Cherry Pickers				
CRN-CHPK	112	Tadano 45 Ton Picker TR450 XL4	TR450 XL-4	2011
CRN	401	50 Ton Track Crawler Crane	BM500	1997
CRN-CHPK	110	Tadano 45 Ton Picker TR450 XL4	TR450 XL-4	2003
CRN-CHPK	113	Tadano 75 Ton Picker	GR750XL-4	2011

Heavy Equipment List

All equipment housed locally and available as needed.

Category	Equipment Number	Description	Model No.	Year
Excavators				
EXC-BH/LDR	335	Cat 446-B	446-B	1999
EXC-BH/LDR	336	Cat.420D	420D	03
EXC-EXC	224	Volvo	EW 305	2009
EXC-EXC	225	Volvo	EW 305	2009
EXC-EXC	257	Volvo	EW 460 CL	2009
EXC-EXC	258	Komatsu	PC 400-8	2009
EXC-EXC	248	Cat.307C Exc.	307C	2002
EXC-EXC	244	Komatsu	PC 308 USLC	2009
EXC-EXC	245	Komatsu	PC 300 HD	2009
EXC-EXCW	254	Cat	M322	2007
EXC-EXC	250	Cat.320CL	320CL	2005
EXC-EXC	231	Komatsu	PC308ULSC-3	2005
EXC-EXC	233	Komatsu	PC308ULSC-3	2003
EXC-EXC	236	Cat	345II	2003
EXC-EXC	226	Cat	321-D-LCR	2008
EXC-EXC	227	Cat	321-D-LCR	2008
EXC-EXC	228	Cat	321-D-LCR	2008
EXC-EXC	221	Volvo	EW210	2010
EXC-EXC	222	Volvo	EW210	2010
EXC-EXC	223	Volvo	EW210	2010
EXC-BH/LDR	337	Cat 420D	420D	2004
EXC-BH/LDR	338	Cat 420D	420D	2004
EXC-BH/LDR	339	Cat 420D	420D	2005
EXC-BH/LDR	333	Cat 430F	430F	2012
EXC-EXCW	332	Volvo EW160	EW160	2012
EXC-EXCW	334	Cat M315	M315D	2012
EXC-EXC		Cat 305.5	305.5E	2012
EXC-EXC	246	Cat 308E	308E	2012
EXC-EXC	247	Cat 308E	308E	2012
EXC-EXCW	255	Cat	M322	2012
EXC-EXC	251	Cat 320	320EL	2012
EXC-EXC	256	Cat 349	349EL	2012
EXC-EXC	232	Volvo EC235	EC235DL	2012
EXC-EXC	231	Volvo EC235	EC235DL	2012

Heavy Equipment List

All equipment housed locally and available as needed.

Category	Equipment Number	Description	Model No.	Year
Front End Loaders				
M-COMP	102	BOOM 60FT	600S-60	98
LDR-PL	381	Komatsu WA450-2	WA450-2	1995
LDR-PL	383	Komatsu WA450-3L	WA450-3L	1996
LDR-PL	384	Komatsu WA320-3MC	WA320-3MC	2003
LDR-PL	385	Caterpillar 938G	938G	2002
LDR-PL	386	Caterpillar 962G	962G	2003
LDR-PL	397	Cat 980H	980H	2010
LDR-PL	378	Volvo	L150F	2009
LDR-PL	379	Volvo	L150F	2009
LDR-PL	586E	Case Forklift	586E	
LDR-PL	380	Volvo	L150F	2009
LDR-SS	206	S250 Bobcat Loader	S250	2002
LDR-PL	387	Cat 938G	938G	2002
LDR-PL	388	Komatsu	WA380-5	2004
LDR-PL	389	Cat 966-G	966-G	2004
LDR-PL	397	Caterpillar	980-G	2011
LDR-PL	399	Caterpillar	980-K	2013
LDR-PL	393	Cat 966	966K	2012
LDR-PL	394	Cat 966	966K	2012
LDR-PL	395	Cat 980	980G	2004
Grader				
GRADE	260	Cat 12H Grader	12H	1997
Bull Dozers				
BD	030	Cat	D6NLGP	2010
BD	032	Cat	D6TL6P	2010
BD	023	Cat D5LGP	D5LGP	2006
BD	027	Cat D5 LGP	D-5 LGP	2006
BD	024	Komatsu D21	D21A-8	2012
BD	026	Cat D5	D5KLGP	2012
BD	033	Deere 850	850KLGP	2012

Heavy Equipment List

All equipment housed locally and available as needed.

Category	Equipment Number	Description	Model No.	Year
Compaction Rollers				
RLR-VB	171	Ingersoll-Rand DD-90	DD-90	2004
RLR-VB	196	Ingersoll-Rand DD110HF	DD110HF	2002
RLR-VB	198	Ingersoll-Rand DD138HF	DD138HF	2005
RLR-VB	510	Cat 563	CS563	1994
RLR-VB	511	Cat 563C	CS663C	1998
TELHDLR	103	Cat.TH103	TH103	1999
RLR-VB	172	Ingersoll-Rand DD-90	DD-90	2004
RLR-VB	173	Volvo	DD-90	2010
RLR-VB	174	Volvo	DD-90	2010
RLR-VB	503	Cat	CP563E	2006
RLR-VB	504	Cat	CS563E	2006
RLR-ST	191	Hypac C340C	C340C	2008
RLR-ST	191	Hypac C340C	C340C	2008
RLR-VB	176	Sakai	Walk Behind	2011
RLR-VB	170	Wacker	RD12	2012
RLR-VB	187	Cat	CB634C	1999
Asphalt Pavers				
AP	475	Cat Asphalt Paver	AP665C	2005
AP	478	Cat Asphalt Paver	AP1055	2008
AP	470	BG750	BG750	1989
AP	891	Hot Box	RMV-4	2001
AP	479	Cat Asphalt Paver	AP1055D	2010
Flatbed Trucks				
FB	150 JCI Flatbed, 22' Long			2001
Portable Crushing Plant / Screening Equipment				
SP	Screening Plant			
Trucks				
TRK-TRCTR	627	Kenworth	T800	2009
Trailers				
TRL-AL	117	American Roll-off Trailer		1995
TRL-LB	680	Trail King Custom	Custom	1989
TRL-TAG	678	Kustom		1988

Heavy Equipment List

All equipment housed locally and available as needed.

Category	Equipment Number	Description	Model No.	Year
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Heavy Equipment List

All equipment housed locally and available as needed.

Category	Equipment Number	Description	Model No.	Year
Roll-Off Containers				
CON-20	108	Roll-Off Container 20cy	20 Yard	1994
CON-20	109	Roll-Off Container 20cy	20 Yard	1994
CON-15	113	Roll-Off Container 15cy	15 Yard	1994
CON-15	114	Roll-Off Container 15cy	15 Yard	1994
CON-15	115	Roll-Off Container 15cy	15 Yard	1994
CON-15	116	Roll-Off Container 15cy	15 Yard	1994
CON-15	118	Roll-Off Container 15cy	15 Yard	1994
CON-15	119	Roll-Off Container 15cy	15 Yard	1994
CON-15	120	Roll-Off Container 15cy	15 Yard	1994
CON-15	121	Roll-Off Container 15cy	15 Yard	1994
CON-15	122	Roll-Off Container 15cy	15 Yard	1994
CON-15	123	Roll-Off Container 15cy	15 Yard	1994
CON-15	124	Roll-Off Container 15cy	15 Yard	1994
CON-15	125	Roll-Off Container 15cy W/RT	15 Yard	2003
CON-15	126	15cy Container with Roll Tarp	15 Yard	2003
CON-20	127	Roll-Off Container 20 cy	20 Yard	2003
CON-30	128	Roll-Off Container 30 cy	30 Yard	2003
CON-30	129	Closed Storage Box 30cy	JC148C	1995

Heavy Equipment List

All equipment housed locally and available as needed.

Category	Equipment Number	Description	Model No.	Year
Marine Equipment				
BOAT	800	20' Safety Boat		
Barge-6 sections	M1	90' x 30' Low Draft Sectional Barge	Custom Built	2004

CHARLES A. FORTE, JR.

