

AIA® Document A310™ – 2010

Bid Bond

CONTRACTOR:

(Name, legal status and address)

Swift Roofing of E-Town, Inc.
108 S. Park Circle
Elizabethtown, KY 42702

SURETY:

(Name, legal status and principal place of business)

Great American Insurance Company
301 E. 4th Street
Cincinnati, OH 45202-4201

OWNER:

(Name, legal status and address)

Lexington-Fayette Urban County Government
200 East Main Street, 3rd Flr
Lexington, KY 40507

BOND AMOUNT: Five percent of amount bid (5%)

This document has important legal consequences. Consultation with an attorney is encouraged with respect to its completion or modification.

Any singular reference to Contractor, Surety, Owner or other party shall be considered plural where applicable.

PROJECT:

(Name, location or address, and Project number, if any)

Community Corrections Roof Replacement
Lexington, KY

Project Number, if any:

The Contractor and Surety are bound to the Owner in the amount set forth above, for the payment of which the Contractor and Surety bind themselves, their heirs, executors, administrators, successors and assigns, jointly and severally, as provided herein. The conditions of this Bond are such that if the Owner accepts the bid of the Contractor within the time specified in the bid documents, or within such time period as may be agreed to by the Owner and Contractor, and the Contractor either (1) enters into a contract with the Owner in accordance with the terms of such bid, and gives such bond or bonds as may be specified in the bidding or Contract Documents, with a surety admitted in the jurisdiction of the Project and otherwise acceptable to the Owner, for the faithful performance of such Contract and for the prompt payment of labor and material furnished in the prosecution thereof; or (2) pays to the Owner the difference, not to exceed the amount of this Bond, between the amount specified in said bid and such larger amount for which the Owner 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. The Surety hereby waives any notice of an agreement between the Owner and Contractor to extend the time in which the Owner may accept the bid. Waiver of notice by the Surety shall not apply to any extension exceeding sixty (60) days in the aggregate beyond the time for acceptance of bids specified in the bid documents, and the Owner and Contractor shall obtain the Surety's consent for an extension beyond sixty (60) days.

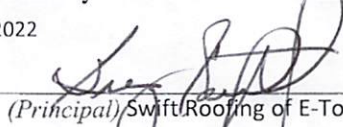
If this Bond is issued in connection with a subcontractor's bid to a Contractor, the term Contractor in this Bond shall be deemed to be Subcontractor and the term Owner shall be deemed to be Contractor.

When this Bond has been furnished to comply with a statutory or other legal requirement in the location of the Project, any provision in this Bond conflicting with said statutory or legal requirement shall be deemed deleted herefrom and provisions conforming to such statutory or other legal requirement shall be deemed incorporated herein. When so furnished, the intent is that this Bond shall be construed as a statutory bond and not as a common law bond.

Signed and sealed this 9th day of August, 2022

(Witness)


(Witness) Andrea Cortes


(Principal) Swift Roofing of E-Town, Inc.

(Seal)

(Title) PRESIDENT
Great American Insurance Company

(Surety)


(Title) Andrew G. Windhorst, Jr., Attorney-In-Fact

(Seal)

Init.

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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 TEN

No. 0 21452

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
WILLIAM A. KANTLEHNER, III	ANDREW G. WINDHORST, JR.	ALL
THOMAS J. MITCHELL	ROSS E. JOHNSON	\$100,000,000
RYAN P. MITCHELL	ANDREA CORTES	
DIANE L. PHELPS	WILLIAM A. KANTLEHNER, IV	
CHRISTOPHER E. VON ALLMEN	ELIZABETH DAWSON	

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 14TH day of JULY, 2020.

Attest

GREAT AMERICAN INSURANCE COMPANY



Stephen C. Beraha

Assistant Secretary

Mark Vicario

Divisional Senior Vice President

STATE OF OHIO, COUNTY OF HAMILTON - ss:

MARK VICARIO (877-377-2405)

On this 14TH day of JULY, 2020, before me personally appeared MARK VICARIO, 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 Comm. Expires
May 18, 2025

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

9th

day of

August

2022



Stephen C. Beraha

Assistant Secretary

3.

