



**CONTRACT DOCUMENTS
AND
SPECIFICATIONS**

DIVISION OF POLICE

FOR

**CONSTRUCTION OF MULT-
PURPOSE TRAINING STRUCTURE**

Bid No. 186-2015

Prepared by: Lexington-Fayette Urban County Government

PART III

Invitation to Bid No. 186-2015

Construction of Multi-Purpose Training Structure

1. FORM OF PROPOSAL

Place: Lexington, Kentucky

Date: December 22, 2015

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

This Proposal Submitted by Jarboe Construction, Inc.
1017 South Broadway Lexington, Kentucky 40504
(Name and Address of Bidding Contractor)

(Hereinafter called "Bidder"), organized and existing under the laws of the State of Kentucky, doing business as Jarboe Construction, Inc. a Corporation
"a corporation," ~~"a partnership," or an individual~~ ~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~ as applicable.

To: Lexington-Fayette Urban County Government
(Hereinafter called "OWNER")
Office of the Director of Purchasing
200 East Main Street, 3rd Floor
Lexington, KY 40507

Gentlemen:

The Bidder, in compliance with your Invitation for Bids for **Construction of Multi-Purpose Training Structure** having examined the Plans and Specifications with related documents, having examined the site for proposed Work, and being familiar with all of the conditions surrounding the construction of the proposed Project, including the availability of materials and labor, hereby proposes to furnish all labor, materials, and supplies, and to construct the Project in accordance with the Contract Documents, within the time set forth therein, and at the lump sum and/or unit prices stated hereinafter. These prices are to cover all expenses incurred in performing the Work required under the Contract Documents, of which this proposal is a part. The OWNER will issue work orders for work to be performed under this Contract.

BIDDER hereby agrees to commence work under this contract on or before a date to be specified in the Notice to Proceed and to fully complete the project within the time provided in the

Purchase Order or Work Orders issued by the OWNER. BIDDER further agrees to pay liquidated damages, the sum of NA for each consecutive calendar day thereafter.

The Bidder hereby acknowledges receipt of the following addenda:

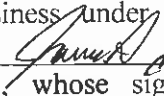
- Addendum No. ____ Date NONE
- Addendum No. ____ Date _____
- Addendum No. ____ Date _____
- Addendum No. ____ Date _____
- Addendum No. ____ Date _____
- Addendum No. ____ Date _____
- Addendum No. ____ Date _____
- Addendum No. ____ Date _____

Insert above the number and the date of any Addendum issued and received. If none has been issued and received, the word "NONE" should be inserted.

2. **LEGAL STATUS OF BIDDER**

Bidder Jarboe Construction, Inc. 1017 South Broadway Lexington,

Date December 22, 2015

* 1. A corporation duly organized and doing business under the laws of the State of Kentucky, for whom James S. Tudor , bearing the official title of Director of Operations, whose signature is affixed to this Bid/Proposal, is duly authorized to execute contracts.

* 2. ~~A Partnership, all of the members of which, with addresses (Designate general partner, if such)~~

* 3. ~~An individual, whose signature is affixed to this Bid/Proposal (please print name)~~

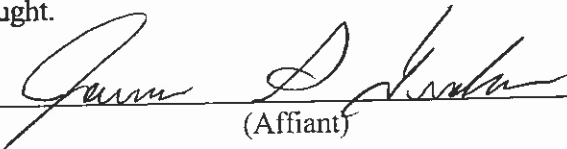
*(The Bidder shall fill out the appropriate form and strike out the other two.)

3. **BIDDERS AFFIDAVIT**

Comes the Affiant, James S. Tudor, and after being first duly sworn, states under penalty of perjury as follows:

1. His/her name is James S. Tudor and he/she is the individual submitting the bid or is the authorized representative of Jarboe Construction, Inc., the entity submitting the bid (hereinafter referred to as "Bidder").
2. Bidder will pay all taxes and fees, which are owed to the Lexington-Fayette Urban County Government at the time the bid is submitted, prior to award of the contract and will maintain a "current" status in regard to those taxes and fees during the life of the contract.
3. Bidder will obtain a Lexington-Fayette Urban County Government business license, if applicable, prior to award of the contract.
4. Bidder has authorized the Division of Central Purchasing to verify the above-mentioned information with the Division of Revenue and to disclose to the Urban County Council that taxes and/or fees are delinquent or that a business license has not been obtained.
5. Bidder has not knowingly violated any provision of the campaign finance laws of the Commonwealth of Kentucky within the past five (5) years and the award of a contract to the Bidder will not violate any provision of the campaign finance laws of the Commonwealth.
6. Bidder has not knowingly violated any provision of Chapter 25 of the Lexington-Fayette Urban County Government Code of Ordinances, known as the "Ethics Act."
7. Bidder acknowledges that "knowingly" for purposes of this Affidavit means, with respect to conduct or to circumstances described by a statute or ordinance defining an offense, that a person is aware or should have been aware that his conduct is of that nature or that the circumstance exists.

Further, Affiant sayeth naught.



(Affiant)

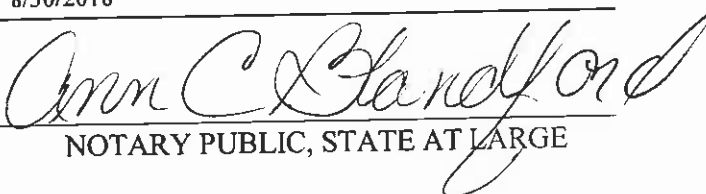
STATE OF Kentucky

COUNTY OF Fayette

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

James S. Tudor on this the 22nd day of December, 2015.

My Commission expires: 8/30/2018



NOTARY PUBLIC, STATE AT LARGE

4. BID SCHEDULE – SCHEDULE OF VALUES

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

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

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

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

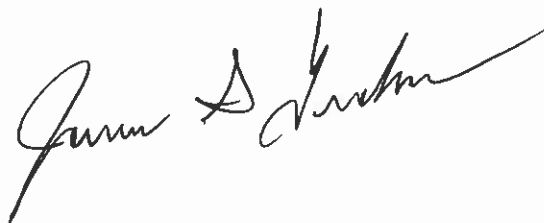
If the unit price and the item total are illegible or are omitted, the bid may be determined nonresponsive. If a lump sum total price is illegible or is omitted, the bid may be determined nonresponsive.

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

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

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

Item No.	Description w/Unit Bid Price Written in Words	Unit	Amount
1.	Construction of Multi-Purpose Training Structure as per specs for <u>Fifty Five Thousand Nine Hundred Thirey Three</u> Dollars <u>Zero</u> Cents	LS	\$ <u>55,933.00</u>
2.	Alternate #1 Additional shuttered door passages (per item) per specs for <u>Fifteen Hundred Eighty Six</u> Dollars <u>Zero</u> Cents	EA	\$ <u>1,586.00</u>
3.	Alternate #2 Additional shuttered window passages (per item) per specs for <u>Eleven Hundred and Ninc</u> Dollars <u>Zero</u> Cents	EA	\$ <u>1,109.00</u>
4.	Alternate #3 Painting of exterior of structure (After final assembly) per specs for <u>Five Thousand</u> Dollars <u>Zero</u> Cents	LS	\$ <u>5,000.00</u>



Submitted by:

Jarboe Construction, Inc.

Firm

1017 South Broadway

Address

Lexington, Kentucky 40504

City, State, & Zip

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

James S. Tudor, Director of Operations
Signature of Authorized Company Representative - Title

James S. Tudor, Director of Operations

Representative/s Name (Typed or Printed)

859-277-2403

Area Code - Phone - Extension

859-277-9109

Fax #

jtudor@jarboeconstruction.com

E-Mail Address

OFFICIAL ADDRESS:

1017 South Broadway

Lexington, Kentucky 40504

(Seal if Bid is by Corporation)

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

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: Jacoe Construction, Inc.
- 2. Permanent Place of Business: 1017 South Broadway Lexington, Kentucky 40504
- 3. When Organized: November 1979
- 4. Where Incorporated: Lexington, Kentucky
- 5. Construction Plant and Equipment Available for this Project:
Lull, Welder, Torch, Dumptruck.

(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:

The Guarantee Company of North America USA (Surety)

Signed: Chris P. Barnett (Representative of Surety)
Attorney in fact

8. The following is a list of similar projects performed by the Bidder: (Attach separate sheet if necessary).

<u>NAME</u>	<u>LOCATION</u>	<u>CONTRACT SUM</u>
The Square Structural	The Square	300,000.00
Zandale Platos Structural	Zandale	157,000.00

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

<u>NAME</u>	<u>LOCATION</u>	<u>CONTRACT SUM</u>
No bonded projects at this time		

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

<u>NAME</u>	<u>POSITION DESCRIPTION</u>	<u>NO. OF YEARS WITH BIDDER</u>
Jim Tudor	Director of Operations	15
John Haddix	Project Manager	2
Ed Salisbury	Steel Fabricator/Welder	20

11. DBE Participation on current bonded projects under contract:

<u>SUBCONTRACTORS</u> <u>(LIST)</u>	<u>PROJECT</u> <u>(SPECIFIC TYPE)</u>	<u>DBE</u>	<u>% of WORK</u>
NO BONDED PROJECTS UNDER CONTRACT AT THIS TIME			
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

(USE ADDITIONAL SHEETS IF NECESSARY)

12. We acknowledge that, if we are the apparent low Bidder, we may be required to submit to the OWNER within 7 calendar days following the Bid Opening, a sworn statement regarding all current work on hand and under contract, and a statement on the OWNER'S form of the experience of our officers, office management and field management personnel. Additionally, if requested by the OWNER, we will within 7 days following the request submit audited financial statements and loss history for insurance claims for the 3 most recent years (or a lesser period stipulated by the OWNER).

LFUCG STATEMENT OF GOOD FAITH EFFORTS
Bid/RFP/Quote # 186-2015

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 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 to participate.
- _____ Included documentation of advertising in the above publications with the bidders good faith efforts package
- _____ Attended LFUCG Central Purchasing Economic Inclusion Outreach event
- _____ Attended pre-bid meetings that were scheduled by LFUCG to inform MWDBEs of subcontracting opportunities
- _____ Sponsored Economic Inclusion event to provide networking opportunities for prime contractors and MWDBE firms
- _____ Requested a list of MWDBE subcontractors or suppliers from LFUCG Economic Engine and showed evidence of contacting the companies on the list(s).
- _____ Contacted organizations that work with MWDBE companies for assistance in finding certified MWDBE firms to work on this project. Those contacted and their responses should be a part of the bidder's good faith efforts documentation.
- _____ Sent written notices, by certified mail, email or facsimile, to qualified, certified MWDBEs soliciting their participation in the contract not less than seven (7) days prior to the deadline for submission of bids to allow them to participate effectively.
- _____ Followed up initial solicitations by contacting MWDBEs to determine their level of interest.
- _____ Provided the interested MWDBE firm with adequate and timely information about the plans, specifications, and requirements of the contract.
- _____ Selected portions of the work to be performed by MWDBE firms 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 participation, even when the prime contractor may otherwise perform these work items with its own workforce

- _____ Negotiated in good faith with interested MWDBE firms 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 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 quote. Nothing in this provision shall be construed to require the bidder to accept unreasonable quotes in order to satisfy MWDBE goals.

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

- _____ Made efforts to expand the search for MWDBE firms 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 participation.

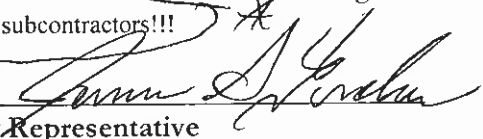
Failure to submit any of the documentation requested in this section may be cause for rejection of bid. Bidders may include any other documentation deemed relevant to this requirement. Documentation of Good Faith Efforts are to be submitted with the Bid, if the participation Goal is not met.

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. All work being performed in house - no subcontractors!!!

Jarboe Construction, Inc.

Company
 December 22, 2015

Date



Company Representative
 Director of Operations

Title

8. **AUTHENTICATION OF BID AND STATEMENT OF NON-COLLUSION, NON-CONFLICT OF INTEREST**

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

1. 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);
2. 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 Invitation to Bid, designed to limit independent bidding or competition;
3. 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;
4. 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;
5. (Applicable to corporation only) That as a foreign corporation, we are registered with the Secretary of State, Commonwealth of Kentucky, and authorized to do business in the State _____ or, that as a domestic corporation, we are in good standing with the Secretary of State, Commonwealth of Kentucky . Check the statement applicable.
6. This offer is for 60 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, a contract shall thereby be created with respect to the items accepted.
7. That I have fully informed myself regarding the accuracy of the statements made in this statement.
8. 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.

9. STATEMENT OF EXPERIENCE

NAME OF INDIVIDUAL: James S. Tudor

POSITION/TITLE: Director of Operations

STATEMENT OF EXPERIENCE: 34 years in construction

NAME OF INDIVIDUAL: John L. Haddix

POSITION/TITLE: Project Manager, Designer

STATEMENT OF EXPERIENCE: 15 years in construction and design

NAME OF INDIVIDUAL: Tim Faulkner

POSITION/TITLE: Superintendent

STATEMENT OF EXPERIENCE: 34 years in construction

NAME OF INDIVIDUAL: Kent Sturgill

POSITION/TITLE: Superintendent

STATEMENT OF EXPERIENCE: 39 years in construction

NAME OF INDIVIDUAL: Corbin Joseph

POSITION/TITLE: Superintendent

STATEMENT OF EXPERIENCE: 33 years in construction

NAME OF INDIVIDUAL: Ben Jarboe


POSITION/TITLE: President

STATEMENT OF EXPERIENCE: 40 years in construction

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

6. LIST OF PROPOSED SUBCONTRACTORS

The following list of proposed subcontractors is required by the OWNER to be executed, completed and submitted with the BIDDER'S FORM OF PROPOSAL. All subcontractors are subject to approval of the Lexington-Fayette Urban County Government. Failure to submit this list completely filled out may be cause for rejection of bid.

<u>BRANCH OF WORK - LIST EACH MAJOR ITEM</u> Such as: Grading, bituminous paving, concrete, seeding and protection, construction staking, etc.	<u>SUBCONTRACTOR</u>	<u>DBE</u> <u>Yes/No</u>	<u>% of Work</u>
1. NO SUBCONTRACTORS!! 	Name: _____	_____	_____
	Address: _____		
2. _____	Name: _____	_____	_____
	Address: _____		
3. _____	Name: _____	_____	_____
	Address: _____		
4. _____	Name: _____	_____	_____
	Address: _____		
5. _____	Name: _____	_____	_____
	Address: _____		
6. _____	Name: _____	_____	_____
	Address: _____		
7. _____	Name: _____	_____	_____
	Address: _____		

(Attach additional sheet(s) if necessary.)



LFUCG MWDBE PARTICIPATION FORM
 Bid/RFP/Quote Reference # 186-2015

The MWDBE 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.

MWDBE Company, Name, Address, Phone, Email	Work to be Performed	Total Dollar Value of the Work	% Value of Total Contract
NO SUBCONTRACTORS			
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.

Jarboe Construction, Inc.

Company

December 22, 2015

Date

James S. Tudor

Company Representative

Director of Operations

Title



LFUCG MWDBE SUBSTITUTION FORM

Bid/RFP/Quote Reference # 186-2015

The substituted MWDBE subcontractors listed below have agreed to participate on this Bid/RFP/Quote. These substitutions were made prior to or after the job was in progress. These substitutions were made for reasons stated below and are now being submitted to Central Purchasing for approval. By the authorized signature of a representative of our company, we understand that this information will be entered into our file for this project.

SUBSTITUTED MWDBE Company Name, Address, Phone, Email	MWDBE Formally Contracted/ Name, Address, Phone, Email	Work to Be Performed	Reason for the Substitution	Total Dollar Value of the Work	% Value of Total Contract
NO SUBCONTRACTORS					
1.					
2.					
3.					
4.					

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

Jarboe Construction, Inc.

Company

December 22, 2015

Date

James S. Tudor

Company Representative

Director of Operations

Title



MWDBE QUOTE SUMMARY FORM

Bid/RFP/Quote Reference # 186-2015

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

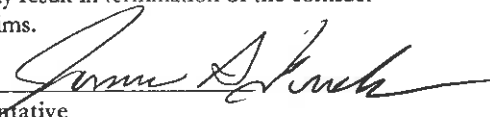
Company Name	Jarboe Construction, Inc.	Contact Person	Jim Tudor
Address/Phone/Email	1017 South Broadway jtudor@jarboeconstruction.com Lexington, Kentucky 40504 859-277-2403	Bid Package / Bid Date	186-2015 December 22, 2015

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
<i>NO SUB CONTRACTORS</i>							

(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.

Jarboe Construction, Inc.
Company
December 22, 2015
Date

James S. Tudor 
Company Representative
Director of Operations
Title



LFUCG SUBCONTRACTOR MONTHLY PAYMENT REPORT

The LFUCG has a 10% goal plan adopted by city council to increase the participation of minority and women owned businesses in the procurement process. In order to measure that goal LFUCG will track spending with MWDBE vendors on a monthly basis. By the signature below of an authorized company representative, you certify that the information is correct, and that each of the representations set forth below is true. Any misrepresentation may result in termination of the contract and/or prosecution under applicable Federal and State laws concerning false statements and false claims. Please submit this form monthly to the Division of Central Purchasing/ 200 East Main Street / Room 338 / Lexington, KY 40507.

