

PART III

Invitation to Bid No. 94-2012

2012 Construction Unit Price Contract

I. FORM OF PROPOSAL

Place: Lexington, Kentucky

Date: 6/26/12

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

This Proposal Submitted by

Todd Johnson Contracting, Inc.

497 Dillehay St. Danville, KY 40412

(Name and Address of Bidding Contractor)

(Hereinafter called "Bidder"), organized and existing under the laws of the State of Kentucky, doing business as a 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 **2012 Construction Unit Price Contract** having examined the Specifications and Contract Documents, having intent to examine each site for proposed Work hereby proposes to furnish all labor, materials, and supplies, and to construct the Project(s) 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.

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..

PROJECT:
DATE:
COMPANY NAME:

Construction Unit Price Contract 2012

SIGNATURE OF BIDDER:

#	Item	Unit	Quantity	Unit Price	Item Total
1	Excavation	CY	1.00	0.00	0.00
2	Embankment	CY	1.00	25.00	0.00
3	Rock Excavation (Blasting)	CY	1.00	0.00	0.00
4	Rock Excavation (Mechanical)	CY	1.00	135.00	0.00
5	Remove Portland Cement Concrete Pavement	CY	1.00	15.00	0.00
6	Remove Curb and Gutter	LF	1.00	18.00	0.00
7	Remove Sidewalk, Entrance Pavement	SY	1.00	6.50	0.00
8	Remove Bituminous Concrete Pavement	SY	1.00	2.50	0.00
9	Remove Pipes less than 24"	LF	1.00	50.00	0.00
10	Remove Pipes 30" - 48"	LF	1.00	52.00	0.00
11	Remove Fence	LF	1.00	15.00	0.00
12	Remove Headwalls and Inlet Structures	EA	1.00	500.00	0.00
13	Remove Tree (5" dia. to 12" dia.)	EA	1.00	200.00	0.00
14	Remove Tree (12" dia. to 24" dia.)	EA	1.00	1000.00	0.00
15	Remove Tree (24" dia. to 36" dia.)	EA	1.00	3200.00	0.00
16	Remove Tree (36" dia. and up)	EA	1.00	6400.00	0.00
17	Dense Graded Aggregate Base	TN	1.00	25.00	0.00
18	No. 2 Stone	TN	1.00	27.00	0.00
19	No. 9 Stone	TN	1.00	27.00	0.00
20	No. 57 Stone	TN	1.00	27.00	0.00
21	Steel Reinforcement for Concrete	LB	1.00		0.00
22	Unfinished Concrete less than 10 CY	CY	1.00		0.00
23	Unfinished Concrete more than 10 CY	CY	1.00		0.00
24	Formed Class A Concrete less than 10 CY	CY	1.00		0.00
25	Formed Class A Concrete more than 10 CY	CY	1.00		0.00
26	4 1/2" Concrete Sidewalk	SY	1.00		0.00
27	6" Concrete Sidewalk	SY	1.00		0.00
28	6" Concrete Entrance Pavement	SY	1.00		0.00
29	Sidewalk Ramp	SY	1.00		0.00
30	Header Curb	LF	1.00		0.00
31	Curb and Gutter, Type 1	LF	1.00		0.00
32	Curb and Gutter, Type 4	LF	1.00		0.00
33	Bituminous Pavement Milling and Texturing	TN	1.00		0.00
34	Class 1 Bituminous Base	TN	1.00		0.00
35	Class 1 Bituminous Surface less than 50 tons	TN	1.00		0.00
36	Class 1 Bituminous Surface greater than 50 tons	TN	1.00		0.00
37	Bituminous Material for Tack	TN	1.00		0.00