BIDDERS AFFIDAVIT

Comes the Affiant, Swift Roofing of E-Town, Inc., and after being first duly sworn, states under penalty of perjury as follows:

1. His/her name is Greg Swift and he/she is the individual submitting the bid or is the authorized representative of Swift Roofing of E-Town, Inc., the entity submitting the bid (hereinafter referred to as "Bidder").
2. Bidder will pay all taxes and fees, which are owed to the Lexington-Fayette Urban County Government at the time the bid is submitted, prior to award of the contract and will maintain a "current" status in regard to those taxes and fees during the life of the contract.
3. Bidder will obtain a Lexington-Fayette Urban County Government business license, if applicable, prior to award of the contract.
4. Bidder has authorized the Division of Central Purchasing to verify the above-mentioned information with the Division of Revenue and to disclose to the Urban County Council that taxes and/or fees are delinquent or that a business license has not been obtained.
5. Bidder has not knowingly violated any provision of Chapter 25 of the Lexington-Fayette Urban County Government Code of Ordinances, known as the "Ethics Act."
6. 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.

Signature

President

Title

Greg Swift

Printed Name

August 9, 2022

Date

Company Name Swift Roofing of E-Town, Inc.

Address P.O. Box 502 Elizabethtown, KY 42701

Subscribed and sworn to before me by Greg Swift

(Affiant)

President

(Title)

of Swift Roofing of E-Town, Inc.

(Company Name)

this 9th day of August, 20 22.

Notary Public
[seal of notary]

My commission expires: Feb. 25, 2026

Submitted by:

Swift Roofing of E-Town, Inc.

Firm

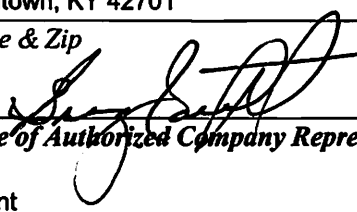
P.O. Box 502

Address

Elizabethtown, KY 42701

City, State & Zip

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


Signature of Authorized Company Representative – Title

President

Representative/s Name (Typed or Printed)

(P) 270-737-2224 (F) 270-737-5307

Area Code – Phone – Fax #

swiftroofing@bluegrass.net

E-Mail Address

OFFICIAL ADDRESS:

108 S. Park Circle

Elizabethtown, KY 42701

(Seal if Bid is by Corporation)

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

LIST OF UNIT PRICES

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

DESCRIPTION OF WORK	UNIT PRICE	
1. Concrete Roof Deck Repair	20.00	SF
2. Metal Roof Deck Repair	20.00	SF
3. Gypsum Board Repair and Repaint	15.00	SF
4. 2 x 4 Wood Nailer	35.00	10 LF
5. 2 x 6 Wood Nailer	50.00	10 LF
6. 2 x 8 Wood Nailer	67.00	10 LF
7. 2 x 10 Wood Nailer	84.00	10 LF
8. 2 x 12 Wood Nailer	100.00	10 LF
9. EPDM Roof System	3800.00	SF
10. Metal Shingle Roof System	7500.00	SF
11. 24 ga Metal Flashing	50.00	LF



LFUCG MWDBE PARTICIPATION FORM

Bid/RFP/Quote Reference # 63-2022

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. Bluegrass Lightning Consultant's	WBE	Lightning Protection	\$58,800.00	1%
2.				
3.				
4.				

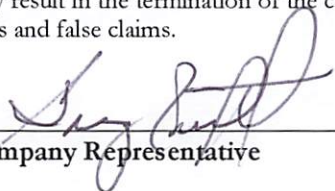
The undersigned company representative submits the above list of MWDBE firms to be used in accomplishing the work contained in this Bid/RFP/Quote. Any misrepresentation may result in the termination of the contract and/or be subject to applicable Federal and State laws concerning false statements and false claims.

Swift Roofing of E-town, Inc.

Company

8/09/2022

Date


Company Representative

President

Title



MWDBE QUOTE SUMMARY FORM
 Bid/RFP/Quote Reference # 63-2022

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 Swift Roofing of E-town, Inc.	Contact Person Greg Swift
Address/Phone/Email P.O. Box 502 Elizabethtown KY 42702 270-737-2224 gswift@swiftroofing.net	Bid Package / Bid Date 63-2022 8/09/2022

MWDBE Company Address	Contact Person	Contact Information (work phone, Email, cell)	Date Contacted	Services to be performed	Method of Communication (email, phone meeting, ad, event etc)	Total dollars \$\$ Do Not Leave Blank (Attach Documentation)	MBE * AA HA AS NA Female	Veteran
P.O. BOX 308 Bloomfield, KY 40008	Kris Phillips Bratten	bluegrass@bardstown.com	7/19/2022	Lightning Protection	Email and phone	\$58,800.00	Female	

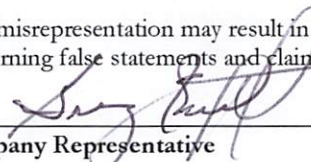
(MBE designation / AA=African American / HA= Hispanic American/AS = Asian American/Pacific Islander/ NA= Native American)

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

Swift Roofing of E-town, Inc.

