

1316 COUNTY-CITY BUILDING
227 W. JEFFERSON BOULEVARD
SOUTH BEND, INDIANA 46601-1830



PHONE 574/ 235-9251
FAX 574/ 235-9171

CITY OF SOUTH BEND JAMES MUELLER, MAYOR
BOARD OF PUBLIC WORKS

September 8, 2020

Mr. Zack Johnson
ggCircuit LLC
2303 S. 3rd. St.
Terre Haute, IN 47802
zack.johnson@ggcircuit.com

RE: Award Bid – Century Center Esports Arena – Project No. 119-106CR

Dear Mr. Johnson:

The Board of Public Works, at its meeting held on September 8, 2020, awarded the above referenced project to you in the amount of \$378,882.59. Enclosed please find a signed Bid/Proposal form.

Please forward the following documents **in one submittal by September 22, 2020** to my attention for Board of Public Works approval to hensley@southbendin.gov:

- 1) One (1) signed original of the Public Works Contract (enclosed)
- 2) Labor & Material Payment Bond
- 3) Performance Bond (125% of Bid Amount)
- 4) Certificate of Insurance naming the City of South Bend as an additional insured
- 5) Item #4 for all subcontractors you use

If you have any further questions regarding this matter, please call this office at (574) 235-9251.

Sincerely,

s/Linda M. Martin, Clerk

Enclosures

BOARD OF PUBLIC WORKS
CITY OF SOUTH BEND, INDIANA
PUBLIC WORKS CONTRACT

THIS AGREEMENT, made and entered into this 8th Day of September, 2020, by and between, ggCircuit LLC, 2303 S. 3rd. St., Terre Haute, IN 47802, HEREINAFTER called the Contractor, and the Board of Public Works herein called the "Board".

WITNESSETH: That the Contractor covenants and agrees to make the following improvement, as fully set out in the Request for Quotations, Standard Specifications, Special Provisions, Plans, and Bid Proposals, all of which are set forth as a part of this Contract, for:


<u>PROJECT NO.</u>	<u>119-106CR</u>
<u>DESCRIPTION:</u>	<u>CENTURY CENTER ESPORTS ARENA</u>
<u>COMPLETION DATE:</u>	<u>SEE SPECIFICATIONS</u>
<u>AMOUNT:</u>	<u>\$378,882.59</u>
<u>FUNDING:</u>	<u>HOTEL/MOTEL TAX FUND</u>

The unit prices for this improvement were those prices as received and accepted by the Board on the 8th Day of September, 2020.

The Contractor further agrees to notify the Engineer when this improvement is completed. This notification shall be in the form of a Completion Affidavit, signed by the Contractor. Upon final acceptance of the improvement by the Engineer, the Contractors final estimate will be presented to the Board for final Payment with one (1) copy of the Completion Affidavit and one (1) copy of a Waiver of Lien.

BOARD OF PUBLIC WORKS

GGCIRCUIT, LLC



Gary A. Gilot, President

Therese J. Dorau, Member

Printed Name




Elizabeth A. Maradik, Member

Jordan V. Gathers, Member

Signature



ATTEST:



Joseph R. Molnar, Member

Linda M. Martin, Clerk

CERTIFICATION (To be completed if Contractor is a Corporation)

I, _____, certify that I am Secretary of the Corporation named as Contractor herein; that _____ who signed this Agreement on behalf of the Contractor was then _____ of said Corporation; that said agreement was duly signed for and in behalf of said Corporation by authority of its governing body, and is within the scope of its corporate powers.

Secretary _____ Corporate Seal



INTER-OFFICE MEMORANDUM

DEPARTMENT OF PUBLIC WORKS DIVISION OF ENGINEERING

TO: Linda M. Martin, Clerk
Board of Public Works

FROM: Becca Plantz, Project Engineer

SUBJECT: Award Project No. 119-106CR
Century Center Esports Arena

DATE: September 8, 2020

On September 8, 2020 the Board of Public Works opened bids for the above project. I have reviewed them and two bids are missing required documentation. TPC Technologies, Inc. filled out the information and documentation for already being a pre-qualified bidder with the City of South Bend although they are not. Nelco Media was missing a bid bond or surety check as well as missing information from their responsible bidder ordinance requirements. Both companies will be contacted and requested to follow up with that documentation as soon as possible to become pre-qualified bidders if interested. All other bids are correct and include all required documentation.

The bidders ranked as follows:

<u>Bidder</u>	<u>Total Bid Amount</u>
1. ggCircuit LLC	\$378,882.59
2. Nelco Media	\$399,225.97
3. Martell Electric, LLC	\$399,994.00
4. TPC Technologies, Inc.	\$619,371.55

I recommend award of a contract for Century Center Esports Arena to the lowest responsive / responsible bidder, ggCircuit LLC in the amount of \$378,882.59.

Sufficient funds have been appropriated from Hotel Motel Tax Fund, 7304.42010.000.0099.

Please call with your questions (5998).

Enc. Century Center Bid Tabulation

BID TABULATION
Century Center Esports Arena
Project No: 119-106CR

For Bids Due: September 8, 2020

BASE BID				ggCircuit LLC		Nelco Media, Inc.		Martell Electric, LLC		TPC Technologies, Inc.	
Item No.	Description	Quantity	Unit	Unit Price	Item Total	Unit Price	Item Total	Unit Price	Item Total	Unit Price	Item Total
1	Material Procurement per attached BOM	1	LS	\$ 279,037.59	\$ 279,037.59	\$330,337.97	\$ 330,337.97	\$ 291,196.00	\$291,196.00	\$559,446.55	\$ 559,446.55
2	Staging/Scenic/Rigging Labor	1	LS	\$ 43,910.00	\$ 43,910.00	\$ 11,000.00	\$ 11,000.00	\$ 41,276.00	\$ 41,276.00	\$ 18,900.00	\$ 18,900.00
3	Low Voltage Labor	1	LS	\$ 900.00	\$ 900.00	\$ 3,000.00	\$ 3,000.00	\$ 8,975.00	\$ 8,975.00	\$ 675.00	\$ 675.00
4	IT/Networking Labor	1	LS	\$ 13,365.00	\$ 13,365.00	\$ 5,000.00	\$ 5,000.00	\$ 23,819.00	\$ 23,819.00	\$ 16,181.25	\$ 16,181.25
5	Audio/Video Labor	1	LS	\$ 5,220.00	\$ 5,220.00	\$ 42,388.00	\$ 42,388.00	\$ 3,340.00	\$ 3,340.00	\$ 6,525.00	\$ 6,525.00
6	Lighting Labor	1	LS	\$ 11,700.00	\$ 11,700.00	\$ 5,000.00	\$ 5,000.00	\$ 20,241.00	\$ 20,241.00	\$ 17,643.75	\$ 17,643.75
7	Other Labor	1	LS	\$ 24,750.00	\$ 24,750.00	\$ 2,500.00	\$ 2,500.00	\$ 11,147.00	\$ 11,147.00		\$ -
Total					\$ 378,882.59		\$ 399,225.97		\$399,994.00		\$ 619,371.55

BASE	\$ 378,882.59	\$ 399,225.97	\$ 399,994.00	\$ 619,371.55
Non-Collusion Affidavit	Y	Y	Y	Y

I hereby certify that the above truly and accurately represents bids received for this project on September 8, 2020.



Rebecca Plantz, Project Engineer



CENTURY CENTER ESPORTS ARENA

Project No. 119 / 106 CR



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Who We Are

ggCircuit LLC has been in the esports space and brick and mortar gaming locations for 16 years. Now a global esports software powerhouse, ggCircuit's software tools are adopted at over 1,000 locations in both entertainment and retail.



ggCircuit esports services team has engaged over 100 gaming locations in the last year. From startup consulting to in-person setup, we take our wide breadth of physical esports spaces and implement the tools to increase ease of use, player engagement and location efficiency.



**CITY OF SOUTH BEND, INDIANA
CONTRACTOR'S BID FOR PUBLIC WORK
CHECKLIST FOR BIDDERS**

Project Name Century Center Esports Arena
Project No. 119-106CR
For Bids Due September 8, 2020 by 9:30 AM Local Time

From time to time the South Bend Board of Public Works finds it necessary to reject a bid because it does not comply with statutory requirements. In preparing your bid, please use the following checklist in order to make sure that your bid is done in the proper manner.

- Proper bid security included. The bidder has the option of providing either a Certified Check or Bid Bond.
- Bid prepared on the City of South Bend Contractor's Bid for Public Work Form, completely executed.
- Contractor's Non-Collusion and Non-Debarment Affidavit, Certification Regarding Investments with Iran, Employment Eligibility Verification, Non-Discrimination Commitment, and Certification of use of United States Steel Products or Foundry Products.
- Proof of MBE/WBE Participation Goal Form [MWBE-1.0]. If minimum participation goal is not met, also provide Evidence of Good Faith Efforts Form [MWBE-2.0] and MBE/WBE Contacted Form [MWBE-2.1].
- Acknowledge Receipt of _____ Addendum(s) included with the bid.
- All required additional information is included with the bid.
- Proposal statements and other affidavits all signed by the proper party with name either printed or typed underneath signature.
- This checklist submitted with the Bid.

This checklist is provided for bidder's use in assuring compliance with required documentation; however, it does not include all specifications requirements and does not relieve the bidder of the need to read and comply with the specifications.

Bidder: ggCircuit LLC Date: 9/3/2020

By Authorized Representative:

Signature: 

Print Name & Title: Zack Johnson, CEO

Bid Security

ggCircuit LLC is currently in the process of bonding our bid with Hartford Financial Products. We have attached proof of a cashier's check made payable to the City of South Bend, Indiana representing 5% of our bid amount to secure our bid.

Statement From Our Agent:

To Whom It May Concern,

I represent GGCircuit as their insurance agent. We are in the process of securing the required bid bond from Hartford Financial Products. I will follow up with the required proof of coverage as soon as possible. Please feel free to reach out to me directly with any questions.

Thank You,

Calvin Gilman
Insurance Adviser
P: [612-812-9972](tel:612-812-9972)
E: calvin.gilman@gmail.com
Advance Insurance Agency
5241 Viking Drive Edina, MN 55435

**CITY OF SOUTH BEND, INDIANA
CONTRACTOR'S BID FOR PUBLIC WORK**

Project Name Century Center Esports Arena
Project No. 119-106CR
For Bids Due September 8, 2020 by 9:30 AM Local Time

PART I

(Must be completed for all bids. Please type or print)

Date: 9/3/2020 Bidder (Firm): ggCircuit LLC

Address: 2303 S. 3rd Street

City/State/Zip: Terre Haute, IN 47802 Telephone Number: (812) 230-5671

Agent of Bidder (if Applicable): N/A

Pursuant to notices given, the undersigned offers to furnish labor and/or material necessary to complete the public works project of:

Century Center Esports Arena Project No. 119-106CR

the City of South Bend, Indiana, in accordance with plans and specifications prepared by:

SimplyNew, LLC 12575 Beatrice Street Playa Vista, CA 90066

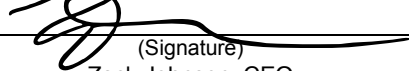
and dated 9/3/2020 for the sum of (enter the Total Bid as shown on the Proposal)

(\$ _____)

(Enter sum of Total Base Bid plus Alternates shown on Proposal) (Numerical)

The undersigned further agrees to furnish a bond or certified check with this bid for an amount specified in the notice of the letting. If alternative bids apply, the undersigned submits a proposal for each in accordance with the notice. Any addendums attached will be specifically referenced at the applicable page.

If additional units of material included in the contract are needed, the cost of units must be the same as that shown in the original contract if accepted by the City of South Bend. If the bid is to be awarded on a unit basis, the itemization of the units shall be shown on a separate attachment.

By _____

(Signature)
Zack Johnson, CEO
(Printed Name of Person Signing)

ACCEPTANCE

The above bid is accepted this _____ day of _____ 20 _____

Subject to the following conditions: _____

BOARD OF PUBLIC WORKS

Gary A. Gilot, President

Jordan V. Gathers, Member

Elizabeth A. Maradik, Member

Therese J. Dorau, Member

Joseph R. Molnar, Member

Attest: Linda M. Martin, Clerk

PART II

Part II

Section I Experience Questionnaire

1. Attach information regarding projects your organization has completed for the period of one (1) year prior to the date of the current bid.

Please see the following case studies.

2. Attach a listing of public works projects currently in process of construction by your organization.

N/A

3. Attach information regarding any failure to complete any work awarded to you and the location thereof.

N/A

4. Attach references from private firms for which you have performed work.

Sarah Wagg
Manager Durham College Esports Arena
Sarah.Wagg@durhamcollege.ca (905) 260-2442

Jason Hansen
Manager of Program Operations, The HUB @UW
jasonh@uw.edu (206) 543-5975

Jim Brockman
Esports Director, Christian Brothers College High School
brockmanJ@chchs.org (201) 704-4982

Marc Uptmore
Innovation Product Manager, Gamestop
MarcUptmore@gamestop.com

Andrew Miesner
Director of Technology & Live Events, Complexity Gaming
andrew.miesner@complexitygaming.com

Alienware & Best Buy



Space: Varied

Stations: 7 stations, 500+ locations

Summary: Dell and Alienware began a partnership with ggCircuit to build a custom version of ggLeap to implement in kiosk systems throughout the Best Buy network. The project was to provide information about each specific model and a mode for gamers to engage in PC gameplay to try out the machines while in-store. On top of this ggCircuit provided remote support to on-site employees, and developed a system to track uptime & visitor engagements.

Project Included: Software, Custom Development, Shared Services, Nationwide Support

Outcome:

- 7 PC Gaming Stations in 500+ Locations
- Automated Updates
- Secure PC Setup
- Customer Tracking
- Support Ticket Submission
- Data Analytics

GameStop

GameStop™



Details: GameStop Esports Pilot - 13 Locations

Stations: Average 20 PCs per location

Project Included: Design, Hardware, Software, Game Licenses, Fees, Installation, Custom Development

Summary: GameStop approached ggCircuit to assist them in building the future of their retail locations. This included custom development of our ggLeap esports client and implementation of our PXE services at thirteen of their locations. Our services team built PXE servers for all locations as well as did software and setup on-site for all locations.

Outcome:

- Average 20 PC Gaming stations in each location
- PXE Server
- ggLeap software, games and maintenance support

Christian Brothers College High School (CBCHS)



Space: 1488 square feet

Stations: 52

Summary: ggCircuit was approached to help CBCHS set up their first esports center on campus. With a limited budget and space, the team worked with the school and presented various scenarios to fit their layout, budget & student needs. It was identified that not all students would want to learn to compete on a PC and the school also wanted to give students many options for this initiative. ggCircuit installed the PXE Server and managed the installation process with the CBCHS IT staff.

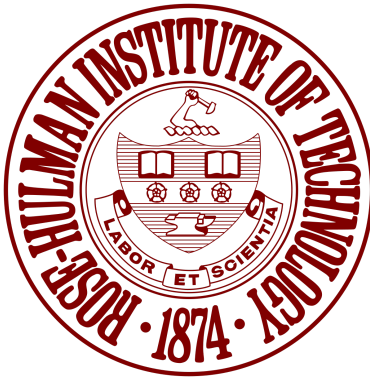


Project Included: Design, Hardware, Software, Furniture, Game Licenses, Fees, Installation, Electrical & Networking

Outcome:

- 48 PC Gaming Stations
- 4 Console Stations
- Furniture
- 12x 'Mirrored' Spectator TVs
- 12x Logitech Streaming Cams
- PXE Server
- ggLeap software, games & maintenance support

Rose Hulman Institute of Technology



Space: 600 square feet

Stations: 26

Project Included: Design, Hardware, Software, Furniture, Game Licenses, Fees, Installation, Electrical & Networking

Summary: In 2018 Rose Hulman wanted to build a trial esports center on campus. With limited space available the team was challenged to come up with an efficient layout to maximize the number of stations to fit into the space. The team came up with a very efficient and cost-effective solution that allowed for maximum gaming stations and a functional setup. The plan is to add to this space in the future.

Outcome:

- 20 PC Gaming Stations
- PXE Server
- ggLeap software, games and maintenance support

Section II Plan And Equipment Questionnaire

1. Attach an explanation of your plan or layout for performing proposed work. (Examples could include a narrative of when you could begin work, complete the project, number of workers, etc. and any other information which you believe would enable the City of South Bend to consider your bid.)

ggCircuit in conjunction with our project partners Creative Works have over 80 employees specializing in project management, networking & IT, esports events, program & development, buildout & fabrication, lighting technicians and audio engineers.

Like most projects we deal with, $\frac{3}{4}$ of the time will be spent on material procurement, fabrication, and preparation.

Upon being awarded the South Bend Contract, the following timeline will be proposed:

- Sept 8th: Announcement of contract
 - Sept 9th - Sept 22nd: Discuss project and change orders with Client
 - Sept 23rd: Contact Creative Works, our sub-contracting partner, to start fabrication work for staging, scenic, rigging, lights
 - Sept 23rd: Place orders for computers and all required BOM materials. Discuss change orders with the project board.
 - Sept 28 - Oct 30th: Receive, inventory & organize BOM
 - Nov 2nd - Nov 13th: Build & program POS server & Networking equip
 - Nov 23rd - 27th: Prepare transport for BOM and personnel to arrive on-site for the project.
 - Nov 30th - Dec 10th: Install project
 - Dec 11th - 12th: Final inspection, QA, clean-up.
 - Dec 13th/14th: Turn over to stakeholders
2. Attach a listing of the names and addresses of all subcontractors (i.e. persons or firms outside your own firm who have performed part of the work) that you have used on public works projects during the past five (5) years along with a brief description of the work done by each subcontractor.

Creative Works, Inc.

Creative Works, Inc. has been creating powerful memories through immersive attractions for the last 22 years. Based in Mooresville, IN, Creative Works serves Location Based Entertainment venues across the country and the world; building attractions like Laser Tag Arenas, Escape Rooms, Virtual and Augmented Reality, Hi-Tech Mini Golf, in addition to Esports Arenas/Lounges. CWI is obsessed with creating

a space where a guest can become the main character of their own story.

Creative Works has provided custom Esports environments to single site locations, multi-site customers like GameWorks across the country, and to Rainbow's End Amusement Park in New Zealand over the last 3 years, partnering with ggCircuit for every project they build.

3. If you intend to sublet any portion of the work, attach the name and address of each subcontractor, equipment to be used by the subcontractor, and whether you will require a bond. However, if you are unable to currently provide a listing, please understand a listing must be provided prior to contract approval. Until the completion of the proposed project, you are under a continuing obligation to immediately notify the City of South Bend in the event that you subsequently determine that you will use a subcontractor on the proposed project.
 - Creative Works, Inc.
350 Bridge St.
Mooresville, IN 46518
No bond required
4. Attach a listing of equipment you have available to use for the proposed project.
 - Networking tools
 - Ladders
 - As needed, pallet jacks & scissor lifts will be rented as well as any additional equipment
5. Have you entered into contracts or received offers for all materials which substantiate the prices used in preparing your proposal? If not, attach an explanation for the rationale used which would corroborate the prices listed.
 - Yes

newly hired employees through the E-Verify Program as defined by I.C. 22-5-1.7-3. Contractor's documentation of enrollment and participation in the E-Verify Program is included and attached as part of this bid/quote; and

5. Contractor shall require his/her/its subcontractors performing work under this public contract to certify that the subcontractors do not knowingly employ or contract with an unauthorized alien, nor retain any employee or contract with a person that the subcontractor subsequently learns is an unauthorized alien, and that the subcontractor has enrolled in and is participating in the E-Verify Program. The Contractor agrees to maintain this certification throughout the term of the contract with the City of South Bend, and understands that the City may terminate the contract for default if the Contractor fails to cure a breach of this provision no later than thirty (30) days after being notified by the City.

6. Persons, partnerships, corporations, associations, or joint venturers awarded a contract by the City of South Bend through its agencies, boards, or commissions shall not discriminate against any employee or applicant for employment in the performance of a City contract with respect to hire, tenure, terms, conditions, or privileges of employment, or any matter directly or indirectly related to employment because of race, sex, religion, color, national origin, ancestry, age, gender expression, gender identity, sexual orientation or disability that does not affect that person's ability to perform the work.

In awarding contracts for the purchase of work, labor, services, supplies, equipment, materials, or any combination of the foregoing including, but not limited to, public works contracts awarded under public bidding laws or other contracts in which public bids are not required by law, the City, its agencies, boards, or commissions may consider the Contractor's good faith efforts to obtain participation by those Contractors certified by the State of Indiana as a Minority Business ("MBE") or as a Women's Business Enterprise ("WBE") as a factor in determining the lowest, responsible, responsive bidder.

In no event shall persons or entities seeking the award of a City contract be required to award a subcontract to an MBE/WBE; however, it may not unlawfully discriminate against said WBE/MBE. A finding of a discriminatory practice by the City's MBE/WBE Utilization Board shall prohibit that person or entity from being awarded a City contract for a period of one (1) year from the date of such determination, and such determination may also be grounds for terminating the contract for which the discriminatory practice or noncompliance pertains.

7. The undersigned contractor agrees that the following nondiscrimination commitment shall be made a part of any contract which it may henceforth enter into with the City of South Bend, Indiana or any of its agencies, boards or commissions.

Contractor agrees not to discriminate against or intimidate any employee or applicant for employment in the performance of this contract with privileges of employment, or any matter directly or indirectly related to employment, because of race, religion, color, sex, gender expression, gender identity, sexual orientation, handicap, national origin or ancestry. Breach of this provision may be regarded as material breach of contract.

I, the undersigned bidder or agent as contractor on a public works project, understand my statutory obligations to the use of steel products or foundry products made in the United States (I.C. 5-16-8-1). I hereby certify that I and all subcontractors employed by me for this project will use steel products or foundry products made in the United States on this project if awarded. I understand I have an affirmative duty to notify the City in my bid that my proposal does not include the use of steel products or foundry products made in the United States. I understand it is my sole obligation and responsibility to provide a justification to the City, subject to review and approval, why the cost of United States made steel or foundry products is unreasonable. Prior to award and upon submission of bid which does not use steel products or foundry products made in the United States, the City, through its director of public works, shall make a determination if the price of United States made steel or foundry is unreasonable. I understand that violations hereunder may result in forfeiture of contractual payments.

I hereby affirm under the penalties of perjury that the facts and information contained in the foregoing bid for public works are true and correct.

Dated this 27 day of July, 2020

99 Circuit LLC
Contractor/Bidder (Firm)

[Signature]
Signature of Contractor/Bidder or Its Agent

ZACK JOHNSON, CEO
Printed Name and Title

Subscribed and sworn to before me this 27th day of July, 2020
My Commission Expires July 8, 2023 Tamara Lynn King
Notary Public

County of Residence Vigo



newly hired employees through the E-Verify Program as defined by I.C. 22-5-1.7-3. Contractor's documentation of enrollment and participation in the E-Verify Program is included and attached as part of this bid/quote; and

5. Contractor shall require his/her/its subcontractors performing work under this public contract to certify that the subcontractors do not knowingly employ or contract with an unauthorized alien, nor retain any employee or contract with a person that the subcontractor subsequently learns is an unauthorized alien, and that the subcontractor has enrolled in and is participating in the E-Verify Program. The Contractor agrees to maintain this certification throughout the term of the contract with the City of South Bend, and understands that the City may terminate the contract for default if the Contractor fails to cure a breach of this provision no later than thirty (30) days after being notified by the City.

6. Persons, partnerships, corporations, associations, or joint venturers awarded a contract by the City of South Bend through its agencies, boards, or commissions shall not discriminate against any employee or applicant for employment in the performance of a City contract with respect to hire, tenure, terms, conditions, or privileges of employment, or any matter directly or indirectly related to employment because of race, sex, religion, color, national origin, ancestry, age, gender expression, gender identity, sexual orientation or disability that does not affect that person's ability to perform the work.

In awarding contracts for the purchase of work, labor, services, supplies, equipment, materials, or any combination of the foregoing including, but not limited to, public works contracts awarded under public bidding laws or other contracts in which public bids are not required by law, the City, its agencies, boards, or commissions may consider the Contractor's good faith efforts to obtain participation by those Contractors certified by the State of Indiana as a Minority Business ("MBE") or as a Women's Business Enterprise ("WBE") as a factor in determining the lowest, responsible, responsive bidder.

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7. The undersigned contractor agrees that the following nondiscrimination commitment shall be made a part of any contract which it may henceforth enter into with the City of South Bend, Indiana or any of its agencies, boards or commissions.

Contractor agrees not to discriminate against or intimidate any employee or applicant for employment in the performance of this contract with privileges of employment, or any matter directly or indirectly related to employment, because of race, religion, color, sex, gender expression, gender identity, sexual orientation, handicap, national origin or ancestry. Breach of this provision may be regarded as material breach of contract.

I, the undersigned bidder or agent as contractor on a public works project, understand my statutory obligations to the use of steel products or foundry products made in the United States (I.C. 5-16-8-1). I hereby certify that I and all subcontractors employed by me for this project will use steel products or foundry products made in the United States on this project if awarded. I understand I have an affirmative duty to notify the City in my bid that my proposal does not include the use of steel products or foundry products made in the United States. I understand it is my sole obligation and responsibility to provide a justification to the City, subject to review and approval, why the cost of United States made steel or foundry products is unreasonable. Prior to award and upon submission of bid which does not use steel products or foundry products made in the United States, the City, through its director of public works, shall make a determination if the price of United States made steel or foundry is unreasonable. I understand that violations hereunder may result in forfeiture of contractual payments.

I hereby affirm under the penalties of perjury that the facts and information contained in the foregoing bid for public works are true and correct.

Dated this 27 day of July, 2020

Creative Works, Inc.
Contractor/Bidder (Firm)

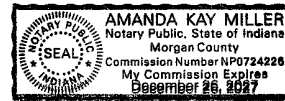
Russell Van Natta
Signature of Contractor/Bidder or Its Agent

Russell Van Natta, VP of Business Dev.
Printed Name and Title

Subscribed and sworn to before me this 27th day of July, 2020

My Commission Expires December 26, 2027 Amanda Kay Miller
Notary Public

County of Residence Morgan



**BID/PROPOSAL
CITY OF SOUTH BEND**




Project Name: Century Center Esports Arena
Project Number: 119-106CR
For Bids Due: September 8, 2020 by 9:30 AM Local Time
Contractor Name: ggCircuit LLC

BASE BID

Item No.	Description	Quantity	Unit	Unit Price	Total Amount
1	Material Procurement per attached BOM	1	LS	\$279,037.59	\$279,037.59
2	Staging/Scenic/Rigging Labor	1	LS	\$43,910.00	\$43,910.00
3	Low Voltage Labor	1	LS	\$900.00	\$900.00
4	IT/Networking Labor	1	LS	\$13,365.00	\$13,365.00
5	Audio/Video Labor	1	LS	\$5,220.00	\$5,220.00
6	Lighting Labor	1	LS	\$11,700.00	\$11,700.00
7	Other Labor	1	LS	\$24,750.00	\$24,750.00
BASE BID TOTAL					<u>\$378,882.59</u>

Bidder (Firm): ggCircuit LLC
Address: 2303 S. 3rd Street
City/State/Zip: Terre Haute, IN 47802 **Telephone Number:** (812) 230-5671

By 
 (Signature)
 Zack Johnson, CEO

 (Printed Name of Person Signing)

**CITY OF SOUTH BEND
MINORITY AND WOMEN BUSINESS ENTERPRISE DIVERSITY
DEVELOPMENT PROGRAM**



**FORM MWBE-1.0
MBE/WBE PARTICIPATION**

This completed form should be supplied with Bids that pertain to City of South Bend Public Works Projects involving MBE/WBE participation. It is the bidder's sole responsibility to verify whether any listed minority or woman business meets the qualifications of a Minority or Women's owned business.

Project Number: 119-106CR Project Name: Century Center Esports Arena
 Bidder: ggCircuit LLC Total Bid Amount: _____ MBE/WBE Goal: _____

Page _____ of _____

Name & Address of MBE/WBE	Primary Contact Person (Name/Telephone)	Scope of Work to be Performed (Attach scope/schedule if you need additional space)	Dollar Amount of MBE/WBE Component	Percentage of Total Bid/Proposal
N/A (All work to be completed by ggCircuit LLC & Creative Works)				

Submitted by: Zack Johnson, CEO
 Print Name


 Signature

July 27, 2020
 Date

**CITY OF SOUTH BEND
MINORITY AND WOMEN BUSINESS ENTERPRISE DIVERSITY
DEVELOPMENT PROGRAM**



**FORM MWBE-2.0
EVIDENCE OF GOOD FAITH EFFORTS**

This completed form should be included as part of the Bids documents related to City of South Bend Public Works Projects requiring Good Faith Efforts to obtain MBE/WBE participation. It is the bidder's sole responsibility to verify whether any listed minority or woman business meets the qualifications of a Minority or Women's owned business as defined by the Indiana Department of Administration ("IDOA").

Project Number: 119-106CR Date: July 27, 2020
 Project Name: Century Center Esports Arena
 Bidder: ggCircuit LLC
 Contact Person: _____ Telephone: 812-230-5671
 Address: 2303 S. 3rd Street
 City: Terre Haute State: IN Zip: 47802
 Email: sales@ggcircuit.com

To determine whether a bidder has demonstrated good faith efforts to reach the MBE/WBE utilization goals set forth in the City of South Bend Public Works Project Specifications, the City and its agencies, boards, or commissions, **REQUIRE ALL** of the following Good Faith Efforts as listed in the table below*:

EVIDENCE OF GOOD FAITH EFFORTS	
	MBE/WBE LIST(S): The bidder reviewed the City of South Bend's Minority and Women Business Enterprise Diversity Development Program, which uses the IDOA approved list of Minority and Women Owned Business as found on their website (http://www.in.gov/idoa).
	ACTION (ADVERTISE/CONTACT): In order for your bid to be deemed responsive, the City of South Bend requires that all perspective bidders complete no less than 2 of the following: <ol style="list-style-type: none"> 1. Attend all pre-bid meetings scheduled by the City to inform MBE/WBEs of contracting and subcontracting opportunities. 2. Advertise in general circulation and/or trade association publications concerning subcontracting opportunities, and allow MBE/WBEs reasonable time to respond. 3. Perform any and all necessary steps to provide written notice in a manner reasonably calculated to inform MBE/WBEs of subcontracting opportunities and allowed sufficient time for them to participate effectively. 4. Utilize pre-existing services of available community organizations, small and/or disadvantaged business assistance offices and other organizations that provided assistance in the recruitment and placement of MBE/WBE firms. **Bidder must circle or otherwise notate which of the two (2) required actions were performed.
	GOOD FAITH NEGOTIATIONS: The bidder negotiated in good faith with interested MBE/WBEs, including providing such MBE/WBE's with adequate information about the plans, specifications and other requirements of the subcontract and did not reject MBE/WBEs as unqualified without sound business reasons based on a thorough investigation of their capabilities.
	SMALL CONTRACT(S): The bidder selected specific portions of the work to be performed by MBE/WBEs in order to increase the likelihood of meeting the MBE/WBE goals (including breaking down contracts into smaller units to facilitate MBE/WBE participation)
	CONTRACT RECORDS: The bidder has maintained the following records for each MBE/WBE that has bid on the subcontracting opportunity: <ol style="list-style-type: none"> 1. Name, address, and telephone number; 2. A description of information provided by the bidder or subcontractor; and 3. A statement of whether an agreement was reached, and if not, why not, including any reasons for concluding that the MBE/WBE was unqualified to perform the job.

***Proper demonstration of Good Faith Effort requires your initials next to all of the above boxes. Any omissions shall be considered grounds for rejection of the bid by the Board of Public Works. The City of South Bend reserves the right to request additional information.**

CITY OF SOUTH BEND
MINORITY AND WOMEN BUSINESS ENTERPRISE DIVERSITY
DEVELOPMENT PROGRAM



FORM MWBE-2.1
MBE/WBE CONTACTED

This completed form should be supplied with Bids that pertain to City of South Bend Public Works Projects requiring contacted MBE/WBE to obtain Good Faith Efforts. It is the bidder's sole responsibility to verify whether any listed minority or woman business meets the qualifications of a Minority or Women's owned business.

PAGE _____ OF _____

Project Number: 119-106CR MBE/WBE Participation Goal _____

Project Name: Century Center Esports Arena

Bidder: ggCircuit LLC

By: [Signature] CEO July 27, 2020
(Signature) (Title) (Date)

MBE/WBE Firm _____

Owner or Contact at MBE/WBE Firm _____

Telephone _____ Fax _____ Email: _____
: _____ : _____

TYPE OF WORK SOLICITED FOR THIS PROJECT:

N/A (All work to be completed by ggCircuit LLC & Creativeworks)

RESULTS OF CONTACT WITH THE MBE/WBE FIRM:

MBE/WBE Firm _____

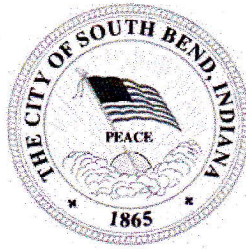
Owner or Contact at MBE/WBE Firm _____

Telephone _____ Fax _____ Email: _____
: _____ : _____

TYPE OF WORK SOLICITED FOR THIS PROJECT:

RESULTS OF CONTACT WITH THE MBE/WBE FIRM:

1316 COUNTY-CITY BUILDING
227 W. JEFFERSON BOULEVARD
SOUTH BEND, INDIANA 46601-1830



PHONE 574/235-9251
FAX 574/235-9171
TDD 574/235-5567

CITY OF SOUTH BEND JAMES MUELLER, MAYOR

BOARD OF PUBLIC WORKS

Date: August 25, 2020
To: All Planholders
From: Linda M. Martin, Clerk, Board of Public Works
Subject: Addendum Number: 1
Project Name: Century Center Esports Arena
Project No.: 119-106CR

ACKNOWLEDGEMENT OF RECEIPT OF ADDENDUM

Date Received: 25 Aug 2020

This addendum is being forwarded to you for the above referenced project.

Please sign below and acknowledge receipt of this Addendum by faxing this sheet to the Board of Public Works at (574) 235-9171 within 48 hours of receipt. A copy MUST also be included with your bid package upon submittal.

THIS ADDENDUM MAY AFFECT YOUR BID.

Notes:

The attached documents are hereby added to the Specifications and Contract Documents and become a part of herein.

Company: ggcircuit LLC
Authorized Signature: [Handwritten Signature]
Date: 25 Aug 2020

I. PRE-QUALIFIED BIDDER CHECKLIST

(a) Acknowledgements:

- (i) X By checking this box, I hereby acknowledge that I am a pre-qualified bidder with the City of South Bend and that I have met the pre-qualification requirements within the last twelve (12) months. **A copy of my Pre-Qualification verification letter is attached.**
- (ii) X By checking this box, I hereby acknowledge that the City reserves the right to request supplemental information, additional verification of any information provided by me, and may also conduct random inquiries of my current and prior customers.

(b) Attachments:

- (i) X Indiana Secretary of State's on-line records (ie. Business verification) dated within sixty (60) days of the submission of said document showing that business is in existence, current with the Indiana Secretary of State's Business Entity Report, and eligible for a certificate of good standing. (Not applicable to individuals, sole proprietors or partnerships).
- (ii) X Statement on staffing capabilities, including labor sources. This statement indicates and ensures I have sufficient employees on staff to complete the work. It outlines how I intend to meet the staffing needs of the work.
- (iii) X List of projects of similar size and scope of work performed in all areas, including the State of Indiana, within the last three (3) years.
- (iv) X For every project, submit evidence of participation in apprenticeship and training programs, applicable to the work to be performed on the project, which are approved by and registered with the United States Department of Labor's Office of Apprenticeship, or its successor organization.

II. PRE-QUALIFICATION CHECKLIST (FOR BIDDERS THAT ARE NOT PRE-QUALIFIED)

(a) Acknowledgements:

- (i) By checking this box, I hereby acknowledge that I am not a pre-qualified bidder with the City of South Bend.
- (ii) By checking this box, I hereby acknowledge that the City reserves the right to request supplemental information, additional verification of any information provided, and may also conduct random inquiries of my current and prior customers. The City reserved the right to utilize all information provided in this submission and all information obtained in inquiries or requests to determine if a bidder is responsive and responsible. Additionally, I acknowledge that all information provided to the City shall be regarded as public records.
- (iii) By checking this box, I hereby acknowledge that copies of all Applicable apprenticeship certificates or standards for training programs applicable to the work performed on the project may be requested at any time and shall be furnished upon request.
- (iv) By checking this box, I hereby acknowledge and ensure that I and all sub-contractors, from whom I have accepted a bid and/or intend to hire to perform work on the public work project, are properly licensed. Furthermore, I acknowledge my understanding that it is my responsibility to ensure that all sub-contractors have the necessary licenses to undertake the work called for in this bid. If a sub-contractor loses their license at any point, it is the responsibility of that sub-contractor to notify the City.

(b) Attachments:

- (i) Indiana Secretary of State's on-line records (ie. Business verification) dated within sixty (60) days of the submission of said document showing that business is in existence, current with the Indiana Secretary of State's Business Entity Report, and eligible for a certificate of good standing. (Not applicable to individuals, sole proprietors or partnerships).
- (ii) List identifying all former business names.
- (iii) Any determinations by a court or governmental agency any violations of federal state, or local laws including, but not limited to, violations of contracting or antitrust laws, tax or licensing laws, environmental laws, Occupational Safety and Health Act (OSHA), or federal Davis-Bacon and related Acts, within the preceding five (5) years.
- (iv) Statement about staffing capabilities, including labor sources. This statement indicates and ensures I have sufficient employees on staff to complete the work I am bidding on OR outlines how I intend to meet the staffing needs of the work.
- (v) Statement that individuals who will perform work on the public work project on my behalf will be properly classified as an employee or as an independent contractor under all applicable state and federal laws and local ordinances.
- (vi) For every project, submit evidence of participation in apprenticeship and training programs, applicable to the work to be performed on the project, which are approved by and registered with the United States Department of Labor's Office of Apprenticeship, or its successor organization.
- (vii) Copy of a written plan for employee drug testing that covers all of my employees who will perform work on the public work project and meets or exceeds the requirements set forth in IC 4-13-18-5 or IC 4-13-18-6.
- (viii) Evidence that I am utilizing a surety company which is on the Bureau of Fiscal Service "Department of Treasury's Listing of Approved Sureties" as required in the bid specifications or contract.

- (ix) _____ Written statement of any federal, state or local tax liens or tax delinquencies owed to any federal, state or local taxing body in the preceding three years.
- (i) _____ List of projects of similar size and scope of work performed in all areas, including the State of Indiana, within three (3) years prior to the date on which the bid is due.

Date: 9/3/2020



(Sign Here)

Zack Johnson
(Print Name Here)

ggCircuit LLC
(Name of Company)

2303 S. 3rd Street
(Address of Company)

Terre Haute
(City)

Indiana
(State)

(812) 230-5671
(Telephone Number)



CITY OF SOUTH BEND JAMES MUELLER, MAYOR
DEPARTMENT OF PUBLIC WORKS
ERIC HORVATH, DIRECTOR

August 13, 2020

Mr. Brian Wyrick
ggCircuit LLC
brian.wyrick@ggcircuit.com

RE: Pre-Qualification Verification – Century Center Esports Arena – Project No. 119-106CR

Dear Mr. Wyrick:

This letter serves as verification of Pre-Qualification status of your company for bidding with the City of South Bend. This Pre-Qualification status is effective for twelve (12) months from the date of this letter. Thereafter you are required to re-submit a complete application for continuation of pre-qualification status prior to December 31 for the upcoming calendar year.

A copy of this Verification Letter must be included with every bid exceeding \$150,000 submitted to the City of South Bend Board of Public Works, along with your Pre-Qualified Bidder Checklist and attachments.

If you have any further questions regarding this matter, please call this office at (574) 235-9251.

Sincerely,

A handwritten signature in black ink, appearing to read "Liz Horvath".

Liz Horvath, Permit Manager

II. PRE-QUALIFICATION CHECKLIST (FOR BIDDERS THAT ARE NOT PRE-QUALIFIED)

(a) Acknowledgements:

- (i) By checking this box, I hereby acknowledge that I am not a pre-qualified bidder with the City of South Bend.
- (ii) By checking this box, I hereby acknowledge that the City reserves the right to request supplemental information, additional verification of any information provided, and may also conduct random inquiries of my current and prior customers. The City reserved the right to utilize all information provided in this submission and all information obtained in inquiries or requests to determine if a bidder is responsive and responsible. Additionally, I acknowledge that all information provided to the City shall be regarded as public records.
- (iii) By checking this box, I hereby acknowledge that copies of all Applicable apprenticeship certificates or standards for training programs applicable to the work performed on the project may be requested at any time and shall be furnished upon request.
- (iv) By checking this box, I hereby acknowledge and ensure that I and all sub-contractors, from whom I have accepted a bid and/or intend to hire to perform work on the public work project, are properly licensed. Furthermore, I acknowledge my understanding that it is my responsibility to ensure that all sub-contractors have the necessary licenses to undertake the work called for in this bid. If a sub-contractor loses their license at any point, it is the responsibility of that sub-contractor to notify the City.

(b) Attachments:

- (i) Indiana Secretary of State's on-line records (ie. Business verification) dated within sixty (60) days of the submission of said document showing that business is in existence, current with the Indiana Secretary of State's Business Entity Report, and eligible for a certificate of good standing. (Not applicable to individuals, sole proprietors or partnerships).
- (ii) List identifying all former business names.
- (iii) Any determinations by a court or governmental agency any violations of federal state, or local laws including, but not limited to, violations of contracting or antitrust laws, tax or licensing laws, environmental laws, Occupational Safety and Health Act (OSHA), or federal Davis-Bacon and related Acts, within the preceding five (5) years.
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- (v) Statement that individuals who will perform work on the public work project on my behalf will be properly classified as an employee or as an independent contractor under all applicable state and federal laws and local ordinances.
- (vi) For every project, submit evidence of participation in apprenticeship and training programs, applicable to the work to be performed on the project, which are approved by and registered with the United States Department of Labor's Office of Apprenticeship, or its successor organization.
- (vii) Copy of a written plan for employee drug testing that covers all of my employees who will perform work on the public work project and meets or exceeds the requirements set forth in IC 4-13-18-5 or IC 4-13-18-6.
- (viii) Evidence that I am utilizing a surety company which is on the Bureau of Fiscal Service "Department of Treasury's Listing of Approved Sureties" as required in the bid specifications or contract.

- (ix) Written statement of any federal, state or local tax liens or tax delinquencies owed to any federal, state or local taxing body in the preceding three years.
- (i) List of projects of similar size and scope of work performed in all areas, including the State of Indiana, within three (3) years prior to the date on which the bid is due.

Date: 7/27/2020

Russ Van Natta
(Sign Here)

Russell Van Natta
(Print Name Here)

Creative Works, Inc.
(Name of Company)

350 Bridge Street
(Address of Company)

Mooresville
(City)

IN
(State)

317.834.4770
(Telephone Number)

State of Indiana
Office of the Secretary of State

CERTIFICATE OF EXISTENCE

To Whom These Presents Come, Greeting:

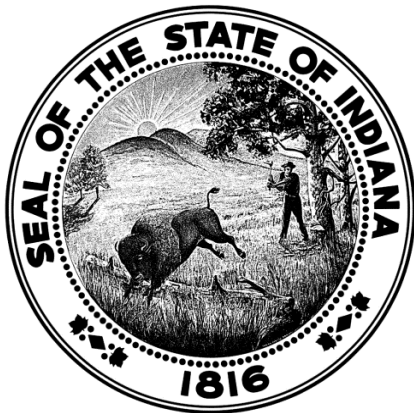
I, CONNIE LAWSON, Secretary of State of Indiana, do hereby certify that I am, by virtue of the laws of the State of Indiana, the custodian of the corporate records and the proper official to execute this certificate.

I further certify that records of this office disclose that

GGCIRCUIT, LLC

duly filed the requisite documents to commence business activities under the laws of the State of Indiana on March 01, 2018, and was in existence or authorized to transact business in the State of Indiana on July 22, 2020.

I further certify this Domestic Limited Liability Company has filed its most recent report required by Indiana law with the Secretary of State, or is not yet required to file such report, and that no notice of withdrawal, dissolution, or expiration has been filed or taken place. All fees, taxes, interest, and penalties owed to Indiana by the domestic or foreign entity and collected by the Secretary of State have been paid.



In Witness Whereof, I have caused to be affixed my signature and the seal of the State of Indiana, at the City of Indianapolis, July 22, 2020

Connie Lawson

CONNIE LAWSON
SECRETARY OF STATE

201803011243666 / 20201536353

All certificates should be validated here: <https://bsd.sos.in.gov/ValidateCertificate>

Expires on August 21, 2020.

State of Indiana
Office of the Secretary of State

CERTIFICATE OF EXISTENCE

To Whom These Presents Come, Greeting:

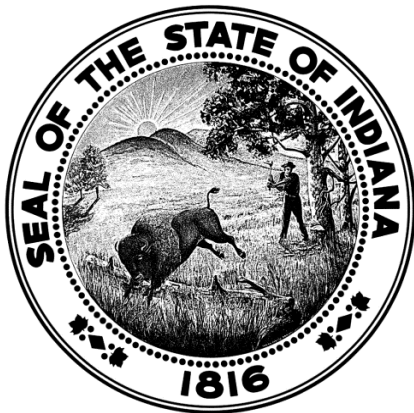
I, CONNIE LAWSON, Secretary of State of Indiana, do hereby certify that I am, by virtue of the laws of the State of Indiana, the custodian of the corporate records and the proper official to execute this certificate.

I further certify that records of this office disclose that

CREATIVE WORKS, INC.

duly filed the requisite documents to commence business activities under the laws of the State of Indiana on October 09, 1997, and was in existence or authorized to transact business in the State of Indiana on July 27, 2020.

I further certify this Domestic For-Profit Corporation has filed its most recent report required by Indiana law with the Secretary of State, or is not yet required to file such report, and that no notice of withdrawal, dissolution, or expiration has been filed or taken place. All fees, taxes, interest, and penalties owed to Indiana by the domestic or foreign entity and collected by the Secretary of State have been paid.



In Witness Whereof, I have caused to be affixed my signature and the seal of the State of Indiana, at the City of Indianapolis, July 27, 2020

Connie Lawson

CONNIE LAWSON
SECRETARY OF STATE

1997100597 / 20201543129

All certificates should be validated here: <https://bsd.sos.in.gov/ValidateCertificate>

Expires on August 26, 2020.

List Identifying All Former Business Names

Neither ggCircuit LLC or Creative Works, Inc. have any prior business names.

Determinations of Violations

Neither ggCircuit LLC or Creative Works, Inc. have any determinations of violations within the preceding 5 years.

Staffing Capability Statement

ggCircuit's special operations team pulls from 20 years of experience of owning, managing and running esports centers to help you grow your business. This crack consulting team can help with every aspect of visualizing, setting up, opening and operating your esports arena. In partnership with CreativeWorks, we look forward to engaging the following teams:

- ggCircuit SpecOps Professional Services Team: 3 full-time professional services team members focussed on deploying best in class esports technology solutions and installation labor.
- ggCircuit Support Team: 6 support professionals offering ongoing product support for ggCircuit technology tools.

Core Capabilities:

- Financial Planning
- Center Design
- Technical Set Up and Support
- Operations
- Training
- Installation

Creative Works, Inc. currently employs 52 full time staff, consisting of fabricators, designers, technical support technicians, project managers, administrative, sales, marketing, and executive managers. We custom fabricate themed elements incorporating special effects for over 95% of our projects and have more than enough employees to cover the scope of work included in our subcontracted portion. In addition, we have multiple vendors for each of the various products like truss, lighting, electrical components, etc. to ensure we can procure materials needed for our portion.

Statement About Employee Classification

ggCircuit has partnered with FullStack PEO to ensure compliance with all applicable labor laws and regularly reviews employment practices to ensure that all employees are properly classified as an employee or an independent contractor.

Creative Works, Inc. hereby affirms that all individuals who will perform work on the public work project are classified as full-time employees under all applicable state and federal laws and local ordinances.

Employment Categories

Full-Time Employee

An employee who works 30 hours or more per work week is considered full-time. The employee is entitled to all benefits.

Part-Time Employee

An employee who works less than 30 hours per week is considered part-time. Part-time employees are only eligible for retirement plan participation and are not eligible for health, dental, vision, life, or any paid time off plans.

Temporary/Intern Employee

Temporary/Intern employees are hired for a specific period of time, project or assignment. This employee is paid for actual hours worked and is not eligible for benefits. Employees hired for a specific project or period of time will change to part-time status if employed beyond 120 days.

Exempt and Nonexempt

Employees are also classified as nonexempt or exempt employees in accordance with the provisions of the Federal Fair Labor Standards Act (FLSA) and any applicable laws. FullStack pays overtime in accordance with the FLSA and any additional applicable law. Overtime pay will not be paid when positions meet the FLSA guidelines for exemption.

Apprenticeship and Training Programs

ggCircuit regularly engages employees to train and acquire certifications in their area of impact. Examples include MTCNA - Mikrotik Certified Network Associate certifications for all of our SpecOps professional services team and are reviewed on a yearly basis.

Creative Works does not currently have any apprenticeship programs required by the United States Department of Labor's Office of Apprenticeship for the scope of work in this project. However, we do engage in regular training annually for our employees including anti-harassment, equipment safety protocols (i.e. forklifts, power tools, etc.) Our employees are required to complete proficiency evaluations within 90 days of their hire date to show they are able to perform their core areas or responsibilities.

Employee Drug Testing Program

ggCircuit's Employee Drug Testing Program includes random testing of employees on a given qualified contract. At least two percent (2%) of the contractor's employees must be randomly selected each month for testing, and every employee must submit to a drug test each year. This test includes a five (5) screen drug panel. Those five substances include amphetamines, cocaine, opiates (2000 ng/ml), PCP, and THC.

If an employee fails a drug test, he/she is subject to progressive disciplinary action under the following progression:

- 1) After the first positive test, an employee must be suspended from work for thirty (30) days; directed to a program of treatment or rehabilitation and subject to unannounced drug testing for one (1) year, beginning the day the employee returns to work.
- 2) After a second positive test, an employee must be suspended from work for ninety (90) days; directed to a program of treatment or rehabilitation and subject to unannounced drug testing for one (1) year, beginning the day the employee returns to work.
- 3) After a third or subsequent positive test, an employee must be suspended from work for one (1) year; directed to a program of treatment or rehabilitation and subject to unannounced drug testing for one (1) year, beginning the day the employee returns to work.

If the employee is suspended, the employee is not eligible for reinstatement until the employee tests negative on a five (5) drug panel test certified by a medical review officer. ggCircuit also reserves the right to discipline up to immediate dismissal upon any positive five (5) screen drug panel.

Last, ggCircuit will direct an employee to a program of treatment or rehabilitation by either advising the employee of any program of treatment or rehabilitation covered by insurance provided by the employer, or advising the employee of agencies known to the employer that provide drug treatment or rehabilitation programs.

Creative Works is committed to providing a safe, healthy, and productive work environment. Consistent with this commitment, it is the intent of the Company to maintain a drug and alcohol-free workplace. Being under the influence of alcohol, illegal drugs (as classified under federal, state, or local laws), or other impairing substances while on the job may pose a serious health and safety risk to others, and will not be tolerated.

Prohibited Conduct

The Company expressly prohibits team members from engaging in the following activities when they are on duty or conducting Company business or on Company premises (whether or not they are working) including while traveling on behalf of the Company for installations, trade shows, and events:

- The use of alcohol during normal work duties (excluding company sanctioned social events), the abuse, or being under the influence of illegal drugs, or other impairing substances.
- The possession, sale, purchase, transfer, or transit of any illegal or unauthorized drug, including prescription medication that is not prescribed to the individual, or drug-related paraphernalia.
- The illegal use or abuse of prescription drugs.

While the use of marijuana has been legalized under some state laws for medicinal and/or recreational uses, it remains an illegal drug under federal law. The Company does not discriminate against team members solely on the basis of their lawful off-duty use of marijuana. You may not consume or be under the influence of marijuana while on duty or at work. If you have a valid prescription for medical marijuana, refer to the Company Disability Accommodation policy for additional information.

Nothing in this policy is meant to prohibit your appropriate use of over-the-counter medication or other medication that can legally be prescribed under both federal and state law, if it does not impair your job performance or safety or the safety of others. If you take over-the-counter medication or other medication that can legally be prescribed under both federal and state law to treat a disability, inform your Manager if you believe the medication may impair your job performance, safety, or the safety of others or if you believe you need a reasonable accommodation before reporting to work while under the influence of that medication.

From time to time, the Company may sponsor social or business-related events where alcohol may be served. This policy does not prohibit the use or consumption of alcohol at these events. However, if you choose to consume alcohol at such events, you must do so responsibly and maintain your obligation to conduct yourself properly and professionally at all times. Do not drink and drive. Instead, please call an Uber or appoint a designated driver.

Treatment and/or Rehabilitation

The Company may assist you in seeking treatment or rehabilitation for drug or alcohol dependency. In such cases, the Company may consider your continued employment as long as concerns regarding safety, health, production, communication, or other work-related matters are adequately addressed. The Company may also require you to obtain a medical clearance and agree to random testing and a "one-strike" rule as a condition of continued employment.

Violations

Violation of this policy may result in disciplinary action, up to and including termination of employment.

Statement of Any Tax Liens/Delinquencies

Neither ggCircuit LLC or Creative Works, Inc. currently have any federal, state, or local tax liens or tax delinquencies owed to any federal, state, or local taxing body in the preceding three years.

Statement of Similar Projects

Creative Works, Inc. has provided full turnkey Esports facilities since 2018. Projects include Urban Air South Lake Texas, Rainbow's End Amusement Park in New Zealand, and multiple GameWorks locations across the country. These projects included custom built desks, lighting accents, full equipment needs, theming, etc. All of these projects have utilized ggCircuit's software for game licensing as well. Beyond Esports facilities, Creative Works, Inc. does over 50 projects a year annually with a variety of themed attractions for the Location Based Entertainment/Family Entertainment Center industry - including attractions like Laser Tag Arenas, Miniature Golf Courses, Escape Rooms, Virtual/Augmented Reality, and more.

ggCircuit LLC has executed similar projects for GameStop, Rose-Hulman Institute of Technology, Christian Brothers College High School and Dell/Alienware. These projects included sourcing furniture, hardware and networking equipment as well as setting up software solutions for the PC clients and servers. ggCircuit has also developed a custom user interface for a retail environment for Best Buy locations nationwide.

Proposal Addendums

Additional Recommendations

Based on our 20+ years of owning, managing, and installing esports location globally, the following pieces are critical to the operations of an esports center.

- All esports centers need an operating system to manage customers, game choices, and digital as well as physical product sales. As the global leader in this industry, ggCircuit recommends **ggLeap**, our esports center management system.
- Maintaining PC system updates, drivers, and game updates is a herculean task on the best of days. To simplify this mundane task, ggCircuit recommends **ggRock**, our esports client boot solution. All PCs will boot the same windows image and game library, saving hundreds of man hours and thousands in operation costs.
- In order for esports center stakeholders to focus on their business model, ggCircuit offers a maintenance package for the installed ggRock server. ggCircuit's **SpecOps** team will remote access the server daily to update the games and system drivers needed to operate at 100% effectiveness.
- For many business professionals, esports operations & other esports technologies are foreign to them. Esports is still in the grass-roots phase - therefore, ggCircuit has created a **Platinum Support** package that gives centers access to the professionals and support staff needed to make sure your esports center is operating at maximum efficiency.

<u>Site Management</u>	<u>Description</u>	<u>QTY</u>	<u>Cost</u>	<u>Amount</u>
ggLeap Site License - 1 Year	Lan Center Management Software	1	\$3,000	\$3,000
Installation	----->>>			\$2,052
ggRock Site License - 1 Year	Lan Center PXE Server Software	1	\$3,000	\$3,000
Installation	----->>>			\$2,052
Training	Train staff on ggLeap & ggRock	1	\$5,000	\$5,000
PXE Server Maintenance 1 Year	Daily Game, software, and driver updates	1	\$3,600	\$3,600
Platinum Site Support - 1 Year	remote support of installed technologies and software	1	\$10,000	\$10,000
			Total:	\$28,704.00

- **GameREADY!** is where ggCircuit will purchase the games and create their respective accounts on your behalf. Afterwhich, we add them to the ggLeap license management system so that they are ready to play when your customers are. All games are purchased digitally. Each game will have its own unique email address and unique password.

PC & Console Game List

<u>Day 1 Game List</u>	<u>Description</u>	<u>QTY</u>	<u>Cost</u>	<u>Amount</u>
COD:MW	Game License	36	\$60	\$2,160
Left 4 Dead 2	Game License	12	\$10	\$120
MineCraft	Game License	36	\$30	\$1,080
Overwatch	Game License	36	\$30	\$1,080
PUBG	Game License	18	\$30	\$540
Rainbow Six	Game License	18	\$30	\$540
Rocket League	Game License	36	\$20	\$720
Fall Guys	Game License	18	\$20	\$360
Fortnite	Game License	36	\$0	\$0
Apex Legends	Game License	36	\$0	\$0
Valorant	Game License	36	\$0	\$0
Various game installs	Install 20 of the top F2P and P2P PC Games	1	\$0	\$0
Xbox Game Pass - 1 Year	Access to hundreds of xbox titles	2	\$179.88	\$359.76
Playstation Now - 1 Year	Access to hundreds of Playstation titles	2	\$119.98	\$239.96
GameREADY!	Purchase, create accounts, create emails	323	\$36	\$11,628
			Total:	\$18,827.72

In order to meet customer expectations and properly serve the console environment, the following items will also be needed for Xbox and Playstation play.

<u>Additional Materials</u>	<u>Description</u>		<u>QTY</u>	<u>Cost</u>	<u>Amount</u>
Board Gaming Table Chairs - 6/per	SAME AS LAN GAMING CHAIRS		12	\$359	\$4,308
Xbox Controller	Additional Xbox Controllers	https://tinyurl.com/y2m5mjes	2	\$70	\$140
Playstation Controller	Additional PS4 Controllers	https://tinyurl.com/y2hoh2d5	2	\$65	\$130
Xbox Controller Charging Station	NYKO Battery/Charging Station	https://tinyurl.com/y6fgs8hm	2	\$30	\$60
PS4 Controller Charging Station	NYKO Battery/Charging Station	https://tinyurl.com/y4prrvjb	2	\$20	\$40
Console external HDDs	4TB External Hard Drive PS4/Xbox	https://tinyurl.com/y64lleth	4	\$120	\$480
				Total:	\$5,157.88

Bill of Materials

Audio LAN Center PA		Description	URL Link	QTY
JBL EON615		15" Two-Way Speakers	https://tinyurl.com/yyrewv6y	2
JBL EON610		10" Two-Way Speakers	https://tinyurl.com/yyrewv6y	2
JBL EON618S		18" Subwoofer	https://tinyurl.com/y4er5pu7	2
Mackie ProFX12v3		Sound Mixer w/ FX	https://tinyurl.com/y5c8plqf	1
Shure ULX-D		Wireless handheld MIC Kit	https://tinyurl.com/y4cng5vl	1
Shure SM58-LC		Vocal Microphone	https://tinyurl.com/y6q3pmvv	2
	MIC Cable	6'	https://tinyurl.com/y3ettjxz	2
	MIC Cable	50'	https://tinyurl.com/y5jrpgy9	2

Furnishings Gaming		Description	URL Link	QTY
BookShelves		Wayfair - Angelica Geo	https://tinyurl.com/y2djt2lq	10
Entertainment Center - Console		Wayfair - Allegra	https://tinyurl.com/y3s5w79s	4
Foam Flooring Tiles		24x24 High Density Foam	https://tinyurl.com/y2ukx96d	100
Board Gaming Tables		Ultimate Gaming Table	https://tinyurl.com/yyk7u2wk	2
	BGT Play Matt	Table Drop in Playing Mats	https://tinyurl.com/y57et2h6	2
LAN Gaming Desks		48 x 30 adjustable height black + wood top	https://tinyurl.com/y35hdj9e	36
	Electrical Outlet	Dual electrical outlet 15ft	https://tinyurl.com/yxm5h5bk	36
LAN Gaming Chairs		Secret Lab Omega	https://tinyurl.com/y4ewghp4	36
LAN Sneeze Barrier		Clear Acrylic Barrier 48"	https://tinyurl.com/y484coyr	36
Entertainment Console Sofas		2 person couch	https://tinyurl.com/y5qno7n4	4
Stool		Operations	https://tinyurl.com/yxedrvvs	2

Grip Production		Description	QTY
	Complete Custom Truss System	Approx 20'x40' Rigging for Main Stage, Approx 70'x4' Rigging for center of Gaming Area, 74' Straight Perimeter Wall Run, 74' Wall Run with 2 Jut Outs	1

** Value engineered to fit into new budget

Grip Camera		Description	URL Link	QTY
	Tripod & Fluid Head	PTZ & CAMS	https://tinyurl.com/y2596n2y	2
Lighting				
Lighting		Description		QTY
	Lighting Fixtures: color changing PARs - Stage Front Lighting - Pars			16
	Lighting Fixtures: LED Tube Lighting	Elation Pixelbars - QTY Reduced to eliminate over engineering/best environmental results		30
	Lighting Fixtures: Par Can	American DJ Stinger Spots		2
	Lighting Fixtures: Hex Pars	American DJ Hex Par Fixtures		30
	Software DMX controller			1
** QTY reduced and value engineered to avoid over engineering and new budget				
IT PC & Consoles		Description	URL Link	QTY
	Gaming PC	i5-9600K 16G RAM 2070 Super		36
	PC Monitors	BenQ ZOWIE 144hz 1080p 1ms	https://tinyurl.com/yyky5kyx	36
	PC Keyboard	Redragon K552	https://tinyurl.com/yyps2l2y	36
	PC Mouse	Redragon M711	https://tinyurl.com/y32mthng	36
	PC Headset	Redragon H510 7.1 Headset	https://tinyurl.com/yx92y9rw	36
	PC Mouse Pad	Redragon P015	https://tinyurl.com/y5azrypg	36
	PXE Server	Diskless PC Boot/Game Server	Custom Build 8TB Game Storage	1
	Playstation	PS4 Pro 1TB	https://tinyurl.com/y5z7tdx8	2
	Xbox	Xbox One X 1TB	https://tinyurl.com/y5tzf5mz	2
	Console Gaming Headset	Astro A20 Wireless Gaming Headset	https://tinyurl.com/y655dxe5	8
	Button Panel	Elgato Stream Deck	https://tinyurl.com/y55ocbov	1
** Reduced PC specs to fit new budget. Changed peripheral for better overall value				
IT Networking		Description	URL Link	QTY
	Mikrotik Router	CCR1009-7G-1C-1S+	https://tinyurl.com/y3dp99wl	1
	Mikrotik sfp+ switch	CRS317-1G-16S+RM 16x sfp+ ports	https://tinyurl.com/y6p7s19g	1
	Netgear Switch	MS510TXPP 8 port, sfp+, PoE	https://tinyurl.com/y2akqh6v	6
	OS2 Fiber	Various Lengths	https://tinyurl.com/y3wzxxbg	1
	CAT6	Various Lengths	https://tinyurl.com/y2wnlewk	1
	Fiber sfp+ Transceiver	10Gtek	https://tinyurl.com/y3bdjnwb	20

Wireless AP	Meraki	https://tinyurl.com/y3pdc2ur	1
** Swapped suggested router/switch for better value			
<u>LVI (Low Voltage Installers)</u>	<u>Description</u>	<u>URL Link</u>	<u>QTY</u>
Network Rack	XRACK Pro2 12U XRP2-12U-ST-US-BLK	https://tinyurl.com/y3sf3yvv	1
Fiber Patch Panel	Bittree DSKP124B-LC	https://tinyurl.com/y2zg9sbs	1
Rack Shelf	Middle Atlantic Shelf MAP-UMS1-11.5	https://tinyurl.com/y3etfk3s	1
UPS rackmount	Cyberpower UPS 1500VA/900W	https://tinyurl.com/y3dp99wl	1
<u>NDI</u>	<u>Description</u>	<u>URL Link</u>	<u>QTY</u>
Birddog Mini	NDI Encoder/Decoder	https://tinyurl.com/y6exs36n	6
<u>Video CAM</u>	<u>Description</u>	<u>URL Link</u>	<u>QTY</u>
PTZ Camera	PT12X-NDI	https://tinyurl.com/y274my84	2
<u>Video Production</u>	<u>Description</u>	<u>URL Link</u>	<u>QTY</u>
Console Gaming TVs	TCL 65" LED TV	https://tinyurl.com/yynw7ft5	4
Truss Mounted TVs	TCL 75" LED TV	https://tinyurl.com/y3wfwzhr	4
** Better value TVs added to fit budget constraints			
<u>Furnishings Staging - Custom Builds</u>	<u>Description</u>	<u>URL Link</u>	<u>QTY</u>
	Light Box Banners: 36" x 72" H LED Lit Banner Box w/ Hanging Hardware and Printed Graphic		12
	Console Gaming Dividers	Custom Built Side Walls w/divider T Wall	2

**BOARD OF PUBLIC WORKS
AGENDA ITEM REVIEW REQUEST FORM**

Date	<u>09/08/2020</u>		
Name	<u>Becca Plantz</u>	Department Public Works	
BPW Date	<u>09/08/2020</u>	Phone Extension	5998

Review and Approval Required Prior to Submittal to Board

Diversity Compliance and Inclusion Officer	<input type="checkbox"/>	Officer Name	
BPW Attorney	<input type="checkbox"/>	Attorney Name	<u>Clara McDaniels</u>
Dept. Attorney	<input type="checkbox"/>	Attorney Name	_____
Purchasing	<input type="checkbox"/>		_____

Check the Appropriate Item Type – Required for All Submissions

<input type="checkbox"/> Professional Services Agreement	<input type="checkbox"/> Contract	<input type="checkbox"/> Proposal	
<input type="checkbox"/> Open Market Contract	<input type="checkbox"/> Amendment/Addendum	<input type="checkbox"/> Special Purchase, QPA	
<input checked="" type="checkbox"/> Bid Opening	<input checked="" type="checkbox"/> Bid Award	<input type="checkbox"/> Req. to Advertise	<input type="checkbox"/> Title Sheet
<input type="checkbox"/> Quote Opening	<input type="checkbox"/> Quote Award	<input type="checkbox"/> Reject Bids/Quotes	
<input type="checkbox"/> Proposal Opening	<input type="checkbox"/> C/O & PCA No. _____	<input type="checkbox"/> PCA	
<input type="checkbox"/> Chg. Order, No. _____	<input type="checkbox"/> Traffic Control	<input type="checkbox"/> Resolution	
<input type="checkbox"/> Other: _____		<input type="checkbox"/> Ease./Encroach	

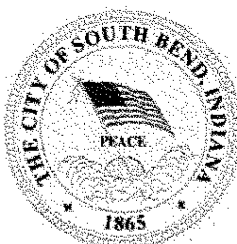
Required Information

Company or Vendor Name	_____		
New Vendor	<input type="checkbox"/> Yes <input type="checkbox"/> If Yes, Approved by Purchasing		
	<input type="checkbox"/> No		
MBE/WBE Contractor	<input type="checkbox"/> MBE	Completed E-Verify Form Attached	<input type="checkbox"/> Yes
	<input type="checkbox"/> WBE		<input type="checkbox"/> No
Project Name	<u>Century Center Esports Arena</u>		
Project Number	<u>119-106CR</u>		
Funding Source	<u>Hotel Motel Tax Fund</u>		
Account No.	<u>7304.42010.000.0099</u>		
Amount	_____		
Terms of Contract	<u>Lump Sums</u>		
Purpose/Description	<u>Construction and installation of equipment to make improvements to the Century Center for eSports Gaming Center and Broadcast Studio.</u>		

For Change Orders Only

Amount of	<input type="checkbox"/>	Increase	\$ _____	
	<input type="checkbox"/>	Decrease	(\$ _____)	
Previous Amount			\$ _____	
		Increase	_____ %	
Current Percent of Change:		Decrease	(_____ %)	
New Amount			\$ _____	
		Increase	_____ %	
Total Percent of Change:		Decrease	(_____ %)	
Time Extension Amount:			_____	
New Completion Date:			_____	

1316 COUNTY-CITY BUILDING
227 W. JEFFERSON BOULEVARD
SOUTH BEND, INDIANA 46601-1830



PHONE 574/ 235-9251
FAX 574/ 235-9171
TDD 574/ 235-5567

CITY OF SOUTH BEND JAMES MUELLER, MAYOR
BOARD OF PUBLIC WORKS

Date: August 25, 2020
To: All Planholders
From: Linda M. Martin, Clerk, Board of Public Works
Subject: Addendum Number: 1
Project Name: Century Center Esports Arena
Project No.: 119-106CR

ACKNOWLEDGEMENT OF RECEIPT OF ADDENDUM

Date Received: 25 Aug 2020

This addendum is being forwarded to you for the above referenced project.

Please sign below and acknowledge receipt of this Addendum by faxing this sheet to the Board of Public Works at (574) 235-9171 within 48 hours of receipt. A copy MUST also be included with your bid package upon submittal.

THIS ADDENDUM MAY AFFECT YOUR BID.

Notes:

The attached documents are hereby added to the Specifications and Contract Documents and become a part of herein.

Company: ggCircuit LLC

Authorized Signature: [Handwritten Signature]

Date: 25 Aug 2020

1316 COUNTY-CITY BUILDING
227 W. JEFFERSON BOULEVARD
SOUTH BEND, INDIANA 46601-1830



PHONE 574/ 235-9251
FAX 574/ 235-9171

CITY OF SOUTH BEND JAMES MUELLER, MAYOR
BOARD OF PUBLIC WORKS

September 8, 2020

Ms. Jennifer Martell
Martell Electric, LLC
4601 Cleveland Rd.
South Bend, IN 46628
areeves@martellelectric.com

RE: Bid Award – Century Center Esports Arena – Project No. 119-106CR

Dear Ms. Martell:

The Board of Public Works, at its meeting held on September 8, 2020, awarded the above referenced project to ggCircuit LLC, in the amount of \$378,882.59.

Thank you for bidding, and we hope you bid with us in the future.

If you have any further questions regarding this matter, please call this office at (574) 235-9251.

Sincerely,

s/Linda M. Martin, Clerk

Enclosure

1316 COUNTY-CITY BUILDING
227 W. JEFFERSON BOULEVARD
SOUTH BEND, INDIANA 46601-1830



PHONE 574/ 235-9251
FAX 574/ 235-9171

CITY OF SOUTH BEND JAMES MUELLER, MAYOR
BOARD OF PUBLIC WORKS

September 8, 2020

Mr. Martin Golob
TPC Technologies, Inc.
185 Bell Rd.
Niles, MI 49120
mgolob@tpctechnologies.com

RE: Bid Award – Century Center Esports Arena – Project No. 119-106CR

Dear Mr. Golob:

The Board of Public Works, at its meeting held on September 8, 2020, awarded the above referenced project to ggCircuit LLC, in the amount of \$378,882.59.

Thank you for bidding, and we hope you bid with us in the future.

If you have any further questions regarding this matter, please call this office at (574) 235-9251.

Sincerely,

s/Linda M. Martin, Clerk

Enclosure

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227 W. JEFFERSON BOULEVARD
SOUTH BEND, INDIANA 46601-1830



PHONE 574/ 235-9251
FAX 574/ 235-9171

CITY OF SOUTH BEND JAMES MUELLER, MAYOR
BOARD OF PUBLIC WORKS

September 8, 2020

Mr. Philip Nelson
Nelco Media, Inc.
505 Howard St.
San Antonio, TX 78212
Philip@NelcoMedia.net

RE: Bid Award – Century Center Esports Arena – Project No. 119-106CR

Dear Mr. Nelson:

The Board of Public Works, at its meeting held on September 8, 2020, awarded the above referenced project to ggCircuit LLC, in the amount of \$378,882.59.

Thank you for bidding, and we hope you bid with us in the future.

If you have any further questions regarding this matter, please call this office at (574) 235-9251.

Sincerely,

s/Linda M. Martin, Clerk

Enclosure