



**ADDENDUM #1**

**Bid Number: #119-2017**

**Date: October 26, 2017**

**Subject: Gainesway, Kirklevington and Mount Tabor  
Park Improvements**

**Address inquiries to:  
Sondra Stone  
859.258.3320**

**TO ALL PROSPECTIVE SUBMITTERS:**

**Please be advised of the following clarifications to the above referenced Bid:**

1. Additive Alternate No. 5 revised: "At Mount Tabor Park, demolish existing picnic shelter and install new CONTRACTOR-supplied picnic shelter. Scope includes assembly and construction of shelter, concrete footers, a new concrete pad and sidewalk/trail connections as shown on plans. All work shall follow contract plans and specifications."
2. Additive Alternate No. 6 revised: "At Gainesway Park, install CONTRACTOR-supplied fitness equipment and site amenities as shown on plans and described in specifications."
3. Sheet B-1, DELETE General Note #1 about milling and removing goals. Replace with "Demolish the existing basketball court, repave, color coat and restripe. Scope includes replacement of existing backboards and rims with new backboards and rims on existing concrete goals at regulation height."
4. Federal wage rates are attached.



5. Pre-bid sign-in sheet is attached.




Todd Slatin, Director  
Division of Central Purchasing

All other terms and conditions of the Bid and specifications are unchanged.

This letter should be signed, attached to and become a part of your Bid.

COMPANY NAME: Pro Landscape Group, Inc.

ADDRESS: 209 Ridgeway Drive Richmond, KY 40475

SIGNATURE OF BIDDER: 





ADDENDUM #2

Bid Number: #119-2017

Date: November 2, 2017

Subject: Gainesway, Kirklevington and Mount Tabor  
Park Improvements

Address inquiries to:  
Sondra Stone  
859.258.3320

TO ALL PROSPECTIVE SUBMITTERS:

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

Bid opening has been extended to November 9, 2017. Clarifying addendum to follow.

Todd Slatin, Director  
Division of Central Purchasing

All other terms and conditions of the Bid and specifications are unchanged.

This letter should be signed, attached to and become a part of your Bid.

COMPANY NAME: Pro Landscape Group, Inc.

ADDRESS: 209 Bridgeway Dr.

SIGNATURE OF BIDDER: [Handwritten Signature]





**ADDENDUM #3**

**Bid Number: #119-2017**

**Date: November 2, 2017**

**Subject: Gainesway, Kirklevington and Mount Tabor  
Park Improvements**

**Address inquiries to:  
Sondra Stone  
859.258.3320**

**TO ALL PROSPECTIVE SUBMITTERS:**

**Please be advised of the following clarifications to the above referenced Bid:**

1. Sheet A-4, Layout Plan Gainesway Park- There will be no gate required for the new 10' chain link fence on the end of the tennis courts.
2. A new 10' Chain Link Fence detail has been provided as part of this addendum and supersedes Detail A-5 on Sheet A-5.
3. Sheet B-1, Site Plan Kirklevington Park ADD ALT. #2 shall read: For tennis courts only, remove all existing asphalt paving down to the aggregate base; compact the existing aggregate base and add new aggregate as needed to allow for the new asphalt paving section (2" compacted asphalt base and 2" compacted asphalt surface) to meet the existing adjacent pickleball courts flush. Color coat and stripe 2 new courts and provide and install new posts and nets as per specifications. The adjacent pickleball courts are to remain and be protected during construction. Remove all perimeter chain link fencing and gates including posts and footers and replace with new 10' galvanized chain link fence fabric, gates and posts as per the specifications and new detail supplied in this addendum.
4. Base Bid- At Gainesway Park- Demolish four existing tennis courts and all existing fencing including the posts and footers and save and store the existing nets and net posts. Construct 2 new tennis courts as shown on the plans with new 10' galvanized fencing and posts as per the detail and specifications given in this addendum and as shown on the plans. At Kirklevington- demolish the existing basketball court paving, repave new court as shown on the plans and details, color coat and stripe and install new backboards and rims at regulation height.



5. See attached chain link fence specs and detail.



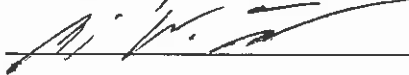
Todd Slatin, Director  
Division of Central Purchasing

All other terms and conditions of the Bid and specifications are unchanged.

This letter should be signed, attached to and become a part of your Bid.

COMPANY NAME: Pro Landscape Group, Inc.

ADDRESS: 209 Ridgeway Drive Richmond, KY 40475

SIGNATURE OF BIDDER: 

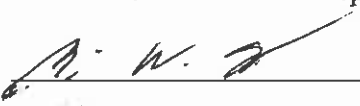


## DEBARMENT CERTIFICATION

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: Pro Landscape Group, Inc.  
Project: Gainesway, Kirklevington, Mt. Tabor  
Printed Name and Title of Authorized Representative: Marvin Feldpausch, Pres.  
Signature:   
Date: 11-2-17


## EQUAL EMPLOYMENT OPPORTUNITY AFFIRMATIVE ACTION POLICY

It is the policy of  
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.

