

E. DOCUMENTATION REQUIRED

- 1) "KENTUCKY TRANSPORTATION CABINET-DISADVANTAGED BUSINESS ENTERPRISE PROVISIONS", located in Part III provides instruction for contractors who do meet the DBE Goal and for contractors who do not meet the DBE Goal.

23. REQUIRED SUBMITTALS DOCUMENT CHECKLIST

The following must be submitted with your bid at minimum or your bid will be considered non-responsive and rejected:

- Part III – Form of Proposal
 - Form of Proposal
 - Legal Status of Bidder
 - Required Affidavit for Bidders, Offerors and Contractors (signed & notarized)
 - Bid Schedule – Schedule of Values
 - Statement of Bidder's Qualifications
 - List of Proposed Subcontractors
 - List of Materials/Suppliers
 - DBE Sub-Contractor Bidders List
 - Certification for Federal-Aid Contract
 - Certification of Performance
 - Certification of Organization(s)
 - Certification of Bid Proposal/DBE (percentage must be included)
 - Kentucky Transportation Cabinet – Disadvantaged Business Provisions
 - Non-Collusion Certification
 - Statement of Experience
 - EEO Agreement
 - EEO Affirmative Action Policy
 - Workforce Analysis
 - Evidence of Insurability Form or Certificate of Insurance
 - Debarred Firms
 - Debarment Certification
 - Provisions Relative to Senate Bill 258 (1994)
 - Executive Branch Code of Ethics
- Also Provided by Bidder at Bid Opening
 - Bid Bond
 - Bidder KYTC Prequalification Document(s)
 - All Subcontractor Prequalification Document(s)
 - DBE Subcontractor KYTC DBE Document(s)

PART III
FORM OF PROPOSAL

INDEX

1. FORM OF PROPOSAL
2. LEGAL STATUS OF BIDDER
3. BIDDERS AFFIDAVIT
4. BID SCHEDULE – SCHEDULE OF VALUES
5. STATEMENT OF BIDDER'S QUALIFICATIONS
6. LIST OF PROPOSED SUBCONTRACTORS
7. LIST OF MATERIALS /SUPPLIERS
8. DBE SUB-CONTRACTOR BIDDERS LIST
9. CERTIFICATION FOR FEDERAL-AID CONTRACTS
10. CERTIFICATION OF PERFORMANCE
11. CERTIFICATION OF ORGANIZATION(S)
12. CERTIFICATION OF BID PROPOSAL / DBE
13. KENTUCKY TRANSPORTATION CABINET – DISADVANTAGED BUSINESS ENTERPRISE PROVISIONS
14. NON-COLLUSION CERTIFICATION
15. STATEMENT OF EXPERIENCE
16. EQUAL OPPORTUNITY AGREEMENT
17. EQUAL EMPLOYMENT OPPORTUNITY AFFIRMATIVE ACTION POLICY
18. WORKFORCE ANALYSIS FORM
19. EVIDENCE OF INSURABILITY
20. DEBARRED FIRMS
21. DEBARMENT CERTIFICATION
22. PROVISIONS RELATIVE TO SENATE BILL 258 (1994)
23. EXECUTIVE BRANCH CODE OF ETHICS

 **AIA** Document A310™ – 2010

Bid Bond

CONTRACTOR:
(Name, legal status and address)
Angel Contracting, LLC

1065 Highway 1383
Russell Springs, KY 42642

OWNER:
(Name, legal status and address)

Lexington-Fayette Urban County Government
200 E. Main St., 3rd Fl Rm.338
Lexington, KY 40507
BOND AMOUNT: 5% of Amount Bid

SURETY:
(Name, legal status and principal place of business)

Granite Re, Inc.
14001 Quallbrook Dr
Oklahoma City, OK 73134

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)
Legacy Trail Flag Pole Base Construction

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.

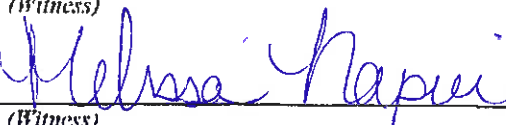
If this Bond is issued in connection with a subcontractor's bid to a Contractor, the term Contractor in this Bond shall be deemed to be Subcontractor and the term Owner shall be deemed to be Contractor.

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 25th day of February 2015




(Witness)



(Witness)

Angel Contracting, LLC

(Principal) *(Seal)*



(Title) Owner

Granite Re, Inc.

(Surety) *(Seal)*



(Title) Kenny Albert, Attorney-in-Fact

CAUTION: You should sign an original AIA Contract Document, on which this text appears in RED. An original assures that changes will not be obscured.

GRANITE RE, INC.
GENERAL POWER OF ATTORNEY

Know all Men by these Presents:

That GRANITE RE, INC., a corporation organized and existing under the laws of the State of OKLAHOMA and having its principal office at the City of OKLAHOMA CITY in the State of OKLAHOMA does hereby constitute and appoint:

STEVEN M. BAAS; BRIAN L. SEWELL; MELISSA NAPIER; BENJAMIN P. DYCUS; ADAM HARRIS; KENNY ALBERT its true and lawful Attorney-in-Fact(s) for the following purposes, to wit:

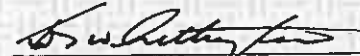
To sign its name as surety to, and to execute, seal and acknowledge any and all bonds, and to respectively do and perform any and all acts and things set forth in the resolution of the Board of Directors of the said GRANITE RE, INC. a certified copy of which is hereto annexed and made a part of this Power of Attorney; and the said GRANITE RE, INC. through us, its Board of Directors, hereby ratifies and confirms all and whatsoever the said:

STEVEN M. BAAS; BRIAN L. SEWELL; MELISSA NAPIER; BENJAMIN P. DYCUS; ADAM HARRIS; KENNY ALBERT may lawfully do in the premises by virtue of these presents.

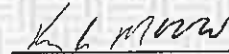
In Witness Whereof, the said GRANITE RE, INC. has caused this instrument to be sealed with its corporate seal, duly attested by the signatures of its President and Secretary/Treasurer, this 3rd day of February, 2015.

STATE OF OKLAHOMA)
) SS:
COUNTY OF OKLAHOMA)





Kenneth D. Whittington, President

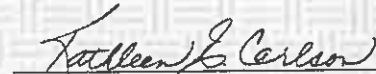


Kyle P. McDonald, Treasurer

On this 3rd day of February, 2015, before me personally came Kenneth D. Whittington, President of the GRANITE RE, INC. Company and Kyle P. McDonald, Secretary/Treasurer of said Company, with both of whom I am personally acquainted, who being by me severally duly sworn, said, that they, the said Kenneth D. Whittington and Kyle P. McDonald were respectively the President and the Secretary/Treasurer of GRANITE RE, INC., the corporation described in and which executed the foregoing Power of Attorney; that they each knew the seal of said corporation; that the seal affixed to said Power of Attorney was such corporate seal, that it was so fixed by order of the Board of Directors of said corporation, and that they signed their name thereto by like order as President and Secretary/Treasurer, respectively, of the Company.

My Commission Expires:
August 8, 2017
Commission #: 01013257





Kathleen E. Carlson
Notary Public

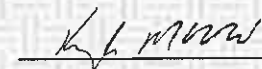
GRANITE RE, INC.
Certificate

THE UNDERSIGNED, being the duly elected and acting Secretary/Treasurer of Granite Re, Inc., an Oklahoma Corporation, HEREBY CERTIFIES that the following resolution is a true and correct excerpt from the July 15, 1987, minutes of the meeting of the Board of Directors of Granite Re, Inc. and that said Power of Attorney has not been revoked and is now in full force and effect.

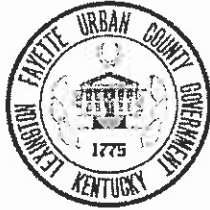
"RESOLVED, that the President, any Vice President, the Secretary, and any Assistant Vice President shall each have authority to appoint individuals as attorneys-in-fact or under other appropriate titles with authority to execute on behalf of the company fidelity and surety bonds and other documents of similar character issued by the Company in the course of its business. On any instrument making or evidencing such appointment, the signatures may be affixed by facsimile. On any instrument conferring such authority or on any bond or undertaking of the Company, the seal, or a facsimile thereof, may be impressed or affixed or in any other manner reproduced; provided, however, that the seal shall not be necessary to the validity of any such instrument or undertaking."

IN WITNESS WHEREOF, the undersigned has subscribed this Certificate and affixed the corporate seal of the Corporation this
25th day of February, 2015.





Kyle P. McDonald, Secretary/Treasurer



Lexington-Fayette Urban County Government
DEPARTMENT OF FINANCE & ADMINISTRATION

Jim Gray
Mayor

William O'Mara
Commissioner

ADDENDUM #1

Bid Number: **#20-2015**

Date: February 11, 2015

Subject: Legacy Trail Flagpole Base Construction

Address inquiries to:
Sondra Stone
(859) 258-3320

TO ALL PROSPECTIVE SUBMITTERS:

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

1. Re: Part II Information for Bidders, Paragraph 4, Qualification of Bidder, Change Paragraph 4.F to read:

Bids will only be accepted from plan holders who have purchased plans from Lynn Imaging and are subsequently registered as "official plan holders." All Contractors and Subcontractors must be prequalified for at least one of the following Primary or Incidental Work Items by the Kentucky Department of Transportation:

Primary Work Items

A Grade and Drain
B Portland Cement Concrete Paving
E1.,E2,E3 & E5 Bridges

Incidental Work Items

I11 Curb and Gutter
I12 Sidewalk
I28 Concrete Repairs

Explanation: The original Paragraph states contractors and subcontractors must be prequalified for "Roadway construction by the Kentucky Department of Transportation". The KDOT Work Items List does not specifically contain such a category. However, it is anticipated that contractors prequalified for any of the categories listed above will have the expertise to perform the tasks required by this contract. Also note: because of the funding source for this project, prequalification is mandatory.



Todd Slatin, Director
Division of Central Purchasing

All other terms and conditions of the Bid and specifications are unchanged.
This letter should be signed, attached to and become a part of your Bid.

COMPANY NAME: Angel Contracting LLC
ADDRESS: 501 Darby Creek Rd, Suite 18, Lexington, Ky. 40509
SIGNATURE OF BIDDER: Jalisa Martin-Johnson

COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET FRANKFORT, KENTUCKY
PREQUALIFIED CONTRACTORS LIST

12/31/14

NAME AND ADDRESS OF CONTRACTORS	VENDOR	PRINCIPAL OFFICERS	WORK CLASS
AMERICAN STRIPERS LLC P O BOX 452 COLUMBIA TN 38401 PHONE: (931)381-8292 FAX: (931)381-8293 AMERICANSTRIPERS@BELLSOUTH.NET	03408	MICHAEL SLOAN	PR I31 J38
AMS CONSTRUCTION INC P O BOX 88 LOVELAND OH 45140 PHONE: (513)794-0410 FAX: (513)336-7509 INFO@AMSDIGS.COM	03819	BRENDA STEPHENSON BRENDA STEPHENSON 1 J KIM STEPHENSON KAREN STEPHENSON	PR SEC TRES VP I33
→ ANGEL CONTRACTING LLC 1085 HIGHWAY 1383 RUSSELL SPRINGS KY 42642 PHONE: (606)305-2370 LGMARTIN@DUO-COUNTY.COM	03824	LISA MARTIN JOHNSON BROOKE BUNCH	PR VP A B E1 I33
ANTIGO CONSTRUCTION INC P O BOX 12 2620 N CLERMONT ST ANTIGO WI 54409-0012 PHONE: (715)827-2222 FAX: (715)823-7073 MAILBOX@ANTIGOCONSTRUCTION.COM	02142	MATTHEW SHINNERS 1 CHRISTOPHER SHINNERS MATTHEW SHINNERS 2	PR SEC TRES I43
APBN INC 670 ROBINSON ROAD CAMPBELL OH 44405 PHONE: (724)984-8252 FAX: (724)984-8867 VKATSOURAKIS@APBNINC.COM	03016	DOUKISSA KATSOURAKIS ZOE KATSOURAKIS DOUKISSA KATSOURAKIS 2 VASILIS KATSOURAKIS	PR SEC TRES VP I18A
ARC CONSTRUCTION CO INC P O BOX 2680 1745 S KENTUCKY EVANSVILLE IN 47728 PHONE: (812)426-0481 FAX: (812)421-9115 FPAULI@ARC-CONSTRUCTION.COM	03343	DANNY J BATEMAN JAMIE R BATEMAN JAMIE R BATEMAN 2 BRYAN T RELLER	PR SEC TRES VP I26 I27
ARROW ELECTRIC COMPANY INC P O BOX 36215 LOUISVILLE KY 40233-6215 PHONE: (502)367-0141 FAX: (502)361-8813 LORNE@ARROWELECTRIC.COM	00305	ROBERT A ALLGEIER, CEO, CFO	CEO F G I30 I44 I96 J19
A S L EXCAVATING INC P O BOX 321 FLEMINGSBURG KY 41041 PHONE: (606)849-4511 FAX: (606)849-3264 ASLEXCAVATING@WINDSTREAM.NET	02280	GARY SHANNON LARRY LEADINGHAM STEVE ALLEN	PR SEC VP A I27



Certificate of Eligibility

CERTIFICATE NO.

TC 14 - 2
Rev. 2005

ISSUED BY

B 2014

03624

COMMONWEALTH OF KENTUCKY
TRANSPORTATION CABINET

This Certifies that

ANGEL CONTRACTING LLC
1065 HIGHWAY 1383
RUSSELL SPRINGS KY 42642

is hereby qualified to accept a contract or subcontract on projects of the Department of Highways for such a period as uncompleted work under previous contract at any time does not exceed the aggregate amount of \$500,000. This certificate which expires December 31, 2014 is subject to revocation or termination, and is extended to 120 days from this expiration date. An application for renewal of this certificate must be filed within ninety days after the above date.

TYPES OF WORK

- A GRADE AND DRAIN
- B PORTLAND CEMENT CONCRETE PAVING
- E1 BRIDGES NOT MORE THAN 70 FT. CLEAR SPAN
- E2 UTILITIES

DATE ISSUED:

November 18, 2014

BY

STATE HIGHWAY ENGINEER
DEPARTMENT OF HIGHWAYS

PART III

Invitation to Bid No. 20-2015

Legacy Trail Flag Pole Base Construction

1. FORM OF PROPOSAL

Place: Lexington, Kentucky

Date: 2-25-15

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

This Proposal Submitted by Angel Contracting, LLC
501 Darby Creek Rd., Suite 18 Lex, Ky. 40509
(Name and Address of Bidding Contractor)

(Hereinafter called "Bidder"), organized and existing under the laws of the State of Kentucky, doing business as Corporation
"a corporation," "a partnership", or an "individual" 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 the **Legacy Trail Flag Pole Base Construction** 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.

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 **ninety (90) consecutive calendar days** thereafter. BIDDER further agrees to pay liquidated damages, the sum of \$250.00 for each consecutive calendar day thereafter.

The Bidder hereby acknowledges receipt of the following addenda:

Addendum No. 1 Date 2-11-15
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 Angel Contracting, LLC

Date 2-25-15

* 1. A corporation duly organized and doing business under the laws of the State of Kentucky, for whom LISA MARTIN JOHNSON, bearing the official title of OWNER, 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 are: (Designate general partners as 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**

**REQUIRED AFFIDAVIT FOR BIDDERS, OFFERORS AND CONTRACTORS
FOR BIDS AND CONTRACTS IN GENERAL:**

I. Each bidder or offeror swears and affirms under penalty of perjury, that:

a. In accordance with KRS 45A.110 and KRS 45A.115, neither the bidder or offeror as defined in KRS 45A.070(6), nor the entity which he/she represents, has knowingly violated any provisions of the campaign finance laws of the Commonwealth of Kentucky; and the award of a contract to the bidder or offeror or the entity which he/she represents will not violate any provisions of the campaign finance laws of the Commonwealth.

b. The bidder or offeror swears and affirms under penalty of perjury that, to the extent required by Kentucky law, the entity bidding, and all subcontractors therein, are aware of the requirements and penalties outlined in KRS 45A.485; have properly disclosed all information required by this statute; and will continue to comply with such requirements for the duration of any contract awarded.

c. The bidder or offeror swears and affirms under penalty of perjury that, to the extent required by Kentucky law, the entity bidding, and its affiliates, are duly registered with the Kentucky Department of Revenue to collect and remit the sales and use tax imposed by KRS Chapter 139, and will remain registered for the duration of any contract awarded.

d. The bidder or offeror swears and affirms under penalty of perjury that the entity bidding is not delinquent on any state taxes or fees owed to the Commonwealth of Kentucky and will remain in good standing for the duration of any contract awarded.

**FOR "NON-BID" CONTRACTS (I.E. SOLE-SOURCE; NOT-PRACTICAL OR
FEASIBLE TO BID; OR EMERGENCY CONTRACTS, ETC):**

II. Each contractor further swears and affirms under penalty of perjury, that:

a. In accordance with KRS 121.056, and if this is a non-bid contract, neither the contractor, nor any member of his/her immediate family having an interest of 10% or more in any business entity involved in the performance of any contract awarded, have contributed more than the amount specified in KRS 121.150 to the campaign of the gubernatorial slate elected in the election last preceding the date of contract award.

b. In accordance with KRS 121.330(1) and (2), and if this is a non-bid contract, neither the contractor, nor officers or employees of the contractor or any entity affiliated with the contractor, nor the spouses of officers or employees of the

contractor or any entity affiliated with the contractor, have knowingly contributed more than \$5,000 in aggregate to the campaign of a candidate elected in the election last preceding the date of contract award that has jurisdiction over this contract award.

c. In accordance with KRS 121.330(3) and (4), and if this is a non-bid contract, to the best of his/her knowledge, neither the contractor, nor any member of his/her immediate family, his/her employer, or his/her employees, or any entity affiliated with any of these entities or individuals, have directly solicited contributions in excess of \$30,000 in the aggregate for the campaign of a candidate elected in the election last preceding the date of contract award that has jurisdiction over this contract.

As a duly authorized representative for the bidder, offeror, or contractor, I have fully informed myself regarding the accuracy of all statements made in this affidavit, and acknowledge that the Commonwealth is reasonably relying upon these statements, in making a decision for contract award and any failure to accurately disclose such information may result in contract termination, repayment of funds and other available remedies under law.

BIDDERS AFFIDAVIT (LFUCG)

Comes the Affiant, Lisa Martin Johnson, and after being first duly sworn, states under penalty of perjury as follows:

1. His/her name is Lisa Martin Johnson and he/she is the individual submitting the bid or is the authorized representative of Angel Contracting, LLC, 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.

Lisa Martin-Johnson
Signature

Lisa Martin Johnson
Printed Name

Owner
Title

2-25-15
Date

Company Name Angel Contracting, LLC
Address 501 Darby Creek Rd, Suite 10, Lexington, KY 40509

Subscribed and sworn to before me by Lisa Martin Johnson Owner
(Affiant) (Title)

of Angel Contracting, LLC this 25 day of Feb., 2015
(Company Name)

[Signature]
Notary Public
[seal of notary]

My commission expires: Nov. 29th, 2015.

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.

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 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.

The contract, if awarded, will be on the basis of materials and equipment specified in the specifications without consideration of possible substitute or "or equal" items.

The estimated quantities of items of unit price work are not guaranteed and are solely for the purpose of comparison of bids and determining an initial Contract price. Determination of the actual quantities and classification of unit price work performed by the Contractor will be made by the Engineer in accordance with the General Conditions.

Payment:

Accepted quantities for Work shall be paid for at their respective Contract "Unit Price" as quoted (which shall be for all Work required under this Section) and paid per "Unit To Bid On" of specified "Description" satisfactorily placed. All labor, materials, equipment, and excavation shall be incidental to the Work.

Digital Bid Submittals:

Bidders will also be required to submit a digital version of the Unit Prices and Total Amount Bid. The excel spreadsheet is available through the LFUCG's Economic Engine website (<https://lfucg.economicengine.com>). If there is a discrepancy between the digital and written versions, then the written version shall prevail.

Base Bid Items
Legacy Trail Flag Pole Base Construction

Item No.	Quantity	Unit To Bid On	Description	Unit Price	Total Amount Bid
1.	5	EA	Construct Flag Pole Base Type A Per Each	\$ 6,300. ⁰⁰	\$ 31,500. ⁰⁰
2.	2	EA	Construct Flag Pole Base Type B Per Each	\$ 6,100. ⁰⁰	\$ 12,200. ⁰⁰
3.	4	EA	Construct Flag Pole Base Type C Per Each	\$ 7,250. ⁰⁰	\$ 29,000. ⁰⁰
4.	4	EA	Construct Flag Pole Base Type D Per Each	\$ 6,950. ⁰⁰	\$ 27,800. ⁰⁰
5.	1	LS	Seeding and Protection Per Lump Sum	\$ 3,800. ⁰⁰	\$ 3,800. ⁰⁰
6.	1	LS	Erosion and Sediment Control Per Lump Sum	\$ 5,000. ⁰⁰	\$ 5,000. ⁰⁰
7.	1	EA	Project Sign Per Each	\$ 1,000. ⁰⁰	\$ 1,000. ⁰⁰
8.	1	EA	Payment and Performance Bond Per Each	\$ 2,000. ⁰⁰	\$ 2,000. ⁰⁰
9.	1	LS	Mobilization (Not more than 5.0%) Per Lump Sum	\$ 5,500. ⁰⁰	\$ 5,500. ⁰⁰
10.	1	LS	Demobilization (Not less than 1.5%) Per Lump Sum	\$ 1,800. ⁰⁰	\$ 1,800. ⁰⁰
Total of Bid Items 1 through 10					\$ 119,600. ⁰⁰

TOTAL OF ALL BID PRICES FOR Legacy Trail Flag Pole Base Construction (Items 1 through 10) in figures:

One Hundred and Nineteen Thousand, Six Hundred
Dollars + ⁰⁰/₁₀₀ cents,
ZERO

Submitted by: Angel Contracting, LLC
Firm

501 Darby Creek Rd, Suite 13
Address

Lexington, Ky. 40509
City, State & Zip

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

Lisa Martin-Johnson, OWNER
Signature of Authorized Company Representative - Title

Lisa Martin Johnson
Representative/s Name (Typed or Printed)

859-368-0380 859-368-0382
Area Code - Phone - Fax #

Scott.adams@angelcontracting.com
E-Mail Address

OFFICIAL ADDRESS:

Angel Contracting, LLC
1065 Highway 1383
Russell Springs, Ky. 42642

_____ (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: Angel Contracting, LLC

2. Permanent Place of Business: 1065 Highway 1383, Russell Springs, KY 42642

3. When Organized: January 2014

4. Where Incorporated: Kentucky

5. Construction Plant and Equipment Available for this Project:

See attached

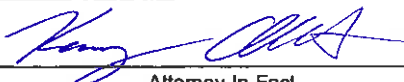
(Attach Separate Sheet If Necessary)

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:

Granite Re, Inc. (Surety)

Signed:  (Representative of Surety)
Attorney-In-Fact

EQUIP #	YEAR	TYPE	MAKE	MODEL
LARGE ROLLING EQUIPMENT				
BH 303	2005	Backhoe	CASE	580 M SERIES I
EX 402	2008	Excavator	CASE	CX 75 R
EX 408	2009	Excavator	CASE	CX 36B
EX 409	2009	Excavator	CASE	CX 36B
EX 411	2006	Excavator	KOBELCO	SK 30SR-3
AIR COMPRESSORS & HAMMERS				
JH 1		Jack Hammer	Atlas Copco	90lb
JH 2		Jack Hammer	Amer Pneuma	90lb
JH 4		Jack Hammer	Joy L 57	60lb
SAWS				
CS 4		Chop Saw		K760
CS 5		Chop Saw		K760
WELDERS/GENERATORS				
GEN 3		Generator	Wacker Neuson	6V 2500
GEN 7		Generator	Wacker Neuson	6V 2500
W/G 1		Welder Generator	Miller	Bobcat 225
COMPACTION EQUIPMENT				
PC 1		Plate Compactor	Wacker Packer	Nueson
SAFETY EQUIPMENT				
ES 1		Electric Sign	American Light	
SP		Steel Plates	3 EA	
SP		Steel Plates	2 EA	
MON-1		Winch/Tripod/Blower/Monitors		
MON-2		Winch/Tripod/Blower/Monitors		
TB 1		Trench Box	Kundel	B3-6x6-k
TB 2		Trench Box	Kundel	B3-6x6-k
TB 3		Trench Box	Kundel	7x8 w/ spreader
SEED/STRAW				
SB-1		Straw Blower	Blue	
CONCRETE TOOLS				
VS-1		Vibratory Screed	Toro Stone VS 800	
V 1		Vibrator 2HP	Wacker	M2000
GEN 2		Generator	Wacker	GP6600A
BT 1		Box Trailer	United Rentals	
BT 2		Box Trailer	United Rentals	
BT 3		Box Trailer 7x16	Gator Made Enclosed Trailor	
PT 4		2" Pipe Trailor	Lazy Susan Coil Trailor CT1135TT	
T 5		20' Pull Behind Trailor		
GEN 3		Generator	Honda	EU 2000 W
LT501	2012	CHEVY	2500	3/4 ton Crew cab 4x4
LT502	2013	CHEVY	1500	1/2 ton Crew cab 4wd
LT503	2014	GMC	2500 HD Sierra	4x4 Reg. Cab

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>
<u>Chickamauga Lock Repair</u>	<u>Chattanooga, TN</u>	<u>\$ 253,000.⁰⁰</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____

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

<u>NAME</u>	<u>LOCATION</u>	<u>CONTRACT SUM</u>
<u>Bell County Culvert</u>	<u>Middlesboro, Ky</u>	<u>\$ 238,248.⁰⁹</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____

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>
<u>Scott Adams</u>	<u>Senior Manager</u>	<u>4</u>
<u>Loran Raschella</u>	<u>Project Manager</u>	<u>2</u>
<u>Greg Burch</u>	<u>Project Superintendent</u>	<u>1</u>
_____	_____	_____
_____	_____	_____

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>
<u>NHL Stone</u>	<u>Erosion Control</u>	<u>Y</u>	<u>4%</u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>
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<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>

(USE ADDITIONAL SHEETS IF NECESSARY)

12. We acknowledge that, if we are the apparent low Bidder, we will submit to the OWNER within 7 calendar days following the Bid Opening, a sworn statement on the OWNER'S form 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)—all in accordance with the Bid Documents.

Respectfully submitted:

Angel Contracting, LLC
(Name of Contracting Firm)

BY: Jisa Martin-Johnson

TITLE: Owner

DATE 2-25-15

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, concrete, seeding and protection, construction staking, etc.	<u>SUBCONTRACTOR</u>	<u>DBE</u> Yes/No	<u>% of Work</u>
1. <u>Erosion Control</u>	Name: <u>NH Stone</u> <u>P.O. Box 237</u> Address: <u>SHARPSBURG, KY 40374</u>	<u>Y</u>	<u>4%</u>
2. _____	Name: _____ Address: _____	_____	_____
3. _____	Name: _____ Address: _____	_____	_____
4. _____	Name: _____ Address: _____	_____	_____
5. _____	Name: _____ Address: _____	_____	_____
6. _____	Name: _____ Address: _____	_____	_____
7. _____	Name: _____ Address: _____	_____	_____

(Attach additional sheet(s) if necessary.)

7. LIST OF MATERIALS/ SUPPLIERS

Bidders are hereby advised that this list must be complete and submitted with the Bid.

Listing "as per plans and specifications", will not be considered as sufficient identification. Where more than one "Make or Brand" is listed for any one item, the Owner has the right to select the one to be used.

Item	Brand Name, Manufacturer and/or Supplier
1. Concrete Supplier	<u>IMI.</u>

END LIST OF MATERIALS AND EQUIPMENT

8. DBE SUB-CONTRACTOR BIDDERS LIST

The Department of Transportation Federal Regulations requires that the Kentucky Transportation Cabinet provide a bidders list to be maintained in the Office of Personnel Management, Small Business Development Branch (49CFR 26:11) for each federally funded project awarded.

Project No.

List all quotes/bids received on this project.

DBE (Disadvantaged Business Enterprise) Contractors, Consultants, and Suppliers submitting quotes/bids for this project:

1. *NH Stone*
- 2.
3. *Toni Levy + Assoc.*
- 4.
- 5.
- 6.
- 7.
- 8.

DBE (Disadvantaged Business Enterprise) Contractors, Consultants, and Suppliers contacted who did NOT submit quotes/bids for this project.

1. *None*
- 2.
- 3.
- 4.
- 5.
- 6.
- 7.
- 8.

Non-DBE (Disadvantaged Business Enterprise) Contractors, Consultants, and Suppliers submitting quotes/bids for this project:

1. *I.M.I.*
2. *Vulcan*
3. *MMI*
- 4.
- 5.
- 6.
- 7.
- 8.

If you need additional space, please attach a separate page. If you need assistance regarding this form, please contact Melvin Bynes or Anita Hall at (502)564-3601.

9. CERTIFICATION FOR FEDERAL-AID CONTRACT

The prospective participant certifies, by signing and submitting this bid or proposal, to the best of his or her knowledge and belief, that:

1. No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any Federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the Improvements Project, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agent.
2. If any funds other than the Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any Federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

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

The prospective participant also agrees by submitting his or her bid proposal that he or she shall require the language of this certification be included in all lower tier subcontracts, which exceed \$100,000 and that all such subrecipients shall certify and disclose accordingly.

Angel Contracting, LLC

(Name of Individual, Co-Partnership, or Corporation submitting bid)

Lisa Martin Johnson

(Name of Officer or Authorized Agent)

Owner

(Title)

Lisa Martin Johnson

(Signature)

2-25-15

(Date)

10. CERTIFICATION OF PERFORMANCE

Certification with regard to the Performance of Previous Contracts or Subcontracts subject to the Equal Opportunity Clause and the filing of Required Reports.

The OWNER, hereby certifies that he HAS, participated in previous contract or subcontract subject to the equal opportunity clause, as required by Executive Orders 10925, 11114, or 11246, and that he, filed with the Joint Reporting committee, the Director of the Office of Federal Contract Compliance, a Federal Government contracting or administering agency, or the Former President's Committee on Equal Employment Opportunity, all reports due under the applicable filing requirements.

Angel Contracting, LLC

(Name of Individual, Co-Partnership, or Corporation submitting bid)

Lisa Martin Johnson

(Name of Officer or Authorized Agent)

Owner

(Title)

Lisa Martin Johnson

(Signature)

2-25-15

(Date)

NOTE: The above certification is required by the Equal Employment Opportunity Regulations of the Secretary of Labor (41 CFR 60-1.7 (b) (1)), and must be submitted by bidders and proposed subcontractors only in connection with the contracts and subcontracts which are subject to the equal opportunity clause. Contracts and subcontracts which are exempt from the equal opportunity clause are set forth in 41 CFR 60-1.5. (Generally only contracts or subcontracts of \$10,000 or under are exempt.)

Currently, Standard Form 100 (EO-1) is the only report required by the Executive Orders of their implementing regulation.

Proposed prime contractors and subcontractors who have participated in a previous contract or subcontract subject to the Executive Orders and have not filed reports should note that 41 CFR 60-1.7 (b) (1) prevents the award of contracts and subcontracts unless such contractor submits a report covering the delinquent period or such other period specified by the Federal Highway Administration or by the Director or by the Director, Office of Federal Contract Compliance, U.S. Department of Labor.

11. CERTIFICATION OF ORGANIZATION(S)

COMMONWEALTH OF KENTUCKY

COUNTY: FAYETTE

FED PROJECT NO:

I, Lisa Martin Johnson, Owner
(Name of officer or Authorized Agent) (Title)

under penalty of perjury under the laws of the United States, do hereby certify that, except as noted below,

Angel Contracting, LLC
(Name of Individual, Co-Partnership, or Corporation submitting bid)

any person associated therewith in the capacity of (owner, partner, director, officer, principal investigator, project director, manager, auditor, or any position involving the Administration of Federal Funds): is not currently under suspension, debarment, voluntarily exclusion, or determination of ineligibility by any federal agency; has not been suspended, debarred, voluntarily excluded or determined ineligible by any federal agency within the past 3 years; does not have a proposed debarment pending; and has not been indicted, convicted, or had a civil judgment rendered against (it) by a court of competent jurisdiction in any matter involving fraud or official misconduct within the past 3 years.

Please list below any exceptions to the foregoing, to whom it applies, initiating agency and dates of action.

Exceptions: None
Angel Contracting, LLC
(Name of Individual, Co-Partnership, or Corporation submitting bid)

Lisa Martin Johnson Owner
(Name of Officer or Authorized Agent) (Title)

Lisa Martin Johnson 2-25-15
(Signature) (Date)

12. CERTIFICATION OF BID PROPOSAL / DBE

We (I) proposed to furnish all labor, equipment and material necessary to construct and/or improve the subject project in accordance with the plans, the Transportation Cabinet's Standard Specifications for Road and Bridge Construction, current edition, special provisions, notes applicable to the project as indicated herein and all addenda issued on this project subsequent to purchase of proposal.

We (I) attach a bid guaranty as provided in the special provisions in an amount not less than 5% of the total bid. We agree to execute a contract in accordance with this proposal within 15 calendar days after the receipt of the notice of award for the project.

We (I) have examined the site of proposed work, project plans, specifications, special provisions, and notes applicable to the project referred to herein. We understand that the quantities shown herein are estimated quantities subject increase or decrease as provided in the specifications.

We (I) acknowledge receipt of all addendum(s) (if applicable) and have made necessary revisions to the bid proposal. We have considered all addendum(s) in calculation of the submitted bid and applied the updated bid items, which are included.

"The bidder certifies that it has secured participation by Disadvantaged Business Enterprises (DBE) in amount of 4 percent of the total value of this contract and that the DBE participation is in compliance with the requirements of 49 CFR 26 and the policies of the Kentucky Transportation Cabinet pertaining to the DBE Program."

Angel Contracting, LLC
(Name of Individual, Co-Partnership, or Corporation submitting bid)

LISA MARTIN JOHNSON OWNER
(Name of Officer or Authorized Agent) (Title)

Lisa Martin-Johnson 2-25-15
(Signature) (Date)

When two or more organizations bid as a joint venture, enter names of each organization and an authorized agent for each organization must sign above.

13. KENTUCKY TRANSPORTATION CABINET – DBE PROVISIONS

KENTUCKY TRANSPORTATION CABINET – DISADVANTAGED BUSINESS ENTERPRISE PROVISIONS

SECOND TIER SUBCONTRACTS

Second Tier subcontracts on federally assisted projects shall be permitted. However, in the case of DBE's, second tier subcontracts will only be permitted where the other subcontractor is also a DBE. All second tier subcontracts shall have the consent of both the Contractor and the Engineer.

DISADVANTAGED BUSINESS ENTERPRISE PROGRAM

It is the policy of the Lexington-Fayette Urban County Government ("LFUCG") that Disadvantaged Business Enterprises ("DBE") shall have the opportunity to participate in the performance of highway construction projects financed in whole or in part by Federal Funds in order to create a level playing field for all businesses who wish to contract with the LFUCG. To that end, the LFUCG will comply with the regulations found in 49 CFR Part 26, and the definitions and requirements contained therein shall be adopted as if set out verbatim herein.

The LFUCG, contractors, subcontractors, and sub-recipients shall not discriminate on the basis of race, color, national origin, or sex in the performance of work performed pursuant to LFUCG contracts. The contractor shall carry out applicable requirements of 49 CFR 26 in the award and administration of federally assisted highway construction projects. The contractor will include this provision in all its subcontracts and supply agreements pertaining to contracts with the LFUCG.

Failure by the contractor to carry out these requirements is a material breach of its contract with the LFUCG, which may result in the termination of the contract or such other remedy as the LFUCG deems necessary.

DBE GOAL

The Disadvantaged Business Enterprise (DBE) goal established for this contract, as listed on the front page of the proposal, is the percentage of the total value of the contract.

The contractor shall exercise all necessary and reasonable steps to ensure that Disadvantaged Business Enterprises participate in a least the percent of the contract as set forth above as goals for this contract.

OBLIGATION OF CONTRACTORS

If a formal goal has not been designated for the contract, all contractors are expected to meet LFUCG 10% MWDBE goal, unless otherwise stated. Contractor shall also consider DBEs for subcontract work as well as for the supply of material and services needed to perform this work.

Contractors are encouraged to use the services of banks owned and controlled by minorities and women.

CERTIFICATION OF CONTRACT GOAL

Contractors shall include the following certification in bids for projects for which a DBE goal has been established. BIDS SUBMITTED WHICH DO NOT INCLUDE CERTIFICATION OF DBE PARTICIPATION WILL NOT BE ACCEPTED. These bids will not be considered for award by the LFUCG and they will be returned to the bidder.

"The bidder certifies that it has secured participation by Disadvantaged Business Enterprises ("DBE") in the amount of KYTC percent of the total value of this contract and that the DBE participation is in compliance with the requirements of 49 CFR 26 and the policies of the Lexington-Fayette Urban County Government related to participation and **Kentucky Transportation Cabinet** pertaining to the DBE Program."

DBEs utilized in achieving the DBE goal must be certified and pre-qualified for the work items at the time the bid is submitted.

DBE PARTICIPATION PLAN

Lowest responsive bidders must submit the *DBE Plan/ Subcontractor Request*, form TC 63-35 DBE, within 10 days of the letting. This is necessary before the LFUCG Division of Central Purchasing will review and make a recommendation. The project will not be considered for award prior to submission and approval of the apparent low bidder's DBE Plan/Subcontractor Request.

The DBE Participation Plan shall include the following:

- 1 Name and address of DBE Subcontractor(s) and/or supplier(s) intended to be used in the proposed project;
- 2 Description of the work each is to perform including the work item, unit, quantity, unit price and total amount of the work to be performed by the individual DBE and the project bid number.
- 3 The dollar value of each proposed DBE subcontract and the percentage of total project contract value this represents. DBE participation may be counted as follows:
 - a) If DBE suppliers and manufactures assume actual and contractual responsibility, the dollar value of materials to be furnished will be counted toward the goal as follows:
 - The entire expenditure paid to a DBE manufacturer;
 - 60 percent of expenditures to DBE suppliers that are not manufacturers provided the supplier is a regular dealer in the product involved. A regular dealer must be engaged in, as its principal business and in its own name, the sale of products to the public, maintain an inventory and own and operate distribution equipment; and
 - The amount of fees or commissions charged by the DBE firms for a bona fide service, such as professional, technical, consultant, or managerial services and assistance in the procurement of essential personnel, facilities, equipment, materials, supplies, delivery of materials and supplies or for furnishing bonds, or insurance, providing such fees or commissions are determined to be reasonable and customary.
 - b) The dollar value of services provided by DBEs such as quality control testing, equipment repair and maintenance, engineering, staking, etc;
 - c) The dollar value of joint ventures. DBE credit for joint ventures will be limited to the dollar amount of the work actually performed by the DBE in the joint venture;
- 4 Written and signed documentation of the bidder's commitment to use a DBE contractor whose participation is being utilized to meet the DBE goal; and
- 5 Written and signed confirmation from the DBE that it is participating in the contract as provided in the prime contractor's commitment.

UPON AWARD AND BEFORE A WORK ORDER WILL BE ISSUED

Contractors must submit the signed subcontract between the contractor and the DBE contractor, the DBE's certificate of insurance, and the Required Affidavit of Bidders, Offerors, and Contractors from the DBE to the LFUCG Division of Central Purchasing. The Required Affidavit of Bidders, Offerors and Contractors is included with these bid documents and should be returned with your bid. If the DBE is a supplier of materials for the project, a signed purchase order and a Required Affidavit for Bidders, Offerors, and Contractors must be submitted to the LFUCG Division of Central Purchasing.

Changes to DBE Participation Plans or DBE substitutions must be approved by the LFUCG Division of Central Purchasing. The LFUCG may consider extenuating circumstances including, but not limited to, changes in the nature or scope of the project, the inability or unwillingness of a DBE to perform the work in accordance with the bid, and/or other circumstances beyond the control of the prime contractor.

CONSIDERATION OF GOOD FAITH EFFORTS REQUESTS

If the DBE participation submitted in the bid by the apparent lowest responsive bidder does not meet or exceed the DBE contract goal, the apparent lowest responsive bidder must submit a Good Faith Effort documentation to satisfy the LFUCG that sufficient good faith efforts were made to meet the contract goals prior to submission of the bid. Efforts to increase the goal after bid submission will not be considered in justifying the good faith effort, unless the contractor can show that the proposed DBE was solicited prior to the bid date. DBEs utilized in achieving the DBE goal must be certified and pre-qualified for the work items at the time the bid is submitted. One complete set of this information must be received in the office of the LFUCG Division of Central Purchasing no later than 12:00 noon of the tenth calendar day after receipt of notification that they are the apparent low bidder.

Where the information submitted includes repetitious solicitation letters it will be acceptable to submit a sample representative letter along with a distribution list of the firms solicited. Documentation of DBE quotations shall be a part of the good faith effort submittal as necessary to demonstrate compliance with the factors listed below which the LFUCG considers in judging good faith efforts. This documentation may include written subcontractors' quotations, telephone log notations of verbal quotations, or other types of quotation documentation.

The Good Faith Efforts documentation shall include, but may not be limited to information showing evidence of the following:

- 1 Whether the bidder attended any pre-bid meetings that were scheduled by LFUCG to inform DBEs of subcontracting opportunities;
- 2 Whether the bidder provided solicitations through all reasonable and available means;
- 3 Whether the bidder provided written notice to all DBEs listed in the DBE directory at the time of the letting that are pre-qualified in the areas of work that the bidder will be subcontracting;
- 4 Whether the bidder followed up initial solicitations of interest by contacting DBEs to determine with certainty whether they were interested. If a reasonable amount of DBEs within the targeted districts do not provide an intent to quote or no DBEs are pre-qualified in the subcontracted areas, the bidder must notify the Minority Business Enterprise Liaison in the Division of Central Purchasing to give notification of the bidder's inability to get DBE quotes;
- 5 Whether the bidder selected portions of the work to be performed by DBEs 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 DBE participation, even when the prime contractor might otherwise perform these work items with its own forces;
- 6 Whether the bidder provided interested DBEs with adequate and timely information about the plans, specifications, and requirements of the contract;
- 7 Whether the bidder negotiated in good faith with interested DBEs 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;
- 8 Whether quotations were received from interested DBE firms but were rejected as unacceptable without sound reasons why the quotations were considered unacceptable. The fact that the DBE firm's quotation for the work is not the lowest quotation received will not in itself be considered as a sound reason for rejecting the quotation as 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 DBE quote. Nothing in this provision shall be construed to require the bidder to accept unreasonable quotes in order to satisfy DBE goals;
- 9 Whether the bidder specifically negotiated with subcontractors to assume part of the responsibility to meet the contract DBE goal when the work to be subcontracted includes potential DBE participation;
- 10 Whether the bidder made any efforts and/or offered assistance to interested DBEs in obtaining the necessary equipment, supplies, materials, insurance and/or bonding to satisfy the work requirements of the bid proposal; and
- 11 Any other evidence that the bidder submits which may show that the bidder has made reasonable good faith efforts to include DBE participation.

FAILURE TO MEET GOOD FAITH REQUIREMENT

Where the apparent lowest responsive bidder fails to submit sufficient participation by DBE firms to meet the contract goal and upon a determination by the LFUCG Division of Central Purchasing based upon the information submitted that the apparent lowest responsive bidder failed to make sufficient reasonable efforts to meet the contract goal, the bidder will be offered the opportunity to meet in person with representatives from the Division of Central Purchasing. The bidder will be notified of the Division of Central Purchasing's decision within 24 hours of its decision. The bidder will have 24 hours to request reconsideration of Central Purchasing's decision. The reconsideration meeting will be held within two days of the receipt of a request by the bidder for reconsideration.

The request for reconsideration will be heard by Central Purchasing. The bidder will have the opportunity to present written documentation or argument concerning the issue of whether it met the goal or made an adequate good faith effort. The bidder will receive a written decision on the reconsideration explaining the basis for the finding that the bidder did or did not meet the goal or made adequate Good Faith efforts to do so.

The result of the reconsideration process is not administratively appealable to the LFUCG Division of Central Purchasing.

The LFUCG Division of Central Purchasing reserves the right to award the contract to the next lowest responsive bidder or to rebid the contract in the event that the contract is not awarded to the low bidder as the result of a failure to meet the good faith requirement.

SANCTIONS FOR FAILURE TO MEET DBE REQUIREMENTS OF THE PROJECT

Failure by the prime contractor to fulfill the DBE requirements of a project under contract or to demonstrate good faith efforts to meet the goal constitutes a breach of contract. When this occurs, the Cabinet will hold the prime contractor accountable, as would be the case with all other contract provisions. Therefore, the contractor's failure to carry out the DBE contract requirements shall constitute a breach of contract and as such the Cabinet reserves the right to exercise all administrative remedies at its disposal including, but not limited to the following:

- Disallow credit toward the DBE goal;
- Withholding progress payments;
- Withholding payment to the prime in an amount equal to the unmet portion of the contract goal; and/or
- Termination of the contract.

PROMPT PAYMENT

- The prime contractor will be required to pay the DBE within seven (7) working days after he or she has received payment from the LFUCG Division of Central Purchasing for work performed or materials furnished

CONTRACTOR REPORTING All Contractors must report on their progress in meeting the DBE requirement on any construction contracts. These records may include, but shall not be limited to payroll, lease agreements, cancelled payroll checks, executed subcontracting agreements, etc. Prime contractors will be required to submit certified reports on monies paid to each DBE subcontractor or supplier utilized to meet a DBE goal.

Payment information that needs to be reported includes date the payment is sent to the DBE, check number, Contract ID, amount of payment and the check date. Before Final Payment is made on this contract, the Prime Contractor will certify that all payments were made to the DBE subcontractor and/or DBE suppliers and show the documented proof.

The Prime Contractor should supply the payment information at the time the DBE is compensated for their work. Form to use is located at:

<http://transportation.ky.gov/Construction/Pages/Subcontracts.aspx>

Photocopied payments and completed form to be submitted to:

**Office of Civil Rights and Small
Business Development 6th Floor
West 200 Mero Street Frankfort, KY 40622**

DEFAULT OR DECERTIFICATION OF THE DBE

If the DBE subcontractor or supplier is decertified or defaults in the performance of its work, and the overall goal cannot be credited for the uncompleted work, the prime contractor may utilize a substitute DBE or elect to fulfill the DBE goal with another DBE on a different work item. If after exerting good faith effort in accordance with the LFUCG Division of Central Purchasing policies and procedures, the prime contractor is unable to replace the DBE, then the unmet portion of the goal may be waived at the discretion of the LFUCG Division of Central Purchasing.

01/18/2012

END OF SECTION

14. NON-COLLUSION CERTIFICATION

COMMONWEALTH OF KENTUCKY

COUNTY: FAYETTE

FED PROJECT NO:

I, Lisa Martin Johnson, OWNER
(Name of officer or Authorized Agent) (Title)

under penalty of perjury under the laws of the United States, do hereby certify that

Anac Contracting, LLC
(Name of Individual, Co-Partnership, or Corporation submitting bid)

Its agent, officers or employees have not directly or indirectly entered into any agreement, participated in any collusion, or otherwise taken action in restraint of free competitive bidding in connection with this proposal.

LISA Martin Johnson OWNER
(Name of Officer or Authorized Agent) (Title)

Lisa Martin Johnson 2-25-15
(Signature) (Date)

15. STATEMENT OF EXPERIENCE

NAME OF INDIVIDUAL: See Attached

POSITION/TITLE: Resumes

STATEMENT OF EXPERIENCE: _____

NAME OF INDIVIDUAL: _____

POSITION/TITLE: _____

STATEMENT OF EXPERIENCE: _____

NAME OF INDIVIDUAL: _____

POSITION/TITLE: _____

STATEMENT OF EXPERIENCE: _____

NAME OF INDIVIDUAL: See Attached

POSITION/TITLE: _____

STATEMENT OF EXPERIENCE: _____

NAME OF INDIVIDUAL: _____

POSITION/TITLE: _____

STATEMENT OF EXPERIENCE: _____

NAME OF INDIVIDUAL: _____

POSITION/TITLE: _____

STATEMENT OF EXPERIENCE: _____

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

Mr. Adams has 20 years of experience in the heavy/highway construction industry. He has managed highway and airfield projects, structural concrete projects, underground utility projects and steel fabrication projects. These projects include grade and drain, concrete structures, culverts and bridges, noise barrier walls, precast walls, concrete paving, concrete repairs, joint sealing, asphalt paving, lime and cement stabilized bases, P-209, DGA, CSB, traffic control, electrical work, erosion control, underground utilities and all other miscellaneous aspects typical of highway and airport projects. He has overseen all of the construction activities of Hinkle's Concrete Construction Division (Lexington office & Hopkinsville office) from 2003 thru 2011. He was the division's professional engineer of record during that period. Mr. Adams currently estimates and manages grade, drain and utility work for Walter Martin Excavating. Mr. Adams was the experienced person that qualified Hinkle to perform grade, drain, concrete and asphalt work for heavy/highway projects in North Carolina and West Virginia during his time with Hinkle.

PAST 10 YEARS EXPERIENCE

Reconstruct KY 22/Grant County KDOT, Dry Ridge, Kentucky, 2003 -2004 – Division Manager – Reconstruct section of KY 22 with concrete paving under heavy traffic. Worked for a joint venture and KDOT to self perform the concrete paving on urban area of KY 22 and on the new bypass.

Expand Lexington Recycling Center Apron/LFUCG, Lexington Kentucky, 2003 -2004 Division Manager – Construct a concrete apron expansion for recycling center. Project included grade, drain, detention basins, stone and concrete paving. Completed project during winter weather conditions and expedited schedule.

UH-60 Helicopter Apron Construction/Corps of Engineers Mobile District, Fort Rucker, Alabama, 2004-2005 – Division Manager – Constructed combined asphalt and concrete paved parking apron for UH-60 Helicopters. Project was completed prior to contract completion date. Project included, grade and drain, stone base, asphalt paving, concrete paving, striping, and electrical services. Obtained a safety award for this project from the Corps of Engineers.

Reconstruct Runway 13-31 East/Nashville International Airport, Nashville, Tennessee, 2004- Division Manager – Reconstructed 2000' of runway from asphalt pavement to concrete pavement. Project included demolition, grade and drain, base stone, treated base, concrete paving, asphalt paving, electrical services, striping, and grooving.

Reconstruct Taxiways Lima and Juliet/Nashville International Airport, Nashville, Tennessee, 2004 – Division Manager – Reconstructed two taxiways under tight schedule. Completed the project early to open prior to Thanksgiving holiday. Project included demolition, grade and drain, base stone, asphalt paving, electrical services, and striping.

Position

Senior Manager &
Engineer

Education:

B.S., Pre-engineering
Georgetown College 1994

B.S., Civil Engineering,
University of Kentucky, 1996
(Specialized in Construction
Management and Traffic
Engineering)

Registrations/Certifications:

Professional Engineer,
Kentucky 2000, No 21026

KSPE/NSPE Member 2012,
2013, 2014

KCPA Board Member 2004 thru
2011

ACPA Airport Committee 2006
thru 2011

KAHC Materials Subcommittee
2004 thru 2011

Office:

Lexington, Kentucky

Years of Experience:

Since 1994

Years with Hinkle

Contracting:

1995 – 1997

2002 – 2011

Years with Bottoms

Engineering:

1997 - 2002

Years with WME:

2011- Present

Years with Angel:

2014- Present

Reconstruct Runway 2R, Taxiways Whiskey and T4 at Lima/Nashville International Airport, Nashville, Tennessee, 2004 – 2005 – Division Manager – Reconstructed three areas of pavement and placed concrete pavement. Project included demolition, grade and drain, base stone, treated base, concrete paving, asphalt paving, electrical services, striping, and grooving.

Extend Runway Safety Areas/Sumner County Airport, Gallatin, Tennessee, 2004 – 2005 – Division Manager – Relocated the existing road and constructed safety area at end of the runway. This project included grade and drain, asphalt paving, and crack sealing.

Construct Bypass/Clark County KDOT, Winchester, Kentucky, 2004 - 2005 – Division Manager – Concrete paved two mile section of new bypass.

Construct Concrete Ramps for Jellico Mountain Exit/Campbell County TDOT, Jellico, Tennessee, 2005 -2006 – Division Manager – Constructed the treated permeable base and concrete pavement for the ramps and aprons at a new exit.

Reconstruct US 27/Campbell County KDOT, Alexandria, Kentucky, 2005 -2007 – Division Manager – Reconstruct five miles of section of US 27. Project included grade and drain, lime stabilization, stream mitigation, clearing and grubbing, intense traffic control, precast noise barrier wall, concrete paving, asphalt paving, stone base, cement treated permeable base, all related highway construction items. This project was constructed in several sections due to the existing traffic and the tight work areas. Was responsible engineer for \$195,000+ value engineering for new tie-in design.

Construct Oil Containment Pits/BGMU, Bowling Green, Kentucky -2005 – Division Manager – Construct concrete oil containment pits and concrete holding tanks at eleven substations.

Reconstruct Runway 13-31 West/Nashville International Airport, Nashville, Tennessee, 2005 – 2006 - Division Manager – Reconstructed 800' of runway from asphalt pavement to concrete pavement. Project included demolition, grade and drain, base stone, treated base, concrete paving, asphalt paving, electrical services, striping, and grooving.

Reconstruct Apron @ T4/Nashville International Airport, Nashville, Tennessee, 2005 – Division Manager – Reconstructed apron with concrete pavement. Project included demolition, grade and drain, base stone concrete paving, asphalt paving, electrical services, and striping.

Construct Mini Mall/Fort Campbell, Kentucky - 2005 – Division Manager – Placed all concrete foundations, building slabs, and exterior concrete and stained concrete.

Reconstruct Apron @ T6 and Taxiways Lima and Juliet @ T6/Nashville International Airport, Nashville, Tennessee, 2006- Division Manager – Reconstructed the intersection of T6 and Lima and Juliet. Project included demolition, grade and drain, base stone, concrete paving, asphalt paving, electrical services, and striping.

