



ADDENDUM #1

Bid Number: #78-2016

Date: June 3, 2016

Subject: UK Trunk A Sewer Improvements

Address inquiries to:  
Brian Marcum  
(859) 258-3320

TO ALL PROSPECTIVE SUBMITTERS:

The following additions, deletions, changes, revisions or clarifications are issued herewith and become a part of the Project Documents.

Mandatory Pre-bid sign in sheet is attached.

Todd Slatin, Director  
Division of Central Purchasing

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

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

COMPANY NAME: Tribute Contracting and Consultants, LLC

ADDRESS: 306 Little Solids Road, South Point, OH 45680

SIGNATURE OF BIDDER: Todd Harrah  
TODD HARRAH Manager/Member



**ADDENDUM No. 2**Bid Number: **#78-2016**

Date: June 7, 2016

Subject: UK Trunk Sewer – "A"

Address inquiries to:  
Brian Marcum  
[brianm@lexingtonky.gov](mailto:brianm@lexingtonky.gov)  
(859) 258-3325**TO ALL PROSPECTIVE SUBMITTERS:**

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

	<b>Questions</b>	<b>Answers</b>
1.	Is blasting allowed? I am not seeing anywhere in the plans or specs where it forbids it, but the girl who attended the pre-bid meeting for us told me that it was said in the pre-bid meeting that blasting is NOT allowed.	Blasting is not allowed.
2.	Is it mandatory to use a percentage of MBE/WBE/Veteran Owned subs in the bid or is this only a goal? The girl who attended the pre-bid meeting for us said that the subcontractor who is already contracted to do the concrete for the bridge is a MBE/WBE/Veteran Owned company etc. Can we use their amount as part of the MBE/WBE/Veteran Owned participation?	The MBE/WBE/Veteran Owned sub percentage is a goal. Documentation for the good faith efforts is required. The sole source sub is a Certified WBE contractor and can be used towards the achieving the goal.
3.	Are you going to give any information about the alternate landfill that will be required for the contaminated soil that will need to be removed on a portion of this project?	No. Contractor shall secure a landfill permitted to receive material contaminated as described in the bid documents. Verification of the permit will be required with manifests.





**1. CLARIFICATIONS**

- A. Schnell Contractors, Inc. will require 30 days to complete their portion of the bridge repair work.
- B. Videos showing the CCTV work from MH 5075 (Manchester St.) to the pipe bridge; MH 5077 (Junction Box at end of 36" line) upstream to pipe bridge; and, MH 5077 and MH 108 (both in the Junction Box) are available for download on "dropbox" at the following link:  
  
<https://www.dropbox.com/sh/87cnif249blspxx/AABvga4wpZ30lluTfKSfpRRpa?dl=0>

**2. DRAWINGS**

- A. Sheet C-01 – Existing Utilities - #4 – Delete the last two sentences.
- B. Sheet C-04 – Manhole TB1\_100 at the junction box should be labeled TB1\_108. The existing sewer entering the box from the pipe bridge should be labeled 36" diameter as shown in the profile on this sheet.

**3. SPECIFICATIONS**

- A. Specification Section 02372 – Erosion and Sediment Control:  
On page 02372-28, in paragraph 3.25, add the following items to the end of Paragraph 3.25 C, dealing with removal of spoil material from streets –
  - 1. No spoil material may be stored in a street right-of way (ROW) outside of approved daily work hours and not longer than 24 hours or overnight if work is suspended for the day. BMPs must be in place and maintained during all construction activity and in particular when spoil material is temporarily stored on a paved ROW. Emphasis shall be placed on minimizing discharge of any sediment or suspended solids and protecting inlet structures from any runoff.
  - 2. Stone for trench backfill may be stored in the street if a lane closure permit has been obtained from the LFUCG Division of Engineering. Erosion and sediment controls (ESCs) shall be implemented to minimize the discharge of sediment onto open street lanes. Open street lanes shall be cleaned as needed to prevent the buildup of sediment on the street. ESCs shall also be implemented to minimize the discharge of sediment into curb inlets and catch basins.



MAYOR JIM GRAY



LEXINGTON

CHARLES MARTIN  
DIRECTOR  
WATER QUALITY

Related specification sections –  
02225 Excavating, Backfilling and Compacting for Sewers  
02374 ESC Permitting, Inspection and Permitting Procedures

*Todd Slatin*

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: *Tribute Contracting and Consultants LLC*

ADDRESS: *306 Little Solids Road, South Point, OH 45680*

SIGNATURE OF BIDDER: *Todd HARRAH*  
*Todd HARRAH Manager/Member*



SECTION 00410 – BID FORM

UK TRUNK SEWER A, RMP NO. TB-4

Division of Water Quality  
Lexington-Fayette Urban County Government

LFUCG Bid No. 78-2016

1.01 GENERAL

Place: Lexington, Kentucky

Date: 6-14-2016

The following Bid Form shall be followed exactly in submitting a Bid for this Work.

This Bid Form Submitted by Tribute Contracting and Consultants LLC  
306 Little Solida Rd South Point, Oh 45680  
(Name and Address of Bidder)

(Hereinafter called "Bidder"), organized and existing under the laws of the State of Ohio,  
doing

business as Tribute Contracting and Consultants LLC  
(a corporation, a partnership, or an individual as applicable)

To: Lexington-Fayette Urban County Government  
(Hereinafter called "Owner")  
Office of the Director of Central Purchasing  
200 East Main Street, Room 338  
Lexington, KY 40507

The Bidder, in compliance with your Advertisement for Bids for the UK TRUNK SEWER A, RMP NO. TB-4; Lexington, Kentucky, having examined the Contract Documents including the Plans and Specifications with related documents, having examined the site for proposed Work, and being familiar with all of the conditions and any and all addendums 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 unit prices stated hereinafter. These prices are to cover all expenses incurred in performing the Work required under the Contract Documents, of which this Bid is a part.

The Bidder hereby agrees to commence Work under this Contract on a date to be specified in a written "Notice to Proceed" of the Owner and to substantially complete the Project within three hundred sixty-five (365) consecutive calendar days. Bidder further agrees to pay liquidated damages, the sum of one thousand Dollars and zero cents (\$ 1000.00) for each consecutive day thereafter.

The Bidder hereby acknowledges receipt of the following addenda:

- |  |                               |
|--|-------------------------------|
| Addendum No. <u>1</u> Date <u>6-3-16</u> ; | Addendum No. _____ Date _____ |
| Addendum No. <u>2</u> Date <u>6-7-16</u> ; | 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.

**1.02 LEGAL STATUS OF BIDDER**

Bidder Tribute Contracting and Consultants LLC

Date 6-14-2016

\*A. A corporation duly organized and doing business under the laws of the State of Ohio, for whom Todd Harrah, bearing the official title of Manager/member, whose signature is affixed to this Bid is duly authorized to execute contracts.

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

NA

\*C. An individual, whose signature is affixed to this Bid. (Print name)

NA

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

1.03 BIDDERS AFFIDAVIT

Comes the Affiant, Todd Harnah / Manager Member, and after being first duly sworn, states under penalty of perjury as follows:

- A. His/her name is Todd Harnah and he/she is the individual submitting the Bid or is the authorized representative of Tribute Contracting and Consultants LLC, the entity submitting the Bid (hereinafter referred to as "Bidder").
- B. 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 Agreement and will maintain a "current" status in regard to those taxes and fees during the life of the Agreement.
- C. Bidder will obtain a Lexington-Fayette Urban County Government business license, if applicable, prior to award of the Agreement.
- D. 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.
- E. 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 an Agreement to the Bidder will not violate any provision of the campaign finance laws of the Commonwealth.
- F. 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."
- G. 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/her conduct is of that nature or that the circumstance exists.

Further, Affiant sayeth naught.

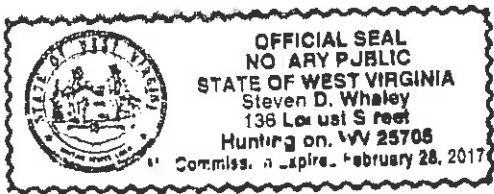
Todd Harnah  
Affiant Signature

STATE OF WV  
COUNTY OF Cabell

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

Todd Harnah on this the 14th day of June, 2016

My Commission expires: Feb 28 2017



Steven D. Whaley, WV  
NOTARY PUBLIC, STATE AT LARGE

#### 1.04 BID SCHEDULE

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. In all cases of discrepancies or math errors the amount written in for the unit price of an item shall govern.

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 Owner uses for bid comparison.

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

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

#### BID SCHEDULE (Revised –Addendum 1)

Item	Description	Qty	Unit	Unit Price	Item Price
1	Mobilization	1	LS	\$ 42,700.00	\$ 42,700.00
2	Bonds and Insurance	1	LS	\$ 55,000.00	\$ 55,000.00
3	General Requirements	1	LS	\$ 196,800.00	\$ 196,800.00
4	Demobilization	1	LS	\$ 5,000.00	\$ 5,000.00
5	Erosion and Sediment Control and Conformance with SWPPP	1	LS	\$ 4,000.00	\$ 4,000.00
6A	4-inch Gravity Sewer Lateral, PVC (SDR 35), 0-6' depth	378	LF	\$ 45.00	\$ 17,010.00
6B	4-inch Gravity Sewer Lateral, PVC (SDR 35), 6.1'-10' depth	682	LF	\$ 50.00	\$ 34,100.00
6C	6-inch Gravity Sewer Lateral, PVC (SDR 35), 0-6' depth	50	LF	\$ 50.00	\$ 2,500.00
6D	6-inch Gravity Sewer Lateral, PVC (SDR 35), 6.1'-10' depth	20	LF	\$ 60.00	\$ 1,200.00
7A	8-inch Gravity Sewer Pipe, PVC (SDR 35), 0-6' depth	371	LF	\$ 60.00	\$ 22,260.00
7B	8-inch Gravity Sewer Pipe, PVC (SDR 35), 6.1'-10' depth	188	LF	\$ 62.00	\$ 11,656.00



7C	8-inch Gravity Sewer Pipe, DIP CL 50 w/ Nitrile Gaskets), 0-6' depth	143	LF	\$ 75.00	\$ 10,725.00
7D	8-inch Gravity Sewer Pipe, DIP CL 50 w/ Nitrile Gaskets), 6.1-10' depth	23	LF	\$ 90.00	\$ 2,070.00
7E	42-inch Gravity Sewer Pipe (DIP CL 50 ), 0-6' depth	84	LF	\$ 270.00	\$ 22,680.00
7F	42-inch Gravity Sewer Pipe (DIP CL 50 ), 6.1'-10' depth	408	LF	\$ 275.00	\$ 112,200.00
7G	42-inch Gravity Sewer Pipe (DIP CL 50 w/ Nitrile Gaskets), 0-6' depth	353	LF	\$ 274.00	\$ 96,722.00
7H	42-inch Gravity Sewer Pipe (DIP CL 50 w/ Nitrile Gaskets), 6.1'-10' depth	138	LF	\$ 280.00	\$ 38,640.00
7I	42-inch Gravity Sewer Pipe (DIP, FRP, PVC, PCCP), 0-6' depth	13	LF	\$ 216.00	\$ 2,808.00
7J	42-inch Gravity Sewer Pipe (DIP, FRP, PVC, PCCP), 6.1'-10' depth	203	LF	\$ 220.00	\$ 44,660.00
7K	42-inch Gravity Sewer Pipe (DIP, FRP, PVC, PCCP), 10.1'-14' depth	503	LF	\$ 230.00	\$ 115,690.00
7L	42-inch Gravity Sewer Pipe (DIP, FRP, PVC, PCCP), greater than 14' depth	48	LF	\$ 250.00	\$ 12,000.00
8A	8"-inch Tee Fittings for Gravity Sewer Lateral Connection (FRP, PVC, PCCP)	22	EA	\$ 120.00	\$ 2,640.00
8B	Insert Tee or Flexible Saddle Fittings for Gravity Sewer Lateral Connection to 42' Sewer (FRP, PVC, PCCP)	14	EA	\$ 260.00	\$ 3,640.00
9	4" Back Trap Valve w/ Access Pipe	6	EA	\$ 200.00	\$ 1,200.00
10	36" Cured-in-Place Pipe	375	LF	\$ 360.00	\$ 135,000.00 (TH)
11A	Connect 8" to Existing 8-inch Sewer	3	EA	\$ 1,000.00	\$ 3,000.00
11B	Connect 42" to existing 42-inch Sewer, Seal and Grout 42" in Manhole	1	EA	\$ 1,800.00	\$ 1,800.00
11C	Make Temporary 24" Connection to Manhole with Fittings	1	EA	\$ 3,000.00	\$ 3,000.00
12	Manhole Abandonment	13	EA	\$ 900.00	\$ 11,700.00
13A	Remove Existing 4' Manhole	3	EA	\$ 500.00	\$ 1,500.00
13B	Remove Existing 6' Manhole	1	EA	\$ 700.00	\$ 700.00
14A	Install 4-inch Cleanout	11	EA	\$ 150.00	\$ 1,650.00

14B	Install 6-inch Cleanout	2	EA	\$ 180.00	\$ 360.00
15A	Shallow Manhole, 4-foot diameter(depth < 5.0 ft)	2	EA	\$ 2,600.00	\$ 5,200.00
15B	Shallow Manhole, 6-foot diameter (depth < 5.0 ft)	1	EA	\$ 4,700.00	\$ 4,700.00
15C	Standard Manhole, 4-foot diameter (depth 5.1 to 6.0 ft)	7	EA	\$ 2,600.00	\$ 18,200.00
15D	Standard Manhole, 6-foot diameter (depth to 6.0 ft)	11	EA	\$ 5,000.00	\$ 55,000.00
15E	Standard Manhole, 8-foot diameter (depth to 6.0 ft)	1	EA	\$ 8,000.00	\$ 8,000.00
16A	Doghouse Manhole, 6-foot diameter (depth to 6.0 ft)	1	EA	\$ 7,000.00	\$ 7,000.00
16B	Doghouse Manhole, 10-foot diameter (depth to 6.0 ft)	1	EA	\$ 17,000.00	\$ 17,000.00
17A	Manhole Barrel Extensions, 4 ft. diameter	2	VF	\$ 100.00	\$ 200.00
17B	Manhole Barrel Extensions, 6 ft. diameter	53	VF	\$ 200.00	\$ 10,600.00
17C	Manhole Barrel Extension, 8 ft. diameter	2	VF	\$ 450.00	\$ 900.00
18	Manhole Drop Connection (8"-10")	4	EA	\$ 500.00	\$ 2,000.00
19	Manhole Diaphragm, Manhole Anti-Flotation Collar, & Watertight Cover	3	EA	\$ 700.00	\$ 2,100.00
20	Connect existing service lateral to new MH (4"-6")	9	EA	\$ 100.00	\$ 900.00
21A	Pipe Abandonment, Cut & Cap, 8"	10	EA	\$ 300.00	\$ 3,000.00
21B	Pipe Abandonment, Cut & Cap, 18"	8	EA	\$ 800.00	\$ 6,400.00
21C	Pipe Abandonment, Cut & Cap, 21"	7	EA	\$ 1,000.00	\$ 7,000.00
21D	Pipe Abandonment, Cut & Cap, 24"	20	EA	\$ 1,000.00	\$ 20,000.00
22	Manhole Pipe Termination, Plug, 24"	3	EA	\$ 800.00	\$ 2,400.00
23	Video inspection of new sewer pipe	2,900	LF	\$ 1.00	\$ 2,900.00
24	Tree Removal, > 12-inch diameter	2	EA	\$ 400.00	\$ 800.00
25	Site Work Concrete, 3000 PSI	10	CY	\$ 200.00	\$ 2,000.00
26	Bituminous Concrete: Trench Construction, Street	700	SY	\$ 90.00	\$ 63,000.00

27	Bituminous Concrete: Full Width Paving, Street	800	SY	\$ 45.00	\$ 36,000.00
28	Bituminous Concrete: Private Parking Lots/Driveways	40	SY	\$ 70.00	\$ 2,800.00
29A	Portland Cement Concrete Paving: Private Parking Lots/Driveways	120	SY	\$ 140.00	\$ 16,800.00
29B	Portland Cement Concrete Paving: Streets	450	SY	\$ 90.00	\$ 40,500.00
30	Asphalt Pavement Patch	100	SY	\$ 65.00	\$ 6,500.00
31	Roadway Striping	50	LF	\$ 12.00	\$ 600.00
31	Roadway Stop Bar Markings	1	LS	\$ 300.00	\$ 300.00
33A	Storm Sewer Removal and Replacement (15")	30	LF	\$ 100.00	\$ 3,000.00
33B	Storm Sewer Removal and Replacement (24")	24	LF	\$ 100.00	\$ 2,400.00
33C	Storm Sewer Removal and Replacement (30")	36	LF	\$ 115.00	\$ 4,140.00
34	Precast Concrete Headwall (15")	1	LF	\$ 800.00	\$ 800.00
35	Remove and Replace Curb Box Inlet (15" dia. pipe)	2	EA	\$ 1,500.00	\$ 3,000.00
36	Seeding, Temporary, Extra as Directed by Engineer	200	SY	\$ 2.00	\$ 400.00
37	Site Restoration Method C	1,600	SY	\$ 3.00	\$ 4,800.00
38	Seeding, Permanent	800	SY	\$ 1.60	\$ 1,280.00
39	Sod	250	SY	\$ 25.00	\$ 6,250.00
40	Concrete Curb Removal and Replacement	144	LF	\$ 40.00	\$ 5,760.00
41	Dense Graded Aggregate - DGA, Extra as directed by Engineer	800	Ton	\$ 16.00	\$ 12,800.00
42	No. 9 Crushed Stone, Extra as directed by Engineer	500	Ton	\$ 22.00	\$ 11,000.00
43	No. 57 Crushed Stone, Extra as directed by Engineer	100	Ton	\$ 21.00	\$ 2,100.00
44	No. 2 Crushed Stone, Extra as directed by Engineer	100	Ton	\$ 21.00	\$ 2,100.00
45	Flowable (Controlled Density) Fill	10	CY	\$ 200.00	\$ 2,000.00
46	Concrete Sidewalk - 4.5 inch Thick	200	SY	\$ 67.00	\$ 13,400.00