Michelle Atkinson has been appointed Equal Employment Compliance (EEOC) Officer and shall be available for counseling, answering of questions in regards to this company policy, and to hear any complaints of discrimination. The EEOC Office may be reached by calling 259-338-3149.

Signature:   
(Bidding Contractor)

Title: President  
Date: 11-2-17



# LEXINGTON

## 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 and over) or national origin.

•Executive Order No. 11246 on Nondiscrimination under Federal contract prohibits employment discrimination by contractor and sub-contractor 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 disability.*

•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 contractors may be declared ineligible for future consideration.

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

  
\_\_\_\_\_

Signature

  
\_\_\_\_\_

Name of Business



### **Responsibilities of the Equal Employment Opportunity Manager:**

The Personnel Manager has the responsibility for designing and ensuring the effective implementation of PLG, Inc.'s company's Affirmative Action Program (AAP). These responsibilities include, but are not limited to, the following:

1. Developing Equal Employment Opportunity (EEO) policy statements, affirmative action programs and internal and external communication procedures;
2. Assisting in the identification of AAP/EEO problem areas;
3. Assisting management in arriving at effective solutions to AAP/EEO problems;
4. Designing and implementing an internal audit and reporting system that:
  - a. Measures the effectiveness of PLG, Inc. company's program;
  - b. Determines the degree to which AAP goals and objectives are met; and
  - c. Identifies the need for remedial action;
5. Keeping PLG, Inc. company's General Manager informed of equal opportunity progress and reporting potential problem areas within the company through quarterly reports;
6. Reviewing the company's AAP for qualified minorities and women with all managers and supervisors at all levels to ensure that the policy is understood and is followed in all personnel activities;
7. Auditing the contents of the company's bulletin board to ensure compliance information is posted and up-to-date; and
8. Serving as liaison between PLG, Inc. company's and enforcement agencies.

### **Responsibilities of Managers and Supervisors:**

It is the responsibility of all managerial and supervisory staff to implement PLG, Inc. company's AAP. These responsibilities include, but are not limited to:

1. Assisting in the identification of problem areas, formulating solutions, and establishing departmental goals and objectives when necessary;
2. Reviewing the qualifications of all applicants and employees to ensure qualified individuals are treated in a nondiscriminatory manner when hiring, promotion, transfer, and termination actions occur; and
3. Reviewing the job performance of each employee to assess whether personnel actions are justified based on the employee's performance of his or her duties and responsibilities.

### Internal Audit and Reporting System:

The Personnel Manager has the responsibility for developing and preparing the formal documents of the AAP. The Personnel Manager is responsible for the effective implementation of the AAP; however, responsibility is likewise vested with each department manager and supervisor. PLG, Inc. company's audit and reporting system is designed to:

- Measure the effectiveness of the AAP/EEO program;
- Document personnel activities;
- Identify problem areas where remedial action is needed; and
- Determine the degree to which PLG, Inc. company's AAP goals and objectives have been obtained.

The following personnel activities are reviewed to ensure nondiscrimination and equal employment opportunity for all individuals without regard to their race, color, sex, sexual orientation, gender identity, religion, or national origin:

- Recruitment, advertising, and job application procedures;
- Hiring, promotion, upgrading, award of tenure, layoff, recall from layoff;
- Rates of pay and any other forms of compensation including fringe benefits;
- Job assignments, job classifications, job descriptions, and seniority lists;
- Sick leave, leaves or absence, or any other leave;
- Training, apprenticeships, attendance at professional meetings and conferences; and
- Any other term, condition, or privilege of employment.

The following documents are maintained as a component of PLG, Inc. company's internal audit process:

1. An applicant flow log showing the name, race, sex, date of application, job title, interview status and the action taken for all individuals applying for job opportunities;
2. Summary data of external job offers and hires, promotions, resignations, terminations, and layoffs by job group and by sex and minority group identification;
3. Summary data of applicant flow by identifying, at least, total applicants, total minority applicants, and total female applicants for each position;
4. Maintenance of employment applications (not to exceed one year); and
5. Records pertaining to PLG, Inc. company's compensation system.

