

Bid 40-2021 Addendum 1 wpc co. Supplier Response

Event Information

Number: Bid 40-2021 Addendum 1
Title: Water Fountain Installation

Type: Competitive Bid

Issue Date: 4/8/2021

Deadline: 4/26/2021 02:00 PM (ET)

Contact Information

Contact: Kristie Thomas Address: Central Purchasing

Government Center Building

Room 338

200 East Main Street Lexington, KY 40507

Phone: (859) 2583320 Fax: (859) 2583322

Email: kthomas@lexingtonky.gov

wpc co. Information Address: 4307 progress blvd. louisville, KY 40218 Phone: (502) 479-7711 ONLY ONLINE BIDS WILL BE ACCEPTED! By submitting your response, you certify that you are authorized to represent and bind your company and that you agree to all bid terms and conditions as stated in the attached bid/RFP/RFQ/Quote/Auction documents. Jeff Stegner jeff@wpccompany.com Signature Email Submitted at 4/26/2021 12:32:32 PM **Response Attachments** Lexington Park Bid.pdf #40-2021 Water Fountain Bid documents including MWDBE **Bid Lines** Lump sum for all permits, materials, labor, and equipment to install water supply lines and the drinking fountains (fixtures provided by Owner) at Southland and Veterans Park per the specifications and diagram Quantity: 1 UOM: Lump Sum Price: \$33,012.00 Total: \$33,012.00

Price:

Price:

Unit price for installation of supply line per linear foot

Unit price for cubic yard of rock removal and disposal

Quantity: 1 UOM: Linear Feet

Quantity: 1 UOM: Cubic Yard

Response Total: \$33,407.00

\$25.00

\$370.00

\$25.00

\$370.00

Total:

Total:



Lexington-Fayette Urban County Government Lexington, Kentucky Horse Capital of the World

Division of Central I	Purchasing	Date	of Issue: April 8, 2021
	INVITA	ATION TO BID #40-2021 Water Fountain Installa	tion
Bid Opening Date: Address:	April 22, 2	021 Bid Opening T	ime: 2:00 PM
Type of Bid:	Firm Bid		
	April 15, 20 Veterans P	Pre Bid Time: Park Shelter #3, 650 Southpoint Drive, Lexington, KY	1:00 PM
All	bids are t	o be submitted electronically at https://lexingtonky.ionwa	ve.net/
Bids are to include all sh	nipping, han	dling and associated fees to the point of delivery located at: Various Loac	tions, Lexington, Ky.
Bid Specificat	tions Met _	Check One: Exceptions to Bid Specifications. Exceptions shall be itemized and attached to bid proposal submitted.	Proposed Delivery: days after acceptance of bid.
		· ·	
Subr	nitted by:	WPC Company, INC, Firm Name 4307 Progress BILL	_
Bid must be (original signa	77	Address LOUISVILLE, KY 40218 City, State & Zip Signature of Authorized Company Representative – Title	_
(Ungmai Signa	Lurey	JOHN D. WHITE	_
		Representative's Name (Typed or printed) $502 - 479 - 7711 - 502 - 479$	-7766
		Area Code - Phone - Extension Fax #	y

AFFIDAVIT
Comes the Affiant, WPC LO, TVC, and after being first duly sworn under penalty of perjury as follows:
1. His/her name is
authorized representative of WPC Company, INC
the entity submitting the bid (hereinafter referred to as "Bidder")
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.
 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.
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 "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.
STATE OF Kentucky
COUNTY OF SEFFEKSON
The foregoing instrument was subscribed, sworn to and acknowledged before me by
Please refer to Section II. Bid Conditions, Item "U" prior to completing this form.

I. GREEN PROCUREMENT

A. ENERGY

The Lexington-Fayette Urban County Government is committed to protecting our environment and being fiscally responsible to our citizens.

The Lexington-Fayette Urban County Government mandates the use of Energy Star compliant products if they are available in the marketplace (go to www.Energystar.gov). If these products are available, but not submitted in your pricing, your bid will be rejected as non-compliant.

ENERGY STAR is a government program that offers businesses and consumers energy-efficient solutions, making it easy to save money while protecting the environment for future generations.

Key Benefits

These products use 25 to 50% less energy Reduced energy costs without compromising quality or performance Reduced air pollution because fewer fossil fuels are burned Significant return on investment Extended product life and decreased maintenance

B. GREEN SEAL CERTIFIED PRODUCTS

The Lexington-Fayette Urban County Government is also committed to using other environmentally products that do not negatively impact our environment. Green Seal is a non-profit organization devoted to environmental standard setting, product certification, and public education.

Go to www.Greenseal.org to find available certified products. These products will have a reduced impact on the environment and on human health. The products to be used must be pre-approved by the LFUCG prior to commencement of any work in any LFUCG facility. If a Green Seal product is not available, the LFUCG must provide a signed waiver to use an alternate product. Please provide information on the Green Seal products being used with your bid response.

C. GREEN COMMUNITY

The Lexington-Fayette Urban County Government (LFUCG) serves as a principal, along with the University of Kentucky and Fayette County Public Schools, in the Bluegrass Partnership for a Green Community. The Purchasing Team component of the Partnership collaborates on economy of scale purchasing that promotes and enhances environmental initiatives. Specifically, when applicable, each principal is interested in obtaining best value products and/or services which promote environment initiatives via solicitations and awards from the other principals.

If your company is the successful bidder on this Invitation For Bid, do you agree to extend the same product/service pricing to the other principals of the Bluegrass Partnership for a Green Community (i.e. University of Kentucky and Fayette County Schools) if requested?

Yes	1/	No
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EQUAL OPPORTUNITY AGREEMENT

Standard Title VI Assurance

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

The Law

- Title VII of the Civil Rights Act of 1964 (amended 1972) states that it is unlawful for an employer to discriminate in employment because of race, color, religion, sex, age (40-70 years) or national origin.
- Executive Order No. 11246 on Nondiscrimination under Federal contract prohibits employment discrimination by contractor and 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 mental 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.

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 Right	s Laws	listed	above	that	govern	employment	rights o	of minorities,	women,
veteran status,	disability and age	2. (ATTACH MANAGEMENT			-	
Bron	disability and age	To					WP	Cco,	TI	Ic.	
Cianatura	10/10/100		-		Name	of Bu	cinocc				

Signature Wilter

termination shall be made by the LFUCG provided these goods or services were provided in a manner acceptable to the LFUCG. Payment for those goods and services shall not be unreasonably withheld.

- 13. Assignment of Contract: The selected bidder(s) shall not assign or subcontract any portion of the bid contract with LFUCG without the express written consent of LFUCG. Any purported assignment or subcontract in violation hereof shall be void. It is expressly acknowledged that LFUCG shall never be required or obligated to consent to any request for assignment or subcontract; and further that such refusal to consent can be for any or no reason, fully within the sole discretion of LFUCG.
- 14. No Waiver: No failure or delay by LFUCG in exercising any right, remedy, power or privilege hereunder, nor any single or partial exercise thereof, nor the exercise of any other right, remedy, power or privilege shall operate as a waiver hereof or thereof. No failure or delay by LFUCG in exercising any right, remedy, power or privilege under or in respect of this bid proposal or bid contract shall affect the rights, remedies, powers or privileges of LFUCG hereunder or shall operate as a waiver thereof.
- 15. Authority to do Business: Each bidder must be authorized to do business under the laws of the Commonwealth of Kentucky and must be in good standing and have full legal capacity to provide the goods or services specified in the bid proposal. Each bidder must have all necessary right and lawful authority to submit the bid response and enter into the bid contract for the full term hereof including any necessary corporate or other action authorizing the bidder to submit the bid response and enter into this bid contract. If requested, the bidder will provide LFUCG with a copy of a corporate resolution authorizing this action and/or a letter from an attorney confirming that the proposer is authorized to do business in the Commonwealth of Kentucky. All bid responses must be signed by a duly authorized officer, agent or employee of the bidder.
- Governing Law: This bid request and bid contract shall be governed by and construed in accordance with the laws of the Commonwealth of Kentucky. In the event of any proceedings regarding this matter, the bidder agrees that the venue shall be the Fayette County Circuit Court or the U.S. District Court for the Eastern District of Kentucky, Lexington Division and that the bidder expressly consents to personal jurisdiction and venue in such Court for the limited and sole purpose of proceedings relating to these matters or any rights or obligations arising thereunder.
- 17. Ability to Meet Obligations: Bidder affirmatively states that there are no actions, suits or proceedings of any kind pending against bidder or, to the knowledge of the bidder, threatened against the bidder before or by any court, governmental body or agency or other tribunal or authority which would, if adversely determined, have a materially adverse effect on the authority or ability of bidder to perform its obligations under this bid response or bid contract, or which question the legality, validity or enforceability hereof or thereof.
- 18. Price Discrepancy: When applicable, 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.
- 19. Bidder understands and agrees that its employees, agents, or subcontractors are not employees of LFUCG for any purpose whatsoever. Bidder is an independent contractor at all times related to the bid response or bid contract.
- 20. Contractor [or Vendor or Vendor's Employees] will not appropriate or make use of the Lexington-Fayette Urban County Government (LFUCG) name or any of its trade or service marks or property (including but not limited to any logo or seal), in any promotion, endorsement, advertisement, testimonial or similar use without the prior written consent of the government. If such consent is granted LFUCG reserves the unilateral right, in its sole discretion, to immediately terminate and revoke such use for any reason whatsoever. Contractor agrees that it shall cease and desist from any unauthorized use immediately upon being notified by LFUCG.
- 21. If any term or provision of this bid contract shall be found to be illegal or unenforceable, the remainder of the contract shall remain in full force and such term or provision shall be deemed stricken.

Signature

Date

4/26/21

WORKFORCE ANALYSIS FORM

Name of Organization: WPC Company, INC.

Categories	Total	(N His c	hite Not pani or tino)	С	pani or tino	Afri Ame (N Hisp	ck or can- rican lot panic atino	Haw Ot Pa Isla (N Hisp	tive vaiian nd her cific nder lot panic atino	As (N Hisp c Lat	ot oani or	India Alas Na (r Hisp	erican an or skan tive not panic atino	more (I Hisp	vo or e races Not anic or atino	То	otal
		M	F	M	F	M	F	M	F	M	F	M	F	M	F	M	F
Administrators	3	2															
Professionals																	
Superintendents	1	1															
Supervisors	- 1																
Foremen																	
Technicians																	
Protective Service																	
Para-Professionals																	
Office/Clerical																	
Skilled Craft	3	3															
Service/Maintenanc																	
Total:	7	600	1														

Prepared by: _	July Statuase V.P.	Date: 4 1261/21
	(Name and Title)	Revised 2015-Dec-15



LFUCG MWDBE PARTICIPATION FORM	
Bid/RFP/Quote Reference # 40 -2021	

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

MWDBE Company, Name, Address, Phone, Email	MBE WBE or DBE	Work to be Performed	Total Dollar Value of the Work	% Value of Total Contract
1.				
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.

Company

Date

Company Representative

Title



MWDBE QUOTE SUMMARY	FORM
Bid/RFP/Quote Reference #	40-2021

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

Company Name	Contact Person	
Address/Phone/Email	Bid Package / Bid Date	
		*

MWDBE Company Address	Contact Person	Contact Information (work phone Email, cell)	Services to be performed	Method of Communication (email, phone meeting, ad, event etc)	Total dollars \$\$ Do Not Leave Blank (Attach Documentation)	MBE * AA HA AS NA Female	Veteran

(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.

Company COTTAC,

Company Representati

Date

Title



LFUCG MWDBE SUBSTITUTION FORM Bid/RFP/Quote Reference #______

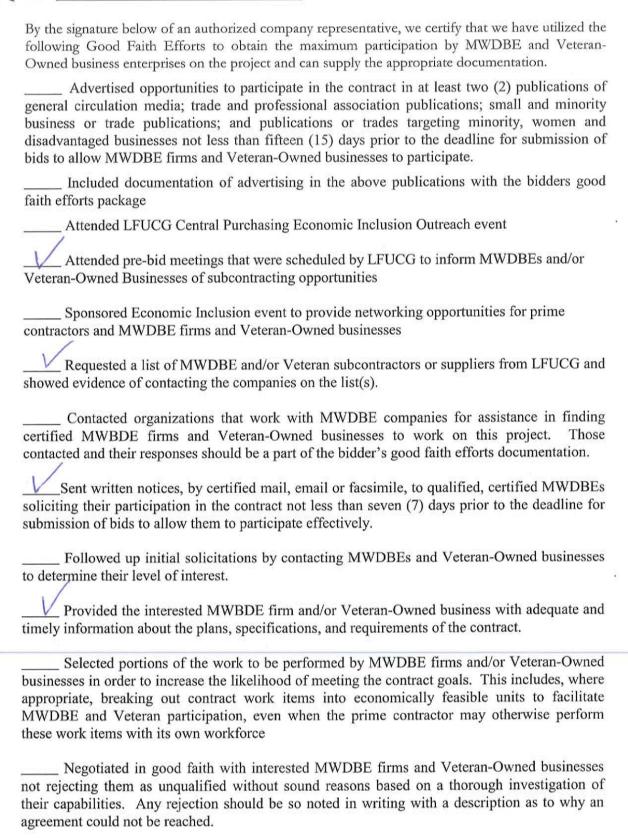
The substituted MWDBE and/or veteran subcontractors listed below have agreed to participate on this Bid/RFP/Quote. These substitutions were made prior to or after the job was in progress. These substitutions were made for reasons stated below and are now being submitted to Central Purchasing for approval. 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.			,	2	

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.

WPC CO. FINE	C SUR VY MINEROD
Company	Company Representative
4/26/21	Presedont.
Date	Title

LFUCG STATEMENT OF GOOD FAITH EFFORTS Bid/RFP/Quote



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.
Otherany other evidence that the bidder submits which may show that the bidder has made reasonable good faith efforts to include MWDBE and Veteran participation.
NOTE: Failure to submit any of the documentation requested in this section may be cause for rejection of bid. Bidders may include any other documentation deemed relevant to this requirement which is subject to approval by the MBE Liaison. Documentation of Good Faith Efforts must be submitted with the Bid, if the participation Goal is not met.
The undersigned acknowledges that all information is accurate. Any misrepresentations may result in termination of the contract and/or be subject to applicable Federal and State laws concerning false statements and claims. Company Company Representative Title
WPC is a veteran ouned rempany
who is a veteran ouned rempany I will furnish proof of this if
reguested.

2021-032A -- WATER FOUNTAIN INSTALLATION - LFUCG - LEXINGTON, KY

Bid Date: 4/26/2021 2:00 PM ET

General Contractor

W.P.C. Company, Inc.

M

4307 Progress Blvd Louisville, KY 40218

Seeking MWBE business participation

Contact:Jeff Stegner (mailto:jeff@wpccompany.com)

Phone: (502) 479-7711 Fax: (502) 479-7766

From:

jeff@wpccompany.com

Sent:

Wednesday, April 14, 2021 3:22 PM

To:

'johnm@culycontracting.com'

Subject:

lex. jobs

Please bid 2 jobs in Lexington- Water fountain installations in southland park and veteran's park. The prebid is tomorrow at 1pm. The job is posted for bid on the 22^{nd} of this month. Plans are on builder's exchange and at our office. Thanks— Jeff- WPC co. Louisville Ky. 502-479-7711



From:

jeff@wpccompany.com

Sent:

Wednesday, April 14, 2021 3:21 PM

To:

'clemsco@adelphia.net'

Subject:

lex. jobs

Please bid 2 jobs in Lexington- Water fountain installations in southland park and veteran's park. The prebid is tomorrow at 1pm. The job is posted for bid on the 22nd of this month. Plans are on builder's exchange and at our office. Thanks—Jeff- WPC co. Louisville Ky. 502-479-7711

From:

jeff@wpccompany.com

Sent:

Wednesday, April 14, 2021 3:20 PM

To:

'mrabe@blaumech.com'

Subject:

lex. jobs

Please bid 2 jobs in Lexington- Water fountain installations in southland park and veteran's park. The prebid is tomorrow at 1pm. The job is posted for bid on the 22nd of this month. Plans are on builder's exchange and at our office. Thanks— Jeff- WPC co. Louisville Ky. 502-479-7711

From:

jeff@wpccompany.com

Sent:

Wednesday, April 14, 2021 3:20 PM

To:

'adeinc1@aol.com'

Subject:

lex. jobs

Please bid 2 jobs in Lexington- Water fountain installations in southland park and veteran's park. The prebid is tomorrow at 1pm. The job is posted for bid on the 22nd of this month. Plans are on builder's exchange and at our office. Thanks—Jeff- WPC co. Louisville Ky. 502-479-7711

From:

jeff@wpccompany.com

Sent:

Wednesday, April 14, 2021 3:19 PM

To:

'rschock@tritonservices.com'

Subject:

lex. jobs

Please bid 2 jobs in Lexington- Water fountain installations in southland park and veteran's park. The prebid is tomorrow at 1pm. The job is posted for bid on the 22nd of this month. Plans are on builder's exchange and at our office. Thanks—Jeff- WPC co. Louisville Ky. 502-479-7711

From:

jeff@wpccompany.com

Sent:

Wednesday, April 14, 2021 3:18 PM

To:

'bgraf@smprecast.com'

Subject:

Lex. jobs

Please bid 2 jobs in Lexington- Water fountain installations in southland park and veteran's park. The prebid is tomorrow at 1pm. The job is posted for bid on the 22nd of this month. Plans are on builder's exchange and at our office. Thanks— Jeff- WPC co. Louisville Ky. 502-479-7711

From:

jeff@wpccompany.com

Sent:

Wednesday, April 14, 2021 3:17 PM

To:

'hgriffith@aep.com'

Subject:

lexington jobs

Please bid 2 jobs in Lexington- Water fountain installations in southland park and veteran's park. The prebid is tomorrow at 1pm. The job is posted for bid on the 22^{nd} of this month. Plans are on builder's exchange and at our office. Thanks— Jeff- WPC co. Louisville Ky. 502-479-7711