



AIA Document A310

Bid Bond

KNOW ALL MEN BY THESE PRESENTS, that we **Free Contracting, Inc.**, 1620 Old Frankfort Pike, Lexington KY 40504

as Principal, hereinafter called the Principal, and **Ohio Farmers Insurance Company**

a corporation duly organized under the laws of the State of Ohio

as Surety, hereinafter called the Surety, are held and firmly bound unto **LFUCG**

as Obligee, hereinafter called the Obligee, in the sum of **Five Percent of Amount Bid**

Dollars (**\$ 5% of Bid**),

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 **Marquis Avenue Sanitary Sewer Replacement Project**

NOW, THEREFORE, if the Obligee shall accept the bid of the Principal 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 with good and sufficient surety for the faithful performance of such Contract and for the prompt payment of labor and material furnished in the prosecution thereof, or in the event of the failure of the Principal to enter such Contract and give such bond or bonds, if the Principal shall pay to the Obligee the difference not to exceed the penalty 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.

Signed and sealed this **16th** day of **June** **2016**

Amy Fubis
(Witness)

Lisa Hamblin
(Witness)

Free Contracting, Inc.
{ [Signature] (Principal) (Seal)
Rhonda Fisher (Title) **President**

Ohio Farmers Insurance Company
{ [Signature] (Surety) (Seal)
Paula J. Hardin (Title) **Attorney-In-Fact**

General
Power
of Attorney

Westfield Insurance Co.
Westfield National Insurance Co.
Ohio Farmers Insurance Co.
Westfield Center, Ohio

CERTIFIED COPY

Know All Men by These Presents: That WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY, corporations, hereinafter referred to individually as a "Company" and collectively as "Companies," duly organized and existing under the laws of the State of Ohio, and having its principal office in Westfield Center, Medina County, Ohio, do by these presents make, constitute and appoint
SANDY Q. BLACK, CHRIS P. BARNETT, TERESA L. JOHNS, PAULA J. HARDIN, JOINTLY OR SEVERALLY

of LEXINGTON and State of KY its true and lawful Attorney(s)-in-Fact, with full power and authority hereby conferred in its name, place and stead, to execute, acknowledge and deliver any and all bonds, recognizances, undertakings, or other instruments or contracts of suretyship-

LIMITATION: THIS POWER OF ATTORNEY CANNOT BE USED TO EXECUTE NOTE GUARANTEE, MORTGAGE DEFICIENCY, MORTGAGE GUARANTEE, OR BANK DEPOSITORY BONDS.

and to bind any of the Companies thereby as fully and to the same extent as if such bonds were signed by the President, sealed with the corporate seal of the applicable Company and duly attested by its Secretary, hereby ratifying and confirming all that the said Attorney(s)-in-Fact may do in the premises. Said appointment is made under and by authority of the following resolution adopted by the Board of Directors of each of the WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY:

"Be it Resolved, that the President, any Senior Executive, any Secretary or any Fidelity & Surety Operations Executive or other Executive shall be and is hereby vested with full power and authority to appoint any one or more suitable persons as Attorney(s)-in-Fact to represent and act for and on behalf of the Company subject to the following provisions:

The Attorney-in-Fact, may be given full power and authority for and in the name of and on behalf of the Company, to execute, acknowledge and deliver, any and all bonds, recognizances, contracts, agreements of indemnity and other conditional or obligatory undertakings and any and all notices and documents canceling or terminating the Company's liability thereunder, and any such instruments so executed by any such Attorney-in-Fact shall be as binding upon the Company as if signed by the President and sealed and attested by the Corporate Secretary."

"Be it Further Resolved, that the signature of any such designated person and the seal of the Company heretofore or hereafter affixed to any power of attorney or any certificate relating thereto by facsimile, and any power of attorney or certificate bearing facsimile signatures or facsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached." (Each adopted at a meeting held on February 8, 2000).

In Witness Whereof, WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY have caused these presents to be signed by their National Surety Leader and Senior Executive and their corporate seals to be hereto affixed this 30th day of MARCH A.D., 2015 .

