

PART III

Invitation to Bid No. 134-2020

Ventilation System for the Material Recovery Facility

1. FORM OF PROPOSAL

Place: Lexington, Kentucky

Date: 01/28/2021

The following Form of Proposal shall be followed exactly in submitting a proposal for this Work.

This Proposal Submitted by AE Electrical Solutions

210 Commerce BLVD. Frankfort KY 40601

(Name and Address of Bidding Contractor)

(Hereinafter called "Bidder"), organized and existing under the laws of the State of Kentucky, doing business as Corporation, "a corporation," "a partnership", or an "individual" as applicable.

To: Lexington-Fayette Urban County Government
(Hereinafter called "OWNER")
Office of the Director of Purchasing
200 East Main Street, 3rd Floor
Lexington, KY 40507

Gentlemen:

The Bidder, in compliance with your Invitation for Bids for the Ventilation System for the Material Recovery Facility Project having examined the Plans and Specifications with related documents, having examined the site for proposed Work, and being familiar with all of the conditions surrounding the construction of the proposed Project, including the availability of materials and labor, hereby proposes to furnish all labor, materials, and supplies, and to construct the Project in accordance with the Contract Documents, within the time set forth therein, and at the lump sum and/or unit prices stated hereinafter. These prices are to cover all expenses incurred in performing the Work required under the Contract Documents, of which this proposal is a part.

The Bidder hereby acknowledges receipt of the following addenda:

Addendum No. 1 Date 01/19/2021

Addendum No. 2 Date 01/21/2021

Addendum No. Date

Addendum No. Date

Addendum No. Date

Addendum No. Date

Addendum No. Date

Addendum No. Date

Insert above the number and the date of any Addendum issued and received. If none has been issued and received, the word "NONE" should be inserted.

2. LEGAL STATUS OF BIDDER

Bidder AE Electrical Solutions

Date 01/28/2021

* 1. A corporation duly organized and doing business under the laws of the State of Kentucky, for whom Shane Horn, bearing the official title of Project Manager, whose signature is affixed to this Bid/Proposal, is duly authorized to execute contracts.

* 2. A Partnership, all of the members of which, with addresses are: (Designate general partners as such)

* 3. An individual, whose signature is affixed to this Bid/Proposal (please print name)

Shane Horn

*(The Bidder shall fill out the appropriate form and strike out the other two.)

3.

BIDDERS AFFIDAVIT

Comes the Affiant, AE Electrical Solutions, and after being first duly sworn, states under penalty of perjury as follows:

1. His/her name is Shane Horn and he/she is the individual submitting the bid or is the authorized representative of AE Electrical Solutions, the entity submitting the bid (hereinafter referred to as "Bidder").
2. Bidder will pay all taxes and fees, which are owed to the Lexington-Fayette Urban County Government at the time the bid is submitted, prior to award of the contract and will maintain a "current" status in regard to those taxes and fees during the life of the contract.
3. Bidder will obtain a Lexington-Fayette Urban County Government business license, if applicable, prior to award of the contract.
4. Bidder has authorized the Division of Central Purchasing to verify the above-mentioned information with the Division of Revenue and to disclose to the Urban County Council that taxes and/or fees are delinquent or that a business license has not been obtained.
5. Bidder has not knowingly violated any provision of Chapter 25 of the Lexington-Fayette Urban County Government Code of Ordinances, known as the "Ethics Act."
6. Bidder acknowledges that "knowingly" for purposes of this Affidavit means, with respect to conduct or to circumstances described by a statute or ordinance defining an offense, that a person is aware or should have been aware that his conduct is of that nature or that the circumstance exists.