Vice President – Director of Field Operations

EDUCATION:

Ohio State University – Columbus, Ohio
Bachelor's Degree in Business Administration. 1989 - 1993

WORK EXPERIENCE:

POSILICO CIVIL, INC. / Farmingdale, NY

Vice President – Division Manager of Paving / 2011 – Present

- Develop business plan for paving.
- Bid \$88 million worth of paving work.
- Completed \$20 million worth of paving work.
- Solicit new customers.

Vice President – Director of Field Operations / 2002 - 2011

- Coordinate scheduling of over 250 union employees daily.
- Oversee multiple job sites and assist job scheduling with Project Manager.
- Track job costs on all projects.
- Equipment management for all job sites.
- Coordination of sub-contractors.
- Enforce company safety policies.

Project Superintendent / February 1994-December 2002

NYSDOT D258387 Reconstruction of Route 24

- Project Estimate \$9,600,000.00
- Supervise manpower, equipment, subcontractors, and ordering of materials for the installation of drainage, curbs, sidewalks, milling, paving and 18 intersections with new signal equipment
- Coordinate the installation of over 25,000LF of telephone conduit, and 16 telephone manholes for Verizon, along median of Route 24

MTA-LIRR Parking lot Improvements / March 2000-December 2000

- Project Estimate \$2,400,000.00
- Coordinate improvements at four LIRR parking lots
- Supervise and oversee various subcontractors at different locations
- Develop project schedule, weekly meetings with LIRR and citizens group

NYSDOT D257874 Reconstruction of Rte. 25A / April 1999-November 1999

- Project Estimate \$6,300,000.00
- Develop project schedules, weekly meetings to coordinate subcontractors on job.
- Supervise manpower, equipment, subcontractors, and materials for the installation of drainage, utilities, paving, and a precast concrete box culvert. Communicate with citizens group to keep them informed of project.

CHARLES A. FORTE, JR.

Vice President – Director of Field Operations

NYS DOT D257628 Reconstruction of Rte. 107 / May 1998-March 1999

- Joint Venture with Scalimandre Construction.
- Project Estimate \$5,000,000.00,
- Supervise the installation of + 5,000 lf of concrete median barrier, schedule and coordinate excavation and concrete for over 1,500 CY of Calcium Chloride patches.

Assistant Superintendent

Expansion of LIE HOV Lanes Exits 46-49 / September 1995-May 1998

- Assist in day to day scheduling of Bridge demolition, pouring of new bridges, noise wall installation and other aspects of Highway Construction. Coordinate with NYS DOT and NCPD over various bridge demolitions over the LIE on numerous weekends.

Requirements Contract for Sanitary Sewers / March 1994-September 1995

- NCDPW – Directed numerous crews in the replacement of existing sewers oversee the installation of a complex dewatering system.

CERTIFICATIONS

- OSHA 29 CFR 1910.120 40 hr. Hazwoper
- OSHA 8 hr. Refresher
- OSHA 10 hr. – Construction and safety
- OSHA 30 hr. – Construction
- Confined Space Safety 29CFR1910.146
- MTA – LIRR Roadway Protection Training 49 CFR Part 214 subpart C
- Competent person designation in excavation requirements
- Medically cleared and fit tested for use of respirator
- AED/CPR Certified
- Defensive Driving

NOTE: The bids shall be sworn to by the person signing them, in one of the following forms:

(Form of affidavit where Bidder is a corporation)

STATE OF NEW YORK)
) ss.:
COUNTY OF NASSAU)

Michael J. Latta Being duly sworn, deposes and says:
That he resides at 218 Edgewater Ave Street,
in the City of Bayport NY that he is the VP of
Posillco Curb Co
the corporation described in and which executed the foregoing
instrument; that he knows the seal of said corporation; that the seal
affixed to the said instrument is such corporate seal and was affixed
by order of the Board of Directors of said corporation; that he signed
his name thereto by like order; and that he has knowledge of the
several matters therein stated and they are in all respects true.
Subscribed and sworn to before me
this 11th day of July, 2016.

Notary
CARLEEN M. KING
Notary Public - State of New York
No. 01K18264231
Qualified in Suffolk County
My Commission Expires June 25, 2018
2020

(Form of Affidavit where Bidder is a firm)

STATE OF NEW YORK)
) ss.:
COUNTY OF NASSAU)

_____ Being duly sworn, deposes and says:
That he is a member of
the firm described in and which executed the foregoing bid; that he
duly subscribed the name of the firm hereunto on behalf of the firm;
and that the several matters therein stated are in all respects true.
Subscribed and sworn to before me
this _____ day of _____, 20 ____.

Notary

(Form of Affidavit where Bidder is an individual)

STATE OF NEW YORK)
) ss.:
COUNTY OF NASSAU)

_____ Being duly sworn, deposes and says:
That he is the person described in and who executed the foregoing bid
and that the several matters therein stated are in all respects true.
Subscribed and sworn to before me
this _____ day of _____, 20 ____.

Notary



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

3/28/2016

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER PG Genatt Group LLC 3333 NEW HYDE PARK RD SUITE 409 NEW HYDE PARK NY 11042		CONTACT NAME: KARL HUCKE PHONE (A/C, No, Ext): 516-869-8788 E-MAIL ADDRESS: manderson@genattgrp.com FAX (A/C, No): 1-516-706-2973	
INSURED Posillico Civil, Inc. 1750 New Highway Farmingdale NY 11735		INSURER(S) AFFORDING COVERAGE INSURER A: National Union Fire INSURER B: Starr Indemnity & Liability Co INSURER C: INSURER D: INSURER E: INSURER F:	
		NAIC # 19445 38318	

COVERAGES

CERTIFICATE NUMBER: 417478784

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADOL SUBR INSR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
B	GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR <input checked="" type="checkbox"/> Contractual Liab GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC		1000025491181	4/1/2016	4/1/2017	EACH OCCURRENCE \$3,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$300,000 MED EXP (Any one person) \$10,000 PERSONAL & ADV INJURY \$3,000,000 GENERAL AGGREGATE \$6,000,000 PRODUCTS - COM/PROP AGG \$6,000,000 \$
B	AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS <input checked="" type="checkbox"/> COMP \$1,000 <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS <input checked="" type="checkbox"/> COLL \$1,000		SISIPCA08368216	4/1/2016	4/1/2017	COMBINED SINGLE LIMIT (Ea accident) \$1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
A	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> EXCESS LIAB <input checked="" type="checkbox"/> DED <input checked="" type="checkbox"/> RETENTION \$10,000 <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS-MADE		BE018256769	4/1/2016	4/1/2017	EACH OCCURRENCE \$19,000,000 AGGREGATE \$19,000,000 \$
B	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below Y/N <input type="checkbox"/> N/A		1000002092	4/1/2016	4/1/2017	<input checked="" type="checkbox"/> WC STATU-TORY LIMITS <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$1,000,000 E.L. DISEASE - EA EMPLOYEE \$1,000,000 E.L. DISEASE - POLICY LIMIT \$1,000,000
B	PROP LIAB/CONT, POLLUTION LEASED/RENTED CONTRACTORS EQUIPMENT		1000066165161 ITN100070560516	4/1/2016 4/1/2016	4/1/2018 4/1/2017	\$5,000,000 LIMIT \$1,000,000 PER ITEM \$1,000,000 PER OCC \$10,000 DEDUCTIBLE

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

CERTIFICATE HOLDER**CANCELLATION 60 DAY**

EVIDENCE OF INSURANCE

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

Notice of Award

PG Genatt

April 25, 2016

Posillico Civil, Inc.
1750 New Highway
Farmingdale, NY 11735

Re: 2016 Experience Modification Rate
RISK ID NUMBER: 000488550

To Whom It May Concern,

As requested, your current experience modification rate is:

<u>Effective Date</u>	<u>EMR</u>
04/01/2016	0.700
04/01/2015	0.730
04/01/2014	1.080

Please feel free to contact our office should you have any questions or concerns.