Corporate
Seals
Affixed



WESTFIELD INSURANCE COMPANY
WESTFIELD NATIONAL INSURANCE COMPANY
OHIO FARMERS INSURANCE COMPANY

By: *Dennis P. Baus*

Dennis P. Baus, National Surety Leader and Senior Executive

State of Ohio
County of Medina ss.:

On this 30th day of MARCH A.D., 2015, before me personally came Dennis P. Baus to me known, who, being by me duly sworn, did depose and say, that he resides in Wooster, Ohio; that he is National Surety Leader and Senior Executive of WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY, the companies described in and which executed the above instrument; that he knows the seals of said Companies; that the seals affixed to said instrument are such corporate seals; that they were so affixed by order of the Boards of Directors of said Companies; and that he signed his name thereto by like order.

Notarial
Seal
Affixed



David A. Kotnik

David A. Kotnik, Attorney at Law, Notary Public
My Commission Does Not Expire (Sec. 147.03 Ohio Revised Code)

State of Ohio
County of Medina ss.:

I, Frank A. Carrino, Secretary of WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney, executed by said Companies, which is still in full force and effect; and furthermore, the resolutions of the Boards of Directors, set out in the Power of Attorney are in full force and effect.

In Witness Whereof, I have hereunto set my hand and affixed the seals of said Companies at Westfield Center, Ohio, this 16th day of June A.D., 2016.



Frank A. Carrino Secretary
Frank A. Carrino, Secretary

Marquis Avenue Sanitary
Sewer Replacement Project

Division of Water Quality
Lexington-Fayette Urban County Government

LFUCG Bid No. 62-2016

1.01 GENERAL

Place: Lexington, Kentucky

Date:

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

This Bid Form Submitted by Free Contracting, Inc
1120 Old Frankfort Pike, Lex KY 40504
(Name and Address of Bidder)

(Hereinafter called "Bidder"), organized and existing under the laws of the State of KY, doing
business as a Corporation
"a corporation," "a partnership", or an "individual" as applicable

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

The Bidder, in compliance with your Advertisement for Bids for the Marquis & Park Sanitary Sewer Replacement Project; 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 Two Hundred and Ten (210) consecutive calendar days. Bidder further agrees to pay liquidated damages, the sum of Five Hundred Dollars and Zero Cents (\$500.00) for each consecutive day thereafter.

The Bidder hereby acknowledges receipt of the following addenda:

- | | |
|--|---|
| Addendum No. <u>1</u> Date <u>6-8</u> ; | Addendum No. <u> </u> Date <u> </u> |
| Addendum No. <u>2</u> Date <u>6-9</u> ; | Addendum No. <u> </u> Date <u> </u> |
| Addendum No. <u>3</u> Date <u>6-10</u> ; | Addendum No. <u> </u> Date <u> </u> |
| Addendum No. <u>4</u> Date <u>6-10</u> ; | Addendum No. <u> </u> Date <u> </u> |

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 Free Contracting, Inc

Date 6-16-16

*A. A corporation duly organized and doing business under the laws of the State of KY,
for whom Rhonda Fister, bearing the
official title of President, 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)

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

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

1.03 BIDDERS AFFIDAVIT

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

A. His/her name is Rhonda Fister and he/she is the individual submitting the Bid or is the authorized representative of Free Contracting, Inc. 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 conduct is of that nature or that the circumstance exists.

Further, Affiant sayeth naught.

Affiant Signature

STATE OF KY
COUNTY OF Fayette

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

Rhonda Fister on this the 16th day of June, 2016

My Commission expires: 8-13-19

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

Item	Description	Qty	Unit	Unit Price	Item Price
1	Mobilization	1	LS	9,000	9,000
2	Bonds and Insurance	1	LS	7,000	7,000
3	General Requirements	1	LS	30,000	30,000
4	Demobilization	1	LS	4,000	4,000
5	Erosion and Sediment Control and Conformance with SWPPP	1	LS	13,000	13,000
6	10-inch Gravity Sewer Pipe CIPP	170	LF	193	32,810
7	12-inch Gravity Sewer Pipe, PVC (SDR 35), 0-6' depth	330	LF	75	24,750
8	12-inch Gravity Sewer Pipe, PVC (SDR 35), 6.1'-10' depth	365	LF	125	45,625
9	12-inch Gravity Sewer Pipe, PVC (SDR 26), 10.1'-14' depth	385	LF	200	77,000
10	12-inch Gravity Sewer Pipe, PVC (SDR 26), greater than 14' depth	0.0	LF	275	0
11	6-inch Tee Fittings for Gravity Sewer Lateral Connection (FRP, RCP, PVC, PCCP) Install new cleanout w/service	21	EA	3,000	63,000
12	Connect to existing 10-inch sewer	1	EA	1,500	1,500
13	Connect to existing 15-inch sewer	1	EA	2,000	2,000
14	Standard Manhole, 4-foot diameter (depth to 6.0 ft)	7	EA	5,000	35,000
15	Manhole Barrel Extensions, 4 ft. diameter	17.4	VF	250	4,350
16	Reconnect existing service lateral to new sewer/MH	21	EA	300	6,300

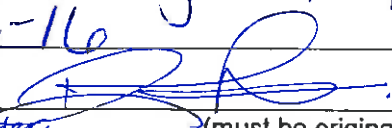
	Install new cleanout, w/service				
17	Cut and cap existing sanitary sewer	3	EA	1,500	4,500
18	Video inspection of new sewer pipe	1250	LF	2.50	3,125
19	Bituminous Pavement Surface Removal and Replacement (with Concrete or Bituminous Base) FULL WIDTH OF STREET	2,900	SY	10.20	29,580
20	Seeding, Permanent	250	SY	1	250
21	Sod	3,000	SY	3	9,000
22	10.0 ft. Chain Link Fence Repairs w/ New Gates, to include screen on fence	1.0	LS	7,500	7,500
23	Bypass Pumping Setup, <12-inch Sewer Line	4.0	EA	.01	.04
24	Bypass Pumping, <12-inch Sewer Line	1,000.0	HR	.01	10
25	Maintenance of Traffic	1	LS	5,000	5,000
26	Curb, Gutter Replacement Repair	100	LF	15	1,500
27	Sidewalk Repair	50	SY	35	1,750
28	Backhoe Operation	50	HR	50	2,500
29	Poly Wrap of Pipe	200	SY	7	1,400
30	3000 PSI Concrete Placement	25	CY	125	3,125
31	Misc. Site Improvements	1	LS	\$40,000.00	\$40,000.00
TOTAL BID (Items 1 thru 28)				464,575.04	464,575.04

Ref.

TOTAL BID AMOUNT:

*four hundred sixty four thousand five hundred
seventy five* _____ *and 4 cents.*
Dollars (\$ 464,575.04)

Respectfully Submitted,

FIRM: Free Contracting, Inc.
ADDRESS: 11620 Old Frankfort Pike,
CITY/STATE/ZIP: Lexington, KY 40504
DATE: 6-16-16
BY:  (must be original signature)
TITLE: President
PHONE: 859-255-2236 FAX: 859-259-0458
(area code, number & extension)
EMAIL ADDRESS: Rhonda@freecontracting.com

OFFICIAL ADDRESS AND PHONE:

11620 Old Frankfort Pike
Lexington, KY 40504

_____ (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: Free Contracting, Inc
- B. Permanent Place of Business: 11220 Old Frankfort Pike, Lex Ky 40504
- C. When Organized: June 1993
- D. Where Incorporated: KY
- 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:

Ohio Farmers Insurance Company (Surety)

Signed: Paula J Hardin (Representative of Surety)

- 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>See 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>See attached</u>		

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>
Martin Fister	General Superintendent	
Fletcher Gabbard	Project Manager	

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>
FCT is 100% DBE			

(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.

BRANCH OF WORK** (List each major item)	SUBCONTRACTOR	MWDBE (yes/no)	% of WORK
1. <u>CIPP</u>	Name: <u>LEAK ELIMINATORS</u>	<u>YES</u>	<u>5%</u>
	Address: <u>LEXINGTON, KY</u>		
2. <u>Pipe</u>	Name: <u>ATS</u>	<u>NO</u>	<u>5%</u>
	Address: <u>LEXINGTON, KY</u>		
3. _____	Name: _____	_____	_____
	Address: _____		
4. _____	Name: _____	_____	_____
	Address: _____		
5. _____	Name: _____	_____	_____
	Address: _____		
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 X. [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.

Free Contracting, Inc
Company

6-16-16
Date

[Signature]
Representative Rhonda Fisher

1.08 STATEMENT OF EXPERIENCE

NAME OF INDIVIDUAL: See attached

POSITION/TITLE: _____

STATEMENT OF EXPERIENCE: _____

NAME OF INDIVIDUAL: _____

POSITION/TITLE: _____

STATEMENT OF EXPERIENCE: _____

NAME OF INDIVIDUAL: _____

POSITION/TITLE: _____

STATEMENT OF EXPERIENCE: _____

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:

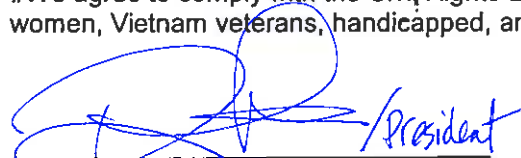
The Secretary of Labor may investigate the employment practices of any Government contractor or sub-contractor to determine whether or not the contractual provisions specified in Section 202 of this order have been violated.

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 Rhonda Fister / President

Free Contracting, Inc
 Name of Business

The Entity (regardless of whether construction Contractor, non-construction Contractor or supplier) agrees to provide equal opportunity in employment for all qualified persons, to prohibit discrimination in employment because of race, color, creed, national origin, sex or age, and to promote equal employment through a positive, continuing program from itself and each of its sub-contracting agents. This program of equal employment opportunity shall apply to every aspect of its employment policies and practices.

The Kentucky Equal Employment Opportunity Act of 1978 (KRS 45.560-45.640) requires that any 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 his work-force in Kentucky is representative of the available work-force in the area from which he draws employees, or to supply an Affirmative Action plan which will achieve such representation during the life of the Contract.

1.10 MWD BE 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**

FCI is 100% DBE

An EPA Financial Assistance Agreement Recipient must require its prime contractors to provide this form to its DBE subcontractors. This form gives a DBE¹ subcontractor² 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

¹ 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.

² 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)

1.11 MWDBE SUBCONTRACTOR PERFORMANCE FORM



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

FCI is 100% DBE

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

This form is intended to capture the DBE¹ subcontractor's² 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.

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 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		Meets/ exceeds EPA certification standards? <input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> Unknown
<input type="checkbox"/> Other: _____		

¹ 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.

² 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**

FCI is 100% DBE

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).

Prime Contractor Signature	Print Name
Title	Date

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 6100-3 (DBE Subcontractor Performance Form)

1.12 MWDBE SUBCONTRACTOR UTILIZATION FORM



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

FCI is 100% DBE

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 DBE¹ subcontractors² 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		Project Name	
Bid/ Proposal No.	Assistance Agreement ID No. (if known)	Point of Contact	
Address			
Telephone No.		Email Address	
Issuing/Funding Entity:			

I have identified potential DBE certified subcontractors	___ YES	___ 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?

Continue on back if needed

¹ 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.

² 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**

FCT IS 100% DBE

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).

Prime Contractor 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 6100-4 (DBE Subcontractor Utilization Form)

1.13 MWDBE PARTICIPATION POLICY

FCI IS 100% DBE

PROJECT NAME:

Lexington-Fayette Urban County Government

LFUCG BID NO.

BID DATE:

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

Prime Contractor's Name _____

Contact Person: _____

Address: _____

Phone: _____ Cell: _____

Email: _____

Total Contract Amount: _____

B. Total dollar amount/percent of contract of DBE participation: _____

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

D. Total dollar amount/percent of contract of WBE participation: _____

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

Yes No _____

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

G. List of DBE Subcontractors:

Name: _____

Contact Person: _____

Address: _____

Phone: _____ Cell: _____

Email: _____

Type of Contract: _____

Work to be Done: _____

Amount: _____

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: _____

Contact Person: _____

Address: _____

Phone: _____ Cell: _____

Email: _____

Type of Contract: _____

Work to be Done: _____

Amount: _____

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.

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: _____

FLI 15 100% DBE

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 and 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 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 send 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

Print Name and Title

Date

1.14 EQUAL EMPLOYMENT OPPORTUNITY AFFIRMATIVE ACTION POLICY

It is the policy of Free Contracting Inc
(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.

Name of Organization: Free Contracting, Inc Date 6/16/16

Categories	Total	White		Black		Other		Total	
		M	F	M	F	M	F	M	F
Administrators	see attached								
Professionals									
Superintendents									
Supervisors									
Foremen									
Technicians									
Protective Service									
Para-Professionals									
Office/Clerical									
Skilled Craft									
Service/Maintenance									
Total									

Prepared By: Amy Fabis

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

Names Insured: Free Contracting, Inc.
 Address: 1620 Old Frankfort Pike, Lexington, KY 40504
 Project to be insured: Marquis Ave Sanitary Sewer Replacement 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 per occ. \$2,000,000 aggregate	Westfield Ins. Co.	A	XV
1.05.D.1	Auto	Combined single \$1,000,000/per occ. aggregate Requirements (a) through (c)	\$1,000,000 CSL	Westfield Ins. Co.	A	XV
1.05.D.1	WC	\$ Statutory	Statutory	KEMI	A-	VIII
1.05.D.1	Employer's Liability	\$500,000	\$1,000,000	KEMI	A-	VIII

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

Powell: Walton-Milward a division of J Smith Lanier & Co.
 Agency or Brokerage
 360 E. Vine St., Ste. 200
 Street Address
 Lexington, KY 40503
 City
 (859) 254-8023
 Telephone Number

Kevin Kelly
 Name of Authorized Representative
 Vice-President
 Title
 Authorized Signature
 6/15/16
 Date

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

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: Marquis Avenue Sanitary Sewer Replacement Project

LFUCG BID NO.: 62-2016

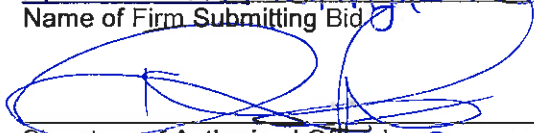
LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
LEXINGTON, KY

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 Free Contracting, Inc 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.

Free Contracting, Inc
Name of Firm Submitting Bid


Signature of Authorized Official Rhonda Fisher

President
Title

6-16-16
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: Free Contracting, Inc

Project: Marquis Ave Sanitary Sewer Replacement

Printed Name: Rhonda Fister

Title of Authorized Representative: President

Signature: 

Date: 6-16-16

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.

Rhonda Fister, President

Typed Name & Title of Authorized Representative

Signature of Authorized Representative

Date

6-16-16

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

1.20 BID BOND

BID BOND

Bond Number: See attached

KNOW ALL MEN BY THESE PRESENTS, that we _____

as principal (the "Principal") and _____

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 _____ 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 _____

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 _____ day of _____, 20_____.

WITNESS / ATTEST:

Principal (Secretary)

Principal

By: _____ (seal)
Name:
Title:

Surety (Secretary)

Surety

By: _____ (seal)
Name:
Title:

POWER OF ATTORNEY

(Attach to Bid Bond)

END OF SECTION

PREVIOUS PROJECTS

PROJECT	DESCRIPTION OF WORK	LOCATION	OWNER	OWNER CONTACT	OWNER ADDRESS	OWNER CONTACT PHONE	ENGINEERING FIRM	ENGINEER
Ecton Park Sanitary Sewer Improvements	Sanitary Sewer Replacement	Lexington, KY	LFUCKG	Rock Daw	125 Lake Industrial Ave., Lexington, KY 40511	(859) 435-2407	Palmer Engineering	Greg Jaska
Relocation of Athletic Facilities Access Road	New Road, storm sewer	Morehead, KY	Morehead State University	Steve Leitz	Morehead State University, Morehead, KY 40352	(606) 873-3272	Carmen & Associates	Chris Howard
Bel-Air Sanitary Sewer Project Contract 66	2 boxes sewerline, manholes	Winchester, KY	Winchester Municipal Utilities	Duke Dryden	110 N Main St., Winchester, KY 40391	(859) 744-3434	Palmer Engineering	Stephanie Blinn
Campus Recreation Center-Evans Branch Culvert Extension-MSU	install 72" pipe, and retaining wall	Morehead, KY	Morehead State University	Steve Leitz	Morehead State University, Morehead, KY 40351	(606) 873-3271	Carmen & Associates	Chris Howard
Flat Run Veterans Park	Dam improvements - roller compacted concrete Sewer Line	Flemingburg, KY	Fox Creek Watershed Conservancy, Diet	Mervyn Stal	25 Meadow Lane, Flemingburg, KY 41041	(606) 845-6291	Schnabel Engineering	Anthony Grubb
Local Tractor/Agri-Science Farm - Phase One	Site work - Grading	Cynthiana, KY	City of Cynthiana	Gary Royshy	PO Box 67, Cynthiana, KY 41031	(859) 234-7150	N/A	N/A
Main Locking River Raw Water Intake Improvements	pump station improvements	Cynthiana, KY	Fayette Co Public Schools	Bill Wallace	701 East Main St., Lexington, KY 40502	(859) 381-4100	Tau, Hill & Jacobs Architect	Susan Hill
Pigeon Roost Creek	Earthen Dam - 36" Pipe	McKee, KY	City of McKee	Henry Johnson	PO Box 67, Cynthiana, KY 41031	(859) 234-7159	HDR	Rob Williams
Pigeon Roost Creek Sewer	New Sewerline	McKee, KY	City of McKee	Dwight Bishop	PO Box 453, McKee, KY 40448	(606) 287-8706	N/A	N/A
				Dwight Bishop	PO Box 453, McKee, KY 40447	(606) 287-8305	N/A	N/A