[Signature]
Signature

Shane Horn
Printed Name

Project Manager
Title

01/28/2021
Date

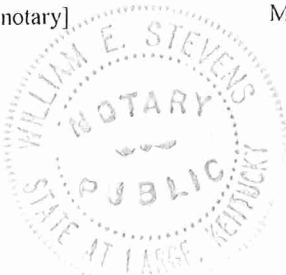
Company Name AE Electrical Solutions

Address 210 Commerce BLVD. Frankfort KY 40601

Subscribed and sworn to before me by [Signature]
(Affiant)
GENERAL MANAGER
(Title)

of AE Electrical Solutions this 28 day of January, 2021.
(Company Name)

William E. Stevens
Notary Public
[seal of notary] My commission expires: 7-22-21



4. BID SCHEDULE – SCHEDULE OF VALUES

The Bidder agrees to perform all the Work described in the Specifications and shown on the Plans for the following proposed lump sum and/or unit prices, if applicable, which shall include the furnishing of all labor, materials, supplies, equipment and/or vehicle usage, services, all items of cost, overhead, taxes (federal, state, local), and profit for the Contractor and any Subcontractor involved, within the time set forth herein. If unit prices are applicable, Bidder must make the extensions and additions showing the total amount of bid.

Form of proposal must include unit bid prices written in words, unit price written in numbers and total amount bid (unit price x quantity) per line item OR bid may be considered non-responsive. In case of price discrepancy, unit bid price written in words will prevail followed by unit price written in numbers then total amount bid per line item.

If a discrepancy between the unit price and the item total exists, the unit price prevails except:

If the unit price is illegible, omitted, or the same as the item total, item total prevails and the unit price is the quotient of the item total and the quantity.

If the unit price and the item total are illegible or are omitted, the bid may be determined nonresponsive. If a lump sum total price is illegible or is omitted, the bid may be determined nonresponsive.

For a unit price based bid, the sum of the item totals is the bid amount the Division uses for bid comparison.

The LFUCG's decision on the bid amount is final.

Item No.	Description w/Unit Bid Price Written in Words	Unit	Total Bid Amount
1.	Ventilation System for the Material Recovery Facility, as per specs for <u>One Hundred Sixty Eight Thousand Five Hundred Eighty Eight</u> Dollars and <u>Zero</u> Cents	LS	\$ <u>168,588</u>

Submitted by:

AE Electrical Solutions
Firm

210 Commerce BLVD.
Address

Frankfort, KY 40601
City, State & Zip

*Bid must be signed:
(original signature)*


Signature of Authorized Company Representative – Title

Shane Horn
Representative/s Name (Typed or Printed)

502-223-5754
Area Code – Phone –Fax #

shorn@ees.com
E-Mail Address

OFFICIAL ADDRESS:

210 Commerce BLVD. Frankfort KY 40601

_____ (Seal if Bid is by Corporation)

By signing this form you agree to ALL terms, conditions, and associated forms in this bid package

5. STATEMENT OF BIDDER'S QUALIFICATIONS

The following statement of the Bidder's qualifications is required to be filled in, executed, and submitted with the Proposal:

- 1. Name of Bidder: AE Electrical Solutions

- 2. Permanent Place of Business: 210 Commerce BLVD. Frankfort KY 40601

- 3. When Organized: 1/1/1970

- 4. Where Incorporated: _____

- 5. Construction Plant and Equipment Available for this Project:

(Attach Separate Sheet If Necessary)

6. Financial Condition:

If specifically requested by the OWNER, the apparent low Bidder is required to submit its latest three (3) years audited financial statements to the OWNER'S Division of Central Purchasing within seven (7) calendar days following the bid opening.

7. In the event the Contract is awarded to the undersigned, surety bonds will be furnished by:

SEE BID BOND (Surety)

Signed: _____ (Representative of Surety)

8. The following is a list of similar projects performed by the Bidder: (Attach separate sheet if necessary).

<u>NAME</u>	<u>LOCATION</u>	<u>CONTRACT SUM</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

9. The Bidder has now under contract and bonded the following projects:

<u>NAME</u>	<u>LOCATION</u>	<u>CONTRACT SUM</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

10. List Key Bidder Personnel who will work on this Project.

<u>NAME</u>	<u>POSITION DESCRIPTION</u>	<u>NO. OF YEARS WITH BIDDER</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

11. DBE Participation on current bonded projects under contract:

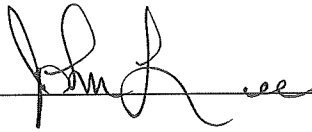
<u>SUBCONTRACTORS</u> <u>(LIST)</u>	<u>PROJECT</u> <u>(SPECIFIC TYPE)</u>	<u>DBE</u>	<u>% of WORK</u>
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

(USE ADDITIONAL SHEETS IF NECESSARY)

12. We acknowledge that, if we are the apparent low Bidder, we will submit to the OWNER within 7 calendar days following the Bid Opening, a sworn statement on the OWNER'S form regarding all current work on hand and under contract, and a statement on the OWNER'S form of the experience of our officers, office management and field management personnel. Additionally, if requested by the OWNER, we will within 7 days following the request submit audited financial statements and loss history for insurance claims for the 3 most recent years (or a lesser period stipulated by the OWNER)—all in accordance with the Bid Documents.

Respectfully submitted:

AE ELECTRICAL SOLUTIONS
(Name of Contracting Firm)

BY: 

TITLE: GENERAL MANAGER

DATE 1-28-21

LIST OF MATERIALS/ SUPPLIERS

Bidders are hereby advised that this list must be complete and submitted with the Bid.

Listing "as per plans and specifications", will not be considered as sufficient identification. Where more than one "Make or Brand" is listed for any one item, the Owner has the right to select the one to be used.

Item	Brand Name, Manufacturer and/or Supplier
1. <u>GREENHECK FANS</u>	<u>GREEN HECK</u>
2. <u>GREENHECK LOUVERS</u>	<u>GREEN HECK</u>

6. LIST OF PROPOSED SUBCONTRACTORS

The following list of proposed subcontractors is required by the OWNER to be executed, completed and submitted with the BIDDER'S FORM OF PROPOSAL. All subcontractors are subject to approval of the Lexington-Fayette Urban County Government. Failure to submit this list completely filled out may be cause for rejection of bid.

<u>BRANCH OF WORK-LIST ITEM</u>	<u>SUBCONTRACTOR Yes/No</u>	<u>DBE Work</u>	<u>% of EACH MAJOR</u>
1. <u>METAL WORK</u>	Name: <u>SPEARS IND</u>	_____	<u>13%</u>
	Address: <u>LEXINGTON KY</u>		
2. _____	Name: _____	_____	_____
	Address: _____		
3. _____	Name: _____	_____	_____
	Address: _____		
4. _____	Name: _____	_____	_____
	Address: _____		
5. _____	Name: _____	_____	_____
	Address: _____		
6. _____	Name: _____	_____	_____
	Address: _____		
7. _____	Name: _____	_____	_____
	Address: _____		

(Attach additional sheet(s) if necessary.)



LFUCG MWDBE PARTICIPATION FORM

Bid/RFP/Quote Reference # _____

The MWDBE and/or veteran subcontractors listed have agreed to participate on this Bid/RFP/Quote. If any substitution is made or the total value of the work is changed prior to or after the job is in progress, it is understood that those substitutions must be submitted to Central Purchasing for approval immediately. **Failure to submit a completed form may cause rejection of the bid.**

MWDBE Company, Name, Address, Phone, Email	MBE WBE or DBE	Work to be Performed	Total Dollar Value of the Work	% Value of Total Contract
1. LEVY ELECTRICAL SUPPLY COMPANY	MBE WBE	PROVIDE MATERIALS FOR WORK	\$ 10,191	6%
2.				
3.				
4.				