Company
 8/09/2022

Date



Company Representative
 President

Title

LFUCG STATEMENT OF GOOD FAITH EFFORTS

Bid/RFP/Quote # 63-2022

By the signature below of an authorized company representative, we certify that we have utilized the following Good Faith Efforts to obtain the maximum participation by MWDBE and Veteran-Owned business enterprises on the project and can supply the appropriate documentation.

 Advertised opportunities to participate in the contract in at least two (2) publications of general circulation media; trade and professional association publications; small and minority business or trade publications; and publications or trades targeting minority, women and disadvantaged businesses not less than fifteen (15) days prior to the deadline for submission of bids to allow MWDBE firms and Veteran-Owned businesses to participate.

 Included documentation of advertising in the above publications with the bidders good faith efforts package

 Attended LFUCG Central Purchasing Economic Inclusion Outreach event

 X Attended pre-bid meetings that were scheduled by LFUCG to inform MWDBEs and/or Veteran-Owned Businesses of subcontracting opportunities

 Sponsored Economic Inclusion event to provide networking opportunities for prime contractors and MWDBE firms and Veteran-Owned businesses

 X Requested a list of MWDBE and/or Veteran subcontractors or suppliers from LFUCG and showed evidence of contacting the companies on the list(s).

 X Contacted organizations that work with MWDBE companies for assistance in finding certified MWDBE firms and Veteran-Owned businesses to work on this project. Those contacted and their responses should be a part of the bidder's good faith efforts documentation.

 X Sent written notices, by certified mail, email or facsimile, to qualified, certified MWDBEs soliciting their participation in the contract not less than seven (7) days prior to the deadline for submission of bids to allow them to participate effectively.

 X Followed up initial solicitations by contacting MWDBEs and Veteran-Owned businesses to determine their level of interest.

 X Provided the interested MWDBE firm and/or Veteran-Owned business with adequate and timely information about the plans, specifications, and requirements of the contract.

 X Selected portions of the work to be performed by MWDBE firms and/or Veteran-Owned businesses in order to increase the likelihood of meeting the contract goals. This includes, where appropriate, breaking out contract work items into economically feasible units to facilitate MWDBE and Veteran participation,

even when the prime contractor may otherwise perform these work items with its own workforce

_____ Negotiated in good faith with interested MWDBE firms and Veteran-Owned businesses not rejecting them as unqualified without sound reasons based on a thorough investigation of their capabilities. Any rejection should be so noted in writing with a description as to why an agreement could not be reached.

_____ Included documentation of quotations received from interested MWDBE firms and Veteran-Owned businesses which were not used due to uncompetitive pricing or were rejected as unacceptable and/or copies of responses from firms indicating that they would not be submitting a bid.

_____ Bidder has to submit sound reasons why the quotations were considered unacceptable. The fact that the bidder has the ability and/or desire to perform the contract work with its own forces will not be considered a sound reason for rejecting a MWDBE and/or Veteran-Owned business's quote. Nothing in this provision shall be construed to require the bidder to accept unreasonable quotes in order to satisfy MWDBE and Veteran goals.

_____ Made an effort to offer assistance to or refer interested MWDBE firms and Veteran-Owned businesses to obtain the necessary equipment, supplies, materials, insurance and/or bonding to satisfy the work requirements of the bid proposal

X _____ Made efforts to expand the search for MWBE firms and Veteran-Owned businesses beyond the usual geographic boundaries.

_____ Other--any other evidence that the bidder submits which may show that the bidder has made reasonable good faith efforts to include MWDBE and Veteran participation.

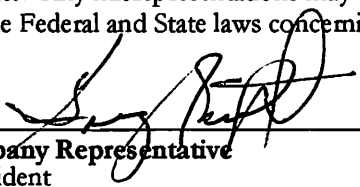
NOTE: Failure to submit any of the documentation requested in this section may be cause for rejection of bid. Bidders may include any other documentation deemed relevant to this requirement which is subject to approval by the MBE Liaison. Documentation of Good Faith Efforts must be submitted with the 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.