Sincerely,

Jaclyn Zito

Account Executive
Phone#: (516) 869-8788 ext. 1327

Department Of Public Works											
Nassau County											
MADE BY: Paul Pyne											
BID SUMMARY FOR CONTRACT: H61587-S2G											
Resurfacing of Various County Roads Phase 52											
Bid Attempt Number: 1											
Bid Opening: 7/12/2016											
ENGINEER'S ESTIMATE											
Carlo Lizza and Sons											
Posillico Civil, Inc.											
Pratt Brothers, INC											
Item #	Description	Unit	Unit Price	Bid Quantity	Extension	Unit Price	Amount Bid	Unit Price	Bid Amount	Unit Price	Bid Amount
1M	Mobilization	LS	\$120,000.00	1.00	\$120,000.00	OL	\$643,000.00	UL	\$110,000.00	UL	\$95,000.00
2	Unidentified Excavation	CY	\$40.00	600.00	\$24,000.00	UL	\$10.00	OL	\$50.00	OL	\$130.00
4A	Cement Concrete Breaking (Pavement)	SY	\$15.00	2,460.00	\$36,900.00	UL	\$2.00	UL	\$10.00	Same	\$15.00
5C	Selected Fill	CY	\$50.00	60.00	\$3,000.00	Same	\$50.00	Same	\$2,500.00	UL	\$30.00
7	Preparing Fine Grade	SY	\$2.00	2,460.00	\$4,920.00	Same	\$2.00	UL	\$0.50	OL	\$6.00
12H	Clearing Existing Drainage System	LF	\$20.00	100.00	\$2,000.00	Same	\$20.00	UL	\$4.50	UL	\$18.00
12H-X	Clearing Existing Drainage System-Catch Basin	EA	\$900.00	5.00	\$4,500.00	OL	\$750.00	OL	\$750.00	UL	\$750.00
15X	Altering Catch Basin	EA	\$1,000.00	5.00	\$5,000.00	OL	\$2,500.00	OL	\$5,000.00	OL	\$4,000.00
16X	Altering Brick Manholes	EA	\$300.00	45.00	\$13,500.00	UL	\$200.00	Same	\$500.00	UL	\$400.00
26	Concrete Curb	LF	\$20.00	300.00	\$6,000.00	OL	\$40.00	OL	\$12,000.00	OL	\$55.00
27	Cement Concrete Sidewalk	SF	\$10.00	4,200.00	\$42,000.00	OL	\$15.00	UL	\$5.50	OL	\$18.00
27DW	Detachable Warning Surface	SF	\$50.00	420.00	\$21,000.00	UL	\$15.00	UL	\$45.00	UL	\$40.00
30	Metal Reinforcement for Concrete Pavement	SY	\$25.00	950.00	\$23,750.00	OL	\$4.00	UL	\$2.00	UL	\$78.00
31	Transverse Joint Supports	LF	\$15.00	200.00	\$3,000.00	OL	\$20.00	Same	\$15.00	OL	\$25.00
32A	Longitudinal Joint Supports	EA	\$30.00	1,200.00	\$36,000.00	UL	\$20.00	UL	\$10.00	OL	\$75.00
34	Miscellaneous Metals	LB	\$2.00	17,000.00	\$34,000.00	UL	\$1.50	UL	\$0.50	UL	\$1.00
36D-RAR	Put Avoidance Asphalt Concrete Type 1A(Top RA Resurfacing)	TON	\$110.00	14,000.00	\$15,400.00	UL	\$25.00	OL	\$1,680,000.00	UL	\$117.00
36CX	Asphalt Concrete Truing and Leveling Course Type 1A	TON	\$120.00	50.00	\$6,000.00	OL	\$230.00	Same	\$1,680,000.00	UL	\$500.00
36C	Asphalt Concrete Truing and Leveling Type 1A	TON	\$105.00	800.00	\$84,000.00	OL	\$250.00	OL	\$120.00	UL	\$120.00
68RPC	Saw Cutting Existing Roadway Pavement and Concrete	LF	\$5.00	800.00	\$4,000.00	OL	\$4.00	OL	\$3.00	Same	\$5.00
102	Work Zone Traffic Control	LS	\$180,000.00	1.00	\$180,000.00	UL	\$640,000.00	OL	\$300,000.00	OL	\$317,500.00
102D	Flashing Arrow Board	DAY	\$100.00	220.00	\$22,000.00	UL	\$10.00	UL	\$5.00	UL	\$5.00
102P-VMS	Portable Variable Message Sign	DAY	\$150.00	260.00	\$39,000.00	UL	\$10.00	UL	\$10.00	UL	\$5.00
111	Removal and Replacement of Pavement	SY	\$120.00	1,500.00	\$180,000.00	UL	\$25.00	UL	\$100.00	UL	\$100.00
112	Adjusting Manholes	EA	\$350.00	42.00	\$14,700.00	UL	\$20.00	OL	\$50.00	UL	\$200.00
114	Adjustment of Water Apparatuses	EA	\$100.00	50.00	\$5,000.00	UL	\$50.00	OL	\$250.00	Same	\$100.00
115	Butt Joints	LF	\$15.00	2,400.00	\$36,000.00	UL	\$5.00	UL	\$10.00	UL	\$10.00
116A	Profiling and Removal of Asphalt Pavement	SY	\$5.00	124,000.00	\$620,000.00	UL	\$0.30	UL	\$4.25	UL	\$3.00
116C	Profiling and Removal of Concrete Pavement	SY	\$15.00	2,000.00	\$30,000.00	UL	\$10.00	UL	\$7.50	UL	\$5.00
129	Cement Concrete For Pavement Repairs	CY	\$900.00	600.00	\$540,000.00	UL	\$25.00	UL	\$400.00	UL	\$600.00
132	Powable Raised ReflectORIZED Pavement Markers	EA	\$200.00	90.00	\$18,000.00	UL	\$75.00	UL	\$6,750.00	UL	\$75.00
133A	Cleaning and Resealing of Longitudinal Joints in Portland Cement Concrete Pavement	LF	\$5.00	19,000.00	\$95,000.00	UL	\$3.00	UL	\$3.95	UL	\$3.95
133X	Clean and Fill Joints and Cracks	LS	\$100,000.00	1.00	\$100,000.00	OL	\$625,637.50	OL	\$125,000.00	OL	\$175,000.00
133B	Sealing of Transverse Joints in Cement Concrete Pavement	LF	\$5.00	6,000.00	\$30,000.00	UL	\$2.00	UL	\$4.25	UL	\$4.75
136X	Survey Stakeout	SHT	\$800.00	42.00	\$33,600.00	UL	\$5.00	UL	\$80.00	UL	\$300.00
137	Remove Existing Traffic Markings	LF	\$3.00	24,250.00	\$72,750.00	UL	\$0.25	UL	\$1.25	UL	\$1.00
138	Asphalt Joint Repair	SY	\$55.00	350.00	\$19,250.00	OL	\$200.00	OL	\$120.00	OL	\$60.00
141B	Silt Protection For Surface Inlet Drainage Structures	EA	\$500.00	90.00	\$45,000.00	UL	\$10.00	UL	\$200.00	UL	\$150.00
141C	Silt Protection For Curb Inlet Drainage Structures	EA	\$400.00	70.00	\$28,000.00	UL	\$10.00	UL	\$200.00	UL	\$200.00
189AX	Asphalt Price Adjustment	LS	\$42,000.00	1.00	\$42,000.00	Same	\$42,000.00	Same	\$42,000.00	Same	\$42,000.00
198	Interim Payments (Fence)	LS	\$100,000.00	1.00	\$100,000.00	Same	\$100,000.00	Same	\$100,000.00	Same	\$100,000.00
308	Tosoli and Grass Seed	SY	\$2.00	200.00	\$400.00	OL	\$28.00	OL	\$12.00	UL	\$20.00
419S-075	Furnish and Install 3/4 Inch Diameter Steel Conduit	LF	\$14.00	25.00	\$350.00	OL	\$35.00	UL	\$18.00	UL	\$16.50
422L-S	Furnish and Install Loop Saw Cut	LF	\$15.00	1,700.00	\$25,500.00	UL	\$10.00	UL	\$16.50	UL	\$16.50
422SHE	Adjust Traffic Manhole Vehicle Detector	EA	\$400.00	26.00	\$10,400.00	OL	\$600.00	OL	\$620.00	UL	\$620.00
422L	Furnish and Install Loop Wires	LF	\$2.50	5,000.00	\$12,500.00	OL	\$0.90	UL	\$1.20	UL	\$1.20
442-Y	Epoxy ReflectORIZED Pavement Markings - YELLOW	LF	\$0.50	61,000.00	\$30,500.00	OL	\$0.44	UL	\$0.44	UL	\$0.42
442W-1	Epoxy ReflectORIZED Pavement Markings - (WHITE) Hand Applications	LF	\$1.50	21,000.00	\$31,500.00	UL	\$1.00	UL	\$1.25	UL	\$1.00
442Y-1	Epoxy ReflectORIZED Pavement Markings - (YELLOW) Hand Application	LF	\$1.50	1,100.00	\$1,650.00	UL	\$1.00	UL	\$1.25	UL	\$1.00
442-W	Epoxy ReflectORIZED Pavement Markings - WHITE	LF	\$0.50	109,000.00	\$54,500.00	OL	\$0.30	UL	\$0.30	UL	\$0.42
443-C	Preformed Tape Pavement Markings (Character/Symbol)	EA	\$250.00	110.00	\$27,500.00	UL	\$200.00	UL	\$185.00	UL	\$140.00
443-A	Preformed Tape Pavement Markings (Arrows)	EA	\$300.00	68.00	\$20,400.00	UL	\$250.00	UL	\$225.00	UL	\$140.00
445W-12	Preformed High Performance Tape Pavement Marking (12" White)	LF	\$7.00	4,200.00	\$29,400.00	OL	\$8.00	OL	\$7.25	OL	\$8.50
445W-24	Preformed High Performance Tape Pavement Marking (24" White)	LF	\$14.00	50.00	\$700.00	OL	\$20.00	Same	\$44.00	OL	\$24.00
										\$3,400,900.00	\$4,225,920.00