**Action-Oriented Programs:**

PLG, Inc. company has instituted action programs to eliminate identified problem areas and to help achieve specific affirmative action goals. These programs include:

1. Conducting annual analyses of job descriptions to ensure they accurately reflect job functions;
2. Reviewing job descriptions by department and job title using job performance criteria;
3. Making job descriptions available to recruiting sources and available to all members of management involved in the recruiting, screening, selection and promotion processes;
4. Evaluating the total selection process to ensure freedom from bias through:
  - a. Reviewing job applications and other pre-employment forms to ensure information requested is job-related;
  - b. Evaluating selection methods that may have a disparate impact to ensure that they are job-related and consistent with business necessity;
  - c. Training personnel and management staff on proper interview techniques; and
  - d. Training in EEO for management and supervisory staff;
5. Using techniques to improve recruitment and increase the flow of minority and female applicants. PLG, Inc. company presently undertakes the following actions:
  - a. Include the phrase "Equal Opportunity/Affirmative Action Employer" in all printed employment advertisements;
  - b. Place help wanted advertisement, when appropriate, in local minority news media and women's interest media;
  - c. Disseminate information on job opportunities to organizations representing minorities, women and employment development agencies when job opportunities occur;
  - d. Encourage all employees to refer qualified applicants;
  - e. Actively recruit at secondary schools, junior colleges, colleges and universities with predominantly minority or female enrollments; and
  - f. Request employment agencies to refer qualified minorities and women;
6. Hiring a statistical consultant to help PLG, Inc. company perform a self-audit of its compensation practices; and
7. Ensuring that all employees are given equal opportunity for promotion. This is achieved by:

- a. Posting promotional opportunities;
- b. Offering counseling to assist employees in identifying promotional opportunities, training and educational programs to enhance promotions and opportunities for job rotation or transfer; and
- c. Evaluating job requirements for promotion.

### Guidelines on Discrimination Because of Religion or National Origin:

It is the policy of PLG, Inc. to take affirmative action to insure that applicants are employed, without regard to their religion or national origin. Such action includes, but is not limited to the following employment practices: hiring, promotion, demotion, transfer, recruitment or recruitment advertising, layoff, termination, rates of pay or other forms of compensation and selection for training.

Employment practices have been reviewed to determine whether members of the various religions and/or ethnic groups are receiving fair consideration for job opportunities. Attention has been directed toward executive and middle management levels.

1. The policy concerning PLG, Inc. obligation to provide equal employment opportunity without regard to religion or national origin is communicated to all employees via employee handbooks, policy statement and the Affirmative Action Program.

2. Internal procedures have been developed in this program to insure that PLG, Inc. obligation to provide equal employment opportunity without regard to religion or national origin is being fully implemented. [LIST PROCEDURES]

3. Employees are informed at least annually of PLG, Inc. commitment to equal employment opportunity for all persons, without regard to religion or national origin.

4. Recruiting sources have been informed of our commitment to provide equal employment opportunity without regard to religion or national origin.

5. Employment records of all employees are reviewed to determine the availability of promotable and transferable employees.

6. Contacts with religious and ethnic organizations will be made for purposes of advice, education, technical assistance and referral of potential employees as necessary to accomplish the purpose of this program.

7. PLG, Inc. engages in recruitment activities at educational institutions with substantial enrollments of students from various ethnic and religious groups.

8. Ethnic and religious media may be used for employment advertising.

Reasonable accommodations to the religious observances and practices of employees or prospective employees will be made, unless doing so would result in undue hardship. In determining whether undue hardship exists, factors such as the cost to the company and the impact on the rights of other employees would be considered.

PLACEMENT GOALS: ANALYSIS OF AFFIRMATIVE ACTION PROGRAM PROGRESS

CURRENT YEAR AAP

Job Group	Minority	Female	Goal Placement Rate (%)	Actual Placement Rate (%)	Analysis of Good Faith Efforts
Service/Maintenance	1	0	50%	50%	
Clerical	0	1	50%	50%	
Supervisor	0	0	25%	0%	
Administrator	0	0	25%	0%	

**Note:** This sample AAP is an illustrative model provided by the Office of Federal Contract Compliance Programs (OFCCP), <https://www.dol.gov/ofccp/regs/compliance/AAPs/AAPs.htm>

**PART III**

**Invitation to Bid No. 119-2017**

**Gainesway, Kirklevington and Mount Tabor Park Improvements**

**1. FORM OF PROPOSAL**

Place: Lexington, Kentucky

Date: 11-2-17

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

This Proposal Submitted by Pro Landscape Group, Inc.  
209 Ridgeway Dr. Richmond, KY 40475  
(Name and Address of Bidding Contractor)

(Hereinafter called "Bidder"), organized and existing under the laws of the State of KT, doing business as Pro Landscape Group, Inc.  
"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 **Gainesway, Kirklevington and Mount Tabor Park Improvements** 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.

2. LEGAL STATUS OF BIDDER

Bidder Pro Landscape Group, Inc.

Date 11-1-17

\* 1. A corporation duly organized and doing business under the laws of the State of KY, for whom Marvin Feldpausch, 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, Marvin Feldpausch, and after being first duly sworn, states under penalty of perjury as follows:

1. His/her name is Marvin Feldpausch and he/she is the individual submitting the bid or is the authorized representative of P10 Landscape Group, 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.