Swift Roofing of E-town, Inc.

Company
8/09/2022

Date



Company Representative
President

Title

From: Sherita Miller <smiller@lexingtonky.gov>
Sent: Wednesday, July 20, 2022 11:13 AM
Subject: Pre-Bid Meeting #63-2022 Community Corrections Roof Replacement
Attachments: LFUCG Certified List_June 2022_.xlsx

Good morning,

As discussed at the pre-bid meeting, the city of Lexington has a 10% minority and women participation goal and a 3% veteran participation goal that all contractors must make a Good Faith Effort to meet. The participation forms must be completed and submitted with the bid response. Subcontractors utilized on contracts must be certified. Attached is a copy of LFUCG's certified list.

In addition, the awarded contractor for this project will be required to report contract compliance audits in the Diverse Business Management system, <https://lexingtonky.diversitycompliance.com/> .

If you have any questions , please feel free to contact me.

Thanks, Sherita

Sherita Miller, MPA, CPSD
Minority Business Enterprise Liaison
Central Purchasing

859.258.3323 office
lexingtonky.gov



LEXINGTON

BLUEGRASS LIGHTNING
CONSULTANT'S

LIGHTNING PROTECTION SYSTEMS / GROUNDING SYSTEMS
CONSULTANTS - CONTRACTORS - INSTALLERS
WBE CERTIFIED

UL OWAY .E93795

Date: 8/5/2022

Swift Roofing

Email: bdelk@swiftroofing.net

Attention: Brian Delk

RE: LFUCG Community Corrections

Subject: LIGHTNING PROTECTION

Provide complete lightning protection system consisting of removal and reinstallation of aluminum/copper material attached to the roof with adhesive. Roof penetrations to remain intact and functional (grounding system) Removing is an integral part of this quote

Complete Installation Price: \$58,800 Labor/Material / design

***** Please note exception items below***

Bluegrass Lightning Consultants reserves the right to adjust this quote as a result of the escalation of raw material cost by the date of the contract or letter of intent

Bluegrass Lightning Consultants is a WBE/DBE company (WBENC national certification number 2005117603). Kris Phillips Bratten is an LPI Certified master installer, certification number 1087. Certifications are included on quote and available in larger scale upon request. UL OWAY .E93795

Bluegrass Lightning Consultants, Inc. is pleased to quote the following:

Our quotation as listed above includes all labor and materials including insurance, shop drawings. Please note that prevailing wages, performance bonds, bid bonds, sales tax and all other related items are not included in this quote. In addition, self-performing insurance is not included and will be a price increase if required to participate.

Bluegrass Lightning requires 14 days written notice before we can be on-site to start work. We must also have a complete, approved set of shop drawings and submittals before we can begin work.

Payment Terms: Bluegrass' payment terms are net (30) days with monthly progress payments based on a percentage of completion. An interest rate of 1.5 % will be applied to all past due invoices over the thirty-day payment term. Any change in the scope of work which will result in any increased costs, whether they are due to an unforeseen condition or the request for additional work, will be an extra charge above the proposed price. This is based on the terms and conditions of our bid. We reserve the right to adjust our price to different contract terms. Additionally, we will also need to have access to our work area made available by others at no charge to us. Unless we agree to enter into a "no lien" contract/agreement/purchase order, etc. we intend to preserve and enforce our lien rights, and any costs we incur to do so are the purchaser's responsibility.

*****Unless exceptions taken as noted below***





Exceptions taken:

1. **TVSS-Arrestors**
2. Lift or access to all elevations
3. We have included adhesive for bases on roof typical for this type of structure; Specialized-roofing **adhesive/pads/pitchpans** for roofing Mfg. Warranty is not included. Roofing contractor's responsibility.
4. Accelerated work schedule not included.
5. Alternates not included.
6. Removal of existing system is included and a part of this quote
7. Cupola grounding/lightning rod to be coordinated and a part of the certification of the new system

Quote firm for 10 days

Terms net 30 / progress payments

Respectfully,

Kris Phillips Bratten

Master Installer

Bluegrass Lightning Consultants, Inc.

WBE Certified, Certification # **2005117603**



P.O. BOX 308 BLOOMFIELD, KY 40008
TELEPHONE: (502) 673-8866 / FAX: (502) 673-8833
EMAIL: BLUEGRASS@BARDSTOWN.COM

KRIS PHILLIPS BRATTEN, OWNER / PRESIDENT – CERTIFIED MASTER LPI
AND UL MASTER LABEL INSTALLER



WOMEN'S BUSINESS ENTERPRISE
NATIONAL COUNCIL

JOIN FORCES. SUCCEED TOGETHER.

hereby grants

National Women's Business Enterprise Certification

to

Bluegrass Lightning Consultants, Inc.

who has successfully met WBENC's standards as a Women's Business Enterprise (WBE).

This certification affirms the business is woman-owned, operated and controlled and is valid through the date herein.

Certification Granted: February 28, 2011

Expiration Date: February 28, 2023

WBENC National Certification Number: 2005117603

WBENC National WBE Certification was processed and validated by Women's Business Enterprise Council Ohio River Valley, a WBENC Regional Partner Organization.

Authorized by Sheila Mixon, Executive Director
Women's Business Enterprise Council Ohio River
Valley

WBECORV
WOMEN'S BUSINESS ENTERPRISE COUNCIL
OHIO RIVER VALLEY
JOIN FORCES. SUCCEED TOGETHER.

NAICS: 238290
UNSPSC: 39121621, 72154023



Great Lakes
Women's
Business
Council



WBECMETRONY
WOMEN'S BUSINESS ENTERPRISE COUNCIL
METRO AREA

WBEC GREATER DFW
WOMEN'S BUSINESS ENTERPRISE COUNCIL
GREATER DFW AREA



WBEC EAST
WOMEN'S BUSINESS ENTERPRISE COUNCIL
EAST

WBEC FLORIDA
WOMEN'S BUSINESS ENTERPRISE COUNCIL
FLORIDA

WBEC PACIFIC
WOMEN'S BUSINESS ENTERPRISE COUNCIL
PACIFIC



WBEC SOUTH
WOMEN'S BUSINESS ENTERPRISE COUNCIL
SOUTH

WBEC WEST
WOMEN'S BUSINESS ENTERPRISE COUNCIL
WEST



WOMEN'S BUSINESS ENTERPRISE
NATIONAL COUNCIL

JOIN FORCES. SUCCEED TOGETHER.

**HEREBY GRANTS
WOMAN OWNED SMALL BUSINESS (WOSB) CERTIFICATION TO**

Bluegrass Lightning Consultants, Inc.

The identified small business is an eligible WOSB for the WOSB Program, as set forth in 13 C.F.R. part 127 and has been certified as such by an SBA approved Third Party Certifier pursuant to the Third Party Agreement, dated June 30, 2011, and available at www.sba.gov/wosb.

The WOSB Certification expires on the date herein unless there is a change to the SBA's regulation that makes the WOSB ineligible or there is a change in the WOSB that makes the WOSB ineligible. If either occurs, this WOSB Certification is immediately invalid. The WOSB must not misrepresent its certification status to any other party, including any local or State government or contracting official or the Federal government or any of its contracting officials.

Majority Female Owner: Kris Phillips
NAICS: 238290 UNSPSC: 39121621, 72154023
Certification Number: W060338
Renewal Date: February 28, 2023
SBA WOSB Expiration Date: 2/28/2023



Sheila A. Mixon

Sheila Mixon, Women's Business Enterprise
Council Ohio River Valley Executive Director

Pamela A. Prince-Easton

Pamela Prince-Easton, WBENC President & CEO

LaKesha White

LaKesha White, Vice President, Certification

9. **STATEMENT OF EXPERIENCE**

NAME OF INDIVIDUAL: Greg Swift

POSITION/TITLE: President

STATEMENT OF EXPERIENCE: 39 years of experience

NAME OF INDIVIDUAL: Brian Delk

POSITION/TITLE: Project Manager

STATEMENT OF EXPERIENCE: 27 years of experience

NAME OF INDIVIDUAL: Colby Larkin

POSITION/TITLE: Superintendent

STATEMENT OF EXPERIENCE: 9 Years of experience

NAME OF INDIVIDUAL: William Meredith

POSITION/TITLE: Foreman

STATEMENT OF EXPERIENCE: 35 years of experience

NAME OF INDIVIDUAL: Robert Beeler

POSITION/TITLE: Foreman

STATEMENT OF EXPERIENCE: 20 years of experience

NAME OF INDIVIDUAL: Matthew Williams

POSITION/TITLE: Foreman

STATEMENT OF EXPERIENCE: 29 years of experience

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

10. 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 subcontractor doing business with the Federal Government or recipients of Federal funds. This order was later amended by Executive Order No. 11375 to prohibit discrimination on the basis of sex.
- * Section 503 of the Rehabilitation Act of 1973 States:
The Contractor will not discriminate against any employee or applicant for employment because of physical or mental handicap.
- * Section 2012 of the Vietnam Era Veterans Readjustment Act of 1973 requires Affirmative Action on behalf of disabled veterans and veterans of the Vietnam Era by contractors having Federal Contracts.
- * Section 206 (A) of Executive Order 12086, Consolidation of Contract Compliance Functions for Equal Employment Opportunity, states:
The Secretary of Labor may investigate the employment practices of any Government contractor or sub-contractor to determine whether or not the contractual provisions specified in Section 202 of this order have been violated.

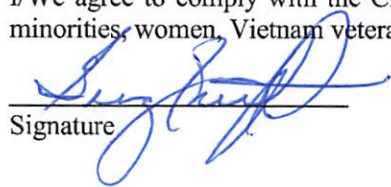
The Lexington-Fayette Urban County Government practices Equal Opportunity in recruiting, hiring and promoting. It is the Government's intent to affirmatively provide employment opportunities for those individuals who have previously not been allowed to enter into the mainstream of society. Because of its importance to the local Government, this policy carries the full endorsement of the Mayor, Commissioners, Directors, and all supervisory personnel. In

following this commitment to Equal Employment Opportunity and because the Government is the benefactor of the Federal funds, it is both against the Urban County Government policy and illegal for the Government to let contracts to companies which knowingly or unknowingly practice discrimination in their employment practices. Violation of the above mentioned ordinances may cause a contract to be canceled and the contractor may be declared ineligible for future consideration.

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

Bidders

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


Signature

Swift Roofing of E-Town, 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, religion, sex (including pregnancy, sexual orientation or gender identity), national origin, disability, age, genetic information, political affiliation, or veteran status, and to promote equal employment through a positive, continuing program from itself and each of its sub-contracting agents. This program of equal employment opportunity shall apply to every aspect of its employment policies and practices.

The Kentucky equal Employment Opportunity Act of 1978 (KRS 45.560-45.640) requires that any count, city, town, school district, water district, hospital district, or other political subdivision of the state shall include in directly or indirectly publicly funded contracts for supplies, materials, services, or equipment hereinafter entered into the following provisions:

During the performance of this contract, the contractor agrees as follows:

- (1) *The contractor will not discriminate against any employee or applicant for employment because of race, color, religion, sex, age or national origin;*
- (2) *The contractor will state in all solicitations or advertisements for employees placed by or on behalf of the contractors that all qualified applicants will receive consideration for employment without regard to race, color, religion, sex, age or national origin;*
- (3) *The contract will post notices in conspicuous places, available to employees and applicants for employment, setting forth the provisions of the non-discrimination clauses required by this section; and*
- (4) *The contractor will send a notice to each labor union or representative of workers with which he has a collective bargaining agreement or other contract or understanding advising the*

labor union or workers' representative of the contractor's commitments under the nondiscrimination clauses.

The Act further provides:

KRS 45.610. Hiring minorities – Information required

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

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

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

KRS 45.630 Termination of existing employee not required, when

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

KRS 45.640 Minimum skills

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

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

11. EQUAL EMPLOYMENT OPPORTUNITY AFFIRMATIVE ACTION POLICY

It is the policy of Swift Roofing of E-Town, Inc.

to assure that all applicants for employment and all employees are treated on a fair and equitable basis without regard to their race, religion, sex, color, handicap, natural origin or age.

Such action shall include employment, promotion, demotion, recruitment or recruitment advertising, layoff or termination, rates of pay and other forms of compensation, and selection for training, whether apprenticeship and/or on-the-job-training.

Furthermore, this company agrees to make special recruitment efforts to hire the protected class whenever feasible. This company also agrees to adhere to all applicable federal, state, and local laws relating to Equal Employment Opportunity for all individuals.

12. WORKFORCE ANALYSIS FORM

Name of Organization: Swift Roofing of E-Town, INC

Categories	Total	White (Not Hispanic or Latino)		Hispanic or Latino		Black or African- American (Not Hispanic or Latino)		Native Hawaiian and Other Pacific Islander (Not Hispanic or Latino)		Asian (Not Hispanic or Latino)		American Indian or Alaskan Native (not Hispanic or Latino)		Two or more races (Not Hispanic or Latino)		Total	
		M	F	M	F	M	F	M	F	M	F	M	F	M	F	M	F
Administrators			2														
Professionals		1															
Superintendents		2															
Supervisors																	
Foremen		3															
Technicians																	
Protective Service																	
Para-Professionals																	
Office/Clerical																	
Skilled Craft		26		1		2											
Service/Maintenance																	
Total:																	

Prepared by: Greg Swift President
(Name and Title)

Date: 08 / 09 / 2022
Revised 2015-Dec-15

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 TEN

No. 0 21452

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
WILLIAM A. KANTLEHNER, III	ANDREW G. WINDHORST, JR.	ALL OF
THOMAS J. MITCHELL	ROSS E. JOHNSON	LOUISVILLE, KENTUCKY
RYAN P. MITCHELL	ANDREA CORTES	\$100,000,000
DIANE L. PHELPS	WILLIAM A. KANTLEHNER, IV	
CHRISTOPHER E. VON ALLMEN	ELIZABETH DAWSON	

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 14TH day of JULY, 2020.



Assistant Secretary

Atty L C. B.

GREAT AMERICAN INSURANCE COMPANY

Mark V. Vicario

Divisional Senior Vice President

STATE OF OHIO, COUNTY OF HAMILTON - ss:

MARK VICARIO (877-377-2405)

On this 14TH day of JULY, 2020, before me personally appeared MARK VICARIO, 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 Comm. Expires
May 18, 2025

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 9th day of August, 2022.



Atty L C. B.

Assistant Secretary

5. STATEMENT OF BIDDER'S QUALIFICATIONS

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

1. Name of Bidder: Greg Swift
2. Permanent Place of Business: Swift Roofing of E-Town, Inc.
3. When Organized: 1-31-1985
4. Where Incorporated: Elizabethtown, KY
5. Construction Plant and Equipment Available for this Project:

(Attach Separate Sheet If Necessary)

6. Financial Condition:

If specifically requested by the OWNER, the apparent low Bidder is required to submit its latest three (3) years audited financial statements to the OWNER'S Division of Central Purchasing within seven (7) calendar days following the bid opening.

- 7. In the event the Contract is awarded to the undersigned, surety bonds will be furnished by:**

Great American Insurance Company (Surety)

Signed: Andrew G. Windhorst, Jr. (Representative of Surety)
Andrew G. Windhorst, Jr., Attorney-in-Fact



13. EVIDENCE OF INSURABILITY

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

Names Insured: Swift Roofing

Employee ID: 61-1070245

Address: P.O. Box 502, Elizabethtown, KY 42702

Phone: 270-737-2224

Project to be insured: Lexington-Fayette Urban County Government Construction 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 Part V (Special Conditions), including all requirements, and conditions:

Section Items	Coverage	Minimum Limits and Policy Requirements	Limits Provided To Insured	Name of Insurer	A.M. Best's Code	Rating
SC-2 - see provisions	CGL	\$1,000,000 per occ. And \$2,000,000 aggregate	\$1,000,000 per occ. \$2,000,000 aggregate	West Bend Mutual	#000964	A XIV
SC-2 - see provisions	AUTO	\$1,000,000/per occ.	\$1,000,000 ea accident	West Bend Mutual	#000964	A XIV
SC-2 - see provisions	WC	Statutory w /endorsement as noted	\$4,500,000	KY Associated General Contractors	#055002	A- VIII
SC-2 - see provisions	EXC	\$3,000,000 per occ.	\$6,000,000	West Bend Mutual	#000964	A XIV

Section 2 includes required provisions, statements regarding insurance requirements, and the undersigned agrees to abide by all provisions for the coverage's checked above unless stated otherwise when submitting.

Houchens Insurance Group
Agency or Brokerage

1240 Fairway Street
Street Address

Bowling Green KY 42103
City State Zip

270-781-2020
Telephone Number

Kirsten McCord
Name of Authorized Representative

Account Manager Assistant
Title


Authorized Signature

08/09/2022
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 coverage's listed above is not provided with the bid.