[illegible]

Resurfacing of Various County Roads Phase 52

Resurfacing of Various County Roads Phase 52

U.S. DEPARTMENT OF JUSTICE
OFFICE OF JUSTICE PROGRAMS
OFFICE OF THE COMPTROLLER

**Certification Regarding
Debarment, Suspension, Ineligibility and Voluntary Exclusion
Lower Tier Covered Transactions
(Sub-Recipient)**

This certification is required by the regulations implementing Executive Order 12549, Debarment and Suspension, 28 CFR Part 67, Section 67.510, Participants' responsibilities. The regulations were published as Part VII of the May 26, 1988 *Federal Register* (pages 19160-19211).

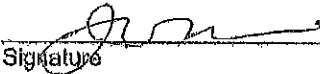
(BEFORE COMPLETING CERTIFICATION, READ INSTRUCTIONS ON REVERSE)

(1) The prospective lower tier participant certifies, by submission of this proposal, that neither it nor its principals are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency.

(2) Where the prospective lower tier participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

Joseph K Posillico
Name and Title of Authorized Representative

7/17/17
m/d/yy


Signature

7/17/17
Date

Posillico - Civil
Name of Organization

1750 New Highway, Farmingdale, NY 11735
Address of Organization

Instructions for Certification

1. By signing and submitting this proposal, the prospective lower tier participant is providing the certification set out below.
2. The certification in this clause is a material representation of fact upon which reliance was placed when this transaction was entered into. If it is later determined that the prospective lower tier participant knowingly rendered an erroneous certification, in addition to other remedies available to the Federal Government, the department or agency with which this transaction originated may pursue available remedies, including suspension and/or debarment.
3. The prospective lower tier participant shall provide immediate written notice to the person to which this proposal is submitted if at any time the prospective lower tier participant learns that its certification was erroneous when submitted or has become erroneous by reason of changed circumstances.
4. The terms "covered transaction," "debarred," "suspended," "ineligible," "lower tier covered transaction," "participant," "person," "primary covered transaction," "principal," "proposes," and "voluntarily excluded," as used in this clause, have the meanings set out in the Definitions and Coverage sections of rules implementing Executive Order 12549.
5. The prospective lower tier participant agrees by submitting this proposal that, should the proposed covered transaction be entered into, it shall not knowingly enter into any lower tier covered transaction with a person who is debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by the department or agency with which this transaction originated.
6. The prospective lower tier participant further agrees by submitting this proposal that it will include the clause titled, "Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion - Lower Tier Covered Transaction," without modification in all lower tier covered transactions and in all solicitations for lower tier covered transactions.
7. A participant in a covered transaction may rely upon a certification of a prospective participant in a lower tier covered transaction that it is not debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless it knows that the certification is erroneous. A participant may decide the method and frequency by which it determines the eligibility of its principals. Each participant may check the Nonprocurement List.
8. Nothing contained in the foregoing shall be construed to require establishment of a system of reports in order to render in good faith the certification required by this clause. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.
9. Except for transactions authorized under paragraph 5 of these Instructions, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available to the Federal Government, the department or agency with which this transaction originated may pursue available remedies, including suspension and/or debarment.

QUALIFICATION STATEMENT

Note: All blanks in the form are to be filled in. Where blanks are not applicable to your firm, so indicate in each instance.

1. How many years has your firm been in the business under your present business name? 70 yrs

2. How many years experience in the construction work of a similar type as this contract has your firm had;

a. as a Prime Contractor 70

b. as a Subcontractor 70

3. List below the construction projects your firm has under way as of this date:

Contract Amount	Class of work	Percent Completed	Name and Address of Owner or Contracting Officer
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See previous list

(use additional blank sheets if additional space is necessary)

4. List the projects which your firm as a firm has performed in the past few years which you feel will qualify you for this work:

Contract Amount	Class of work	Percent Completed	Name and Address of Owner or Contracting Officer
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h

(use additional blank sheets if additional space is necessary)

5. Have you:

a. ever failed to complete any work awarded to You? no
If so; identify the project, the owner, the contract amount, the circumstances and date of all such failures to complete.

b. ever been defaulted on a contract? no
If so; identify the project, the owner, the contract amount, the circumstances and the date of all default actions

- c. ever been declared a non-responsible bidder by any municipality or public agency? NO
If so; identify the project, the owner, the contract amount, the circumstances and the date of all such declarations

- d. ever been barred from bidding municipal or public contracts? NO
If so; identify the municipality or public agency, the circumstances, date and term of disbarment for all debarments.

(use additional blank sheets if additional space is necessary)

6. Has any officer, partner or principal of your firm ever been on officer, partner or principal of some other firm:

- a. that failed to complete a construction contract? NO
If so, state name of individual and identify the name of firm, the project, the owner, the contract amount, the circumstances and the date of all such failures to complete for all principals of the firm.

- b. that has ever been defaulted on a contract? NO
If so; state the name of the individual and identify the name of the firm, the project, the owner, the contract amount, the circumstances and the date of all default actions for all principals of the firm.

- c. that has ever been declared a non-responsible bidder by any municipality or public agency? NO
If so; state the name of the individual and identify the name of the firm, the project, the owner, the contract amount, the circumstances and the date of all such declarations for all principals of the firm.

d. that has ever been barred from bidding municipal or public contracts? no

If so; state the name of the individual and identify the name of the firm, the municipality or public agency, the circumstances, date and term of debarment for all debarments for all principals of the firm.