38	Type A Surface Inlet	EA	1.00	2427.44	0.00
39	Type B Surface Inlet	EA	1.00	2316.50	0.00
40	Curb Box Inlet Type A	EA	1.00	3248.96	0.00
41	Curb Box Inlet Type B	EA	1.00	4496.96	0.00
42	Curb Box Inlet Type C	EA	1.00	3560.46	0.00
43	Curb Box Inlet Type D	EA	1.00	2529.35	0.00
44	Drop Box Inlet Type 13	EA	1.00	2676.50	0.00
45	Drop Box Inlet Type 16	EA	1.00	2676.50	0.00
46	Lex Storm Sewer Manhole (4' dia.) (0-8' No rock)	EA	1.00	2101.68	0.00
47	Lex Storm Sewer Manhole (5' dia.) (0-8' No rock)	EA	1.00	2625.68	0.00
48	Lex Storm Sewer Manhole (6' dia.) (0-8' No rock)	EA	1.00	3261.90	0.00
49	Pipe Tie-in into Manhole	EA	1.00	1800.00	0.00
50	15" RCP Storm Sewer (0-8' No rock)	LF	1.00	41.30	0.00
51	18" RCP Storm Sewer (0-8' No rock)	LF	1.00	47.67	0.00
52	24" RCP Storm Sewer (0-8' No rock)	LF	1.00	59.24	0.00
53	30" RCP Storm Sewer (0-8' No rock)	LF	1.00	75.87	0.00
54	36" RCP Storm Sewer (0-8' No rock)	LF	1.00	89.97	0.00
55	42" RCP Storm Sewer (0-8' No rock)	LF	1.00	105.78	0.00
56	48" RCP Storm Sewer (0-8' No rock)	LF	1.00	122.41	0.00
57	15" HDPE Storm Sewer (0-8' No rock)	LF	1.00	38.01	0.00
58	18" HDPE Storm Sewer (0-8' No rock)	LF	1.00	42.51	0.00
59	24" HDPE Storm Sewer (0-8' No rock)	LF	1.00	51.98	0.00
60	30" HDPE Storm Sewer (0-8' No rock)	LF	1.00	60.30	0.00
61	36" HDPE Storm Sewer (0-8' No rock)	LF	1.00	71.42	0.00
62	15" Elliptical RCP Storm Sewer	LF	1.00	N/A	0.00
63	18" Elliptical RCP Storm Sewer	LF	1.00	54.80	0.00
64	24" Elliptical RCP Storm Sewer	LF	1.00	83.00	0.00
65	30" Elliptical RCP Storm Sewer	LF	1.00	95.60	0.00
66	36" Elliptical RCP Storm Sewer	LF	1.00	104.50	0.00
67	42" Elliptical RCP Storm Sewer	LF	1.00	146.00	0.00
68	48" Elliptical RCP Storm Sewer	LF	1.00	172.50	0.00
69	Internal Inspection of Storm Sewer Pipe: CCTV	LF	1.00		0.00
70	15" Straight Headwall	EA	1.00	1170.88	0.00
71	18" Straight Headwall	EA	1.00	1415.00	0.00
72	24" Straight Headwall	EA	1.00	2362.70	0.00
73	30" Straight Headwall	EA	1.00		0.00
74	36" Straight Headwall	EA	1.00		0.00
75	42" Straight Headwall	EA	1.00		0.00
76	48" Straight Headwall	EA	1.00		0.00
77	15" Sloped Headwall	EA	1.00	1183.30	0.00
78	18" Sloped Headwall	EA	1.00	1440.00	0.00
79	24" Sloped Headwall	EA	1.00	1523.98	0.00
80	30" Sloped Headwall	EA	1.00	1601.00	0.00
81	36" Sloped Headwall	EA	1.00	1955.40	0.00
82	15" Impact Stilling Basin	EA	1.00		0.00
83	18" Impact Stilling Basin	EA	1.00		0.00
84	24" Impact Stilling Basin	EA	1.00		0.00
85	30" Impact Stilling Basin	EA	1.00		0.00
86	36" Impact Stilling Basin	EA	1.00		0.00
87	48" Impact Stilling Basin	EA	1.00		0.00
88	2' Bottom Paved Ditch	LF	1.00		0.00
89	4' Bottom Paved Ditch	LF	1.00		0.00
90	6' Bottom Paved Ditch	LF	1.00		0.00

PROJECT:
DATE:
COMPANY NAME:

Construction Unit Price Contract 2012

SIGNATURE OF BIDDER:

#	Item	Unit	Quantity	Unit Price	Item Total
91	Aggregate Channel Lining for Slope Protection	TN	1.00		0.00
92	Seeding and Protection	SY	1.00		0.00
93	Sodding	SY	1.00		0.00
94	Gabion Mattress Channel Lining	CY	1.00		0.00
95	4" Perforated Pipe	LF	1.00	11.50	0.00
96	6" Perforated Pipe	LF	1.00	12.00	0.00
97	4" PVC Pipe	LF	1.00	13.10	0.00
98	6" PVC Pipe	LF	1.00	22.41	0.00
99	4"x 8" Sanitary Sewer Tee	EA	1.00	22.12	0.00
100	6"x 8" Sanitary Sewer Tee	EA	1.00	23.91	0.00
101	8" Sanitary Sewer	LF	1.00	24.23	0.00
102	10" Sanitary Sewer	LF	1.00	27.72	0.00
103	12" Sanitary Sewer	LF	1.00	28.99	0.00
104	15" Sanitary Sewer	LF	1.00	29.27	0.00
105	18" Sanitary Sewer	LF	1.00	34.11	0.00
106	8" Ductile Iron Sewer Pipe	LF	1.00	31.15	0.00
107	10" Ductile Iron Sewer Pipe	LF	1.00	34.15	0.00
108	12" Ductile Iron Sewer Pipe	LF	1.00	35.43	0.00
109	14" Ductile Iron Sewer Pipe	LF	1.00	39.70	0.00
110	Lex Sanitary Sewer Manhole (4' dia.) (0-8' No rock)	EA	1.00	34.15	0.00
111	Lex Sanitary Sewer Manhole (5' dia.) (0-8' No rock)	EA	1.00	37.15	0.00
112	Lex Sanitary Sewer Manhole (6' dia.) (0-8' No rock)	EA	1.00	38.68	0.00
113	Manhole-Additional vertical depth deeper than 8'	VF	1.00	42.00	0.00
114	Manhole-Additional for adjustable frame	EA	1.00		0.00
115	Two Way Sewer Service Cleanout	EA	1.00		0.00
116	Woven Wire Fence 4' height	LF	1.00		0.00
117	Chain Link Fence 4' height	LF	1.00		0.00
118	Privacy Fence	LF	1.00		0.00
119	Backhoe (small) with Operator	HR	1.00	85.00	0.00
120	Dump Truck (single axle) with driver	HR	1.00		0.00
121	Dump Truck (tri-axle) with driver	HR	1.00	80.00	0.00
122	Jackhammer with Operator	HR	1.00		0.00
123	Skid Loader with Operator	HR	1.00	70.00	0.00
124	Check Dam	TN	1.00		0.00
125	Sediment Trap	CY	1.00		0.00
126	Sediment Pond	CY	1.00		0.00
127	Silt Fence	LF	1.00		0.00
128	Storm Drain Inlet Protection	EA	1.00		0.00
129	Filter Strip	SY	1.00		0.00
130	Stream Crossing	EA	1.00		0.00
131	Pump-Around Flow Diversion	HR	1.00		0.00
132	Construction Dewatering	HR	1.00		0.00
133	Geotextile Construction Type I	SY	1.00		0.00
134	Geotextile Construction Type II	SY	1.00		0.00
135	Geotextile Construction Type III	SY	1.00		0.00
136	Geotextile Construction Type IV	SY	1.00		0.00
137	Edge Key	LF	1.00		0.00
138	Pipe Plugging for Pipes less than 24"	EA	1.00		0.00
139	Pipe Plugging for Pipes 30"- 48"	EA	1.00		0.00
140	Flowable Fill	CY	1.00		0.00
141	Fiber Reinforced PCC Pavement	CY	1.00		0.00
142	Single Block Masonry Retaining Wall	SF	1.00		0.00
143	Erosion Control Blanket: Degradable Erosion Control Mat	SY	1.00		0.00
144	Erosion Control Blanket: Turf Reinforcement Mat	SY	1.00		0.00
145	Project Sign	EA	1.00		0.00
146	Steel W Beam Guardrail and End Treatment	LF	1.00		0.00
147	Articulating Concrete Block	SY	1.00		0.00
148	Reinforced Concrete Pipe Crack Repairs and Manhole Rehab	LF	1.00		0.00
149	Saw cutting	LF	1.00		0.00
150	Precast Reinforced Concrete Box Culvert 3' X 2'	LF	1.00		0.00
151	Precast Reinforced Concrete Box Culvert 3' X 3'	LF	1.00		0.00
152	Precast Reinforced Concrete Box Culvert 4' X 2'	LF	1.00		0.00
153	Precast Reinforced Concrete Box Culvert 4' X 3'	LF	1.00		0.00
154	Detectable Warning Surface Tile-Overlay	SF	1.00		0.00
155	Detectable Warning Surface Tile-Imbedded	SF	1.00		0.00
156	22 foot Asphalt Speed Table	LF	1.00		0.00
157	27 foot Asphalt Speed Table	LF	1.00		0.00
158	Bulb-out: Gutter Cover	LF	1.00		0.00
159	Bulb-out: Asphalt Repair	SF	1.00		0.00
160	Grader with Operator	HR	1.00		0.00
160	Roller/Compactor with Operator	HR	1.00		0.00
161	Topsoil Placement	HR	1.00		0.00
	"COST PLUS" INCIDENTAL MATERIALS				
	"WAGES PLUS" INCIDENTAL LABOR				
	MINIMUM PROJECT TOTAL FOR CONSIDERATION			10,000.00	0.00

PROJECT SUBTOTAL	\$0.00
MOBILIZATION / TRAFFIC CONTROL / STAKING	\$0.00
PROJECT TOTAL	\$0.00

The Bidder hereby acknowledges receipt of the following addenda:

Addendum No. None Date _____

Addendum No. _____ Date _____

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 Todd Johnson Contracting, Inc.

Date 6/26/12

* 1. A corporation duly organized and doing business under the laws of the State of Kentucky, for whom Todd Johnson, 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, *Tom Johnson*, and after being first duly sworn, states under penalty of perjury as follows:

1. His/her name is *Tom Johnson* and he/she is the individual submitting the bid or is the authorized representative of *Sodd Johnson Contracting, Inc.*, 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.

(Affiant)

STATE OF

Kentucky

COUNTY OF

Boyle

The foregoing instrument was subscribed, sworn to and acknowledged before me by

[Signature] on this the 26 day of June
2012.

My Commission expires:

10/23/13

[Signature]

NOTARY PUBLIC, STATE AT LARGE

4. BID SCHEDULE – SCHEDULE OF VALUES

The Bidder agrees to perform all the Work described in the Specifications and shown on future Plans for the proposed and 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.

The bidder is not required to bid on every item listed in the bid schedule. The Bid Schedule is an Excel Spreadsheet (Titled “2012 Construction Unit Price Contract BID SCHEDULE.xls”) and must be downloaded.

*****BIDDER’S MUST COMPLETE THE SPREADSHEET AND RETURN IT WITH THEIR SUBMITTAL ON A CD OR FLASHDRIVE*****

*****BIDDER’S MUST RETURN A PRINTED & SIGNED VERSION OF THE SPREADSHEET WITH THEIR SUBMITTAL*****

	Payment and Performance Bond Cost for Projects over \$50,000 _____ Per cent of Total Project Cost	<u>1.5 %</u>
	Unspecified, Incidental Materials at Cost Plus 15% Overhead and Profit (To be submitted as Contract progresses and as needed) Check if interested	<input checked="" type="checkbox"/>
	Unspecified, Incidental Labor at Direct Wages Plus Certified Overhead Plus 15% Profit (To be submitted as Contract progresses and as needed) Check if interested	<input checked="" type="checkbox"/>
	Minimum Project Total For Which Contractor will consider the project. (See Special Conditions, Section 3, Contractors Performance)	<u>10,000.00</u>

Mobilization, Traffic Control, and Construction Staking will be paid on a sliding percentage scale for increments of the final price for Work

(For example, if the final total of Bid Item Prices for the work is \$24,000, Mobilization would be (\$10,000 X 15%) plus (\$10,000 X 10%) plus (\$4,000 X 5%) = \$2,700)

Applicability of Traffic Control and Construction Staking will be agreed upon individually for each Purchase Order.

Increment Price for work	(a) Mobilization Cost %	(b) Traffic Control Cost %	(c) Construction Staking Cost %
\$ 0 - 10,000	<u>15</u>	<u>7.5</u>	<u>7.5</u>
\$ 10,000 - 20,000	<u>10</u>	<u>4.5</u>	<u>4.5</u>
\$ 20,000 - 30,000	<u>5</u>	<u>3.0</u>	<u>3.0</u>
\$ 30,000 - 50,000	<u>5</u>	<u>2.5</u>	<u>2.5</u>
\$ 50,000 - 75,000	<u>5</u>	<u>2.5</u>	<u>2.5</u>
\$ 75,000 - 100,000	<u>4</u>	<u>2.0</u>	<u>2.0</u>

Submitted by:

Todd Johnson Contracting, Inc.

Firm

497 Dilkhay St.

Address

Danville Ky 40422

City, State & Zip

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

Linda Johnson President

Signature of Authorized Company Representative – Title

Linda Johnson

Representative's Name (Typed or Printed)

859.238.9489

Area Code – Phone – Extension

859.236.8977

Fax #

ljcinc@bellsouth.net

E-Mail Address

OFFICIAL ADDRESS:

497 Dilkhay St.

Danville, Ky 40422

(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: Sodd Johnson Contracting Inc
2. Permanent Place of Business: 497 Dillehay St. Danville, Ky 40422
3. When Organized: Oct 1, 1993
4. Where Incorporated: Kentucky

5. Construction Plant and Equipment Available for this Project:

Trackhoes Skid steers
Backhoes Front End loaders
Graders Trencher
Rollers
Dozers
Scrapers

(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:

Granite Re, Inc (Surety)

Signed: Wells Fargo Insurance (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>
South Elkhorn	Keyington	
Emergency Repair-StarShoot	Keyington	293,000.00
Contract 58 Hamodsbung	Hamodsbung	1,260,802.00
Noise Park	Keyington	1,114,186.00
Aineville Project	E-Jown	392,133.38

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

<u>NAME</u>	<u>LOCATION</u>	<u>CONTRACT SUM</u>
Scott Co. Elementary	Georgetown, KY	1,618,716.00

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>
Jeremy Johnson	Superintendent	20
Richard Mullins	Superintendent	4
Tom Johnson	Project Manager	20
Jordan Carlis	Estimator	10

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>
<i>None</i>			

(USE ADDITIONAL SHEETS IF NECESSARY)

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</u>	<u>SUBCONTRACTOR</u>	<u>DBE</u> <u>Yes/No</u>	<u>% of Work</u>
<u>MAJOR ITEM</u> Such as: Grading, bituminous paving, concrete, seeding and protection, construction staking, etc.			
1. <u>Seeding/strawing</u>	Name: <u>Cedar Valley Seeding</u> <u>851 Redmon Rd</u> Address: <u>Paris Ky 40361</u>	<u>Yes</u>	<u>10%</u>
2. <u>Erosion Control</u>	Name: <u>Nwk Construction</u> <u>350 South College</u> Address: <u>Narrodsburg, Ky 40330</u>	<u>Yes</u>	<u>10%</u>
3. _____	Name: _____	_____	_____
	Address: _____		
4. _____	Name: _____	_____	_____
	Address: _____		
5. _____	Name: _____	_____	_____
	Address: _____		
6. _____	Name: _____	_____	_____
	Address: _____		
7. _____	Name: _____	_____	_____
	Address: _____		

(Attach additional sheet(s) if necessary.)



7. LFUCG MBE/WBE PARTICIPATION FORM

Bid/RFP/Quote Reference # 94-2012

The MBE/WBE 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.

MBE/WBE Company, Name, Address, Phone, Email	Work to be Performed	Total Dollar Value of the Work	% Value of Total Contract
1. Cedar Valley Seeding 851 Redmon Rd Paris, KY 40361 859-987-1497	Seeding/Straw		10%
2. Nwk Construction 350 South College St. Harridsburg KY 40330 859 733.0763	Guardrail Erosion Control		10%
3.			
4.			

The undersigned company representative submits the above list of MBE/WBE 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.

Todd Johnson Contracting, Inc.

Company

Linda Johnson

Company Representative

6-26-12

Date

President

Title



8. **LFUCG MBE/WBE SUBSTITUTION FORM**

Bid/RFP/Quote Reference # 94-2012

The substituted MBE/WBE 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 MBE/WBE Company Name, Address, Phone, Email	MBE/WBE 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. <i>None</i>					
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.

Todd Johnson Contracting, Inc.

Company

6-26-12

Date

Konda Johnson / Sam Johnson

Company Representative

President

Title



9. MBE/WBE QUOTE SUMMARY FORM

Bid/RFP/Quote Reference # 94-2012

The undersigned acknowledges that the minority subcontractors listed on this form did submit a quote to participate on this project.