Bid/RFP/Quote # 186-2015


Total Contract Amount Awarded to Prime Contractor for this Project _____

Project Name/ Contract #	Work Period/ From: _____ To: _____
Company Name: Jarboe Construction, Inc.	Address: 1017 South Broadway Lexington, KY 40504
Federal Tax ID: 61-0962531	Contact Person: James S. Tudor

Subcontractor Vendor ID (name, address, phone, email)	Description of Work	Total Subcontract Amount	% of Total Contract Awarded to Prime for this Project	Total Amount Paid for this Period	Purchase Order number for subcontractor work (please attach PO)	Scheduled Project Start Date	Scheduled Project End Date
NO SUBCONTRACTORS							

By the signature below of an authorized company representative, you certify that the information is correct, and that each of the representations set forth below is true. Any misrepresentations may result in the termination of the contract and/or prosecution under applicable Federal and State laws concerning false statements and false claims.

Jarboe Construction, Inc.
Company
December 22, 2015
Date



Company Representative

Director of Operations

Title

10. 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 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

Jarboe Construction, Inc.

Name of Business

11. EQUAL EMPLOYMENT OPPORTUNITY AFFIRMATIVE ACTION POLICY

It is the policy of Jarboe Construction, 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.

James D. Graham
12/22/2015

12. WORKFORCE ANALYSIS FORM

Name of Organization: Jarboe Construction, Inc. Date: 12 / 22 / 2015

Categories	Total	White		Black		Other		Total	
		M	F	M	F	M	F	M	F
Administrators	2	2						2	
Professionals	0								
Superintendents	3	3						3	
Supervisors	0								
Foremen	0								
Technicians	0								
Protective Service	0								
Para-Professionals	0								
Office/Clerical	1		1						1
Skilled Craft	7	5				2		7	
Service/Maintenance	0								
Total:	13	10	1	0	0	2		12	1

Prepared By: James S. Tudor, Director of Operations



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: Tarboe Construction Inc. Employee ID: _____
 Address: 1017 South Broadway Lexington, KY 40504 Phone: _____
 Project to be insured: LEUG Police Training Center

In lieu of obtaining certificates of insurance at this time, the undersigned agrees to provide the above Named Insured with the minimum coverage listed below. These are outlined in the Insurance and Risk Management of Part V (Special Conditions), including all requirements, and conditions:

Section Items	Coverage	Minimum Limits and Policy Requirements	Limits Provided To Insured	Name of Insurer	A.M. Best's Code	Rating
SC-3, Section 2, Part 4.1 - see provisions	CGL	\$1,000,000 per occ. And \$2,000,000 aggregate	\$ 1,000,000/ \$ 2,000,000	Westfield	002382	A
SC-3, Section 2, Part 4.1 - see provisions	AUTO	\$2,000,000/per occ.	\$ 1,000,000 *	Westfield	002382	A
SC-3, Section 2, Part 4.1 - see provisions	WC	Statutory w/endorsement as noted	\$400,000	Kentucky AGC/SIF	055002	A-

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

Agency or Brokerage: Daniel Walton Milward, a division of J. Smith Lawner + Co. Name of Authorized Representative: Charles M. Hamilton Jr
360 East Vine Street Title: Vice-President
 City: Lexington State: KY Zip: 40508 Authorized Signature: [Signature]
 Telephone Number: 859-254-8023 Date: 12-17-15

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.

* Umbrella provides an additional limit of \$10,000,000 with Westfield Insurance Co.

14. DEBARRED FIRMS

PROJECT NAME: LFUCG Police Training Center

BID NUMBER: 186-2015

**LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
LEXINGTON, KY**

All prime Contractors shall certify that Subcontractors have not and will not be awarded to any firms that has been debarred for noncompliance with the Federal Labor Standards, Title VI of the Civil Rights Act of 1964 As Amended, Executive Order 11246 As Amended or any other Federal Law.

All bidders shall complete the attached certification in duplicate and submit both copies to the Owner with the bid proposal. The Owner (grantee) shall transmit one copy to the Lexington-Fayette Urban County Government, Division of Community Development, within fourteen (14) days after bid opening.

The undersigned hereby certifies that the firm of Jarboe Construction, Inc. has not and will not award a subcontract, in connection with any contract award to it as the result of this bid, to any firm that has been debarred for noncompliance with the Federal labor Standards, Title VI of the civil Rights Act of 1964, Executive Order 11246 as amended or any Federal Law.

Jarboe Construction, Inc.

Name of Firm Submitting Bid


Signature of Authorized Official

Director of Operations

Title

December 22, 2015

Date

15. DEBARMENT CERTIFICATION

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

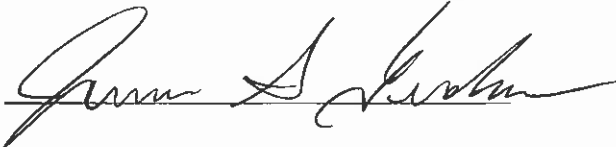
The contractor/subcontractor certifies in accordance with Executive Order 12549 (Debarment and Suspension 2/18/86) that to the best of its knowledge and belief, that it and its principals:

- 1) Are not presently debarred, suspended, proposed for debarment, declared negligible, or voluntarily excluded from covered transactions or contract by any Federal department or agency for noncompliance with the Federal Labor Standards, Title VI of the Civil Rights Act of 1964 as amended, Executive Order 11246 as amended or any other Federal law;
 - a) Have not within a three year period preceding this proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;
 - b) Are not presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State or local) with commission of any of the offenses enumerated in paragraph (1)(a) of this certification; and
 - c) Have not within a three year period preceding this bid has one or more public (Federal, State or local) transactions or contracts terminated for cause or default.
- 2) Where the contractor is unable to certify to any of the statements in this certification, such prospective contractors shall attach an explanation to this certification form.

Firm Name: Jarboe Construction, Inc.

Project: LFUCG Police Training Center

Printed Name and Title of Authorized Representative: James S. Tudor, Director of Operations

Signature: 

Date: December 22, 2015

END OF SECTION

EQUAL EMPLOYMENT OPPORTUNITY AFFIRMATIVE ACTION POLICY


It is the policy of Jarboe Construction, 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.

James S. Tudor has been appointed Equal Employment Compliance (EEOC) Officer and shall be available for counseling, answering of questions in regards to this company policy, and to hear any complaints of discrimination. The EEOC Office may be reached by calling 859-277-1551.

Signature: 
(Bidding Contractor)

Title: Director of Operations

Date: December 22, 2015

DEBARMENT CERTIFICATION

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


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

- 1) Are not presently debarred, suspended, proposed for debarment, declared negligible, or voluntarily excluded from covered transactions or contract by any Federal department or agency for noncompliance with the Federal Labor Standards, Title VI of the Civil Rights Act of 1964 as amended, Executive Order 11246 as amended or any other Federal law;
 - a) Have not within a three year period preceding this proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;
 - b) Are not presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State or local) with commission of any of the offenses enumerated in paragraph (1)(a) of this certification; and
 - c) Have not within a three year period preceding this bid has one or more public (Federal, State or local) transactions or contracts terminated for cause or default.
- 2) Where the contractor is unable to certify to any of the statements in this certification, such prospective contractors shall attach an explanation to this certification form.

Firm Name: Jarboe Construction, Inc.

Project: LFUCG Police Training Center

Printed Name and Title of Authorized Representative: James S. Tudor

Signature: 

Date: December 22, 2015

PART VIII

ADDENDA

All addenda issued during the bidding of the Project will be reproduced in the signed Contract Documents, on the pages following this heading sheet.

<u>Addendum Number</u>	<u>Title</u>	<u>Date</u>
1.	NONE	
2.		
3.		
4.		
5.		

Lexington-Fayette Urban County Government
Division of Police
Bid #186-2015 Multi-Purpose Training Structure

The Lexington-Fayette Urban County Government is accepting bids for the assembly of a multi-purpose training prop for the Division of Police, as per the attached specifications.

Scope of Work - Modification and assembly of (5) 40' (L) x 8' (W) x 8.5' (H) steel modular shipping containers into configuration outlined in referenced drawings. (Containers provided on-site by LFUCG.)

1. Cut and frame doorways per drawings.
 - a. Framing will be completed utilizing C5 x 6.7 steel channel, or equivalent, to a final rough opening size of 45" x 82.25".
2. Cut and frame window per drawings.
 - a. Framing will be completed utilizing C4 x 5.4 steel channel, or equivalent, to a final rough opening size of 45" x 45".
3. Fabrication and installation of shutters for exterior doors and windows per drawings.
 - a. Shutters shall be constructed using the same material as the shipping containers, utilizing scrap from the window/door cutouts, or the interior passageway cutout material.
 - b. Shutters shall be trimmed and sized to completely cover the openings.
 - c. Window shutters shall be hinged to swing outwards, and be able to latch from the inside of the structure.
 - d. Door shutters shall be hinged to swing outwards, and be able to latch from the outside of the structure.
4. Cut and frame interior passageways per drawings.
 - a. Rough opening size will be floor to ceiling x 16' width.
 - b. Opening will be framed with 2 x 4 x 3/16 tubing, or equivalent, welded to the siding then bolted together at final assembly.
5. Install expanded metal decking per drawings.
6. Install exterior handrails and stairs per drawings.
 - a. Handrails shall be 1.5" x 1/8" square steel tubing, or equivalent.
 - b. Kick plate shall be 1/4" x 4" steel, or equivalent.
7. Install interior stairs and handrail per drawings.
 - a. Stair stringers shall be 10" junior channel steel with a maximum rise of 7.5".
 - b. Steps shall be 10" steel gripstrut.
8. Install weatherproofing flashing at exterior box seams.
9. Cut and frame hatchway to the roof of the second level.

- a. Hatch opening shall be 32" x 32".
- b. Install weatherproof hatch cover which is able to latch from the inside.
- c. Install floor to ceiling ladder to access the hatchway.

REQUIREMENTS

1. Successful bidder must comply with Davis Bacon Wage Rates.
2. All fabricated steel components and locations of cutting and welding will be primed and painted to match existing box paint color.
3. Existing plans call for 10 shuttered window openings and 4 shuttered door openings per the drawings. Bidder shall provide per-item pricing for additional doors and windows.
4. LFUCG retains the option to increase or decrease the number of these openings based on the provided pricing.
5. LFUCG retains the option to make minor modifications to the layout regarding the location of doors, windows, stairs, etc prior to the onset of assembly without incurring additional expense.
6. Bidder shall provide separate pricing for painting the exterior of structure after assembly.
7. Successful bidder must complete outlined work within 60 days of receipt of the purchase order.
8. LFUCG will provide the shipping containers and specialty hardware, specifically the twistlock connections and bridge fittings to join the boxes together on the exterior. Bidder will be responsible for all remaining costs associated with project completion.
9. Bidder shall be responsible for proper disposal of all construction waste.
10. Bidder shall be responsible for site cleanup to original condition.

NOTES TO BIDDER

1. Failure of a product to meet or exceed any portion of the listed specifications shall be cause for rejection of the entire bid.
2. Any protest based on the selection and performance criteria of this specification will be disregarded.
3. For questions concerning these specifications, contact Clayton Roberts at the Division of Police at croberts@lexingtonpolice.ky.gov. For bidding questions, contact Division of Central Purchasing, Conni Hayes at chayes@lexingtonky.gov.

PRICING	
Description	Total Cost
<u>Modification and Assembly of Shipping containers as outlined above.</u>	\$ 55,933.00

PRICING	
Description	Total Cost
<u>Additional shuttered door passages (per item)</u> As specified above.	\$ 1,586.00

PRICING	
Description	Total Cost
<u>Additional shuttered window passages (per item)</u> As specified above.	\$ 1,109.00

PRICING	
Description	Total Cost
<u>Painting of exterior of structure (After final assembly)</u> As specified above.	\$ 5,000.00

THE AMERICAN INSTITUTE OF ARCHITECTS



AIA Document A310

Bid Bond

KNOW ALL MEN BY THESE PRESENTS, that we Jarboe Construction Company Inc., 1017 South Broadway, Lexington KY 40504

as Principal, hereinafter called the Principal, and The Guarantee Company of North America USA

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

as Surety, hereinafter called the Surety, are held and firmly bound unto LFUCG, Division of Central Purchasing, 200 East Main Street, Third Floor, Rm 338 Lexington, KY 40507

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 Division of Police for Construction of Multi-Purpose Training Structure, Lexington-Fayette County, Kentucky, Bid No. 186-2015

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 22nd day of December 2015

[Signature of Witness] (Witness)

Jarboe Construction Company Inc [Signature] (Principal) (Seal) Director of Operations (Title)

[Signature of Witness] (Witness)

The Guarantee Company of North America USA [Signature] Paula J. Hardin Attorney-In-Fact (Title)



The Guarantee Company of North America USA
Southfield, Michigan

POWER OF ATTORNEY

KNOW ALL BY THESE PRESENTS: That THE GUARANTEE COMPANY OF NORTH AMERICA USA, a corporation organized and existing under the laws of the State of Michigan, having its principal office in Southfield, Michigan, does hereby constitute and appoint

Christopher Barnett, Sandy Black, Teresa L. Johns, Paula J. Hardin
J. Smith Lanier & Company, Inc.

its true and lawful attorney(s)-in-fact to execute, seal and deliver for and on its behalf as surety, any and all bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof, which are or may be allowed, required or permitted by law, statute, rule, regulation, contract or otherwise.

The execution of such instrument(s) in pursuance of these presents, shall be as binding upon THE GUARANTEE COMPANY OF NORTH AMERICA USA as fully and amply, to all intents and purposes, as if the same had been duly executed and acknowledged by its regularly elected officers at the principal office.

The Power of Attorney is executed and may be certified so, and may be revoked, pursuant to and by authority of Article IX, Section 9.03 of the By-Laws adopted by the Board of Directors of THE GUARANTEE COMPANY OF NORTH AMERICA USA at a meeting held on the 31st day of December, 2003. The President, or any Vice President, acting with any Secretary or Assistant Secretary, shall have power and authority:

1. To appoint Attorney(s)-in-fact, and to authorize them to execute on behalf of the Company, and attach the Seal of the Company thereto, bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof; and
2. To revoke, at any time, any such Attorney-in-fact and revoke the authority given, except as provided below
3. In connection with obligations in favor of the Florida Department of Transportation only, it is agreed that the power and authority hereby given to the Attorney-in-Fact includes any and all consents for the release of retained percentages and/or final estimates on engineering and construction contracts required by the State of Florida Department of Transportation. It is fully understood that consenting to the State of Florida Department of Transportation making payment of the final estimate to the Contractor and/or its assignee, shall not relieve this surety company of any of its obligations under its bond.
4. In connection with obligations in favor of the Kentucky Department of Highways only, it is agreed that the power and authority hereby given to the Attorney-in-Fact cannot be modified or revoked unless prior written personal notice of such intent has been given to the Commissioner – Department of Highways of the Commonwealth of Kentucky at least thirty (30) days prior to the modification or revocation.

Further, this Power of Attorney is signed and sealed by facsimile pursuant to resolution of the Board of Directors of the Company adopted at a meeting duly called and held on the 6th day of December 2011, of which the following is a true excerpt:

RESOLVED that the signature of any authorized officer and the seal of the Company may be affixed by facsimile to any Power of Attorney or certification thereof authorizing the execution and delivery of any bond, undertaking, contracts of indemnity and other writings obligatory in the nature thereof, and such signature and seal when so used shall have the same force and effect as though manually affixed.



IN WITNESS WHEREOF, THE GUARANTEE COMPANY OF NORTH AMERICA USA has caused this instrument to be signed and its corporate seal to be affixed by its authorized officer, this 23rd day of February, 2012.

THE GUARANTEE COMPANY OF NORTH AMERICA USA

Stephen C. Ruschak, President & COO

Randall Musselman, Secretary

STATE OF MICHIGAN
County of Oakland

On this 23rd day of February, 2012 before me came the individuals who executed the preceding instrument, to me personally known, and being by me duly sworn, said that each is the herein described and authorized officer of The Guarantee Company of North America USA; that the seal affixed to said instrument is the Corporate Seal of said Company; that the Corporate Seal and each signature were duly affixed by order of the Board of Directors of



Cynthia A. Takai
Notary Public, State of Michigan
County of Oakland
My Commission Expires February 27, 2018
Acting in Oakland County

IN WITNESS WHEREOF, I have hereunto set my hand at The Guarantee Company of North America USA offices the day and year above written.

I, Randall Musselman, Secretary of THE GUARANTEE COMPANY OF NORTH AMERICA USA, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney executed by THE GUARANTEE COMPANY OF NORTH AMERICA USA, which is still in full force and effect.



IN WITNESS WHEREOF, I have thereunto set my hand and attached the seal of said Company this 22nd day of December 2015

Randall Musselman, Secretary