(use additional blank sheets if additional space is necessary)

7. Has any officer or partner of your firm ever failed to complete a construction contract handled in his name? no

If so, state name of individual, name of owner and reason therefor:

8. Disclose any and all violations of the Prevailing Wage and Supplemental Payment Requirements of the Labor Law of New York State.

n/a

9. Disclose any and all other Labor Law Violations, including, but not limited to, child labor violations, failure to pay wages, or unemployment insurance tax delinquencies within the past five years.

n/a

10. In what other lines of business are you financially interested?

- Environmental Serv.
- Real Estate

10-17

see Attached Sheet for Items

11. What is the construction experience of the principal individuals of your firm?

Individual's Name	Present Position or Office	Years of Construction Experience	Magnitude and type of work	In what Capacity
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(use additional blank sheets if additional space is necessary)

12. List below the equipment that you own that is available for the proposed work, giving present location where it may be inspected:

Item	Description, Size Capacity, Year, etc.	Years of Service	Present Location
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(use additional blank sheets if additional space is necessary)

NOTE: Should the equipment be moved from the above mentioned location, the submitted hereby agrees upon request of the County to state the new location where same may be found.

13. If any of the above equipment is covered by chattel mortgage, conditional bill of sale, lien, or like encumbrance, state the complete details as to nature and amount of encumbrance, the name and address of the holder, etc.

(use additional blank sheets if additional space is necessary)

14. In what manner have you inspected this proposed work?
Explain in detail.

(use additional blank sheets if additional space is necessary)

15. Explain your plan and lay-out for performing the proposed work.

16. If a contract is awarded or a permit is issued, to your firm, who will have the personal supervision of the work? Attach resume.

17. Insurance carried by your firm:

Type	Company	Limits of Coverage	Term
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18. The undersigned hereby declares: That the foregoing information contained in this bid is a true statement, including, but not limited to, the financial condition of the individual firm herein first named as of the date herein given; the undersigned has read that portion of the Instructions to the Bidders entitled **"Qualifications and Responsibility of Bidders"** and that the bidder acknowledges its affirmative obligation to transmit with this statement any matters relevant and material to those contractor qualifications and responsibility standards; that this statement is for the express purpose of inducing the party to whom it is submitted to award the submitted a contract or issuance of a permit; that any depository, vendor or other agency herein named is authorized to supply such party with any information necessary to verify this statement; and that it understands and agrees that any material misrepresentation or omission of material fact may be deemed grounds for disqualification of the bidder as "not responsible," and may also subject the bidder to future debarment, penalties, and sanctions, to the extent permitted by law.

NCDPW – Qualification Statement

POSILICO CIVIL, INC.

- 10.) - Real Estate
- Environmental Services
- 11.) See Attached Resumes for Construction Experience of the Principal Individuals:
- 12.) See Attached List of Equipment that we own and is available for the proposed work:
- 13.) n/a
- 14.) Our representative inspected the job site of the proposed work & carefully reviewed the plans and specifications.
- 15.) Posillico will provide and submit our plan and lay-out for performing this project in a timely and efficient manner.
- 16.) If contract is awarded, Personal Supervision of:
Peter V. Brindley, Vice President (resume attached)
Charles A. Forte, Jr., Vice President (resume attached)
- 17.) See Attached Insurance Certificate

JOSEPH K. POSILLICO

CEO / President

EDUCATION:

St. Johns University, Jamaica, NY – 1982-1983

Completed graduate school courses in Management, Finance and Business Law

Villanova University, Villanova, PA – 1977-1981

Bachelor of Civil Engineering (magna cum laude)

Member of the Chi Epsilon and Tau Beta Phi National Honor Societies

PROJECT EXPERIENCE:

POSILLICO CIVIL, INC. / Posillico Environmental, Inc. Farmingdale, NY / 2007 – Present
CEO / President

Provide leadership to position the company's at the forefront of the industry. Oversee development and management of the organization's annual strategic plan to advance the company's mission and objectives to promote revenue, profitability and growth as an organization. Oversee company operations to insure safety, efficiency, quality, service and cost effective management of resources.

Posillico Civil, Inc. / Posillico Environmental, Inc. / Farmingdale, NY / January 2004 – September 2007
President

Oversee project management and estimating functions of organization, across all divisions. Represent the company in negotiations with private and public corporations and clients. Lead organization management staff meetings and company-wide informational meetings and communications.

Posillico Civil, Inc. / Posillico Environmental, Inc. / Farmingdale, NY / April 1987 – January 2004
Secretary

Responsibilities include estimating and coordinating bids for public works projects, seeking out project opportunities with private firms and providing price quotations/negotiations, handling claims and change orders for ongoing and completed projects, management of engineering department staff personnel, provides engineering support.

In charge of two construction projects for the Port Authority of New York/New Jersey at JFK International Airport. Projects involved relocated existing sanitary sewer and water facilities, installation and removal of steel sheet piling, dewatering, construction of a 30'-deep sanitary sewer lift station, and installation of underground tanks. Projects required intense planning and staging to minimize interruptions to airport operations, which included a comprehensive safety program to protect both employees and the general public.

In charge of two construction projects for the New York State Dept. of Transportation. Projects involved the reconstruction of Route 495 in Huntington, N.Y. (\$10.8 million) and the construction of Route 878 in Inwood, N.Y. (\$25.7 million). Responsibilities included project scheduling, field supervision, project engineering, and negotiating change orders. The project included constructing a bridge over the LIRR, and installing over 16,000 lf of underground sanitary and drainage pipe, 3,600 lf concrete box culvert, and 6,700 lf 48" water main piping and appurtenances.

JOSEPH K. POSILLICO

CEO / President

EXXON COMPANY, U.S.A / May 1985 – March 1987

Terminal Superintendent

In charge of the operation of Exxon Co. USA's Everett, MA. Oil transfer facility. Responsibilities included supervising 8 supervisory and 30 union employees, stewardship over a \$5 million dollar per year operating and expense budget, coordinating plant maintenance and repair, participating in labor negotiations, and insuring compliance with federal and local environmental regulations. Operations at the facility included the handling of over 10 million barrels of petroleum products per year, with shipment/receipt of this product via barge, pipeline, and tank truck.

Terminal Supervisor / November 1983 - February 1987

In charge of Exxon's oil transfer facility in Oceanside, N.Y. Also actively involved in developing and implementing a comprehensive safety program for the approximately 125 employees at Exxon's six oil terminals in the New York Metropolitan area.

Construction & Maintenance Engineer / August 1981 - October 1983

Responsible for overseeing the construction and modernization of Exxon's retail stations on Long Island, N.Y., including replacing underground tanks, installing vapor recovery systems, testing underground tanks, cleaning up oil lost from leaking underground tanks, routine maintenance and ensuring compliance with local safety and environmental regulations.

TRAINING AND CERTIFICATIONS:

Successfully Completed FMI Leadership Institute Program, January 15, 2009

MICHAEL J. POSILICO

Executive Vice President, Principal

EDUCATION:

Clemson University, Clemson, SC, 1984

B.S., Civil Engineering, Member of Chi Epsilon National Civil Engineering Honor Society.

SUMMARY OF QUALIFICATIONS:

Mr. Posilico has varied experience in a multitude of civil engineering, environmental and development projects. He has worked with many government agencies and owners in conjunction with the construction, development and remediation of many projects including the NYSDOT, NYSDEC, NYCDEP, USEPA and many other regional municipal agencies. In the past several years he has combined this expertise to promote the clean up and redevelopment of some of the most contaminated projects in our region.

PROJECT EXPERIENCE:

POSILICO / Farmingdale, NY / 1985 – Present

- From 2010 to present Mr. Posilico has redeveloped Posilico's Master Facilities including Materials Intermodal Systems, Shop and Mechanic divisions. He also reorganized business development strategies for company wide goals and individual business units. In 2012 he took on the role of Chairman for the New York League of Conservation Voters Long Island Chapter and restructured their platform for implementing a new agenda throughout Long Island. Mr. Posilico is also spearheading a master redevelopment effort of a former quarry in Northern New Jersey.
- From 2005 to 2010 Mr. Posilico has formed 2 new companies, Posilico Development LLC, an organization formed to integrate operations, pool resources and strategically invest in property development and Posilico Consulting, LLC a multi-disciplined Brownsfield redevelopment property management and development consulting service. He also expanded Posilico Environmental's marine and mechanical capabilities, which now encompass dredging, synthetic bulkhead installation, sanitary treatment plant construction and refurbishment. Mr. Posilico also lead a re-branding effort for the "Posilico" companies to improve their recognition under one brand and being dedicated to setting the standard for excellence in the construction industry for getting complex projects completed safely, on time and on budget.
- From 2000 to 2004 Mr. Posilico has focused further on the re-development of environmentally challenged properties in addition to overseeing major projects in Posilico Environmental, Inc. Major projects include the partnership in Glen Isle Development, a 50-acre national brownsfield waterfront redevelopment site, redevelopment of the former Cibro Fuel Oil Terminal in Island Park, NY and the clean up of the former GTE/Sylvania site in Hicksville, NY.
- From 1997 to 2000 Mr. Posilico has worked on further expansion of thermally treated contaminated soil and dredge spoil recycling into a product known as "Poscrete". He has also worked on a number of significant environmental projects including recently completed dredging of Lake Capti in West Islip, NY, which involved difficult environmental dredging and processing of sediments and solids with a temporary processing plant. In addition, Mr. Posilico worked on the development of a remedial SVE system at Northville's Holtsville terminal and affected area with ERM Northeast.