*Marvin Feldpausch*  
(Affiant)

STATE OF KENTUCKY  
COUNTY OF MADISON

The foregoing instrument was subscribed, sworn to and acknowledged before me by MERVIN FELDPAUSCH on this the 9th day of NOVEMBER, 2017.

My Commission expires: FEB 3, 2019



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

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

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

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

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

For a lump sum based bid, the item total is the bid amount the Division uses for bid comparison.

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

The LFUCG reserves the right to accept either base bid or base bid plus any combination of alternates, in the best interest of the government.

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

Item No.	Description w/Unit Bid Price Written in Words	Unit	Total Bid Amount
1.	Base Bid - At Gainesway Park, demolish four (4) existing tennis courts and all existing fencing, reconstruct two (2) new courts. Scope includes new galvanized perimeter fencing as drawn on plans, painting of all posts, new galvanized fence fabric and grading & seeding of remaining lawn area. At Kirklevington Park, demolish the existing basketball court, reconstruct court, color coat and restripe. Scope includes removing, storing and reinstalling the existing concrete basketball goals and installing new backboards and rims at regulation height. At Mount Tabor Park, construct approximately 1450 LF of new 8 ft. wide paved asphalt trail including subdrainage as indicated on plans. All work shall follow contract plans and specs for <i>Two hundred nineteen thousand two hundred nineteen Dollars 90 Cents</i>	LS	<i>\$219,219.90</i>

Item No.	Description w/Unit Bid Price Written in Words	Unit	Total Bid Amount
2.	Additive Alternate 1 - At Gainesway Park, replace galvanized chain link fencing with black vinyl-coated chain link fencing for <u>Four thousand five hundred</u> Dollars <u>0</u> Cents	LS	\$ <u>4500.00</u>
3.	Additive Alternate #2 - At Kirklevington Park, mill existing tennis courts, repave, color coat, stripe, supply and install new net per specifications. Adjacent pickleball courts shall remain and be protected from damage during work. All posts around both tennis and pickleball courts to be painted and new galvanized chain link fence installed for <u>Seventy five thousand</u> Dollars <u>0</u> Cents	LS	\$ <u>75,000.00</u>
4.	Additive Alternate #3 - At Kirklevington Park, replace galvanized chain link fencing with black vinyl-coated chain link fencing for <u>Four thousand</u> Dollars <u>0</u> Cents	LS	\$ <u>4,000.00</u>
5.	Additive Alternate #4 - At Gainesway Park, demolish and rebuild concrete sidewalks and asphalt trail as indicated on plans for <u>Nineteen thousand</u> Dollars <u>0</u> Cents	LS	\$ <u>19,000.00</u>
6.	Additive Alternate #5 - At Mount Tabor Park, demolish existing picnic shelter and install new Owner-supplied picnic shelter. Scope includes assembly and construction of shelter, concrete footers, a new concrete pad and sidewalk/trail connections as shown on plans. All work shall follow contract plans and specifications for <u>Thirty three thousand</u> Dollars <u>0</u> Cents	LS	\$ <u>33,000.00</u>
7.	Additive Alternate #6 - At Gainesway Park, install Owner-supplied fitness equipment and site amenities as shown on plans for <u>Fifty thousand</u> Dollars <u>0</u> Cents	LS	\$ <u>50,000.00</u>

TOTAL OF ALL BID PRICES FOR Gainesway, Kirklevington and Mount Tabor Park Improvements Project (Items 1 through 7) in words and figures. In case of discrepancy, the amount shown in words will govern.

Four hundred four thousand seven hundred nineteen  
dollars and ninety Cents (\$ 404,719.90 )

Submitted by:

Pro Landscape Group, Inc.  
Firm

209 Ridgeway Dr.  
Address

Richmond, KY 40475  
City, State & Zip

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

 Pres.  
Signature of Authorized Company Representative – Title

Marvin Feldpausch  
Representative/s Name (Typed or Printed)

859-200-1481                      859-626-8802  
Area Code – Phone – Extension                      Fax #

marvin97li@yahoo.com  
E-Mail Address

**OFFICIAL ADDRESS:**

209 Ridgeway Dr.  
Richmond, KY 40475

\_\_\_\_\_  
(Seal if Bid is by Corporation)

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

## LIST OF UNIT PRICES

The following List of Unit Prices is required by the Owner to be completely executed and submitted with each Bidder's Proposal. Each unit price shall include the furnishing of all labor, materials, supplies and services, and shall include all items of cost, overhead and profit for the Contractor and any Sub-Contractors involved, and shall be used uniformly, without modification, for either additions or deductions from the Bid. These unit prices as established shall also be used to determine the equitable adjustment of the Contract Price in connection with changes, or extra work performed under the Contract. The "Rules of Measurement" set forth in the Special Conditions shall govern where volume units are concerned.

DESCRIPTION OF WORK	UNIT PRICE	
1. Asphalt paving, Class 1 base	<u>21.17</u>	sy
2. Asphalt paving, Class 1 surface	<u>21.17</u>	sy
3. 4" 4000psi Concrete paving (sidewalk)	<u>67.50</u>	sy
4. Site Grading	<u>20.00</u>	cy
5. 6" HDPE Sched 40 pipe	<u>5.00</u>	lf
6. Demolish asphalt pavement	<u>5.00</u>	sy
7. Excavation	<u>20.00</u>	cy
8. Seed & cover	<u>.08</u>	sf
9. Court Striping 4" wide	<u>1.25</u>	lf
10. Court Striping 2" wide	<u>1.00</u>	lf
11. Rock removal	<u>125.00</u>	cy
12. #57 crushed stone	<u>42.30</u>	tn
13. Dense grade aggregate	<u>42.50</u>	tn
14. 4" HDPE perforated pipe	<u>4.00</u>	lf
15. 10' Ht. Galv. Chainlink fencing, Installed	<u>86.00</u>	lf
16. 10' Ht. Vinyl Coated black. Chainlink, Installed	<u>94.00</u>	lf
17. #5 Reinforcing Steel bar	<u>.70</u>	lb
18. Elastomeric Sealing Compound	<u>7.00</u>	lf
19. Silt Fence	<u>1.75</u>	lf
20. Chain Link Fence Gate	<u>475.00</u>	ea
21. Tennis Court Coating	<u>8.50</u>	sy
22. Tennis Post w/sleeve & Net Package	<u>2,300.00</u>	ea

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: Pro Landscape Group, Inc.
2. Permanent Place of Business: 209 Ridgeway Dr. Richmond, KY 40475
3. When Organized: 2011
4. Where Incorporated: 2011

5. Construction Plant and Equipment Available for this Project:

Skid Loader, Excavator, Trailers (enclosed & flatbed)  
Trucks (flatbed & heavy duty)  
Hand Tools, Power Tools, Wheel Barrow (hand & powered)  
Containers, Loaders, Safety  
All necessary tools to complete

(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:

Western Surety (up to \$400,000) per company approval (Surety)  
Signed: [Signature] for Western Surety (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>
Wal-Mart	Madison, TN	\$314,000.00
Wal-Mart	Madison, TN	\$290,000.00

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

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

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

<u>NAME</u>	<u>POSITION DESCRIPTION</u>	<u>NO. OF YEARS WITH BIDDER</u>
Darin DeShon	Superintendent	5
Marvin Feldpausch	Owner/Field Supervisor	20

11. DBE Participation on current bonded projects under contract:

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

(USE ADDITIONAL SHEETS IF NECESSARY)

12. We acknowledge that, if we are the apparent low Bidder, we 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</u> <u>Yes/No</u>	% of Work
1. <u>Fence</u>	Name: <u>Eads Fence</u> Address: <u>109 Pin Oak Dr. Bury KY</u>	<u>No</u>	<u>98</u>
2. <u>Paving</u>	Name: <u>Jenkins + Orange</u> Address: <u>(402 Danville Loop) Rd 40356</u>	<u>No</u>	<u>100 80</u>
3. <u>Sealing/Striping/Courts</u>	Name: <u>Tennis Technology</u> <u>P.O. Box 19704</u> Address: <u>B. LOUISVILLE Ky. 40259</u>	<u>NO</u>	<u>98</u>
4. <u>Silt fence</u>	Name: <u>Tobacco Rose</u> Address: <u>Lexington</u>	<u>No</u>	<u>100</u>
5. _____	Name: _____ Address: _____	_____	_____
6. _____	Name: _____ Address: _____	_____	_____
7. _____	Name: _____ Address: _____	_____	_____

(Attach additional sheet(s) if necessary.)

**Statement of Good Faith Efforts**

**Pro Landscape Group, Inc.**

**209 Ridgeway Drive**

**Richmond, KY 40475**

Sir or Madam,

Pro Landscape Group has made efforts to qualify and obtain bids from and use MWDBE and Veteran owned businesses.

However, limited time to do so was an issue. We were not aware of the job opportunity until 10-25-17.

See attached and email where I shared job info with a MBE. I have not heard back as of this writing, 2 hours before bid opening.

Thank you,

  
Marvin Feldpausch

Pro Landscape Group, Inc.

Direct/Mobile/Text: 859-200-1481

All marvin feldpausch, search your mailbox

Search Mail Search Web Home

Compose

Archive Move Delete More

Collapse All

- Inbox (7)
- Drafts
- Sent
- Archive
- Spam
- Trash (49)

Addendum 01: LFUCG - Gainesway Kirklevington & Mount Tabor Park Improvements (5)

Lynn Imaging Planroom LFUCG Division of Parks through Lynn Imaging Please click the link below to be led Oct 26 at 4:52 PM

marvin feldpausch <marvin97li@yahoo.com> To: matt@atm-lex.com Oct 31 at 1:05 PM

Matt,  
 See attached addendum with wage scales at the end.  
 I will send a link with the drawings, if you have ever used Lynn Imaging it's on there site also.  
 Thank you,  
 Marvin Feldpausch  
 Pro Landscape Group, Inc.  
 Direct/Mobile/Text: 859-200-1481  
 209 Ridgeway Drive  
 Richmond, KY 40475

Show original message

Reply Reply to All Forward More

marvin feldpausch <marvin97li@yahoo.com> To: matt@apm-lex.com Oct 31 at 1:15 PM

Matt,  
 Please see attached addendum for the park job in Lex. It has the wage rates for the job. I will forward you the link for LYNN Imaging site to view plans, if you have ever looked at drawings on LYNN then you know what to do. If not give Dann or myself a call and we can walk you through it.  
 Thank you,  
 Marvin Feldpausch  
 Pro Landscape Group, Inc.  
 Direct/Mobile/Text: 859-200-1481  
 209 Ridgeway Drive  
 Richmond, KY 40475

Show original message

Reply Reply to All Forward More

marvin feldpausch <marvin97li@yahoo.com> To: millerlandsape@aol.com Oct 31 at 6:32 PM

Sent from my iPad

Begin forwarded message:

Show original message

Reply Reply to All Forward More

marvin feldpausch <marvin97li@yahoo.com> To: jfcott@joasli.coastnet.com Nov 1 at 1:57 PM

Joe,  
 This link is for the Addendum. Once you are in you can click view plans at the top of the Lynn Imaging site, you will see a tab at the top of the page that says view drawings. Please call Dann or me if you have any questions. The job bids tomorrow so if I can get your number today would be nice.  
 Thank you,  
 Marvin Feldpausch  
 Pro Landscape Group, Inc.  
 Direct/Mobile/Text: 859-200-1481

Show original message

- Smart Views
  - Important
  - Unread
  - Starred
  - People
  - Social
  - Shopping
  - Travel
  - Finance
- Folders
  - 01-30-17
  - 03-14-17
  - 03-16-17
  - 03-23-17
  - 03-29-17
  - 04-05-17
  - 05-15-17
  - 05-17-17
  - 05-21-17
  - 05-22-17
  - 05-23-17
  - 05-24-17
  - 06-01-17
  - 06-12-17
  - 06-13-17
  - 06-14-17
  - 06-19-17
  - 06-25-17
  - 06-27-17
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  - 09-27-17
  - 10-04-17
  - 10-16-17
  - 10-23-17
  - 10-30-17
  - 11-01-17
  - 11-07-17
  - 11-25-17
  - 11-27-17
  - 12-05-17

**LFUCG STATEMENT OF GOOD FAITH EFFORTS**

Bid/RFP/Quote # 119-2017

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 7 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 Economic Engine and showed evidence of contacting the companies on the list(s).

Contacted organizations that work with MWDBE companies for assistance in finding certified MWBDE 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 MWBDE 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 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.

Pro Landscape Group, Inc.

Marvin Feldpausch

Company  
11-2-17

Company Representative  
President

Date

Title

9. STATEMENT OF EXPERIENCE

NAME OF INDIVIDUAL: Marvin Feldpausch

POSITION/TITLE: President / Field Supervisor

STATEMENT OF EXPERIENCE: Graduated of EKV 1998

20 years - Landscape Construction, Site Work related items  
Landscape Construction / Site work contracts exceeding \$300K

NAME OF INDIVIDUAL: DARIN DESHON

POSITION/TITLE: SUPERINTENDENT

STATEMENT OF EXPERIENCE: WORKED FOR BEX CONSTRUCTION LAST 7 YRS.

RENOVATED LDS CHURCH 1.5 MILLION. RENOVATED NEW  
LEXINGTON LIBRARY ON PALUMBO DR. 3 MILLION JUST FINISHED.  
39 APARTMENTS & CDC EASTERN SCHOLAR HOUSE ON EKV CAMPUS  
8.5 MILLION.

NAME OF INDIVIDUAL: \_\_\_\_\_

POSITION/TITLE: \_\_\_\_\_

STATEMENT OF EXPERIENCE: \_\_\_\_\_

NAME OF INDIVIDUAL: \_\_\_\_\_

POSITION/TITLE: \_\_\_\_\_

STATEMENT OF EXPERIENCE: \_\_\_\_\_

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

*Pro Landscape Group, 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.