47A	4.0 ft. Chain Link Fence	30	LF	\$ 35.00	\$ 1,050.00
47B	6.0 ft. Chain Link Fence	30	LF	\$ 60.00	\$ 1,800.00
48	Safety Fence	500	LF	\$ 2.00	\$ 1,000.00
49A	Bypass Pumping Setup, <12-inch Sewer Line	7	EA	\$ 2,400.00	\$ 16,800.00
49B	Bypass Pumping Setup, ≥18-inch <24-inch Sewer Line	1	EA	\$ 8,000.00	\$ 8,000.00
49C	Bypass Pumping Setup, ≥24-inch <36-inch Sewer Line	6	EA	\$ 10,500.00	\$ 63,000.00
49D	Bypass Pumping Setup, ≥36-inch <48-inch Sewer Line	2	EA	\$ 36,000.00	\$ 72,000.00
50A	Bypass Pumping, <12-inch Sewer Line	1,680	HR	\$ 22.00	\$ 36,960.00
50B	Bypass Pumping, ≥18-inch <24-inch Sewer Line	504	HR	\$ 50.00	\$ 25,200.00
50C	Bypass Pumping, ≥24-inch <36-inch Sewer Line	1,512	HR	\$ 80.00	\$ 120,960.00
50D	Bypass Pumping, ≥36-inch <48-inch Sewer Line	840	HR	\$ 94.00	\$ 78,960.00
51	Road Ramps (as directed by Engineer)	10	EA	\$ 200.00	\$ 2,000.00
52	Maintenance of Traffic	1	LS	\$ 12,200.00	\$ 12,200.00
53	Contaminated Soil Removal & Disposal	4,500	Ton	\$ 63.00	\$ 283,500.00
54	USTs Removal, Disposal and Closure	1	LS	\$ 23,000.00	\$ 23,000.00
55	Monitoring Well Removal and Closure	1	LS	\$ 6,000.00	\$ 6,000.00
56	Town Branch Pipe Bridge Concrete Renovation (Sole Source Subcontractor Bid)	1	LS	\$ 87,261.00	\$ 87,261.00
57	Town Branch Pipe Bridge Structural Steel Support Aluminum Deck and Fence, Material & Installation	1	LS	\$ 54,000.00	\$ 54,000.00
58	Town Branch Junction Box Repairs	1	LS	\$ 7,000.00	\$ 7,000.00
50	Combination Vacuum/Hydraulic Jet/Hydro Excavator, extra as directed by Engineer	10	HR	\$ 400.00	\$ 4,000.00
60	Backhoe/Extend-a-hoe, extra as directed by Engineer	150	HR	\$ 80.00	\$ 12,000.00
61	Hoe Ram, extra as directed by Engineer	10	HR	\$ 120.00	\$ 1,200.00

62A	Dump Truck, Single Axle, extra as directed by Engineer	10	HR	\$ 65.00	\$ 650.00
62B	Dump Truck, Tandem or Tri-Axle, extra as directed by Engineer	10	HR	\$ 90.00	\$ 900.00
63A	Large Track Hoe, CAT 311 or Equivalent, extra as directed by Engineer	10	HR	\$ 110.00	\$ 1,100.00
63B	Small Track Hoe, CAT 301.6C or Equivalent, extra as directed by Engineer	10	HR	\$ 80.00	\$ 800.00
64	Skid-Steer Loader, extra as directed by Engineer	10	HR	\$ 70.00	\$ 700.00
65	Roller/Compactor, extra as directed by Engineer	10	HR	\$ 70.00	\$ 700.00
66	Traffic Maintenance - Type 1 (Flagger), extra as directed by Engineer	10	HR	\$ 55.00	\$ 550.00
67	Electronic Arrow Board, extra as directed by Engineer	10	HR	\$ 10.00	\$ 1,000.00
68	Electronic Message Board, extra as directed by Engineer	10	WK	\$ 300.00	\$ 3,000.00
69	Rock Removal	2,000	CY	\$ 28.00	\$ 56,000.00
70	Miscellaneous Site Improvements	1	LS	\$ 350,000.00	\$ 350,000.00
Total Amount Bid (Items 1 Thru 70)					\$ 2,767,932.00

**Total Base Bid Amount (In Words):**

Two Million Seven hundred Sixty Seven Thousand  
Nine hundred Thirty Two and Zero Cents

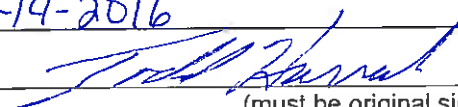
Respectfully Submitted,

FIRM: Tribute Contracting and Consultants LLC

ADDRESS: 306 Little Solida Rd

CITY/STATE/ZIP: South Point, Ohio 45680

DATE: 6-14-2016

BY:   
(must be original signature)

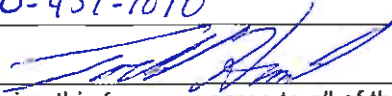
TITLE: Manager / Member

PHONE: 740 451-1010 FAX: 740 894-3168  
(area code, number & extension)

EMAIL ADDRESS: THarrah88@yahoo.com

OFFICIAL ADDRESS AND PHONE:

306 Little Solida Rd. South Point, Ohio 45626  
740-451-1010

 (Seal if Bid is by Corporation)  
By signing this form you agree to all of the terms and associated forms.

**1.05 STATEMENT OF BIDDER'S QUALIFICATIONS**

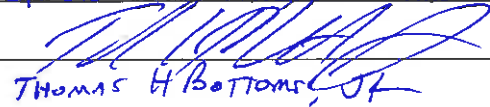
The following statement of the Bidder's qualifications is required to be filled in, executed, and submitted with the Bid:

- A. Name of Bidder: Tribute Contracting and Consultants LLC
- B. Permanent Place of Business: 306 little solida Rd, South Point, OH 45660
- C. When Organized: 11-10-2014
- D. Where Incorporated: State of Ohio
- E. 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.

- F. In the event the Agreement is awarded to the undersigned, Performance, Payment, Erosion and Sediment Control, and Warranty bonds will be furnished by:

Great American Insurance Company (Surety)

Signed:  (Representative of Surety)  
THOMAS H. BOTTOMS, JR.

- G. 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>
<u>Separate sheet Attached</u>		

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

<u>NAME</u>	<u>LOCATION</u>	<u>CONTRACT SUM</u>
<u>Beckley Sewer Project</u>	<u>Beckley, WV</u>	<u>3,238,725.00 (80%)</u>
<u>St. Mary Prison Sewer Project</u>	<u>St. Marys, WV</u>	<u>981,440.00 (58% complete)</u>
<u>Webb Tank Rehab.</u>	<u>Crum, WV</u>	<u>113,726.00 (100% complete)</u>
<u>wilderness water</u>	<u>summersville, WV</u>	<u>795,940.14 (95% complete)</u>
<u>Fairborn Raw Water</u>	<u>Fairborn, OH</u>	<u>1,884,506.00 started 6-13-2016</u>

**GREAT AMERICAN INSURANCE COMPANY®**

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

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

No. 0 20679

**POWER OF ATTORNEY**

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

Name	Address	Limit of Power
THOMAS C. PHIPPS	ASHLAND, KENTUCKY	ALL
J. MICHAEL WELLMAN	ASHLAND, KENTUCKY	\$100,000,000
CLARENCE C. MASSEY	HUNTINGTON, WEST VIRGINIA	
THOMAS H. BOTTOMS, JR.	HUNTINGTON, WEST VIRGINIA	

This Power of Attorney revokes all previous powers issued on behalf of the attorney(s)-in-fact named above.

IN WITNESS WHEREOF the GREAT AMERICAN INSURANCE COMPANY has caused these presents to be signed and attested by its appropriate officers and its corporate seal hereunto affixed this **15TH** day of **DECEMBER**, **2015**  
Attest **GREAT AMERICAN INSURANCE COMPANY**



*Atty L C. B.*  
Assistant Secretary

*David C. Kitchin*  
Divisional Senior Vice President

STATE OF OHIO, COUNTY OF HAMILTON - ss:

DAVID C. KITCHIN (877-377-2406)

On this **15TH** day of **DECEMBER**, **2015**, before me personally appeared **DAVID C. KITCHIN**, to me known, being duly sworn, deposes and says that he resides in Cincinnati, Ohio, that he is a Divisional Senior Vice President of the Bond Division of Great American Insurance Company, the Company described in and which executed the above instrument; that he knows the seal of the said Company; that the seal affixed to the said instrument is such corporate seal, that it was so affixed by authority of his office under the By-Laws of said Company, and that he signed his name thereto by like authority.



**Susan A. Kohorst**  
Notary Public, State of Ohio  
My Commission Expires 05-18-2020

*Susan A Kohorst*

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

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

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

**CERTIFICATION**

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

Signed and sealed this **14th** day of **June**, **2016**



*Atty L C. B.*  
Assistant Secretary



EXPERIENCE RECORD FOR TODD HARRAH WITH MIKE ENYART AND SONS, INC.

During the six years and eight months with Mike Enyart & Sons, Inc., I was project manager, estimator, and contact for approximately 90 percent of the projects totaling almost 90 million dollars. My duties were to oversee and direct workforce, machinery, and materials on the projects. I also handled correspondences and pricing of change orders and work directives with the project owners and engineers. These duties included all billing and pricing, and work in progress financials for the company.