MICHAEL J. POSILICO

Executive Vice President, Principal

- From 1993 to 1996 Mr. Posillico expanded Blue Water Environmental, Inc. into other specialized remedial projects including an expansive tunnel clean-up project for the Brooklyn Navy Yard Development Corp., shallow soil mixing of hazardous wastes for the NYSDEC at Dzus Fasteners in West Islip, NY, and the handling and disposal of dredge sediments from the installation of a cooling tunnel outfall at the Brooklyn Navy Yard.
- From 1991 to 1993 the majority of Mr. Posillico's efforts were directed to developing a permit with the NYSDEC to thermally treat and recycle petroleum-contaminated soils at Posillico Brothers Asphalt in Farmingdale, N.Y. (Posillico Materials, LLC) During this time period Michael founded and developed the Blue Water Environmental, Inc. petroleum contaminated soil business which is now known as Posillico Environmental, Inc.
- From 1988 to 1991 Mr. Posillico was the Project Manager for reconstruction of the Northern State and Meadowbrook Parkway interchange and the reconstruction of the intersection of Old Country Road and Glen Cove Road. The total value of both projects was over 70 million dollars, which involved complex bridge reconstruction and highway detour routing.
- From 1985 to 1988 Mr. Posillico was the Project Supervisor for NYSDOT. Nighttime reconstruction of the Long Island Expressway, exits 52-57 and exits 32-39. (10 million dollars), the reconstruction of Route 106/107 and the North Service Road in Syosset, NY. (4 million dollars), the reconstruction of the force main and sewer system, Halesite, NY. (2 million dollars)

AFFILIATION:

Mr. Posillico and his partners formed The Posillico Foundation in 2004 donating their time and money to many regional charitable organizations. Mr. Posillico has served numerous charitable and foundation boards including Farmingdale State College Foundation where he served as Foundation President. Mr. Posillico is currently an honorary member of this foundation. He is currently the Chairman for the New York League of Conservation Voters Long Island Chapter and a Board Member of Gilda's Club New York. He formally sat on the Board of Vision Long Island, a regional consortium of professional advocates that promotes "smart growth" in our region, focusing on improving housing, environmental, transportation and economic development and the Long Island Lutheran School Endowment Fund Committee.

CURRENT OFFICE TITLES:

- Posillico Environmental, Inc. -- Executive Vice President, Chairman of the Board
- Posillico Civil, Inc. -- Executive Vice President
- SUNY Farmingdale College Foundation -- Honorary Member
- Vision Long Island -- Board Member
- Posillico Development, LLC -- Managing Partner
- Posillico Consulting, LLC -- Managing Partner

JOSEPH D. POSILLICO, III

Senior Vice-President

EDUCATION:

Lehigh University, Bethlehem, PA, 1987 - 1991

B.S., Civil Engineering

Specialty classes in Environmental and Transportation Engineering.

PROJECT EXPERIENCE:

POSILLICO CIVIL, INC. / Farmingdale, NY / 2004 – Present

Senior Vice-President Field Operations – Civil, Environmental, Drilling, Materials, Consulting and Development

- Manage company Safety Department and Risk Management program across all business disciplines.
- Supervise and mentor General Supervisors, Area Managers and Shop Manager.
- Oversees all equipment and vehicle purchases.
- Reviews and manages job and equipment costs for projects across all business disciplines.

J. D. Posillico, Inc. / Farmingdale, NY / 2001-2004

General Supervisor

Various Municipal and Private Jobs - Head Company Safety Program and Monitor Insurance Claims; Coordinated all Labor and Equipment between all jobs; Equipment Rentals, Purchases, Maintenance, and Repairs; Monitor Job Cost, Payments, and Purchasing.

J. D. Posillico, Inc. / Farmingdale, NY / 1997- 2001

Project Manager

Rehabilitation of LIE (Exits 57-64, Holbrook, NY)---2 Contracts - NYSDOT Project Estimate \$150 Million; Job Start up, Order all Equipment and Materials; Coordinated work with Suppliers and Subcontractors.

J. D. Posillico, Inc. / Farmingdale, NY / 1993 - 1997

Project Engineer/Supervisor

Rehabilitation of Route 25(Jericho Turnpike, Syosset, NY)---3 Contracts - 3 Contracts with NYSDOT totaling \$25 Million; Ordered materials, Payroll, Payments, EEO Requirements, Job Quantities; All Certifications and Submittals to NYSDOT.

Rehabilitation of Route 27(Sunrise Highway, Massapequa, NY - NYSDOT Project Estimate: \$9 Million; Safety, Payment, Payroll, Job Cost, Quantity Review, and Payment; Planning, and Scheduling of manpower and equipment.

Rehabilitation of LIE (Exits 47-49, Plainview, NY - NYSDOT Project Estimate: \$42 Million.

JOSEPH D. POSILLICO, III

Senior Vice-President

Downtown Eatery / Montauk, NY / 1992 - 1993

Manager

Rehabilitation, Set up, and Operation of 40 Seat Restaurant, Scheduling, Payroll, Ordering, and Banking.

TRAINING AND CERTIFICATIONS:

- OSHA 30 hour
- Hazmat 40 hour
- CPR
- Defensive Driving
- Leadership Training
- Productivity Training
- Scuba

MEMBERSHIPS:

- AGC
- LICA
- GCA
- DFI
- ADSE

Heavy Equipment List

All equipment housed locally and available as needed.

Category	Equipment Number	Description	Model No.	Year
Drilling / Mixing Equipment				
ABI	979	ABI Auger / Drill rig	TM 22	2011
Delmag	975	Delmag Auger / Drill rig	RH26W	2007
ABI	976	ABI Auger / Drill rig	14/17	2007
Delmag	978	Delmag Auger / Drill rig	RH28	2007
Pugmill	M2	400 tons per hour capacity		
Delmag	991	Delmag Auger / Drill rig	RH32	2011
Comacchio	935	Comacchio Auger/Drill rig	MC602	2012
Comacchio	931	Comacchio Auger/Drill rig	MC1200	2012
Environmental Control Equipment				
Rusmar	996	Portable Odor Control Foaming unit	400/25	2006
Rusmar	989	Portable Odor Control Foaming unit	800/40	2008
Klely Rhino	995	Truck Wash		2006
Rusmar		Portable Odor Control Foaming unit	800/40	2013
Material Control Equipement				
Truck Scale	997	Fairbanks Titan 100k		2007
Cranes / Cherry Pickers				
CRN-CHPK	112	Tadano 45 Ton Picker TR450 XL4	TR450 XL-4	2011
CRN	401	50 Ton Track Crawler Crane	BM500	1997
CRN-CHPK	110	Tadano 45 Ton Picker TR450 XL4	TR450 XL-4	2003
CRN-CHPK	113	Tadano 75 Ton Picker	GR750XL-4	2011

Heavy Equipment List

All equipment housed locally and available as needed.