11. EQUAL EMPLOYMENT OPPORTUNITY AFFIRMATIVE ACTION POLICY

It is the policy of Pro Landscape Group, 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.

12.

WORKFORCE ANALYSIS FORM

Name of Organization: Pro Landscape Group, Inc.

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																	
Superintendents	1	1															
Supervisors	1	1															
Foremen																	
Technicians																	
Protective Service																	
Para-Professionals																	
Office/Clerical	1		1														
Skilled Craft																	
Service/Maintenance	2	1				1											
Total:																	

Prepared by: Marvin Feldpausch, President

Date: 10, 31, 17

(Name and Title)

**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: Pio Landscape Group, Inc. Employee ID: 27-455-8807  
 Address: 209 Ridgeway Dr. Richmond, KY 40475 Phone: 859-686-8807  
 Project to be insured: Kirklevington, Mt. Taber, Gainesway

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	\$ 2,000,000	Auto Owners		
SC-3, Section 2, Part 4.1 - see provisions	AUTO	\$2,000,000/per occ.	\$ 2,000,000	Auto Owners		
SC-3, Section 2, Part 4.1 - see provisions	WC	Statutory w/ endorsement as noted	\$ 500,000.00	Auto Owners		

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: Schmidt Insurance Name of Authorized Representative: Morvin Feldpausch  
New La Grange Rd 7404 S. Park Way  
 Street Address: \_\_\_\_\_ Title: \_\_\_\_\_

City: Louisville State: KY Zip: 40222  
 Telephone Number: 500-489-0477  
 Authorized Signature: [Signature]  
 Date: 11-2-17

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: Gainesway, Kirkleington, Mt. Tabor

BID NUMBER: 119-2017

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 Pro Landscape Group, 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.

Pro Landscape Group, Inc.  
Name of Firm Submitting Bid

[Signature]  
Signature of Authorized Official

President  
Title

11-2-17  
Date

**15. DEBARMENT CERTIFICATION**

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

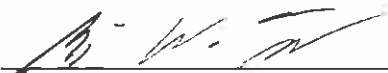
The contractor/subcontractor certifies in accordance with Executive Order 12549 (Debarment and Suspension 2/18/86) that to the best of its knowledge and belief, that it and its principals:

- 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: Pro Landscape Group, Inc.

Project: 119-2017

Printed Name and Title of Authorized Representative: Marvin Feldpausch, President

Signature: 

Date: 11-2-17

END OF SECTION



## LFUCG 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. The LFUCG also has a 3% goal plan adopted by cited council to increase the participation of veteran owned businesses in the procurement process. In order to measure that goal LFUCG will track spending with MWDBE and Veteran 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 # 119-2017

Total Contract Amount Awarded to Prime Contractor for this Project \_\_\_\_\_

Project Name/ Contract #	Work Period/ From: _____ To: _____
Company Name:	Address:
Federal Tax ID: <u>27-4558807</u>	Contact Person: <u>Martin Feldpausch</u>

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.

Pro Landscape Group, Inc  
 Company  
11-2-17  
 Date

Martin Feldpausch  
 Company Representative  
President  
 Title



**MWDBE QUOTE SUMMARY FORM**

Bid/RFP/Quote Reference # 119-2017

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

Company Name <u>Pro Landscape Group, Inc.</u>	Contact Person <u>Marvin Feldpausch</u>
Address/Phone/Email <u>209 Ridgeway Drive Richmond, KY 40475</u> <u>marvin97lie@yahoo.com</u>	Bid Package / Bid Date <u>119-2017, 11-2-17</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

(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.

Pro Landscape Group, Inc.  
Company  
11-2-17  
Date

Marvin Feldpausch  
Company Representative  
President  
Title



**LFUCG MWDBE SUBSTITUTION FORM**

Bid/RFP/Quote Reference # 119-2017

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. Failure to submit this form may cause rejection of the bid.

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.					
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.

Pro Landscape Group, Inc  
 Company  
11-2-17  
 Date

Marvin Feldpausch  
 Company Representative  
President  
 Title





**LFUCG MWDBE PARTICIPATION FORM**  
 Bid/RFP/Quote Reference # 119-2017

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	Work to be Performed	Total Dollar Value of the Work	% Value of Total Contract
1.			
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.

Pro Landscape Group, Inc.  
 Company

Marvin Feldgousch  
 Company Representative

11-2-17  
 Date

President  
 Title

**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</u> <u>Yes/No</u>	% of Work
1. _____	Name: _____	_____	_____
	Address: _____		
2. _____	Name: _____	_____	_____
	Address: _____		
3. _____	Name: _____	_____	_____
	Address: _____		
4. _____	Name: _____	_____	_____
	Address: _____		
5. _____	Name: _____	_____	_____
	Address: _____		
6. _____	Name: _____	_____	_____
	Address: _____		
7. _____	Name: _____	_____	_____
	Address: _____		

(Attach additional sheet(s) if necessary.)