PROJECT	ENGINEERING FIRMS ADDRESS	ENGINEER PHONE	BID DATE	COMPLETION DATE	CONTRACT AMOUNT	CHANGE ORDERS	FINAL CONTRACT PRICE
Relocation of Athletic Facilities Access Road	310 Old Vine St. Ste. 200, Lex., KY 40507	(859) 234-9804	12/15/2012	10/1/13	\$480,900.00	\$57,448.49	\$538,348.49
Bel-Air Sanitary Sewer Project Contract 66	301 East Main St., Suite 900, Lexington, KY 40507	(859) 355-1332	7/12/2012	5/1/2013	\$538,230.00	(\$995.40)	\$537,234.51
Campus Recreation Center-Evans Branch Culvert Extension-MSU	310 Old Vine St. Ste. 200, Lex., KY 40507	(859) 234-9803	5/3/2012	11/30/2012	\$562,164.00	\$44,846.07	\$607,010.07
Flat Run Veterans Park	11A Oak Branch Dr., Greensboro, NC 27407	(336) 274-9436	10/26/10	12/31/2011	\$4,062,665.80	\$239,708.76	\$4,302,374.56
Local Tractor/Agri-Science Farm - Phase One	N/A	N/A	07/16/10	9/27/2010	\$17,952.20	\$26,562.03	\$44,514.23
Main Locking River Raw Water Intake Improvements	346 East Main St., Lexington, KY 40507	(859) 242-5994	04/15/10	7/24/2010	\$179,500.00	\$495.00	\$179,995.00
Pigeon Roost Creek	2317 Sir Barton Way, Lexington, KY 40509	(859) 233-3755	01/14/10	6/09/2011	\$621,481.00	\$33,296.50	\$654,777.50
	N/A	N/A	N/A	12/31/2009	\$2,643,731.00	\$783,115.98	\$3,426,846.98
Pigeon Roost Creek Sewer	N/A	N/A	N/A	3/3/2008	\$18,304.00	\$0.00	\$18,304.00

Current Projects

PROJECT #	PROJECT	DESCRIPTION OF WORK	LOCATION	OWNER	OWNER CONTACT	OWNER ADDRESS	OWNER CONTACT PHONE	ENGINEERING FIRM
870	Woodhill Trunk Sewer Replacement	Sanitary Sewer Replacement	Lexington, KY	LFUCG	Doug Baldwin	125 Lisle Industrial Ave., Lexington, KY 40511	(609) 298-1474	IJMB Professional Engineers
872	Lanes Run Business Park Road and Sanitary Sewer	New road and Sewer	Georgetown, KY	City of Georgetown	NJM Goodwin	100 North Court Street, Georgetown, KY 40324	(502) 867-2000	Integrated Engineering
871	Rose Street Bike Lane	Bike Lane	Lexington, KY	LFUCG	Keith Loran	101 East Vine Street, Lexington KY 40507	(609) 298-1474	N/A

PROJECT #	PROJECT	ENGINEER	ENGINEERING FIRMS ADDRESS	ENGINEERS PHONE #	BID DATE	ANTICIPATED COMPLETION DATE	CONTRACT AMOUNT
870	Woodhill Trunk Sewer Replacement	RD, Baccus	3 HMB Ct, Frankfort, KY 06601	(502) 695-9800	3/4/2015	December-15	\$3,018,997.00
872	Lanes Run Business Park Road and Sanitary Sewer	Eddie Meas	166 Prosperous Place, Suite 210, Lexington, KY 40509	(859) 368-0145	2/2/2016	June-16	\$395,126.00
871	Rose Street Bike Lane	N/A	N/A	N/A	4/9/2016	September-16	\$253,220.10

Rhonda W. Fister, PE
President, Free Contracting, Inc.
Years of Experience: 32
Years with Firm: 23

Education

B.S., Civil Engineering, University of Kentucky; 1985
B.S., Physics, Eastern Kentucky University; 1984

Registration

Professional Engineer, KY

Experience, Free Contracting, Inc. (1993-2013)

Ms. Fister has 32 years of engineering design, surveying and construction experience. For the past 23 years she has been sole officer and owner of Free Contracting, Inc., a heavy construction firm in Central Kentucky, since its incorporation in 1993. While building the small firm, she has been involved in all aspects of business management including overseeing projects with universities, local municipalities, state and federal governments such as USDA, LFUCG, Univ. of Kentucky and KDOT. Projects have evolved from small storm and sanitary sewer projects to larger road construction projects, dam construction and dam repairs.

Construction

As a prime contractor, Ms. Fister was involved in the construction of the following projects:

- Sungold Ditch Drainage Improvements, MSD; Louisville, Kentucky
- Lexington Community College Drainage Improvement, UK; Lexington, Kentucky
- Watsonville Road Sanitary Collectors, MSD; Louisville, Kentucky
- Irvine Pump Stations, City of Irvine; Irvine, Kentucky
- KY 177 Landslide Correction, KDOT; Morning View, Kentucky
- Blue Lick State Park, retaining wall, grade, drain and surface, KDOT; Robertson Co., KY
- Linkbelt, grade and drain; Lexington, Kentucky
- St. Luke Methodist Church; Lexington, Kentucky
- Suburban Mobile Home Park Expansion; Lexington, Kentucky
- Grant Co., Grade and Drain, KDOT; Dry Ridge, Kentucky
- Crestview Sanitary Sewer; Nicholasville, Kentucky
- Scott Co., Grade and Drain, KDOT; Georgetown, Kentucky
- West Hickman Trunk Sewer, Sanitary Sewer Rehabilitation, LFUCG; Lexington, KY
- Boston Rd./Halifax Drive, Sanitary Sewer, LFUCG; Lexington, KY
- Scott Co., Water Line; Georgetown, KY
- Bluegrass Mental Health, Sanitary Sewer; Lexington, KY
- Coldstream Park, Jogging Path, Lexington, KY.
- Dorseyville, Waterline, Carlisle, KY.
- Miller St. Redevelopment, Grade, Drain, Surface, Millersburg, KY.
- Limestone/Short Street Redevelopment, Lexington, KY.
- Water Service for Indoor Recreation Center, Georgetown, KY.
- 2000 Sanitary Sewer Manhole Rehab, Georgetown, KY
- Cherry Blossom Pump Station, Georgetown, KY
- North Elkhorn Watershed Sanitary Trunk Sewer, Lexington, KY
- Laco Drive Roadway Improvements, Lexington, KY
- Quality Dr./McClellan Circle Entrance Improvements and Signalization, Georgetown, KY
- Nelson, Co., KDOT, Grade and Drain, New Haven, KY

Experience Ky. Department of Transportation, Division of Construction (1987-89)

Construction

As a project engineer or project manager, Ms. Fister's experience included construction stakeout, inspection and supervision for the following construction projects:

- Nicholasville By-Pass, box culverts, 2 railroad bridges, 5 miles grade, drain and surfacing, new construction, KDOT; Nicholasville, Kentucky
- South Broadway Underpass, railroad bridge, grade, drain and surfacing, storm and sanitary sewer relocation, anchor tie-back concrete retaining wall, KDOT; Lexington, KY
- Russell Cave Road Reconstruction, 3 miles grade, drain and surfacing, KDOT; Lexington, KY
- West Hickman Bridge, bridge construction, Man-O-War Boulevard, KDOT; Lexington, KY
- Man-O-War Boulevard Widening, 4 miles grade, drain and surfacing, KDOT; Lexington, KY

Experience, Ky. Department of Transportation, Division of Design (1985-86)

Design

As KDOT project engineer, Ms. Fister was involved with preliminary and final design of construction plans, final right of way, field surveys, cost estimates, specifications, and/or reports for the following projects:

- Various I-75 Slope Stabilizations, Kentucky
- Various I-71 Slope Stabilizations, Kentucky
- Bridge Replacement, Berry, Kentucky
- Bridge Replacement, 1132 Eagle Creek, Grant Co., Kentucky

Experience, GRW Engineers, Inc., (1984-85)

Design

As an engineering technician, Ms. Fister was involved with preliminary and final design of construction plans, final right of way plans and reports for the following projects:

- 14 miles of AA Highway, Kentucky
- Various restaurant site plans