Category	Equipment Number	Description	Model No.	Year
Excavators				
EXC-BH/LDR	335	Cat 446-B	446-B	1999
EXC-BH/LDR	336	Cat.420D	420D	03
EXC-EXC	224	Volvo	EW 305	2009
EXC-EXC	225	Volvo	EW 305	2009
EXC-EXC	257	Volvo	EW 460 CL	2009
EXC-EXC	258	Komatsu	PC 400-8	2009
EXC-EXC	248	Cat.307C Exc.	307C	2002
EXC-EXC	244	Komatsu	PC 308 USLC	2009
EXC-EXC	245	Komatsu	PC 300 HD	2009
EXC-EXCW	254	Cat	M322	2007
EXC-EXC	250	Cat.320CL	320CL	2005
EXC-EXC	231	Komatsu	PC308ULSC-3	2005
EXC-EXC	233	Komatsu	PC308ULSC-3	2003
EXC-EXC	236	Cat	345II	2003
EXC-EXC	226	Cat	321-D-LCR	2008
EXC-EXC	227	Cat	321-D-LCR	2008
EXC-EXC	228	Cat	321-D-LCR	2008
EXC-EXC	221	Volvo	EW210	2010
EXC-EXC	222	Volvo	EW210	2010
EXC-EXC	223	Volvo	EW210	2010
EXC-BH/LDR	337	Cat 420D	420D	2004
EXC-BH/LDR	338	Cat 420D	420D	2004
EXC-BH/LDR	339	Cat 420D	420D	2005
EXC-BH/LDR	333	Cat 430F	430F	2012
EXC-EXCW	332	Volvo EW160	EW160	2012
EXC-EXCW	334	Cat M315	M315D	2012
EXC-EXC		Cat 305.5	305.5E	2012
EXC-EXC	246	Cat 308E	308E	2012
EXC-EXC	247	Cat 308E	308E	2012
EXC-EXCW	255	Cat	M322	2012
EXC-EXC	251	Cat 320	320EL	2012
EXC-EXC	256	Cat 349	349EL	2012
EXC-EXC	232	Volvo EC235	EC235DL	2012
EXC-EXC	231	Volvo EC235	EC235DL	2012

Heavy Equipment List

All equipment housed locally and available as needed.

Category	Equipment Number	Description	Model No.	Year
Front End Loaders				
M-COMP	102	BOOM 60FT	600S-60	98
LDR-PL	381	Komatsu WA450-2	WA450-2	1995
LDR-PL	383	Komatsu WA450-3L	WA450-3L	1996
LDR-PL	384	Komatsu WA320-3MC	WA320-3MC	2003
LDR-PL	385	Caterpillar 938G	938G	2002
LDR-PL	386	Caterpillar 962G	962G	2003
LDR-PL	397	Cat 980H	980H	2010
LDR-PL	378	Volvo	L150F	2009
LDR-PL	379	Volvo	L150F	2009
LDR-PL	586E	Case Forklift	586E	
LDR-PL	380	Volvo	L150F	2009
LDR-SS	206	S250 Bobcat Loader	S250	2002
LDR-PL	387	Cat 938G	938G	2002
LDR-PL	388	Komatsu	WA380-5	2004
LDR-PL	389	Cat 966-G	966-G	2004
LDR-PL	397	Caterpillar	980-G	2011
LDR-PL	399	Caterpillar	980-K	2013
LDR-PL	393	Cat 966	966K	2012
LDR-PL	394	Cat 966	966K	2012
LDR-PL	395	Cat 980	980G	2004
Grader				
GRADE	260	Cat 12H Grader	12H	1997
Bull Dozers				
BD	030	Cat	D6N1GP	2010
BD	032	Cat	D6TL6P	2010
BD	023	Cat D5LGP	D5LGP	2006
BD	027	Cat D5 LGP	D-5 LGP	2006
BD	024	Komatsu D21	D21A-8	2012
BD	026	Cat D5	D5KLGP	2012
BD	033	Deere 850	850KLGP	2012

Heavy Equipment List

All equipment housed locally and available as needed.

Category	Equipment Number	Description	Model No.	Year
Compaction Rollers				
RLR-VB	171	Ingersoll-Rand DD-90	DD-90	2004
RLR-VB	196	Ingersoll-Rand DD110HF	DD110HF	2002
RLR-VB	198	Ingersoll-Rand DD138HF	DD138HF	2005
RLR-VB	510	Cat 563	CS563	1994
RLR-VB	511	Cat 563C	CS563C	1998
TELHDLR	103	Cat.TH103	TH103	1999
RLR-VB	172	Ingersoll-Rand DD-90	DD-90	2004
RLR-VB	173	Volvo	DD-90	2010
RLR-VB	174	Volvo	DD-90	2010
RLR-VB	503	Cat	CP563E	2006
RLR-VB	504	Cat	CS563E	2006
RLR-ST	191	Hypac C340C	C340C	2008
RLR-ST	191	Hypac C340C	C340C	2008
RLR-VB	176	Sakai	Walk Behind	2011
RLR-VB	170	Wacker	RD12	2012
RLR-VB	187	Cat	CB634C	1999
Asphalt Pavers				
AP	475	Cat Asphalt Paver	AP665C	2005
AP	478	Cat Asphalt Paver	AP1055	2008
AP	470	BG750	BG750	1989
AP	891	Hot Box	RMV-4	2001
AP	479	Cat Asphalt Paver	AP1055D	2010
Flatbed Trucks				
FB	150 JCI Flatbed, 22' Long			2001
Portable Crushing Plant / Screening Equipment				
SP	Screening Plant			
Trucks				
TRK-TRCTR	627	Kenworth	T800	2009
Trailers				
TRL-AL	117	American Roll-off Trailer		1995
TRL-LB	680	Trail King Custom	Custom	1989
TRL-TAG	678	Kustom		1988

Heavy Equipment List

All equipment housed locally and available as needed.

Category	Equipment Number	Description	Model No.	Year

Heavy Equipment List

All equipment housed locally and available as needed.

Category	Equipment Number	Description	Model No.	Year
Roll-Off Containers				
CON-20	108	Roll-Off Container 20cy	20 Yard	1994
CON-20	109	Roll-Off Container 20cy	20 Yard	1994
CON-15	113	Roll-Off Container 15cy	15 Yard	1994
CON-15	114	Roll-Off Container 15cy	15 Yard	1994
CON-15	115	Roll-Off Container 15cy	15 Yard	1994
CON-15	116	Roll-Off Container 15cy	15 Yard	1994
CON-15	118	Roll-Off Container 15cy	15 Yard	1994
CON-15	119	Roll-Off Container 15cy	15 Yard	1994
CON-15	120	Roll-Off Container 15cy	15 Yard	1994
CON-15	121	Roll-Off Container 15cy	15 Yard	1994
CON-15	122	Roll-Off Container 15cy	15 Yard	1994
CON-15	123	Roll-Off Container 15cy	15 Yard	1994
CON-15	124	Roll-Off Container 15cy	15 Yard	1994
CON-15	125	Roll-Off Container 15cy W/RT	15 Yard	2003
CON-15	126	15cy Container with Roll Tarp	15 Yard	2003
CON-20	127	Roll-Off Container 20 cy	20 Yard	2003
CON-30	128	Roll-Off Container 30 cy	30 Yard	2003
CON-30	129	Closed Storage Box 30cy	JC148C	1995

Heavy Equipment List

All equipment housed locally and available as needed.

Category	Equipment Number	Description	Model No.	Year
Marine Equipment				
BOAT	800	20' Safety Boat		
Barge-6 sections	M1	90' x 30' Low Draft Sectional Barge	Custom Built	2004

CHARLES A. FORTE, JR.

Vice President – Director of Field Operations

EDUCATION:

Ohio State University – Columbus, Ohio

Bachelor's Degree in Business Administration. 1989 - 1993

WORK EXPERIENCE:

POSILLICO CIVIL, INC. / Farmingdale, NY

Vice President – Division Manager of Paving / 2011 – Present

- Develop business plan for paving.
- Bid \$38 million worth of paving work.
- Completed \$20 million worth of paving work.
- Solicit new customers.