# Western Surety Company

## POWER OF ATTORNEY - CERTIFIED COPY

Bond No. 63411908

Know All Men By These Presents, that WESTERN SURETY COMPANY, a corporation duly organized and existing under the laws of the State of South Dakota, and having its principal office in Sioux Falls, South Dakota (the "Company"), does by these presents make, constitute and appoint Michael Leonard Schmidt

its true and lawful attorney(s)-in-fact, with full power and authority hereby conferred, to execute, acknowledge and deliver for and on its behalf as Surety, bonds for:

Principal: Pro Landscape Group, Inc.

Obligee: Lexington Fayette Urban County Government

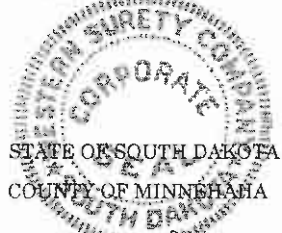
Amount: \$1,000,000.00

and to bind the Company thereby as fully and to the same extent as if such bonds were signed by the Vice President, sealed with the corporate seal of the Company and duly attested by its Secretary, hereby ratifying and confirming all that the said attorney(s)-in-fact may do within the above stated limitations. Said appointment is made under and by authority of the following bylaw of Western Surety Company which remains in full force and effect.

"Section 7. All bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, any Assistant Secretary, Treasurer, or any Vice President or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys in Fact or agents who shall have authority to issue bonds, policies, or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile."

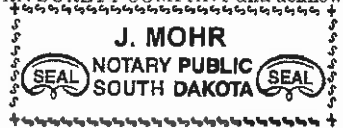
If Bond No. 63411908 is not issued on or before midnight of February 7th, 2018, all authority conferred in this Power of Attorney shall expire and terminate.

In Witness Whereof, Western Surety Company has caused these presents to be signed by its Vice President, Paul T. Bruflat, and its corporate seal to be affixed this 9th day of November, 2017.



WESTERN SURETY COMPANY  
Paul T. Bruflat  
Paul T. Bruflat, Vice President

On this 9th day of November, in the year 2017, before me, a notary public, personally appeared Paul T. Bruflat, who being to me duly sworn, acknowledged that he signed the above Power of Attorney as the aforesaid officer of WESTERN SURETY COMPANY and acknowledged said instrument to be the voluntary act and deed of said corporation.



J. Mohr  
Notary Public - South Dakota

My Commission Expires June 23, 2021

I the undersigned officer of Western Surety Company, a stock corporation of the State of South Dakota, do hereby certify that the attached Power of Attorney is in full force and effect and is irrevocable, and furthermore, that Section 7 of the bylaws of the Company as set forth in the Power of Attorney is now in force.

In testimony whereof, I have hereunto set my hand and seal of Western Surety Company this 9th day of November, 2017.

WESTERN SURETY COMPANY  
Paul T. Bruflat  
Paul T. Bruflat, Vice President

To validate bond authenticity, go to [www.cnasurety.com](http://www.cnasurety.com) > Owner/Obligee Services > Validate Bond Coverage.

**BID BOND**  
(Percentage)

Bond No. 63411908

KNOW ALL PERSONS BY THESE PRESENTS, That we Pro Landscape Group, Inc.  
of 209 Ridgeway Drive, Richmond, KY 40475

\_\_\_\_\_, hereinafter referred to as the Principal, and  
WESTERN SURETY COMPANY

as Surety, are held and firmly bound unto Lexington Fayette Urban County Government

~~xx~~ \_\_\_\_\_, hereinafter referred to as the Obligee, in the amount of  
Five Percent of the Amount Bid  
( 5% ), for the payment of which we bind ourselves, our legal representatives,  
successors and assigns, jointly and severally, firmly by these presents.

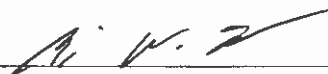
WHEREAS, Principal has submitted or is about to submit a proposal to Obligee on a contract for \_\_\_\_\_  
Gainesway, Kirklovington and Mount Tabor Park Improvements

NOW, THEREFORE, if the said contract be awarded to Principal and Principal shall, within such time as may be specified, enter into the contract in writing and give such bond or bonds as may be specified in the bidding or contract documents with surety acceptable to Obligee; or if Principal shall fail to do so, pay to Obligee the damages which Obligee may suffer by reason of such failure not exceeding the penalty of this bond, then this obligation shall be void; otherwise to remain in full force and effect.

SIGNED, SEALED AND DATED this 9th day of November, 2017.

Principal

Pro Landscape Group, Inc.

BY: 

Surety

WESTERN SURETY COMPANY

BY:   
Michael Leonard Schmidt, Attorney-in-Fact