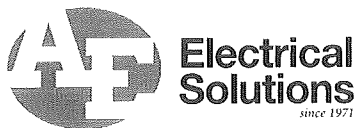
The undersigned company representative submits the above list of MWDBE firms to be used in accomplishing the work contained in this Bid/RFP/Quote. Any misrepresentation may result in the termination of the contract and/or be subject to applicable Federal and State laws concerning false statements and false claims.

AEES
Company

1-28-21
Date

Shawn Hoan
Company Representative

PROJECT MANAGER
Title



AE Electrical Solutions
210 Commerce BLVD
Frankfort KY 40601

PROPOSAL

Our Mission: To provide superior workmanship and service to our customers in a safe, cost effective manner.

Tel: (502)223-5754 Fax:(502)227-7608
www.aees.com

Quote ID#: LFUCG01282021

Proposal Submitted To:

LFUCG

Attn:

Job Name

LFUCG Recycling Center Ventilation Design
134-2020

Job Location:

Lexington KY

Date: **01/28/2021**

We hereby submit specifications and estimates for:

1. Provide and install four VFDs as specified on HE100.
2. Provide and install eight Louvers as specified on HE100.
3. Provide and install eight Exhaust Fans as specified on HE100.
4. Provide and install 100amp MLO panel as specified on HE100.
5. Provide and install conduit for power and control to exhaust fans.
6. Provide and install control power for louvers.
7. Demo existing fans and patch wall where fans are being relocated.
8. Provide metal work to ensure clean installation.

We propose to furnish material and labor - complete in accordance with above specifications, for the sum of:

One Hundred Sixty Eight Thousand Five Hundred Eighty Eight Dollars \$168,588

Authorized for AE Electrical Solutions by:

Shane Horn

AE Electrical Solutions may withdraw this proposal if not accepted within thirty days. All material is guaranteed to be as specified. All work is to be completed in a workmanlike manner according to standard practices. Any alteration or deviation from above specifications involving extra costs will be executed only upon written orders and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays are beyond our control. Owner to carry fire, tornado, and other necessary insurance. Our workers are fully covered by Workman's Compensation Insurance. AE Electrical

Solutions warrants and guarantees all labor, materials and equipment furnished and installed for a period of one year.

Acceptance of Proposal - The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified.

Payment Terms are 10% on acceptance of proposal, net on receipt of invoice with a 2% per month service charge added on all balances 30 days past due or agreed upon terms. Any payments made via credit card will incur a 3% surcharge.

Date Accepted: _____

By: _____

Title: _____

MAYOR LINDA GORTON



LEXINGTON

TODD SLATIN
DIRECTOR
CENTRAL PURCHASING

ADDENDUM #1

Bid Number: #134-2020

Date: January 19, 2021

Subject: Ventilation System for Material Recovery Facility

Address inquiries to:
Sondra Stone
(859) 258-3320

TO ALL PROSPECTIVE SUBMITTERS:

Please be advised of the following clarifications to the above referenced bid:

See attached pre-bid sign-in sheet.

Todd Slatin, Director
Division of Central Purchasing

All other terms and conditions of the RFP and specifications are unchanged. This letter should be signed, attached to and become a part of your submittal.

COMPANY NAME: AEES

ADDRESS: 210 COMMERCE BLVD. FRANKFORT KY 40601

SIGNATURE OF BIDDER:





ADDENDUM #2

Bid Number: #134-2020

Date: January 21, 2021

Subject: Ventilation System for Material Recovery Facility

Address inquiries to:
Sondra Stone
(859) 258-3320

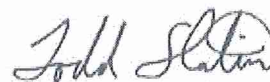
TO ALL PROSPECTIVE SUBMITTERS:

Please be advised of the following clarifications to the above referenced bid:

1. Drawings - See attached Revised HE100 with the following revisions:
 - a. Revised louver sizes
 - b. Revised location of some exhaust fans and louvers
 - c. Two locations of existing fans did not provide clearance for new fans. New fans installed at new locations and old fans removed and in-filled
 - d. Revised louver commands to come from VFDs on control flow diagram; also showed two actuators per louver
2. Note that new fans will not be the exact size of existing and in-filling of metal panel will be required.
3. A neutral wire will not be required for fan feeders.



- 4. LFUCG will be relocating a portion of fencing surrounding the electrical panels to provide clearances for new equipment.



Todd Slatin, Director
Division of Central Purchasing

All other terms and conditions of the RFP and specifications are unchanged. This letter should be signed, attached to and become a part of your submittal.

COMPANY NAME: AEES

ADDRESS: 210 COMMERCE BLVD FRANKFORT KY 40601

SIGNATURE OF BIDDER: 



 **AIA** Document A310™ – 2010

Bid Bond

CONTRACTOR:
(Name, legal status and address)
Arts Electric, Inc. dba AE Electrical Solutions

P.O. Box 524
Frankfort, KY 40602

OWNER:
(Name, legal status and address)
Lexington-Fayette Urban County Government
200 E. Main St., 3rd Fl
Lexington, KY 40507
BOND AMOUNT: 5% of Amount Bid

SURETY:
(Name, legal status and principal place of business)
Great American Insurance Company
301 E 4th Street
Cincinnati, OH 45202

This document has important legal consequences. Consultation with an attorney is encouraged with respect to its completion or modification.

Any singular reference to Contractor, Surety, Owner or other party shall be considered plural where applicable.

PROJECT:
(Name, location or address, and Project number, if any)
Ventilation System for the Material Recovery Facility Bid # 134-2020

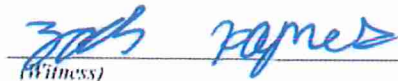
The Contractor and Surety are bound to the Owner in the amount set forth above, for the payment of which the Contractor and Surety bind themselves, their heirs, executors, administrators, successors and assigns, jointly and severally, as provided herein. The conditions of this Bond are such that if the Owner accepts the bid of the Contractor within the time specified in the bid documents, or within such time period as may be agreed to by the Owner and Contractor, and the Contractor either (1) enters into a contract with the Owner in accordance with the terms of such bid, and gives such bond or bonds as may be specified in the bidding or Contract Documents, with a surety admitted in the jurisdiction of the Project and otherwise acceptable to the Owner, for the faithful performance of such Contract and for the prompt payment of labor and material furnished in the prosecution thereof; or (2) pays to the Owner the difference, not to exceed the amount of this Bond, between the amount specified in said bid and such larger amount for which the Owner may in good faith contract with another party to perform the work covered by said bid, then this obligation shall be null and void, otherwise to remain in full force and effect. The Surety hereby waives any notice of an agreement between the Owner and Contractor to extend the time in which the Owner may accept the bid. Waiver of notice by the Surety shall not apply to any extension exceeding sixty (60) days in the aggregate beyond the time for acceptance of bids specified in the bid documents, and the Owner and Contractor shall obtain the Surety's consent for an extension beyond sixty (60) days.

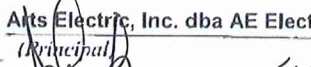
If this Bond is issued in connection with a subcontractor's bid to a Contractor, the term Contractor in this Bond shall be deemed to be Subcontractor and the term Owner shall be deemed to be Contractor.

When this Bond has been furnished to comply with a statutory or other legal requirement in the location of the Project, any provision in this Bond conflicting with said statutory or legal requirement shall be deemed deleted herefrom and provisions conforming to such statutory or other legal requirement shall be deemed incorporated herein. When so furnished, the intent is that this Bond shall be construed as a statutory bond and not as a common law bond.

Signed and sealed this 28th day of January 2021


(Witness)


(Witness)

Arts Electric, Inc. dba AE Electrical Solutions
(Principal)  *(Seal)*

(Title)

Great American Insurance Company
(Surety)  *(Seal)*

(Title) LaKala Carter, Attorney-in-Fact

CAUTION: You should sign an original AIA Contract Document, on which this text appears in RED. An original assures that changes will not be obscured.