Vice President – Director of Field Operations / 2002 - 2011

- Coordinate scheduling of over 250 union employees daily.
- Oversee multiple job sites and assist job scheduling with Project Manager.
- Track job costs on all projects.
- Equipment management for all job sites.
- Coordination of sub-contractors.
- Enforce company safety policies.

Project Superintendent / February 1994-December 2002

NYSDOT D258387 Reconstruction of Route 24

- Project Estimate \$9,600,000.00
- Supervise manpower, equipment, subcontractors, and ordering of materials for the installation of drainage, curbs, sidewalks, milling, paving and 18 intersections with new signal equipment
- Coordinate the installation of over 25,000LF of telephone conduit, and 16 telephone manholes for Verizon, along median of Route 24

MTA-LIRR Parking lot Improvements / March 2000-December 2000

- Project Estimate \$2,400,000.00
- Coordinate improvements at four LIRR parking lots
- Supervise and oversee various subcontractors at different locations
- Develop project schedule, weekly meetings with LIRR and citizens group

NYSDOT D257874 Reconstruction of Rte. 25A / April 1999-November 1999

- Project Estimate \$6,300,000.00
- Develop project schedules, weekly meetings to coordinate subcontractors on job.
- Supervise manpower, equipment, subcontractors, and materials for the installation of drainage, utilities, paving, and a precast concrete box culvert. Communicate with citizens group to keep them informed of project.

CHARLES A. FORTE, JR.

Vice President – Director of Field Operations

NYSDOT D257628 Reconstruction of Rte. 107 / May 1998-March 1999

- Joint Venture with Scalmandre Construction.
- Project Estimate \$5,000,000.00,
- Supervise the installation of + 5,000 lf of concrete median barrier, schedule and coordinate excavation and concrete for over 1,500 CY of Calcium Chloride patches.

Assistant Superintendent

Expansion of LIE HOV Lanes Exits 46-49 / September 1995-May 1998

- Assist in day to day scheduling of Bridge demolition, pouring of new bridges, noise wall installation and other aspects of Highway Construction. Coordinate with NYSDOT and NCPD over various bridge demolitions over the LIE on numerous weekends.

Requirements Contract for Sanitary Sewers / March 1994-September 1995

- NCDPW – Directed numerous crews in the replacement of existing sewers oversee the installation of a complex dewatering system.

CERTIFICATIONS

- OSHA 29 CFR 1910.120 40 hr. Hazwoper
- OSHA 8 hr. Refresher
- OSHA 10 hr. – Construction and safety
- OSHA 30 hr. – Construction
- Confined Space Safety 29CFR1910.146
- MTA – LIRR Roadway Protection Training 49 CFR Part 214 subpart C
- Competent person designation in excavation requirements
- Medically cleared and fit tested for use of respirator
- AED/CPR Certified
- Defensive Driving

NOTE: The bids shall be sworn to by the person signing them, in one of the following forms:

(Form of affidavit where Bidder is a corporation)

STATE OF NEW YORK)
) ss.:
COUNTY OF NASSAU)

Michael J. Latta Being duly sworn, deposes and says:
That he resides at 217 Edgewater Ave Street,
in the City of Bayport NY that he is the VP of
Posilleco Cured Lumber
the corporation described in and which executed the foregoing
instrument; that he knows the seal of said corporation; that the seal
affixed to the said instrument is such corporate seal and was affixed
by order of the Board of Directors of said corporation; that he signed
his name thereto by like order; and that he has knowledge of the
several matters therein stated and they are in all respects true.
Subscribed and sworn to before me
this 11th day of July, 2016.

Notary

CARLEEN M. KING

Notary Public - State of New York

No. 01K16264231

Qualified in Suffolk County

My Commission Expires June 25, 2018

(Form of Affidavit where Bidder is a firm)

STATE OF NEW YORK)
) ss.:
COUNTY OF NASSAU)

_____ Being duly sworn, deposes and says:
That he is a member of _____
the firm described in and which executed the foregoing bid; that he
duly subscribed the name of the firm hereunto on behalf of the firm;
and that the several matters therein stated are in all respects true.
Subscribed and sworn to before me
this _____ day of _____, 20 ____.

Notary

(Form of Affidavit where Bidder is an individual)

STATE OF NEW YORK)
) ss.:
COUNTY OF NASSAU)


_____ Being duly sworn, deposes and says:
That he is the person described in and who executed the foregoing bid
and that the several matters therein stated are in all respects true.
Subscribed and sworn to before me
this _____ day of _____, 20 ____.

Notary

NASSAU COUNTY DEPARTMENT OF PUBLIC WORKS

CONSULTANT/ CONTRACTOR DETAILED MBE/WBE UTILIZATION PLAN

Part 1- General Information:

Consultant/Contractor Name:	POSILICO CIVIL, INC.
Address (street/city/state/zip code):	1750 NEW HIGHWAY FARMINGDALE, N.Y. 11735
Authorized Representative (name/title):	Fred W. Lozier - V. President
Authorized Signature:	
Contract Number:	H61587-526
Contract/Project Name:	RESURFACING OF VARIOUS COUNTY ROADS - PHASE 52
Contract/Project Description:	RESURFACING COUNTY RDS. IN T/OYSTER BAY & T/HO. HEMPSTEAD INCLUDING ASPHALT REMOVAL, ASPHALT OVERLAY, PAVEMENT REPAIRS, JOINT REPAIRS, REPLACEMENT OF PAVEMENT MARKINGS & TRAFFIC LOOPS.

Part 2- Projected MBE/WBE Contract Summary:

	Amount (\$)	Percentage (%)
Total Dollar Value of the Prime Contract	3,716,200.-	
Total MBE Dollar Amount	60,000.-	1.61%
Total WBE Dollar Amount	130,000.-	3.49%
Total Combined M/WBE Dollar Amount	180,000.-	5.10%
	MBE Contract Percentage	
	WBE Contract Percentage	
	Combined M/WBE Contract Percentage	

Part 3- MBE Information (use additional blank sheets as necessary):

MBE Firm	Description of Work (MBE)	Projected MBE Contract Amount (\$) and Award Date	MBE Contract Scheduled Start Date and Completion Date
Name: <u>JOHN MARTINEZ TRUCKING</u> Address: <u>289 PINE ACRE BLVD.</u> City: <u>DIX HILLS</u> State/Zip Code: <u>NEW YORK 11746</u> Authorized Representative: <u>MR. JOHN MARTINEZ</u> Telephone No. <u>631-445-0970</u>	<u>TRUCK RENTALS</u> <u>FOR DISPOSAL OF</u> <u>ASPHALT MILLINGS</u> <u>AND DELIVERIES</u> <u>OF HMA.</u>	Amount (\$): <u>60,000. -</u> Award Date: _____	Start Date: _____ Completion Date: _____
Name: _____ Address: _____ City: _____ State/Zip Code: _____ Authorized Representative: _____ Telephone No. _____		Amount (\$): _____ Award Date: _____	Start Date: _____ Completion Date: _____
Name: _____ Address: _____ City: _____ State/Zip Code: _____ Authorized Representative: _____ Telephone No. _____		Amount (\$): _____ Award Date: _____	Start Date: _____ Completion Date: _____

Part 4- WBE Information (use additional blank sheets as necessary):

WBE Firm	Description of Work (WBE)	Projected WBE Contract Amount (\$) and Award Date	WBE Contract Scheduled Start Date and Completion Date
Name: ISLAND PAVEMENT CUTTING CO., INC. Address: 34 KEAN ST. City: WEST BABYLON State/Zip Code: NEW YORK, 11704 Authorized Representative: MR. MARISSA O'NEILL Telephone No.: 631-567-2711	SAW CUTTING EXIST. PAVEMENTS, CLEAN/RESEAL JOINTS, CLEAN/FILL CRACKS	Amount (\$): 130,000. -- Award Date:	Start Date: Completion Date:
Name: Address: City: State/Zip Code: Authorized Representative: Telephone No.:		Amount (\$): Award Date:	Start Date: Completion Date:
Name: Address: City: State/Zip Code: Authorized Representative: Telephone No.:		Amount (\$): Award Date:	Start Date: Completion Date: