



LEXINGTON

Bid 79-2024 Addendum 1

EcoGro

Advanced Mulching Technologies, Inc. DBA EcoGro

Supplier Response

Event Information

Number: Bid 79-2024 Addendum 1
Title: Parks Construction UPC
Type: Competitive Bid
Issue Date: 5/16/2024
Deadline: 6/6/2024 02:00 PM (ET)
Notes: ONLY ONLINE BIDS WILL BE ACCEPTED. PLEASE FILL OUT THE BID DOCUMENTS AND ATTACH IN THE "RESPONSE ATTACHMENTS" TAB. **PRICING SHOULD BE SUBMITTED ON THE EXCEL SPREADSHEET AND ATTACHED SEPARATELY AS AN EXCEL FILE IN THE RESPONSE ATTACHEMENTS TAB.** PRICING WITHIN SUBMITTED BID DOCUMENTS WILL NOT BE ACCEPTED AND MAY MAKE YOUR BID NON-RESPONSIVE.

Contact Information

Contact: Kristie Thomas
Address: Central Purchasing
Government Center Building
200 East Main Street
Lexington, KY 40507
Phone: (859) 2583320
Fax: (859) 2583322
Email: kthomas@lexingtonky.gov

EcoGro Information

Address: po box 22273
lexington, KY 40522
Phone: (859) 231-0500
Fax: (866) 348-0528
Web Address: www.ecogro.net

ONLY ONLINE BIDS WILL BE ACCEPTED! By submitting your response, you certify that you are authorized to represent and bind your company and that you agree to all bid terms and conditions as stated in the attached bid/RFP/RFQ/Quote/Auction documents.

james hanssen

Signature

Submitted at 5/27/2024 10:12:15 PM (ET)

jim@ecogro.net

Email

Response Attachments

79-2024 Parks UPC.pdf

necessary items for submission

79-2024_UPC_BID_SCHEDULE_ELECTRONIC_FORM_2024-5-25final.xlsx

digital version

PART III

Invitation to Bid No. 79-2024

Parks Construction UPC

1. FORM OF PROPOSAL

Place: Lexington, Kentucky

Date: 5-25-24

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

This Proposal Submitted by Eco Gro (a DBA of Advanced Hatching Technologies, Inc.)
Po Box 22273 Lexington, KY 40522
(Name and Address of Bidding Contractor)

(Hereinafter called "Bidder"), organized and existing under the laws of the State of Kentucky, doing business as EcoGro - a Corporation (subchapter S) "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 **Parks Construction UPC** 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 OWNER will issue work orders for work to be performed under this Contract.

BIDDER hereby agrees to commence work under agreed-to Purchase Order accepted under this Contract and to complete the Project(s) within the time provided by the Purchase Order. The Bidder hereby acknowledges receipt of the following addenda:

Addendum No. ____ Date _____

Addendum No. ____ Date _____

Addendum No. ____ Date _____

Addendum No. ____ Date _____

Addendum No. ____ Date _____

Addendum No. ____ Date _____

Addendum No. ____ Date _____

Addendum No. ____ Date _____

NONE

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 EcoGro

Date 5.25.24

* 1. A corporation duly organized and doing business under the laws of the State of Kentucky, for whom JAMES HANUSSEN, bearing the official title of President, 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)

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

3. **BIDDERS AFFIDAVIT**

Comes the Affiant, JAMES HANSEN, and after being first duly sworn, states under penalty of perjury as follows:

1. His/her name is JAMES HANSEN and he/she is the individual submitting the bid or is the authorized representative of Eco Gro, 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 the campaign finance laws of the Commonwealth of Kentucky within the past five (5) years and the award of a contract to the Bidder will not violate any provision of the campaign finance laws of the Commonwealth.
6. 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."
7. 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.
Further, Affiant sayeth naught.

[Signature]
(Affiant)

STATE OF Kentucky

COUNTY OF Fayette

The foregoing instrument was subscribed, sworn to and acknowledged before me by James Hansen on this the 24th day of May, 2024.

My Commission expires: 10/17/2026

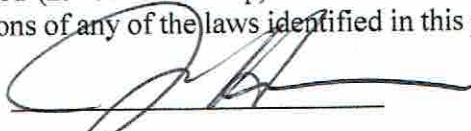
[Signature]
NOTARY PUBLIC, STATE AT LARGE



17. The contractor agrees and certifies that to the greatest extent practicable, it will prefer the purchase, acquisition, and use of all applicable goods, products or materials produced in the United States, in conformity with 2 CFR 200.322 and/or section 70914 of Public Law No. 117-58, §§ 70901-52, also known as the Infrastructure Investment and Jobs Act, whichever is applicable.

18. The contractor agrees and certifies that all activities performed pursuant to any Agreement entered as a result of the contractor's bid, and all goods and services procured under that Agreement, shall comply with 2 C.F.R. § 200.216 (Prohibition on certain telecommunications and video surveillance services and equipment) and 2 C.F.R. 200 § 200..323 (Procurement of recovered materials), to the extent either section is applicable.

19. If this bid involves construction work for a project totaling \$10 million or more, then the contractor further agrees that all laborers and mechanics, etc., employed in the construction of the public facility project assisted with funds provided under this Agreement, whether employed by contractor, or contractor's contractors, or subcontractors, shall be paid wages complying with the Davis-Bacon Act (40 U.S.C. 3141-3144). Contractor agrees that all of contractor's contractors and subcontractors will pay laborers and mechanics the prevailing wage as determined by the Secretary of Labor and that said laborers and mechanics will be paid not less than once a week. The contractor agrees to comply with the Copeland Anti- Kick Back Act (18 U.S.C. § 874) and its implementing regulations of the U.S. Department of Labor at 29 CFR part 3 and part 5. The contractor further agrees to comply with the applicable provisions of the Contract Work Hours and Safety Standards Act (40 U.S.C. Section 327-333), and the applicable provisions of the Fair Labor Standards Act of 1938, as amended (29 U.S.C. et seq.). Contractor further agrees that it will report all suspected or reported violations of any of the laws identified in this paragraph to LFUCG.



Signature

5.25.24

Date

END OF SECTION

In the event of a change in the LFUCG's statutory authority, mandate and mandated functions, by state and federal legislative or regulatory action, which adversely affects the LFUCG's authority to continue its obligations under this contract, then this contract shall automatically terminate without penalty to the LFUCG upon written notice to Contractor of such limitation or change in the LFUCG's legal authority.

23. REQUIRED SUBMITTALS

The following must be submitted with your bid at **minimum** or your bid may be considered non-responsive and rejected:

- Part III
 - o Form of Proposal
 - o Legal Status of Bidder
 - o Bidder's Affidavit (must be signed and notarized)
 - o Bid Schedule (Excel Format)
 - o Statement of Bidder's Qualifications
 - o List of proposed subcontractors (excluding percentages)
 - o LFUCG MBE/WBE Participation Form (filled out as completely as possible)
 - o MBE/WBE Quote Summary Form (filled out as completely as possible)
 - o LFUCG Statement of Good Faith Efforts
 - o Authentication of Bid and Statement of Non-Collusion/Non-Conflict
 - o Statement of Experience
 - o EEO Agreement
 - o EEO Affirmative Action Policy
 - o Workforce Analysis Form
 - o Evidence of Insurability Form or Certificate of Insurance
 - o Debarred Firms Form
 - o Debarment Certification
 - o Printed Version of Excel Spreadsheet with Unit Prices

Note: Applicable to Unit Price Contract (UPC) bidding, the following forms, (some of which will be partially completed and submitted with the original bid), will be required in full when a specific project is Awarded:

- Part III –
 - o List of Proposed Subcontractors, (including percentages)
 - o LFUCG MBE/WBE Participation Form
 - o LFUCG MBE/WBE Substitution Form (if MBE/WBE is not listed on the original Participation Form)
 - o MBE/WBE Quote Summary Form
 - o LFUCG MBE/WBE Subcontractor Monthly Payment Report
 - o LFUCG Statement of Good Faith Efforts

END OF SECTION

Project: Parks Construction UPC Bid# 79-2024
 Bid Date: 6/6/2024

Contractor: *Ecobro*

#	Item	Unit	Unit Price
1	Bituminous pavement for athletic courts: Base	TN	No Bid
2	Bituminous pavement for athletic courts: Base Over 500	TN	No Bid
3	Bituminous pavement for athletic courts: Surface	TN	No Bid
4	Bituminous pavement for athletic courts: Surface Over 500	TN	No Bid
5	Bituminous pavement for athletic courts reinforced with aramid fibers: Bas	TN	No Bid
6	Bituminous pavement for athletic courts reinforced with aramid fibers: Bas	TN	No Bid
7	Bituminous pavement for athletic courts reinforced with aramid fibers: Surf	TN	No Bid
8	Bituminous pavement for athletic courts reinforced with aramid fibers: Surf	TN	No Bid
9	Bituminous pavement crack filler	LF	No Bid
10	Bituminous pavement full depth crack repair	LF	No Bid
11	Thermoplastic pavement striping-white or yellow	LF	No Bid
12	ADA parking spot	EA	No Bid
13	Asphalt sealing	SY	No Bid
14	Parking lot striping	LF	No Bid
15	Dense grade aggregate placed base	TN	\$ 45.00
16	No. 2 stone	TN	\$ 45.00
17	No. 9 Stone	TN	\$ 42.50
18	No. 57 stone	TN	\$ 42.50
19	Concrete sidewalk 4 1/2"	SY	No Bid
20	Concrete sidewalk 6"	SY	No Bid
21	Formed and finished class A concrete	SY	No Bid
22	Geogrid Type 3 light duty	SY	No Bid
23	Geogrid Type 3 Heavy duty	SY	No Bid
24	Topsoil	CY	\$ 55.00
25	Excavation	CY	\$ 24.00
26	Embankment	CY	\$ 24.00
27	Finish grading	CY	\$ 26.00
28	Laser grading	CY	No Bid
29	Standard staked silt fence-installed	LF	\$ 8.00
30	Wire back silt fence-installed	LF	\$ 22.00
31	Construction fence/Tree Protection	LF	\$ 7.50
32	Seeding & protection; General (standard seed mix)	SY	\$ 6.00
33	Seeding & protection: Athletic Field (special seed mix)	SY	\$ 10.00
34	Sod: provide & installation	SY	\$ 25.00
35	Site amenity install; trash/recycling receptacle	EA	No Bid
36	Site amenity install; standard bench	EA	No Bid
37	Site amenity install: covered single bench	EA	No Bid
38	Site amenity install: covered double bench	EA	No Bid
39	Site amenity install: square picnic table	EA	No Bid
40	Site amenity install: covered square picnic table	EA	No Bid
41	Site amenity installation: 6 ft. rectangle picnic table	EA	No Bid
42	Site amenity installation: 8 ft. rectangle handicap picnic table	EA	No Bid
43	Site amenity installation: covered 6 ft. rectangle picnic table	EA	No Bid
44	Single block masonry retention wall	SF	No Bid
45	Supply and install ADA parking sign	EA	No Bid
46	Solid drain pipe	LF	\$ 50.00
47	4 in. HDPE perforated pipe	LF	\$ 30.00
48	6 in. HDPE perforated pipe	LF	\$ 40.00
49	Jackhammer with operator	HR	\$ 145.00
50	Skid steer loader with operator	HR	\$ 130.00
51	Backhoe (small) with operator	HR	\$ 145.00

52	Roller/compactor with operator	HR	No Bid
53	Grader with operator	HR	No Bid
54	Dump truck (single axle) with driver	HR	\$ 90.00
55	Dump truck (tri-axle) with driver	HR	\$ 140.00
56	Removal of Concrete Pavement, Sidewalk, Entrance Pavement	SY	\$ 35.00
57	Removal of Curb and Gutter	LF	\$ 20.00
58	Removal of fence under 10ft tall	LF	\$ 9.00
59	Removal of Fence over 10ft tall	LF	\$ 14.50
60	Saw Cutting Walk, Curb, Pavement	LF	No Bid
61	Bituminous Pavement Milling and Texturing	TN	No Bid

Payment and Performance Bond Cost for Projects over \$50,000 (See Special Conditions, Section 6) - Enter % of total project cost	3%
Minimum Total Project for Consideration (See Special Conditions, Section 3) - Enter dollar amount	\$ 2,000.00
Unspecified Incidental Materials at Cost Plus 15% - Check if Interested	<input checked="" type="checkbox"/>
Unspecified Incidental Labor at Direct Wages Plus Certified Overhead Plus 15% - Check if Interested	<input checked="" type="checkbox"/>



5-25-24

Eco Bro

Submitted by:

ECOGRO

Firm

Po Box 22273

Address

Lexington, Ky. 40522

City, State & Zip

**Bid must be signed:
(original signature)**

 President

Signature of Authorized Company Representative – Title

JAMES HANSEN

Representative/s Name (Typed or Printed)

859 621 7461

Area Code – Phone – Extension

866-348 0528

Fax #

Jim@ecogro.net

E-Mail Address

OFFICIAL ADDRESS:



(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: _____
- 2. Permanent Place of Business: _____
- 3. When Organized: _____
- 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:

GraniteRe, Inc. _____ (Surety)

Signed: Ernie Thomas (Representative of Surety)



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: EcoGro
- 2. Permanent Place of Business: 239 Chinoe rd Lexington Ky 40502
- 3. When Organized: May 2001
- 4. Where Incorporated: Kentucky
- 5. Construction Plant and Equipment Available for this Project:

2017 Komatsu PC88, Hitachi CG110D track dump, Bobcat T300
Bobcat B73, Kubota M4500 tractor, Ford F700(2)F800
single axle dump trucks, pickup trucks, trailers, hand tools

(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:

_____ (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>
Greenway Unit Price Contract	LFUCG	Per Project
Arboriculture Unit Price Contract	LFUCG	Per Project
Parks UPE	LFUCG	per project
Herbaceous UPE	LFUCG	per project

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

<u>NAME</u>	<u>LOCATION</u>	<u>CONTRACT SUM</u>
None	LEXINGTON KY	

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>
Jim Hansen	President	23
Russ Turpin	Senior Environmental Specialist	15
Michael Hopkins	Operator	2

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>
None N/A			

(USE ADDITIONAL SHEETS IF NECESSARY)

12. We acknowledge that, if we are the apparent low Bidder, we may be required to submit to the OWNER within 7 calendar days following the Bid Opening, a sworn statement 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).

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 EACH MAJOR ITEM</u> Such as: Grading, bituminous paving, concrete, seeding and protection, construction staking, etc.	<u>SUBCONTRACTOR</u>	<u>DBE Yes/No</u>	<u>% of Work</u>
1. <u>Unknown - none @ this time</u>	Name: _____ Address: _____	_____	_____
2. _____	Name: _____ Address: _____	_____	_____
3. _____	Name: _____ Address: _____	_____	_____
4. _____	Name: _____ Address: _____	_____	_____

LIST OF PROPOSED MATERIALS/MANUFACTURER

	<u>MANUFACTURER'S REPRESENTATIVE FIRM</u>
1. <u>Site Supply</u>	Name: <u>Bill Hullette</u> Address: <u>Midway / Georgetown Ky</u>

(Attach additional sheet(s) if necessary.)



LFUCG MWDBE PARTICIPATION FORM
Bid/RFP/Quote Reference # 79-2024

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. <i>None</i>				
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.

Ecobro
Company

5.25.24
Date

[Signature]
Company Representative

President
Title



LFUCG MWDBE SUBSTITUTION FORM

Bid/RFP/Quote Reference # 79-2024

The substituted MWDBE and/or veteran subcontractors listed below have agreed to participate on this Bid/RFP/Quote. These substitutions were made prior to or after the job was in progress. These substitutions were made for reasons stated below and are now being submitted to Central Purchasing for approval. By the authorized signature of a representative of our company, we understand that this information will be entered into our file for this project.

SUBSTITUTED MWDBE Company Name, Address, Phone, Email	MWDBE Formally Contracted/ Name, Address, Phone, Email	Work to Be Performed	Reason for the Substitution	Total Dollar Value of the Work	% Value of Total Contract
1. None					
2.					
3.					
4.					

The undersigned acknowledges that any misrepresentation may result in termination of the contract and/or be subject to applicable Federal and State laws concerning false statements and false claims.

Euro
Company
5-25-24
Date

[Signature]
Company Representative
President
Title



MWDBE QUOTE SUMMARY FORM

Bid/RFP/Quote Reference # 79-2024

The undersigned acknowledges that the minority and/or veteran subcontractors listed on this form did submit a quote to participate on this project. Failure to submit this form may cause rejection of the bid.

Company Name <u>EcoGro</u>	Contact Person <u>Jim Hansen</u>
Address/Phone/Email <u>P.O. Box 22273 Lexington, KY 40522</u> <u>859 231 0500</u> <u>Jim@ecogro.net</u>	Bid Package / Bid Date <u>79-2024</u> <u>4-6-24</u>

MWDBE Company Address	Contact Person	Contact Information (work phone, Email, cell)	Date Contacted	Services to be performed	Method of Communication (email, phone meeting, ad, event etc)	Total dollars \$\$ Do Not Leave Blank (Attach Documentation)	MBE * AA HA AS NA Female	Veteran
<u>NONE</u>								

(MBE designation / AA=African American / HA= Hispanic American/AS = Asian American/Pacific Islander/ NA= Native American)

The undersigned acknowledges that all information is accurate. Any misrepresentation may result in termination of the contract and/or be subject to applicable Federal and State laws concerning false statements and claims.

EcoGro

Company
5-25-24

Date

[Signature]

Company Representative
President

Title

LFUCG STATEMENT OF GOOD FAITH EFFORTS

Bid/RFP/Quote # 79-2024

By the signature below of an authorized company representative, we certify that we have utilized the following Good Faith Efforts to obtain the maximum participation by MWDBE and Veteran-Owned business enterprises on the project and can supply the appropriate documentation.

_____ Advertised opportunities to participate in the contract in at least two (2) publications of general circulation media; trade and professional association publications; small and minority business or trade publications; and publications or trades targeting minority, women and disadvantaged businesses not less than fifteen (15) days prior to the deadline for submission of bids to allow MWDBE firms and Veteran-Owned businesses to participate.

_____ Included documentation of advertising in the above publications with the bidders good faith efforts package

_____ Attended LFUCG Central Purchasing Economic Inclusion Outreach event

_____ Attended pre-bid meetings that were scheduled by LFUCG to inform MWDBEs and/or Veteran-Owned Businesses of subcontracting opportunities

_____ Sponsored Economic Inclusion event to provide networking opportunities for prime contractors and MWDBE firms and Veteran-Owned businesses

Requested a list of MWDBE and/or Veteran subcontractors or suppliers from LFUCG and showed evidence of contacting the companies on the list(s).

_____ Contacted organizations that work with MWDBE companies for assistance in finding certified MWDBE firms and Veteran-Owned businesses to work on this project. Those contacted and their responses should be a part of the bidder's good faith efforts documentation.

_____ Sent written notices, by certified mail, email or facsimile, to qualified, certified MWDBEs soliciting their participation in the contract not less than seven (7) days prior to the deadline for submission of bids to allow them to participate effectively.

_____ Followed up initial solicitations by contacting MWDBEs and Veteran-Owned businesses to determine their level of interest.

_____ Provided the interested MWDBE firm and/or Veteran-Owned business with adequate and timely information about the plans, specifications, and requirements of the contract.

_____ Selected portions of the work to be performed by MWDBE firms and/or Veteran-Owned businesses in order to increase the likelihood of meeting the contract goals. This includes, where appropriate, breaking out contract work items into economically feasible units to facilitate MWDBE and Veteran participation, even when the prime contractor may otherwise perform these work items with its own workforce

_____ Negotiated in good faith with interested MWDBE firms and Veteran-Owned businesses not rejecting them as unqualified without sound reasons based on a thorough investigation of their capabilities. Any rejection should be so noted in writing with a description as to why an agreement could not be reached.

_____ Included documentation of quotations received from interested MWDBE firms and Veteran-Owned businesses which were not used due to uncompetitive pricing or were rejected as unacceptable and/or copies of responses from firms indicating that they would not be submitting a bid.

_____ Bidder has to submit sound reasons why the quotations were considered unacceptable. The fact that the bidder has the ability and/or desire to perform the contract work with its own forces will not be considered a sound reason for rejecting a MWDBE and/or Veteran-Owned business's quote. Nothing in this provision shall be construed to require the bidder to accept unreasonable quotes in order to satisfy MWDBE and Veteran goals.

_____ Made an effort to offer assistance to or refer interested MWDBE firms and Veteran-Owned businesses to obtain the necessary equipment, supplies, materials, insurance and/or bonding to satisfy the work requirements of the bid proposal

_____ Made efforts to expand the search for MWBE firms and Veteran-Owned businesses beyond the usual geographic boundaries.

_____ Other--any other evidence that the bidder submits which may show that the bidder has made reasonable good faith efforts to include MWDBE and Veteran participation.

NOTE: Failure to submit any of the documentation requested in this section may be cause for rejection of bid. Bidders may include any other documentation deemed relevant to this requirement which is subject to approval by the MBE Liaison. Documentation of Good Faith Efforts must be submitted with the Bid, if the participation Goal is not met.

The undersigned acknowledges that all information is accurate. Any misrepresentations may result in termination of the contract and/or be subject to applicable Federal and State laws concerning false statements and claims.

Eco firm
Company

5-25-24
Date

[Signature]
Company Representative

President
Title

unable to make agreement with subcontractor until job identified.



8. **AUTHENTICATION OF BID AND STATEMENT OF NON-COLLUSION, NON-CONFLICT OF INTEREST**

I hereby swear (or affirm) under the penalty for false swearing:

1. That I am the Bidder (if the Bidder is an individual), a partner of the Bidder (if the Bidder is a partnership), or an officer or employee of the bidding corporation having authority to sign on its behalf (if the Bidder is a corporation);
2. That the attached bid has been arrived at by the Bidder independently, and has been submitted without collusion with, and without any agreement, understanding or planned common course of action, with any other contractor, vendor of materials, supplies, equipment or services described in the Invitation to Bid, designed to limit independent bidding or competition;
3. That the contents of the bid or bids have not been communicated by the Bidder or its employees or agents to any person not an employee or agent of the Bidder or its surety on any bond furnished, with the bid or bids, and will not be communicated to any such person, prior to the official opening of the bid or bids;
4. That the Bidder is legally entitled to enter into the contracts with the Lexington-Fayette Urban County Government, and is not in violation of any prohibited conflict of interest;
5. (Applicable to corporation only) That as a foreign corporation, we are registered with the Secretary of State, Commonwealth of Kentucky, and authorized to do business in the State _____ or, that as a domestic corporation, we are in good standing with the Secretary of State, Commonwealth of Kentucky . Check the statement applicable.
6. This offer is for 60 calendar days from the date this bid is opened. In submitting the above, it is expressly agreed that, upon proper acceptance by the Lexington-Fayette Urban County Government of any or all items bid above, a contract shall thereby be created with respect to the items accepted.
7. That I have fully informed myself regarding the accuracy of the statements made in this statement.
8. That I certify that Subcontractors have not and will not be awarded to any firm(s) that have been debarred from noncompliance with the Federal Labor Standards, Title VI of the Civil Rights Act of 1964 As Amended, Executive Order 11246 As Amended or any other Federal Law.

9. STATEMENT OF EXPERIENCE

NAME OF INDIVIDUAL: Jim Hansen

POSITION/TITLE: President

STATEMENT OF EXPERIENCE: 25+ years experience in landscape design, construction and maintenance. Experience in all types of construction and maintenance of stormwaters, stream, wetland and erosion control projects.

NAME OF INDIVIDUAL: Russ Turpin

POSITION/TITLE: Senior environmental Specialist

STATEMENT OF EXPERIENCE: Over 20 years experience in the green industry. ISA certified arborist, commercial herbicide operator, equipment operator, professional environmental educator, native plant and vegetation specialist/manager.

NAME OF INDIVIDUAL: _____

POSITION/TITLE: _____

STATEMENT OF EXPERIENCE: _____

10. EQUAL OPPORTUNITY AGREEMENT

Standard Title VI Assurance

The Lexington Fayette-Urban County Government, (hereinafter referred to as the “Recipient”) hereby agrees that as a condition to receiving any Federal financial assistance from the U.S. Department of Transportation, it will comply with Title VI of the Civil Rights Act of 1964, 78Stat.252, 42 U.S.C. 2000d-4 (hereinafter referred to as the “Act”), and all requirements imposed by or pursuant to Title 49, Code of Federal Regulations, U.S. Department of Transportation, Subtitle A, Office of the Secretary, (49 CFR, Part 21) Nondiscrimination in Federally Assisted Program of the Department of Transportation – Effectuation of Title VI of the Civil Rights Act of 1964 (hereinafter referred to as the “Regulations”) and other pertinent directives, no person in the United States shall, on the grounds of race, color, national origin, sex, age (over 40), religion, sexual orientation, gender identity, veteran status, or disability be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any program or activity for which the Recipient receives Federal financial assistance from the U.S. Department of Transportation, including the Federal Highway Administration, and hereby gives assurance that will promptly take any necessary measures to effectuate this agreement. This assurance is required by subsection 21.7(a) (1) of the Regulations.

The Law

- * Title VII of the Civil Rights Act of 1964 (amended 1972) states that it is unlawful for an employer to discriminate in employment because of race, color, religion, sex, age (40-70 years) or national origin.
- * Executive Order No. 11246 on Nondiscrimination under Federal contract prohibits employment discrimination by contractor and subcontractor doing business with the Federal Government or recipients of Federal funds. This order was later amended by Executive Order No. 11375 to prohibit discrimination on the basis of sex.
- * Section 503 of the Rehabilitation Act of 1973 States:
The Contractor will not discriminate against any employee or applicant for employment because of physical or mental handicap.
- * Section 2012 of the Vietnam Era Veterans Readjustment Act of 1973 requires Affirmative Action on behalf of disabled veterans and veterans of the Vietnam Era by contractors having Federal Contracts.
- * Section 206 (A) of Executive Order 12086, Consolidation of Contract Compliance Functions for Equal Employment Opportunity, states:
The Secretary of Labor may investigate the employment practices of any Government contractor or sub-contractor to determine whether or not the contractual provisions specified in Section 202 of this order have been violated.