Company Name <u>Sodd Johnson Contracting, Inc.</u>	Contact Person <u>Tom Johnson</u>
Address/Phone/Email <u>447 Dillehay St. Danville, KY 40422 859.238.9489 tjcinco@bellsouth.net</u>	Bid Package / Bid Date <u>94-2012 6-26-12</u>

MBE/WBE 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
<u>Cedar Valley Seeding</u>	<u>Susan Redmon</u>		<u>6/21/12</u>	<u>Seeding straw</u>	<u>phone</u>	<u>Unit Price 45.54</u>	<u>MBE</u>
<u>Mwk Construction</u>	<u>Nikie</u>		<u>6/21/12</u>	<u>Guardrail erosion cont.</u>	<u>phone</u>	<u>Unit Price 27.00 LF Unit Price 1.75 SF</u>	<u>MBE</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.

Sodd Johnson Contracting
Company
6/26/12
Date

Linda Johnson / Tom Johnson
Company Representative
President
Title



10. LFUCG MBE/WBE SUBCONTRACTOR MONTHLY PAYMENT REPORT

The LFUCG has a 10% goal plan adopted by city council to increase the participation of minority and women owned businesses in the procurement process. In order to measure that goal LFUCG will track spending with MBE/WBE vendors on a monthly basis. By the signature below of an authorized company representative, you certify that the information is correct, and that each of the representations set forth below is true. Any misrepresentation may result in termination of the contract and/or prosecution under applicable Federal and State laws concerning false statements and false claims. Please submit this form monthly to the Division of Central Purchasing/ 200 East Main Street / Room 338 / Lexington, KY 40507.

Bid/RFP/Quote # _____
 Total Contract Amount Awarded to Prime Contractor for this Project _____

Project Name/ Contract #	Work Period/ From: _____ To: _____
Company Name:	Address: _____
Federal Tax ID:	Contact Person: _____

Subcontractor Vendor ID (name, address, phone, email)	Description of Work	Total Subcontract Amount	% of Total Contract Awarded to Prime for this Project	Total Amount Paid for this Period	Purchase Order number for subcontractor work (please attach PO)	Scheduled Project Start Date	Scheduled Project End Date

By the signature below of an authorized company representative, you certify that the information is correct, and that each of the representations set forth below is true. Any misrepresentations may result in the termination of the contract and/or prosecution under applicable Federal and State laws concerning false statements and false claims.

Jodd Johnson Contracting Inc.
 Company
6/26/12
 Date

Armando Johnson / Tom Johnson
 Company Representative
President
 Title



11. LFUCG STATEMENT OF GOOD FAITH EFFORTS

Bid/RFP/Quote # 9-20-12

By the signature below of an authorized company representative, we certify that we have utilized the following methods to obtain the maximum practicable participation by minority and women owned business enterprises on the project. Please indicate which methods you used by placing an X in the appropriate place.

- Attended LFUCG Central Purchasing Economic Inclusion Outreach Event
- Sponsored Economic Inclusion event to provide networking opportunities
- Requested a list of MBE/WBE subcontractors or suppliers from LFUCG Economic Engine
- Advertised for MBE/WBE subcontractors or suppliers in local or regional newspapers
- Showed evidence of written notice of contracting and/or supplier opportunities to MBE/WBE firms at least seven days prior to the bid opening date
- Provided copies of quotations submitted by MBE/WBE firms which were not used and/or responses from firms indicating they would not be submitting a quote
- Provided plans, specifications, and requirements to interested MBE/WBE subcontractors
- Other
Please list any other methods utilized that aren't covered above.

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

Sidd Johnson Contracting Inc.
Company

Kimberly Johnson
Company Representative

6-26-12
Date

President
Title

12. 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.

13. STATEMENT OF EXPERIENCE

NAME OF INDIVIDUAL: Tom Johnson

POSITION/TITLE: Operations Manager - Denver

STATEMENT OF EXPERIENCE: 49 years - Building, excavation, Bridges, concrete, sewer, water construction

NAME OF INDIVIDUAL: Jeremy Johnson

POSITION/TITLE: Superintendent - owner

STATEMENT OF EXPERIENCE: 21 years, excavation, sewer, water Blasting, bridges, concrete, Grade/Drain

NAME OF INDIVIDUAL: Rick Mallins

POSITION/TITLE: Superintendent

STATEMENT OF EXPERIENCE: 37 years, construction of Buildings Blasting, excavation, sewer, Grade + Drain, concrete, bridges

NAME OF INDIVIDUAL: Amela Johnson
POSITION/TITLE: Administration - Owner
STATEMENT OF EXPERIENCE: 32 years - Administration

NAME OF INDIVIDUAL: Joda Curtis
POSITION/TITLE: Estimator
STATEMENT OF EXPERIENCE: 42 years, excavation projects, Building Projects estimating.

NAME OF INDIVIDUAL: _____
POSITION/TITLE: _____
STATEMENT OF EXPERIENCE: _____

* Include all officers, office management's, Affirmative Action officials, and field management personnel. (Attach separate sheets if necessary.)

14. EQUAL OPPORTUNITY AGREEMENT

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.

Amelia Johnson
Signature

Todd Johnson Contracting, Inc.
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, creed, national origin, sex or age, 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.*

The Act further provides:

KRS 45.610. Hiring minorities – Information required

- (1) *For the length of the contract, each contractor shall hire minorities from other sources within the drawing area, should the union with which he has collective bargaining agreements be unwilling to supply sufficient minorities to satisfy the agreed upon goals and timetable.*
- (2) *Each contractor shall, for the length of the contract, furnish such information as required by KRS 45.560 to KRS 45.640 and by such rules, regulations and orders issued pursuant thereto and will permit access to all books and records pertaining to his employment practices and work sites by the contracting agency and the department for purposes of investigation to ascertain compliance with KRS 45.560 to 45.640 and such rules, regulations and orders issued pursuant thereto.*

KRS 45.620. Action against contractor – Hiring of minority contractor or subcontractor

- (1) *If any contractor is found by the department to have engaged in an unlawful practice under this chapter during the course of performing under a contract or subcontract covered under KRS 45.560 to 45.640, the department shall so certify to the contracting agency and such certification shall be binding upon the contracting agency unless it is reversed in the course of judicial review.*
- (2) *If the contractor is found to have committed an unlawful practice under KRS 45.560 to 45.640, the contracting agency may cancel or terminate the contract, conditioned upon a program for future compliance approved by the contracting agency and the department. The contracting agency may declare such a contractor ineligible to bid on further contracts with that agency until such time as the contractor complies in full with the requirements of KRS 45.560 – 45.640.*
- (3) *The equal employment provisions of KRS 45.560 to 45.640 may be met in part by a contractor by subcontracting to a minority contractor or subcontractor. For the provisions of KRS 45.560 to 45.640, a minority contractor or subcontractor shall mean a business that is owned and controlled by one or more persons disadvantaged by racial or ethnic circumstances.*

KRS 45.630 Termination of existing employee not required, when

Any provision of KRS 45.560 to 45.640 notwithstanding, no contractor shall be required to terminate an existing employee upon proof that that employee was employed prior to the date of the contract.

KRS 45.640 Minimum skills

Nothing in KRS 45.560 to 45.640 shall require a contractor to hire anyone who fails to demonstrate the minimum skills required to perform a particular job.

It is recommended that all of the provisions quoted above to be included as special conditions in each contract. In the case of a contract exceeding \$250,000, the contractor is required to furnish evidence that his work-force in Kentucky is representative of the available work-force in the area from which he draws employees, or to supply an Affirmative Action plan which will achieve such representation during the life of the contract.

15. EQUAL EMPLOYMENT OPPORTUNITY AFFIRMATIVE ACTION POLICY

It is the policy of Todd Johnson Contracting, Inc.

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.

16. WORKFORCE ANALYSIS FORM

Name of Organization: Judd Johnson Contracting, Inc. Date: 6, 1, 26, 12

Categories	Total		White		Black		Other		Total	
	M	F	M	F	M	F	M	F	M	F
Administrators	3									
Professionals										
Superintendents	2									
Supervisors	3									
Foremen										
Technicians										
Protective Service										
Para-Professionals										
Office/Clerical		1								
Skilled Craft	11	1								
Service/Maintenance										
Total:	19	2							19	2

Prepared By: Judd Johnson



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
11/7/2011

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Wells Fargo Insurance Services USA, Inc. 950 Breckenridge Lane, Suite 50 P O Box 7809 (40257-0809) Louisville, KY 40207-4675	CONTACT NAME: CONSTRUCTION DEPARTMENT PHONE (A/C, No, Ext): 502.425.9444 FAX (A/C, No): 855.209.1247 E-MAIL ADDRESS:																				
	<table border="1"> <tr> <th colspan="2">INSURER(S) AFFORDING COVERAGE</th> <th>NAIC #</th> </tr> <tr> <td>INSURER A:</td> <td>National Trust Insurance Company</td> <td>20141</td> </tr> <tr> <td>INSURER B:</td> <td>Kentucky Assoc of General Contractors</td> <td></td> </tr> <tr> <td>INSURER C:</td> <td></td> <td></td> </tr> <tr> <td>INSURER D:</td> <td></td> <td></td> </tr> <tr> <td>INSURER E:</td> <td></td> <td></td> </tr> <tr> <td>INSURER F:</td> <td></td> <td></td> </tr> </table>	INSURER(S) AFFORDING COVERAGE		NAIC #	INSURER A:	National Trust Insurance Company	20141	INSURER B:	Kentucky Assoc of General Contractors		INSURER C:			INSURER D:			INSURER E:			INSURER F:	
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INSURER D:																					
INSURER E:																					
INSURER F:																					
INSURED Todd Johnson Contracting Inc 497 Dillehay Street Danville, KY 40422																					

COVERAGES **CERTIFICATE NUMBER:** 3511873 **REVISION NUMBER:** See below

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADD'L SUBR INSR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PROJECT <input checked="" type="checkbox"/> LOC		CPP0010684	11/01/11	11/01/12	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COM/OP AGG \$ 2,000,000
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS <input checked="" type="checkbox"/> \$1,000 Ded C		CA0014962	11/01/11	11/01/12	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
A	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED RETENTION \$		UMB0009943	11/01/11	11/01/12	EACH OCCURRENCE \$ 9,000,000 AGGREGATE \$ 9,000,000
B	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N <input type="checkbox"/> N/A	7040	01/01/11	12/31/11	<input checked="" type="checkbox"/> WC STATUTORY LIMITS <input type="checkbox"/> OTHER E.L. EACH ACCIDENT \$ 4,000,000 E.L. DISEASE - EA EMPLOYEE \$ 4,000,000 E.L. DISEASE - POLICY LIMIT \$ 4,000,000
A	Contractors Equipment		CPP0010684	11/01/11	11/01/12	As Scheduled / \$1,000 Deductible / ACV \$350,000 Limit / \$1,000 Deductible / ACV \$150,000 Limit / \$1,000 Deductible
A	Leased or Rented Equipment		CPP0010684	11/01/11	11/01/12	
A	Installation Floater		CPP0010684	11/01/11	11/01/12	

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

RE: Burn Permit See Above.

CERTIFICATE HOLDER

Lexington Fayette Urban County Government
Attn: Building Inspection
Main Street
Lexington, KY 42507

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

17. EVIDENCE OF INSURABILITY

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

Names Insured: _____ Employee ID: _____

Address: _____ Phone: _____

Project to be insured: _____

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	\$			
SC-3, Section 2, Part 4.1 - see provisions	AUTO	\$2,000,000/per occ.	\$			
SC-3, Section 2, Part 4.1 - see provisions	WC	Statutory w /endorsement as noted	\$			

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 _____ Name of Authorized Representative _____

Street Address _____ Title _____

City _____ State _____ Zip _____ Authorized Signature _____

Telephone Number _____ Date _____

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.

18. DEBARRED FIRMS

PROJECT NAME: 2012 Construction Unit Price Contract

BID NUMBER: 94-2012

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 Todd Johnson Contracting, Inc. 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.

Todd Johnson Contracting, Inc.
Name of Firm Submitting Bid

Todd Johnson
Signature of Authorized Official

President
Title

6/26/12
Date

19. 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: Judd Johnson Contracting, Inc.

Project: _____

Printed Name and Title of Authorized Representative: Linda Johnson President

Signature: Linda Johnson

Date: 6-26-12

END OF SECTION