Init.

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GREAT AMERICAN INSURANCE COMPANY®

Administrative Office: 301 E 4TH STREET • CINCINNATI, OHIO 45202 • 513-369-5000 • FAX 513-723-2740

The number of persons authorized by this power of attorney is not more than SEVEN

No. 0 20865

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That the GREAT AMERICAN INSURANCE COMPANY, a corporation organized and existing under and by virtue of the laws of the State of Ohio, does hereby nominate, constitute and appoint the person or persons named below, each individually if more than one is named, its true and lawful attorney-in-fact, for it and in its name, place and stead to execute on behalf of the said Company, as surety, any and all bonds, undertakings and contracts of suretyship, or other written obligations in the nature thereof; provided that the liability of the said Company on any such bond, undertaking or contract of suretyship executed under this authority shall not exceed the limit stated below.

	Name	Address	Limit of Power
BRIAN L. SEWELL	KENNETH ALBERT	ALL OF	ALL
STEVEN M. BAAS	GERALD HEMING	BOWLING GREEN, KENTUCKY	\$100,000,000
MELISSA PROPST	BENJAMIN P. DYCUS		
LAKALA CARTER			

This Power of Attorney revokes all previous powers issued on behalf of the attorney(s)-in-fact named above. IN WITNESS WHEREOF the GREAT AMERICAN INSURANCE COMPANY has caused these presents to be signed and attested by its appropriate officers and its corporate seal hereunto affixed this 17TH day of JANUARY, 2020.



My L C. B.
Assistant Secretary

GREAT AMERICAN INSURANCE COMPANY
Mark V Vicario
Divisional Senior Vice President

STATE OF OHIO, COUNTY OF HAMILTON - ss: On this 17TH day of JANUARY, 2020, before me personally appeared MARK VICARIO, to me known, being duly sworn, deposes and says that he resides in Cincinnati, Ohio, that he is a Divisional Senior Vice President of the Bond Division of Great American Insurance Company, the Company described in and which executed the above instrument; that he knows the seal of the said Company; that the seal affixed to the said instrument is such corporate seal; that it was so affixed by authority of his office under the By-Laws of said Company, and that he signed his name thereto by like authority.



Susan A. Kohorst
Notary Public, State of Ohio
My Commission Expires 05-16-2020

Susan A Kohorst

This Power of Attorney is granted by authority of the following resolutions adopted by the Board of Directors of Great American Insurance Company by unanimous written consent dated June 9, 2008.

RESOLVED: That the Divisional President, the several Divisional Senior Vice Presidents, Divisional Vice Presidents and Divisional Assistant Vice Presidents, or any one of them, be and hereby is authorized, from time to time, to appoint one or more Attorneys-in-Fact to execute on behalf of the Company, as surety, any and all bonds, undertakings and contracts of suretyship, or other written obligations in the nature thereof; to prescribe their respective duties and the respective limits of their authority; and to revoke any such appointment at any time.

RESOLVED FURTHER: That the Company seal and the signature of any of the aforesaid officers and any Secretary or Assistant Secretary of the Company may be affixed by facsimile to any power of attorney or certificate of either given for the execution of any bond, undertaking, contract of suretyship, or other written obligation in the nature thereof, such signature and seal when so used being hereby adopted by the Company as the original signature of such officer and the original seal of the Company, to be valid and binding upon the Company with the same force and effect as though manually affixed.

CERTIFICATION

I, STEPHEN C. BERHAH, Assistant Secretary of Great American Insurance Company, do hereby certify that the foregoing Power of Attorney and the Resolutions of the Board of Directors of June 9, 2008 have not been revoked and are now in full force and effect.

Signed and sealed this 28th day of January, 2021

My L C. B.
Assistant Secretary