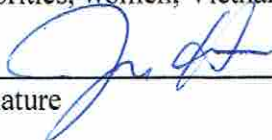
The Lexington-Fayette Urban County Government practices Equal Opportunity in recruiting, hiring and promoting. It is the Government's intent to affirmatively provide employment opportunities for those individuals who have previously not been allowed to enter into the mainstream of society. Because of its importance to the local Government, this policy carries the full endorsement of the Mayor, Commissioners, Directors, and all supervisory personnel. In following this commitment to Equal Employment Opportunity and because the Government is the benefactor of the Federal funds, it is both against the Urban County Government policy and illegal

for the Government to let contracts to companies which knowingly or unknowingly practice discrimination in their employment practices. Violation of the above mentioned ordinances may cause a contract to be canceled and the contractor may be declared ineligible for future consideration.

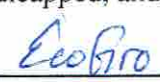
Please sign this statement in the appropriate space acknowledging that you have read and understand the provisions contained herein. Return this document as part of your application packet.

Bidders

I/We agree to comply with the Civil Rights Laws listed above that govern employment rights of minorities, women, Vietnam veterans, handicapped, and aged persons.



Signature



Name of Business

The Entity (regardless of whether construction contractor, non-construction contractor or supplier) agrees to provide equal opportunity in employment for all qualified persons, to prohibit discrimination in employment because of race, color, religion, sex (including pregnancy, sexual orientation or gender identity), national origin, disability, age, genetic information, political affiliation, or veteran status, and to promote equal employment through a positive, continuing program from itself and each of its sub-contracting agents. This program of equal employment opportunity shall apply to every aspect of its employment policies and practices.

The Kentucky equal Employment Opportunity Act of 1978 (KRS 45.560-45.640) requires that any count, city, town, school district, water district, hospital district, or other political subdivision of the state shall include in directly or indirectly publicly funded contracts for supplies, materials, services, or equipment hereinafter entered into the following provisions:

During the performance of this contract, the contractor agrees as follows:

- (1) *The contractor will not discriminate against any employee or applicant for employment because of race, color, religion, sex, age or national origin;*
- (2) *The contractor will state in all solicitations or advertisements for employees placed by or on behalf of the contractors that all qualified applicants will receive consideration for employment without regard to race, color, religion, sex, age or national origin;*
- (3) *The contract will post notices in conspicuous places, available to employees and applicants for employment, setting forth the provisions of the non-discrimination clauses required by this section; and*
- (4) *The contractor will send a notice to each labor union or representative of workers with which he has a collective bargaining agreement or other contract or understanding advising the labor union or workers' representative of the contractor's commitments under the nondiscrimination clauses.*

11. EQUAL EMPLOYMENT OPPORTUNITY AFFIRMATIVE ACTION POLICY

It is the policy of Advanced Melching Technologies, Inc DBA EcoGr to assure that all applicants for employment and all employees are treated on a fair and equitable basis without regard to their race, religion, sex, color, handicap, natural origin or age.

Such action shall include employment, promotion, demotion, recruitment or recruitment advertising, layoff or termination, rates of pay and other forms of compensation, and selection for training, whether apprenticeship and/or on-the-job-training.

Furthermore, this company agrees to make special recruitment efforts to hire the protected class whenever feasible. This company also agrees to adhere to all applicable federal, state, and local laws relating to Equal Employment Opportunity for all individuals.

12. WORKFORCE ANALYSIS FORM

Name of Organization: Ecobio

Categories	Total	White (Not Hispanic or Latino)		Hispanic or Latino		Black or African-American (Not Hispanic or Latino)		Native Hawaiian and Other Pacific Islander (Not Hispanic or Latino)		Asian (Not Hispanic or Latino)		American Indian or Alaskan Native (not Hispanic or Latino)		Two or more races (Not Hispanic or Latino)		Total	
		M	F	M	F	M	F	M	F	M	F	M	F	M	F	M	F
Administrators			1														1
Professionals		1															1
Superintendents		1															1
Supervisors						1											1
Foremen																	
Technicians		2															
Protective Service																	2
Para-Professionals																	
Office/Clerical			1														1
Skilled Craft		1															1
Service/Maintenance																	
Total:		5	2			1											5 2