The following projects are just a few of the projects I performed these duties:

2008

Fairmont water contract B: approx. 60,000' of 12" waterline including road bores, stream crossings, and PRV stations.

Contract amount 2.6 million

Owner: City of Fairmont                      Dave Sago utility director   Ph. 1-304-366-6231  
200 Jackson Street  
Fairmont, WV 26554  
Engineer: Greenhorn & O'Mara      Richard Gaines   Ph. 1-304-366-9401  
111 Elkins Street  
Fairmont, WV 26554

Logan County P. S. D. North Fork Waterline Extension: 50,000' of 2"- 10" water main, 1 100 GPM Booster Station, and 1 Telemetry system.

Contract amount: 1.8 million

Owner: Logan County P.S.D.      William Baiseden      1-304-946-2641  
41 Armory Road  
Monaville, WV 25601  
Engineer: Stafford Consultants, Inc.      Ed Shutt   1-304-425-9555  
P.O. Box 5849  
Princeton, WV 24740

2009

White Sulphur Springs Wastewater Collection System Upgrades Contract 2: 14,000' of 6" – 18" gravity sewers, 68 manholes, Remove and replace 110 manhole frame and covers, and 2600 tons of asphalt overlay and milling.

Contract amount: 2.7 million

Owner: City of White Sulphur Springs      Ronnie Tipton   Ph. 1-304-536-0206  
34 W. Main Street  
White Sulphur Springs, WV 24986  
Engineer: Ghosh Engineers, Inc.      Bill Cunningham/ Ronnie Fisher   1-304-343-5300

4710 Chimney Drive Suite A  
Charleston, WV 25302

2010

Dille-Widen Water Contract #1: 84,000' of 2"-8" water main, 6 – pressure reducing stations, 2- booster stations, complete satellite telemetry system, 350- water meter replacements .

Contract amount: 3.4 million

Owner: Birch River P.S.D.                      Mike Davis 1-330-603-3649  
158 Powells Creek Road  
Birch River, WV 26610

Engineer: E. L. Robinson                      Ray Tilley 1-304-252-7473  
207 Brookshire Lane  
Beckley, WV 25801

Malden P.S.D. Eight Mile, Upper Cambells Creek Sewer Upgrades Contract #1: 19,000' of 8" CIPP lining of existing sewer mains, 7,500' of 6" sewer lateral installation, connection of 190 house service laterals.

Contract amount: 1.4 million

Owner: Malden P.S.D.                      Chet Adkins 1-304-925-6997  
120 Gap View Drive  
Charleston, WV 25306

Engineer: Thrasher Group Inc.                      Dan Ferrell 1-304-624-4108  
600 White Oaks Boulevard  
Bridgeport, WV 26330

2011

Shady Spring P.S.D. Pump Station & Forcemain Upgrades Contract #1: 13,000' of 6" forcemain, Upgrades of 6 existing lift stations including control work, generators, and new electrical.

Contract amount: 2.2 million

Owner: Shady Spring P.S.D.                      Jerry Smith 1-304-255-1565  
P.O. Box 235  
Beaver, WV 25813

Engineer: E. L. Robinson                      Joe Carney 1-304-776-7473  
5088 Washington Street West  
Charleston, WV 25313

Danese P.S.D. Contract 2 Watermain Extension: 40,000' of 2"-8" watermain, 2 – Booster Stations

Contract amount: 2.0 million

Owner: Danese P.S.D.                      1-304-438-6686  
15059 Stanaford Road  
Danese, WV 25831

Engineer: E. L. Robinson      Ray Tilley 1-304-252-7473  
207 Brookshire Lane  
Beckley, WV 25801

2012

Diana Watermain Extension Project Contract #1: 55,000' of 2" -8" watermain, water tank site work and access road construction.

Contract amount: 2.7 million

Owner: West Virginia American Water      David Carovalano      1-304-340-2018  
1600 Pennsylvania Avenue  
Charleston, WV 25302

Engineer: Teredon Corporation      Bud McCallister      1-304-755-8291  
409 Jacobson Drive  
Poca, WV 25159

Village of Middleport Sewer System Improvements Phase 1: 13,000' of 4" – 42" gravity sewers, 9,000' of 12" forcemain, upgrades to 7 existing lift stations, and minor upgrades to wastewater plant.

Contract amount: 6.3 million

Owner: Village of Middleport      Faymon Roberts      1-740-992-5571  
659 Pearl Street  
Middleport, OH 45760

Engineer: Urs Corporation, Inc.      Jim Stump      1-614-464-4500  
940 Dublin Road  
Columbus, OH 43215

2013

Anchor Road Waterline Extension Project Contract #1: 32,000' of 2' – 10" watermain, 1900' of 12" – 24" road bore, 1 booster station and telemetry system.

Contract amount: 3.1 million

Owner: Logan County P.S.D.      William Baiseden      1-304-946-2641  
41 Armory Road  
Monaville, WV 25601

Engineer: Stafford Consultants, Inc.      Ed Shutt      1-304-425-9555  
P.O. Box 5849  
Princeton, WV 24740

37<sup>TH</sup> Street Lift Station Improvements Contract #2: 7,000' of 20"- 30" forcemain, 750' of 24" gravity sewer, 2 regulator boxes, and upgrade to existing sewer treatment plant.

Contract amount: 1.9 million

Owner: City of Ashland                      Tim Webb              1-606-327-2008  
1700 Greenup Avenue  
Ashland, KY 41101

Engineer: HDR Engineers, Inc.                      Mark Stephens    1- 859-223-3755  
2515 Sir Barton Way  
Lexington, KY 40509

2014

Minford Area Sanitary Sewer System- Rubyville Contract: 55,000' of 6" – 10" gravity sewers, 11,000' of 1" – 6" forcemain, 6 lift stations, 280 manholes, 4200 tons of asphalt overlay.

Contract amount: 7.5 million

Owner: Scioto County Sanitary Engineer                      Joe Delong    1-740-355-8249  
602 7<sup>TH</sup> Street #104  
Portsmouth, OH 45662

Engineer: EMH&T    Ken Kerns              1-614-755-4500  
5500 New Albany Road  
Columbus, OH 43054

Putnam Public Service District Contract #1 Route 33: 45,600' of 6" – 10" gravity sewers, 11,500' of 1" – 10" forcemain, 5 new lift stations, 2 upgrades of existing lift stations, and 303 manholes.

Contract amount: 6.3 million

Owner: Putnam Public Service District  
107 Poplar Fork Road  
Scott Depot, WV 25560

Engineer: E. L. Robinson    Brian Morton    1-304-776-7473  
5088 Washington Street West  
Charleston, WV 25313

Those are just a few of many jobs that I have performed the duties stated above.

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

<u>NAME</u>	<u>POSITION DESCRIPTION</u>	<u>NO. OF YEARS WITH BIDDER</u>
<u>Todd Hurrah</u>	<u>Manager/member/estimator</u>	<u>1.5 yrs</u> (TH)
<u>Doug Whaley</u>	<u>Project Mgr /Estimator</u>	<u>1.5 yrs</u> (TH)
_____	_____	_____
_____	_____	_____
_____	_____	_____

J. MWDBE Participation on current bonded projects under contract:

<u>SUBCONTRACTORS (LIST)</u>	<u>PROJECT (SPECIFIC TYPE)</u>	<u>MWDBE</u>	<u>% of WORK</u>
<u>Total View/Dave Kawa Kawa</u>	<u>wilderness water</u>	<u>Yes</u>	<u>.1%</u> (TH)
<u>Newman Fencing</u>	<u>wilderness water</u>	<u>NO</u>	<u>2%</u> (TH)
<u>D &amp; D Underground</u>	<u>Beckley</u>	<u>NO</u>	<u>4%</u> (TH)
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

(USE ADDITIONAL SHEETS IF NECESSARY)

K. We acknowledge that, if we are the apparent low Bidder, we may be required to submit to the Owner within seven (7) calendar days following the Bid Opening, a sworn statement regarding all office management and field management personnel. Additionally, if requested by the Owner, we will within seven (7) days following the request submit audited financial statements and loss history for insurance claims for the three (3) most recent years (or a lesser period if stipulated by the Owner)

**1.06 LIST OF PROPOSED SUBCONTRACTORS**

The following list of proposed subcontractors is required by the Owner to be executed, completed and submitted with the Bid Form. 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**</u> (List each major item)	<u>SUBCONTRACTOR</u>	<u>MWDBE (yes/no)</u>	<u>% of WORK</u>
1. <u>Testing</u>	Name: <u>TruTest LLC</u>	<u>Yes</u>	<u>1% TH</u>
	Address: <u>Louisville Ky 40252</u>		
2. <u>Bridge Rehab</u>	Name: <u>Schnell Contractors</u>	<u>Yes</u>	<u>3% TH</u>
	Address: <u>1434 Tile Factory Lane Louisville Ky 40213</u>		
3. <u>Seed &amp; Straw</u>	Name: <u>Something Blooming</u>	<u>Yes</u>	<u>1% TH</u>
	Address: <u>1206 Clear Creek Rd Nicholasville Ky</u>		
4. <u>CIPP</u> <span style="border: 1px solid black; border-radius: 50%; padding: 2px;">TH</span>	Name: <u>Layne</u>	<u>NO</u>	<u>.3% TH</u>
	Address: <u>4143 Weaver Court S Hilliard Oh 43026</u>		
5. <u>Paving</u>	Name: <u>Randle Daves Con. Company</u>	<u>No</u>	<u>2%</u>
	Address: <u>1 Mill Creek Park Frankfort, KY 40601</u>		
6. _____	Name: _____	_____	_____
	Address: _____		

\*\* Such as: Grading, bituminous paving, concrete, seeding and protection, construction staking, etc.

1.07 AUTHENTICATION OF BID AND STATEMENT OF NON-COLLUSION AND NON-CONFLICT OF INTEREST

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

- A. 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);
- B. 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 Advertisement for Bid, designed to limit independent bidding or competition;
- C. 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;
- D. 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;
- E. (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.]
- F. This offer is for ninety (90) 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, an Agreement shall thereby be created with respect to the items accepted.
- G. That I have fully informed myself regarding the accuracy of the statements made in this statement.
- H. 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.

Inbute Contracting and  
Company  
Consultants LLC

6-14-2016  
Date

Todd Harrah  
Representative  




**COMMONWEALTH OF KENTUCKY  
ALISON LUNDERGAN GRIMES, SECRETARY OF STATE**

**0916193.06** dcomish  
ADD  
Alison Lundergan Grimes  
Kentucky Secretary of State  
Received and Filed:  
3/10/2015 1:29 PM  
Fee Receipt: \$90.00

Division of Business Filings  
Business Filings  
PO Box 718  
Frankfort, KY 40602  
(502) 564-3490  
www.sos.ky.gov

**Certificate of Authority  
(Foreign Business Entity)**

FBE

Pursuant to the provisions of KRS 14A and KRS 271B, 273, 274, 275, 362 and 386 the undersigned hereby applies for authority to transact business in Kentucky on behalf of the entity named below and, for that purpose, submits the following statements:

1. The entity is a :  profit corporation (KRS 271B).  nonprofit corporation (KRS 273).  professional service corporation (KRS 274).  
 business trust (KRS 386).  limited liability company (KRS 275).  professional limited liability company (KRS 275).  
 limited partnership (KRS 362).

2. The name of the entity is Tribute Contracting & Consultants LLC  
(The name must be identical to the name on record with the Secretary of State.)

3. The name of the entity to be used in Kentucky is (if applicable): \_\_\_\_\_  
(Only provide if "real name" is unavailable for use; otherwise, leave blank.)

4. The state or country under whose law the entity is organized is Ohio

5. The date of organization is November 10, 2014 and the period of duration is \_\_\_\_\_  
(If left blank, the period of duration is considered perpetual.)

6. The mailing address of the entity's principal office is  
306 Little Solida Road South Point OH 45680  
Street Address City State Zip Code

7. The street address of the entity's registered office in Kentucky is  
879 Wilson Run Road Wallingford KY 41093  
Street Address (No P.O. Box Numbers) City State Zip Code

and the name of the registered agent at that office is Fred Conn

8. The names and business addresses of the entity's representatives (secretary, officers and directors, managers, trustees or general partners):

<u>Todd A Harrah</u>	<u>306 Little Solida Road</u>	<u>South Point</u>	<u>OH</u>	<u>45680</u>
<small>Name</small>	<small>Street or P.O. Box</small>	<small>City</small>	<small>State</small>	<small>Zip Code</small>
<small>Name</small>	<small>Street or P.O. Box</small>	<small>City</small>	<small>State</small>	<small>Zip Code</small>
<small>Name</small>	<small>Street or P.O. Box</small>	<small>City</small>	<small>State</small>	<small>Zip Code</small>

9. If a professional service corporation, all the individual shareholders, not less than one half (1/2) of the directors, and all of the officers other than the secretary and treasurer are licensed in one or more states or territories of the United States or District of Columbia to render a professional service described in the statement of purposes of the corporation.

10. I certify that, as of the date of filing this application, the above-named entity validly exists under the laws of the jurisdiction of its formation.

11. If a limited partnership, it elects to be a limited liability limited partnership. Check the box if applicable:

12. This application will be effective upon filing, unless a delayed effective date and/or time is provided. The effective date or the delayed effective date cannot be prior to the date the application is filed. The date and/or time is \_\_\_\_\_  
(Delayed effective date and/or time)

Todd A Harrah Todd A Harrah 3/4/15  
Signature of Authorized Representative Printed Name & Title Date

I, Fred Conn, consent to serve as the registered agent on behalf of the business entity.  
Type/Print Name of Registered Agent

Fred Conn Fred Conn Registered Agent  
Signature of Registered Agent Printed Name Title Date  
 (01/12)



1.08 STATEMENT OF EXPERIENCE

NAME OF INDIVIDUAL: Todd Harrah

POSITION/TITLE: Manager/member

STATEMENT OF EXPERIENCE: Todd Has 27 years of experience

12 years in field as foreman/operator & 15 year in Office as Project Mgr

NAME OF INDIVIDUAL: Doug Whaley

POSITION/TITLE: Estimator / Project Mgr.

STATEMENT OF EXPERIENCE: Doug has 8 years of experience. 2 years in

field and 6 years in Office as Project Manager and Estimator

NAME OF INDIVIDUAL: Tommy Engart

POSITION/TITLE: Member / Project Coordinator

STATEMENT OF EXPERIENCE: Tom has 33 years Experience in the

Field and Office as Foreman / Project Coordinator

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

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

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

\_\_\_\_\_

\* Include all officers, office management, Affirmative Action officials, and field management personnel. Attach separate sheets if necessary.

**1.09 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 an Agreement to be canceled and the contractor may be declared ineligible for future consideration.

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

**Bidders**

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

  
Signature

  
Name of Business

The Entity (regardless of whether construction Contractor, non-construction Contractor or supplier) agrees to provide equal opportunity in employment for all qualified persons, to prohibit discrimination in employment because of race, color, 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 county, 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 contractor 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 to 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.*

In the case of an Agreement exceeding \$250,000, the Contractor will be required within seven (7) days following the Bid Opening to furnish evidence that its work-force in Kentucky is representative of the available work-force in the area from which it draws employees, or to supply an Affirmative Action plan which will achieve such representation during the life of the Contract.

1.10 MWDBE SUBCONTRACTOR PARTICIPATION FORM



OMB Control No: 2090-0030  
 Approved: 8/13/2013  
 Approval Expires: 8/31/2015

**Disadvantaged Business Enterprise (DBE) Program  
 DBE Subcontractor Participation Form**

An EPA Financial Assistance Agreement Recipient must require its prime contractors to provide this form to its DBE subcontractors. This form gives a DBE<sup>1</sup> subcontractor<sup>2</sup> the opportunity to describe work received and/or report any concerns regarding the EPA-funded project (e.g. in areas such as termination by prime contractor, late payments, etc.). The DBE subcontractor can, as an option, complete and submit this form to the EPA DBE Coordinator at any time during the project period of performance.

Subcontractor Name		Project Name	
Bid/ Proposal No.	Assistance Agreement ID No. (if known)	Point of Contact	
Address			
Telephone No.		Email Address	
Prime Contractor Name		Issuing/Funding Entity:	

Contract Item Number	Description of Work Received from the Prime Contractor Involving Construction, Services, Equipment or Supplies	Amount Received by Prime Contractor

<sup>1</sup> A DBE is a Disadvantaged, Minority, or Woman Business Enterprise that has been certified by an entity from which EPA accepts certifications as described in 40 CFR 33.204-33.205 or certified by EPA. EPA accepts certifications from entities that meet or exceed EPA certification standards as described in 40 CFR 33.202.

<sup>2</sup> Subcontractor is defined as a company, firm, joint venture, or individual who enters into an agreement with a contractor to provide services pursuant to an EPA award of financial assistance.

**EPA FORM 6100-2 (DBE Subcontractor Participation Form)**

**Disadvantaged Business Enterprise (DBE) Program  
DBE Subcontractor Participation Form**

Please use the space below to report any concerns regarding the above EPA-funded project:

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Subcontractor Signature	Print Name
Title	Date

The public reporting and recordkeeping burden for this collection of information is estimated to average three (3) hours per response. Send comments on the Agency's need for this information, the accuracy of the provided burden estimates, and any suggested methods for minimizing respondent burden, including through the use of automated collection techniques to the Director, Collection Strategies Division, U.S. Environmental Protection Agency (2822T), 1200 Pennsylvania Ave., NW, Washington, D.C. 20460. Include the OMB control number in any correspondence. Do not send the completed form to this address.

EPA FORM 6100-2 (DBE Subcontractor Participation Form)

# Sub-contractor to Complete After Award

## 1.11 MWDBE SUBCONTRACTOR PERFORMANCE FORM



OMB Control No: 2090-0030  
 Approved: 8/13/2013  
 Approval Expires: 8/31/2015

### Disadvantaged Business Enterprise (DBE) Program DBE Subcontractor Performance Form

This form is intended to capture the DBE<sup>1</sup> subcontractor's<sup>2</sup> description of work to be performed and the price of the work submitted to the prime contractor. An EPA Financial Assistance Agreement Recipient must require its prime contractor to have its DBE subcontractors complete this form and include all completed forms in the prime contractors bid or proposal package.

<b>Subcontractor Name</b>		<b>Project Name</b>	
<b>Bid/ Proposal No.</b>	<b>Assistance Agreement ID No. (if known)</b>	<b>Point of Contact</b>	
<b>Address</b>			
<b>Telephone No.</b>		<b>Email Address</b>	
<b>Prime Contractor Name</b>		<b>Issuing/Funding Entity:</b>	

Contract Item Number	Description of Work Submitted to the Prime Contractor Involving Construction, Services, Equipment or Supplies	Price of Work Submitted to the Prime Contractor
DBE Certified By: <input type="checkbox"/> DOT <input type="checkbox"/> SBA <input type="checkbox"/> Other: _____		Meets/ exceeds EPA certification standards? <input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> Unknown

<sup>1</sup> A DBE is a Disadvantaged, Minority, or Woman Business Enterprise that has been certified by an entity from which EPA accepts certifications as described in 40 CFR 33.204-33.205 or certified by EPA. EPA accepts certifications from entities that meet or exceed EPA certification standards as described in 40 CFR 33.202.

<sup>2</sup> Subcontractor is defined as a company, firm, joint venture, or individual who enters into an agreement with a contractor to provide services pursuant to an EPA award of financial assistance.

EPA FORM 6100-3 (DBE Subcontractor Performance Form)

**Disadvantaged Business Enterprise (DBE) Program  
 DBE Subcontractor Performance Form**

I certify under penalty of perjury that the forgoing statements are true and correct. Signing this form does not signify a commitment to utilize the subcontractors above. I am aware of that in the event of a replacement of a subcontractor, I will adhere to the replacement requirements set forth in 40 CFR Part 33 Section 33.302 (c).

<b>Prime Contractor Signature</b> <i>Todd Harrah</i>	<b>Print Name</b> Todd Harrah
<b>Title</b> Manager/member	<b>Date</b> 6-14-2016

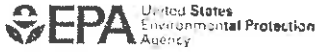
<b>Subcontractor Signature</b>	<b>Print Name</b>
<b>Title</b>	<b>Date</b>

The public reporting and recordkeeping burden for this collection of information is estimated to average three (3) hours per response. Send comments on the Agency's need for this information, the accuracy of the provided burden estimates, and any suggested methods for minimizing respondent burden, including through the use of automated collection techniques to the Director, Collection Strategies Division, U.S. Environmental Protection Agency (2822T), 1200 Pennsylvania Ave., NW, Washington, D.C. 20460. Include the OMB control number in any correspondence. Do not send the completed form to this address.

EPA FORM 6100-3 (DBE Subcontractor Performance Form)



1.12 MWDBE SUBCONTRACTOR UTILIZATION FORM



OMB Control No: 2090-0030  
 Approved: 8/13/2013  
 Approval Expires: 8/31/2015

Disadvantaged Business Enterprise (DBE) Program  
 DBE Subcontractor Utilization Form

This form is intended to capture the prime contractor's actual and/or anticipated use of identified certified DBE<sup>1</sup> subcontractors<sup>2</sup> and the estimated dollar amount of each subcontract. An EPA Financial Assistance Agreement Recipient must require its prime contractors to complete this form and include it in the bid or proposal package. Prime contractors should also maintain a copy of this form on file.

Prime Contractor Name <i>Tribute Contracting and Consultants LLC</i>		Project Name <i>UK Trunk Sewer A</i>	
Bid/ Proposal No. <i>4FUCG79-2016</i>	Assistance Agreement ID No. (if known)	Point of Contact <i>Todd Harrah</i>	
Address <i>306 Little Solida Rd South Point, Oh 45680</i>			
Telephone No. <i>740-451-1010</i>		Email Address <i>THarrah88@yahoo.com</i>	
Issuing/Funding Entity: <i>State Revolving Fund</i>			

I have identified potential DBE certified subcontractors	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	
If yes, please complete the table below. If no, please explain:			
Subcontractor Name/ Company Name	Company Address/ Phone/ Email	Est. Dollar Amt	Currently DBE Certified?
<i>Trutest</i>	<i>Louisville Ky 40252 502 552 5142</i>	<i>11,830.00</i>	<i>WBE</i>
<i>Schnell</i>	<i>1434 Tile Factory Lane Louisville Ky 40213 800 297 0718</i>	<i>87,261.00</i>	<i>DBE</i>
<i>Something Bloomin</i>	<i>1266 Clear Creek Rd Nicholasville Ky 859-536-7568</i>	<i>5,080.00</i>	<i>DBE</i>

Continue on back if needed


<sup>1</sup> A DBE is a Disadvantaged, Minority, or Woman Business Enterprise that has been certified by an entity from which EPA accepts certifications as described in 40 CFR 33.204-33.205 or certified by EPA. EPA accepts certifications from entities that meet or exceed EPA certification standards as described in 40 CFR 33.202.

<sup>2</sup> Subcontractor is defined as a company, firm, joint venture, or individual who enters into an agreement with a contractor to provide services pursuant to an EPA award of financial assistance.

EPA FORM 6100-4 (DBE Subcontractor Utilization Form)

**Disadvantaged Business Enterprise (DBE) Program  
 DBE Subcontractor Utilization Form**

I certify under penalty of perjury that the forgoing statements are true and correct. Signing this form does not signify a commitment to utilize the subcontractors above. I am aware of that in the event of a replacement of a subcontractor, I will adhere to the replacement requirements set forth in 40 CFR Part 33 Section 33.302 (c).

<b>Prime Contractor Signature</b>	<b>Print Name</b>
	Todd Harrah
<b>Title</b>	<b>Date</b>
Manager/member	6-14-2016

The public reporting and recordkeeping burden for this collection of information is estimated to average three (3) hours per response. Send comments on the Agency's need for this information, the accuracy of the provided burden estimates, and any suggested methods for minimizing respondent burden, including through the use of automated collection techniques to the Director, Collection Strategies Division, U.S. Environmental Protection Agency (2822T), 1200 Pennsylvania Ave., NW, Washington, D.C. 20460. Include the OMB control number in any correspondence. Do not send the completed form to this address.

EPA FORM 6100-4 (DBE Subcontractor Utilization Form)

1.13 MWDBE PARTICIPATION POLICY

PROJECT NAME: UK TRUNK SEWER A, RMP NO. TB-4  
Lexington-Fayette Urban County Government

LFUCG BID NO. 78-2016 BID DATE: 6-14-2016

A. Name, address and telephone number of contact person on all MWDBE matters:

Prime Contractor's Name: Tribute Contracting and Consultants LLC  
Contact Person: Todd Harrah  
Address: 306 Little Solida Road, South Point, OH 45680  
Phone: 740-451-1010 Cell: 740-302-2697  
Email: THarrah88@yahoo.com  
Total Contract Amount:

B. Total dollar amount/percent of contract of DBE participation: 92,341

C. Total dollar amount/percent of contract of MBE participation: 0

D. Total dollar amount/percent of contract of WBE participation: 11,830.00

E. Are certifications\* for each MWDBE subcontractor enclosed; if no, please explain:

Yes  No Not enough time to get signed and back before Bid.

F. Are MWDBE subcontracts or letters of intent signed by both parties enclosed; if no, please explain:  Yes No Some enclosed

G. List of DBE Subcontractors:

Name: Schwell  
Contact Person:  
Address: 1434 Tile Factory Lane Louisville Ky 40213  
Phone: 800-297-0718 Cell:  
Email:  
Type of Contract:  
Work to be Done: Bridge Renovations  
Amount: 87,261.00

H. List of MBE Subcontractors:

Name:  
Contact Person:  
Address:  
Phone: Cell:  
Email:  
Type of Contract:  
Work to be Done:  
Amount:

I. List of WBE Subcontractors:

Name Tru test  
 Contact Person: \_\_\_\_\_  
 Address: Louisville Ky 40252  
 Phone: 502-552-5142 Cell: \_\_\_\_\_  
 Email: \_\_\_\_\_  
 Type of Contract: \_\_\_\_\_  
 Work to be Done: Testing  
 Amount: 11,830.00

Attach additional sheets, if necessary.

\*Self-certification: Self-certification of MWDBE firms will NOT be accepted as a valid form of certification of MWDBE status. will complete if awarded

**J. Information and documentation concerning efforts taken to comply with EPA's "six good faith efforts"**

1. Ensure MWDBE construction firms or material suppliers are made aware of contracting opportunities to the fullest extent practicable through outreach and recruitment activities; including placing MWDBEs on solicitation lists and soliciting them whenever they are potential sources. A good source for a list of MWDBEs is the Kentucky Transportation's website: <http://transportation.ky.gov/Civil-Rights-and-Small-Business-Development/Pages/Certified-DBE-Directory.aspx>.
  - The prime contractor certifies that a bidders list (see example sheet below) of qualified vendors, including MWDBEs, was developed for current and future solicitations and that the list will be maintained. *Submit a copy of the list as documentation.*
2. Make information on forthcoming opportunities available to MWDBEs and arrange time frames for contracts and establish delivery schedules, where the requirements permit, in a way that encourages and facilitates participation by MWDBEs in the competitive process; including, whenever possible, posting solicitation for bids or proposals for a sufficient amount of time as to receive a competitive bid or proposal pool.
  - The prime contractor certifies that every opportunity was provided to a number of MWDBEs to encourage their participation in the competitive process and that an adequate amount of time was provided for response.
    - a. List each MWDBE construction firm or material supplier to which a solicitation was attempted. *Submit copies of letters, emails, faxes, telecommunication logs, certified mail receipts, returned envelopes, certified mail return receipts, etc. as documentation.*

Company Name and Phone Number: \_\_\_\_\_

Area of Work Expertise: \_\_\_\_\_

Date of any Follow-Ups and Person Spoke to: \_\_\_\_\_

- b. Advertisements, if applicable: List each publication in which an announcement or notification was placed. *Submit a tear sheet of each announcement from each publication as documentation.*

Name of Publication: \_\_\_\_\_

Date(s) of Advertisement: \_\_\_\_\_

Specific Subcontract Areas Announced: \_\_\_\_\_

- c. Other, if applicable: List each notification method in which an announcement or outreach was used; list serve, public meeting, etc. *Submit applicable information to document effort.*

Method of Notification: \_\_\_\_\_

Date(s) of Notification: \_\_\_\_\_

3. Consider in the contracting process whether firms competing for large contracts could subcontract with MWDBEs; including dividing total requirements, when economically feasible, into smaller tasks or quantities to permit maximum participation by MWDBEs in the competitive process.

The prime contractor certifies that the project was broken into its basic elements (i.e. dirt hauling, landscaping, painting, pipe installation, material supplies, etc.) and that a determination was made whether it's economically feasible to bid the elements separately and that the analysis of this effort was documented with a short memo to the project file.

4. Establishing delivery schedules, where the requirement permits, which encourage participation by small and minority business, and women's business enterprises.

The prime contractor certifies that they established delivery schedules which would allow MWDBEs to participate in the projects.

5. Use the services and assistance of the Small Business Administration (SBA) and the Minority Business Development Agency (MBDA) of the U.S. Department of Commerce. The easiest way to utilize the services of SBA and MBDA is to visit their websites: [www.sba.gov](http://www.sba.gov) and [www.mbda.gov](http://www.mbda.gov) and use the electronic tools available there or you may send the nearest SBA and MBDA office a certified letter that generally describes the solicitation, the dates it will be open, the types of vendors you are seeking and applicable SIC or NAIC codes if known. You may also use the services and assistance of the Kentucky Procurement Assistance Program (KPAP). The easiest way to utilize the services of KPAP is to send an email: [ced.kpap@ky.gov](mailto:ced.kpap@ky.gov) and provide information on forthcoming opportunities available to MWDBEs.

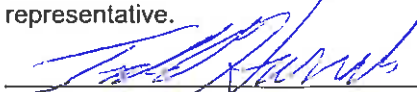
The prime contractor certifies that the assistance of the SBA, MBDA, and/or KPAP was utilized. *Submit pages printed off the SBA and MBDA websites which evidence efforts to register a solicitation on those sites or submit copies of the letter sent and certified mail receipt as documentation; submit copies of emails with KPAP as documentation.*

6. If a subcontractor awards any subcontracts, require the subcontractor to take the steps in numbers 1 and 5 above.

The prime contractor certifies that subcontractors used for this project will be required to follow the steps of the "six good faith efforts" as listed above.

**Signature and Date:**

To the best of my knowledge and belief, all "six good faith efforts" have been met and the information contained in this document is true and correct; the document has been duly authorized by the legal representative.

  
\_\_\_\_\_  
Signature

*TODD HARRAH Manager/Member*  
\_\_\_\_\_  
Print Name and Title

*6-14-16*  
\_\_\_\_\_  
Date

**1.14 EQUAL EMPLOYMENT OPPORTUNITY AFFIRMATIVE ACTION POLICY**

It is the policy of Tribute Contracting and Consultants LLC.  
(Name of Bidder)

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.

1.15 WORKFORCE ANALYSIS FORM

Name of Organization: Tribute Contracting and Consultants

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	M	F	
Administrators			4																
Professionals																			
Superintendents			7																
Supervisors																			
Foremen			3																
Technicians																			
Protective Service																			
Para-Professionals																			
Office/Clerical																			
Skilled Craft			16	7															
Service/Maintenance																			
Total			24	7															

Prepared By: Raucy Whaley

Date 6/14/2016



1.16 EVIDENCE OF INSURABILITY

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

Names Insured: Tribute Contracting & Consultants, LLC  
 Address: 306 Little Solida Rd, South Point, OH 45680  
 Project to be insured: UK Trunk A - Sewer Project

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 Section 00600 - Bonds and Certifications, including all requirements, and conditions:

Article Items	Coverage	Minimum Limits and Policy Requirements	Limits Provided to Insured	Name of Insurer	A.M. Best's	
					Code	Rating
1 05 D 1	CGL	\$1,000,000/per occ. \$2,000,000/aggregate or \$2,000,000 combined single limit Requirements (a) through (e)	\$1,000,000 occ \$2,000,000 Agg	Liberty Mutual Insurance Co.	24074	A
1 05 D.1	Auto	Combined single \$1,000,000/per occ aggregate Requirements (a) through (c)	\$1,000,000 CSL	Liberty Mutual Insurance Co.	24074	A
1 05 D 1	WC	\$ Statutory	Statutory	Brickstreet Insurance	12372	A-
1 05 D 1	Employer's Liability	\$500,000	\$1,000,000	Brickstreet Insurance	12372	A-

Section 00600 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: Peoples Insurance Agency, Inc.  
 Street Address: 101 Fifth Avenue  
 City: Huntington, WV 25701  
 Telephone Number: 304-522-6555

Name of Authorized Representative: Aimee Elis  
 Title: Insurance Agent  
 Authorized Signature: Aimee Elis  
 Date: 6-14-16

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 COVERAGES LISTED ABOVE IS NOT PROVIDED.**

1.17 DEBARRED FIRMS

PROJECT NAME: UK Trunk Sewer A, RMP ID No. TB-4

LFUCG BID NO.: 78-2016

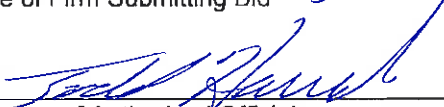
LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT  
LEXINGTON, KY

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 Debarment Certification in duplicate and submit both copies to the Owner with the Bid Form. 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 Tribute Contracting and Consultants has not and will not award a subcontract, in connection with any Agreement 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.

Tribute Contracting and Consultants LLC  
Name of Firm Submitting Bid

  
Signature of Authorized Official

Manager / member  
Title

6-14-2016  
Date

**1.18 DEBARMENT CERTIFICATION**

All Contractors/Subcontractors shall complete this certification.

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 Bid 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 (3) 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: Tribute Contracting and Consultants

Project: Bid No. 78-2016

Printed Name: UK Trunk Sewer A, RMP ID No. TB-4

Title of Authorized Representative: Manager/Member

Signature: [Handwritten Signature]

Date: 6-14-2016

1.19 CERTIFICATION REGARDING LOBBYING

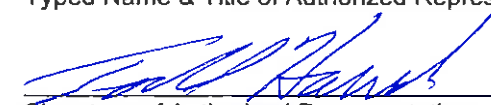
Certification for Contracts, Grants, Loans, and Cooperative Agreements

The undersigned certifies, to the best of his or her knowledge and belief, that:

- (1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
- (2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.
- (3) The undersigned shall require that the language of this certification be included in the award documents for all sub-awards at all tiers (including subcontracts, sub-grants, and contracts under grants, loans, and cooperative agreements) and that all sub-recipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by Section 1352, Title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty for not less than \$10,000 and not more than \$100,000 for each such failure.

TODD HARRAH      Manager/Member  
Typed Name & Title of Authorized Representative

  
Signature of Authorized Representative

6-14-16  
Date

       I am unable to certify to the above statements. My explanation is attached.

1.20 BID BOND

BID BOND

Bond Number: \_\_\_\_\_

KNOW ALL MEN BY THESE PRESENTS, that we Tribute Contracting & Consultants, LLC  
as principal (the "Principal") and Great American Insurance Company  
hereinto called Surety, are held and firmly bound unto

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT  
200 East Main Street, Third Floor  
Lexington, Kentucky 40507

as obligee (the "Obligee"), in the penal sum of Five Percent (5%) of Amount Bid dollars  
for the payment of which sum well and truly to be made, the said Principal and the said Surety, bind  
ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by  
these presents.

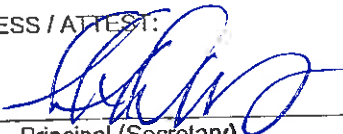
WHEREAS, the Principal has submitted a bid for  
UK Trunk A - Sewer Project

NOW, THEREFORE, if the Obligee shall accept the bid of the Principal within the period specified  
therein, or, if no period be specified, within ninety (90) days after opening, and the Principal shall enter  
into a contract with the Obligee in accordance with the terms of such bid, and give such bond or bonds as  
may be specified in the bidding or contract documents, or in the event of the failure of the Principal to  
enter into such contract and give such bond or bonds, if the Principal shall pay to the Obligee the  
difference in money not to exceed the penal sum hereof between the amount specified in said bid and  
such larger amount for which the Obligee may in good faith contract with another party to perform the  
work covered by said bid, then this obligation shall be null and void; otherwise to remain in full force and  
effect. In no event shall the liability hereunder exceed the penal sum thereof.

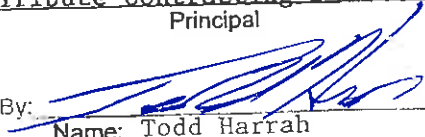
PROVIDED AND SUBJECT TO THE CONDITION PRECEDENT, that any claim by Obligee under this  
bond must be submitted in writing by registered mail, to the attention of the Surety Law Department at the  
address above, within 120 days of the date of this bond. Any suit under this bond must be instituted  
before the expiration of one (1) year from the date of this bond. If the provisions of this paragraph are void  
or prohibited by law, the minimum period of limitation available to sureties as a defense in the jurisdiction  
of the suit shall apply.

DATED as of this 14th day of June, 2016.

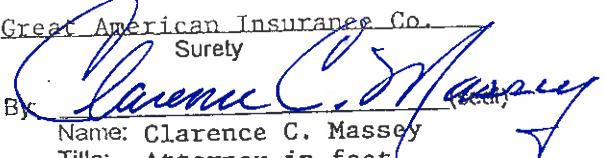
WITNESS / ATTEST:

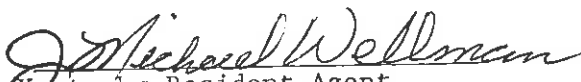
  
\_\_\_\_\_  
Principal (Secretary)  
Steven D Whaley

Tribute Contracting & Consultants, LLC  
Principal

By:  (seal)  
Name: Todd Harrah  
Title: Manager/Member

Aimee Ellis  
\_\_\_\_\_  
Surety (Secretary) Aimee Ellis

Great American Insurance Co.  
Surety  
By:  (seal)  
Name: Clarence C. Massey  
Title: Attorney-in-fact

  
Kentucky Resident Agent

Disturbance Permit, Chapter 16 Article X Division 5 of the LFUCG Code of Ordinances, and the KPDES General Permit for Stormwater Discharges Associated with Construction Activities (KYR 10).

2. Obtain a Bid or Bids for completing the installation, maintenance, and removal of the soil erosion and sediment controls and final stabilization of the site in accordance with the Agreement's (Contract's) terms and conditions, and upon determination by Surety of the lowest responsible bidder, or if the OWNER elects, upon determination by the OWNER and Surety jointly of the lowest responsible bidder, arrange for an Agreement (Contract) between such bidder and OWNER, and make available as Work progresses (even though there may be a default or a succession of defaults under the Agreement (Contract) or Agreements (Contracts) of completion arranged under this paragraph) sufficient funds to pay the cost of completion less the balance of the Agreement (Contract) Amount; but not exceeding, including other costs and damages for which the Surety may be liable hereunder, the amount set forth in the first paragraph hereof. The term "balance of the Agreement (Contract) Amount", as used in this paragraph shall mean the total amount payable by OWNER to Principal under the Agreement (Contract) and any amendments hereto, less the amount properly paid by OWNER to Principal.

Any suit under this bond must be instituted before the expiration one (1) year from the date on which final payment under the Agreement (Contract) falls due.

No right of action shall accrue on this bond to or for the use of any person or corporation other than the OWNER named herein or the heirs, executors, administrators or successors of OWNER.

**GREAT AMERICAN INSURANCE COMPANY®**

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

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

No. 0 20679

**POWER OF ATTORNEY**

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

Name	Address	Limit of Power
THOMAS C. PHIPPS	ASHLAND, KENTUCKY	ALL
J. MICHAEL WELLMAN	ASHLAND, KENTUCKY	\$100,000,000
CLARENCE C. MASSEY	HUNTINGTON, WEST VIRGINIA	
THOMAS H. BOTTOMS, JR.	HUNTINGTON, WEST VIRGINIA	

This Power of Attorney revokes all previous powers issued on behalf of the attorney(s)-in-fact named above.

IN WITNESS WHEREOF the GREAT AMERICAN INSURANCE COMPANY has caused these presents to be signed and attested by its appropriate officers and its corporate seal hereunto affixed this **15TH** day of **DECEMBER**, 2015

Attest

GREAT AMERICAN INSURANCE COMPANY



*Atty L C. B.*

Assistant Secretary

*David C. Kitchen*

Divisional Senior Vice President

STATE OF OHIO, COUNTY OF HAMILTON - ss:

DAVID C. KITCHIN (877-377-2405)

On this **15TH** day of **DECEMBER**, 2015, before me personally appeared **DAVID C. KITCHIN**, to me known, being duly sworn, deposes and says that he resides in Cincinnati, Ohio, that he is a Divisional Senior Vice President of the Bond Division of Great American Insurance Company, the Company described in and which executed the above instrument; that he knows the seal of the said Company; that the seal affixed to the said instrument is such corporate seal; that it was so affixed by authority of his office under the By-Laws of said Company, and that he signed his name thereto by like authority.



**Susan A. Kohorst**  
Notary Public, State of Ohio  
My Commission Expires 05-18-2020

*Susan A Kohorst*

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

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

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

**CERTIFICATION**

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

Signed and sealed this **14th** day of **June**, 2016



*Atty L C. B.*


Assistant Secretary

## AFFIDAVIT OF AUTHORITY TO SIGN

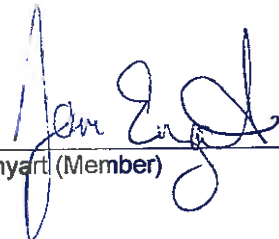
Date 6/30/15

Tribute Contracting & Consultants LLC located at 306 Little Solida Road, South Point Ohio 45680 Does hereby certify that Todd Harrah, (Manager / Member) and Tom Enyart, (Member) of Tribute Contracting & Consultants LLC. Has the authority to execute and / or sign all documents on behalf of our company for any reason including but not limited to all bids and or associated bidding documents and associated contract documents.

By affixing his signature Todd Harrah as (Manager / Member) and Tom Enyart as (Member) has unequivocal authority to bind the company to any and all contractual arrangements.

  
\_\_\_\_\_  
Todd Harrah (Manager / Member)

  
\_\_\_\_\_  
Steven D Whaley (Secretary)

  
\_\_\_\_\_  
Tom Enyart (Member)





Cindy England  
DBE, WBENC, SBE  
*Pre-Qualified*  
B.S. Horticulture

859-536-7568

[sbloomin@aol.com](mailto:sbloomin@aol.com)  
[www.somethinbloomin.com](http://www.somethinbloomin.com)

Bid  
UK Trunk Sewer

Seed and Straw  
\$1.15 SY

Erosion Blanket  
\$1.40 SY



# TruTest, LLC.

P.O. Box 221166, Louisville, KY 40252-1166 / (502) 552-5142 / Fax (502) 448-9533

## TRUTEST QUOTATION

**Job:** Marquis Avenue Sanitary Sewer

**Date:** June 7, 2016

<u>Item Description</u>	<u>Unit Price</u>
Mobilization (Each Trip) .....	129.00 / ea
12" Low Pressure Air & Deflection Test.....	0.59 / ft
Manhole Vacuum Testing .....	99.00 / ea
Installation of Chimney Seals .....	229.00 / ea

\* Low pressure air is considered 3.5 PSI. Vacuum testing is considered at 10" Hg with a round casting for opening. Prices above are for actual testing of new sewers only. Any bypass pumping, traffic control or other items needed to be able to test would be supplied by Garney.

*Kristi L. Conrad*  
Kristi Conrad  
TruTest



# TruTest, LLC.

P.O. Box 221166, Louisville, KY 40252-1166 / (502) 552-5142 / Fax (502) 448-9533

## TRUTEST QUOTATION

**Job:** UK Trunk Sewer

**Date:** June 7, 2016

<u>Item Description</u>	<u>Unit Price</u>
Mobilization (Each Trip) .....	129.00 / ea
8" Low Pressure Air & Deflection Test.....	0.48 / ft
42" Low Pressure Air & Deflection Test .....	2.29 / ft
Manhole Vacuum Testing .....	129.00 / ea
Installation of Chimney Seals .....	229.00 / ea

\* Low pressure air is considered 3.5 PSI. Vacuum testing is considered at 10" Hg with a round casting for opening. Prices above are for actual testing of new sewers only. Any bypass pumping, traffic control or other items needed to be able to test would be supplied by Garney.

Kristi Conrad  
TruTest

RCSE14166

Certification Number

July 14, 2016

Expiration Date



NWBOC®

NATIONAL WOMEN BUSINESS OWNERS CORPORATION

*Certifies that:*

TruTest, L.L.C.

*has successfully met the requirements of the NWBOC National Certification Program for certification as a woman-owned and woman-controlled business.*

The identified business has qualified as an eligible Woman Business Enterprise (WBE) as set forth in NWBOC Standards and Procedures.

*Janet Harris-Lange*

President

July 15, 2015

Date

NAICS Code(s): 237110

NWBOC, 1001 W. Jasmine Dr., #G, Lake Park, FL 33403 · 800-675-5066 · www.nwboc.org

Tampering or altering this certificate is, in the discretion of NWBOC, grounds for termination of certification.