Prepared by: JAMES HANSSSEN President
 (Name and Title)

Date: 5, 25, 29
 Revised 2015-Dec-15

13. EVIDENCE OF INSURABILITY

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT CONSTRUCTION PROJECT
(Use separate form for each Agency or Brokerage agreeing to provide coverage)

Names Insured: Advanced Mulching Technologies Inc. Employee ID: 61-1392019
 Address: PO Box 22273 Lexington, KY 40522 Phone: 859-231-0500

Project to be insured: Park Construction UPC

In lieu of obtaining certificates of insurance at this time, the undersigned agrees to provide the above Named Insured with the minimum coverage listed below. These are outlined in the Insurance and Risk Management of Part V (Special Conditions), including all requirements, and conditions:

Section Items	Coverage	Minimum Limits and Policy Requirements	Limits Provided To Insured	Name of Insurer	A.M. Best's Code	Rating
SC-3, Section 2, Part 4.1 - see provisions	CGL	\$1,000,000 per occ. And \$2,000,000 aggregate	\$ 1mm occ. 2mm agg	Starstone Specialty	011432	A-
SC-3, Section 2, Part 4.1 - see provisions	AUTO	\$1,000,000/per occ.	\$ 4mm CSL	Secura Insurance	018381	A
SC-3, Section 2, Part 4.1 - see provisions	WC	Statutory w/endorsement as noted	\$4.5mm	ABC of KY	055002	A-

Section 2 includes required provisions, statements regarding insurance requirements, and the undersigned agrees to abide by all provisions for the coverage's checked above unless stated otherwise when submitting.

Agency or Brokerage: Al Torstrick Insurance Agency Name of Authorized Representative: Robert H. Sklar
343 Waller Ave Title: Vice President
 City: Lexington State: 24 Zip: 40504 Authorized Signature: [Signature]
 Telephone Number: 859-233-1461 Date: 5/24/2024

NOTE: Authorized signatures may be the agent's if agent has placed insurance through an agency agreement with the insurer. If insurance is brokered, authorized signature must be that of authorized representative of insurer.

IMPORTANT: Contract may not be awarded if a completed and signed copy of this form for all coverage's listed above is not provided with the bid.

14. DEBARRED FIRMS

PROJECT NAME: Parks Construction UPC

BID NUMBER: 79-2024

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
LEXINGTON, KY

All prime Contractors shall certify that Subcontractors have not and will not be awarded to any firms that has been debarred for noncompliance with the Federal Labor Standards, Title VI of the Civil Rights Act of 1964 As Amended, Executive Order 11246 As Amended or any other Federal Law.

All bidders shall complete the attached certification in duplicate and submit both copies to the Owner with the bid proposal. The Owner (grantee) shall transmit one copy to the Lexington-Fayette Urban County Government, Division of Community Development, within fourteen (14) days after bid opening.

The undersigned hereby certifies that the firm of Eco Pro has not and will not award a subcontract, in connection with any contract award to it as the result of this bid, to any firm that has been debarred for noncompliance with the Federal labor Standards, Title VI of the civil Rights Act of 1964, Executive Order 11246 as amended or any Federal Law.

Eco Pro

Name of Firm Submitting Bid



Signature of Authorized Official

President

Title

5.25.24

Date

15. DEBARMENT CERTIFICATION

All contractors/subcontractors shall complete the following certification and submit it with the bid proposal.

The contractor/subcontractor certifies in accordance with Executive Order 12549 (Debarment and Suspension 2/18/86) that to the best of its knowledge and belief, that it and its principals:

- 1) Are not presently debarred, suspended, proposed for debarment, declared negligible, or voluntarily excluded from covered transactions or contract by any Federal department or agency for noncompliance with the Federal Labor Standards, Title VI of the Civil Rights Act of 1964 as amended, Executive Order 11246 as amended or any other Federal law;
 - a) Have not within a three year period preceding this proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;
 - b) Are not presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State or local) with commission of any of the offenses enumerated in paragraph (1)(a) of this certification; and
 - c) Have not within a three year period preceding this bid has one or more public (Federal, State or local) transactions or contracts terminated for cause or default.
- 2) Where the contractor is unable to certify to any of the statements in this certification, such prospective contractors shall attach an explanation to this certification form.

Firm Name: EcoGro

Project: Parks Construction UPC

Printed Name and Title of Authorized Representative: JAMES HANSSON President

Signature: 

Date: 5-25-24

END OF SECTION