Construct College Street Streetscapes/City of Somerset, Somerset, Kentucky, 2006 – 2007 – Division Manager – Relocate all overhead utilities to underground and reconstruct all sidewalks, entrance drives, curbs and gutters, asphalt paving, water and sewer lines and landscaping for half mile urban area of Somerset.

Construct Expansion of Jennie Stuart Medical Center/Hopkinsville, Kentucky, 2006 – 2007 – Division Manager – Placed all concrete on the project including underground tunnel, concrete foundations, building slabs including all vertical concrete columns and slabs. This project included stained concrete, exposed aggregate columns, and post tensioning.

Construct New Terminal Apron/Charleston Executive Airport, Charleston, South Carolina, 2007 – 2008 – Division Manager – This project included grade and drain, box culvert, detention basis, base stone, and concrete paving.

Reconstruct Runway 13-31 East, Taxiway Tie-Ins and Reconstruct Runway 13-31 and Runway 2L-20R Intersection/Nashville International Airport, Nashville, Tennessee, 2007 - 2009 Division Manager -- Reconstructed approximately 2200' of runway and taxiways tie-ins with new concrete pavement. This project includes demolition, grade and drain, base stone, treated base, concrete paving, asphalt paving, electrical services, striping, and grooving. Was able to suggest and execute a new phasing plan to help expedite the schedule and allow for additional work to be performed in the same time frame. Was also instrumental in proposing and executing a change in the treated base to save the MNAA substantial amount of money.

Reconstruct US 27 Pulaski County KYTC 2007 - 2008 Division Manager -- Construct 6 poured in place box culverts for US 27 widening.

Bypass Construction Pulaski County KYTC 2009 - Division Manager -- Construct 2 poured in place box culverts and precast noise barrier wall for construction of bypass

Construct North Myrtle Beach Connector SCDOT, Horry County, 2007 - 2009 - Division Manager -- This project includes new concrete pavement for 3 miles of the North Myrtle Beach Connector.

Construct Expansion of Detention Center/Robertson County Detention Center, Springfield, Tennessee, 2007 - 2010 - Division Manager -- This project includes all sitework for the project and all concrete on the project including concrete foundations, building slabs and all vertical concrete columns and slabs. This project also includes building demolition, asphalt and concrete demolition, sanitary sewer relocation, waterline relocation, and traffic control.

Reconstruct New Taxiway 'B2' and General Aviation Apron Slab Improvements (Phase 1) Project/Myrtle Beach International Airport, Myrtle Beach, 2009 - 2010 - Division Manager -- Reconstructed 6,000 sy of apron and placed 13,000 sy of new taxiway. This project includes demolition, grade and drain, base stone, concrete paving, asphalt paving, electrical services, and striping.

Reconstruct Runway 2R Nashville International Airport - 2009 - Division Manager -- Project consisted of resealing the joints, spall repair, full depth concrete repair, partial depth concrete repair, and restriping and regrooving the runway

Reconstruct Box Beam Bridge Kerrsville Lane in Bourbon County, KY 2009 - 2010 - Division Manager -- Designed and Reconstructed 42' span Box Beam Bridge and raise 4.5' including all permits, etc. This project includes demolition, grade and drain for new approaches, cast in place abutments, box beams, guardrail, DGA, concrete paving.

Construct Steel Truss Bridge with Poured Deck Mt. Brilliant Farms, Lexington, KY 2010 - Division Manager -- Design and Constructed 75' span Steel Truss Bridge over creek (HS25 Loading) with design details specifically for Equestrian. This project includes cast in place abutments, grade and drain for new approaches, cast in place, structural steel truss bridge, concrete deck, guardrail, DGA, concrete paved approaches.

Reconstruct Runway 6-24 Rehabilitation, Lancaster County Airport, South Carolina, 2010 - Division Manager -- Reconstructed 6003' of runway via concrete overlay. This project includes milling existing asphalt to grade and concrete paving overlay during a 45 day runway shut down.

Construct I-59 Concrete Pavement Rehabilitation ALDOT, Etowah County, 2010 - 2011 - Division Manager -- This project includes all clearing & grubbing, grade and drain concrete demolition, asphalt bond breaker, 11 miles divided highway concrete paving overlay, guardrail, traffic control, and all other work related to reconstructing I-59.

Construct US 52 (King Coal Highway) WVDOH Mingo County, 2010 - 2011 - Division Manager -- This project includes all clearing & grubbing, grade and drain, subgrade stone, cement stabilized drainage blanket 13 miles highway concrete paving, guardrail, traffic control, and all other work related to reconstructing I-59.

Scott Adams, P.E.
Senior Manager

Construct Stanton Airport Taxiway, Stanton, KY, 2011 - 2012 – Senior Manager – Oversaw construction of new parallel taxiway at the Stanton airport. Scopes of work included grade and drain, lime stabilization, electrical, P-209, asphalt paving.

Construct Numerous Water, Sewer, Gas Underground Utility Projects, Concrete Structures and Storm Drain Projects, Kentucky, Ohio, Indiana, Tennessee KY, 2011 - 2015 – Senior Manager – Oversaw bidding and new construction and relocation of water, sanitary, gas, storm and structural concrete projects as prime contractor and subcontractor.

Gregory W. Burch

3750 Oakwood Rd.
Woodlawn Tn.37191

I've been in the construction industry for nearly 27 years in this time I have been a laborer, finisher, carpenter and supervisor. I worked on many projects from single story buildings to multi-story buildings. I've been involved in safety, quality, production, scheduling and team building. I've worked on bridges, hospitals, jails and CORPS work at Fort Campbell and Fort Knox. I was EMT-A certified and Haz-mat certified over 200 hrs. I've been fire and rescue trained I'm trained in fall protection, open trench and some types of scaffolding and CPR, CQM and OSHA 30.

Work History

Angel Contracting/Walter Martin Excavating June 2014 – present

Jackson Safe Routes to School: Reconstruct retaining walls, sidewalk, asphalt patching, drainage, curb and gutter.

Barkley Dam: Construct concrete access ramp and fishing pier.

Hinkle Contracting April 2006 – June 2014

Warsaw, KY: Repair JPC Pavement, Superintendent - oversaw removal of concrete, replace concrete, diamond grind roadway, saw and reseal joints.

Toyota – Georgetown, KY: Parking Lots, Superintendent - build three parking areas for semis and cars, storm drains electric and landscaping

Hemlock Semiconductor: Manta nice contract Foreman/Safety - fix sink holes, change out piping, fix concrete, fix erosion areas, build roads, snow removal, drywall repair and paint, roof repair

Jacobs Engineering: Containment ponds Foreman/safety
Multi. Structure with elevated walls and walks with 3200 yds. Of concrete
Involved with day to day activities in safety and production.

Pier caps – Foreman/safety
Install 1200 caps with anchor bolts had multiple crews working on these projects
Safety and production job duties.

Robertson County Jail – Springfield, TN: Robertson County Jail Safety/Quality control
Multiple story Building 4 floors of concrete. Use of EFCO forms and fall protection were
utilized Man lifts and cranes were need for this job as well.

Battle Command – Fort Campbell, KY: Battle Command Fort Campbell Ky.
Supervisor/safety
82,000 sq.ft. One story building I was responsible for safety and production on this job
we had as many as 22 employees on this job.

Jennie Stewart Medical Center: Supervisor/safety
This was A 4 story hospital with multi concrete floors we used EFCO forms on elevator
shafts and elevated floors fall protection, man lifts, cranes, all terrain lifts were used on
this job.

Robins & Morton:
Jennie Stewart surgical center Supervisor/safety
This was one story building 16,000 sq. ft. I was responsible for safety as well as
production as many as 12 employees were on this job

Phillips Construction Aug.2004-April 2006

WO&D Bridge Carpenter foreman
210 ft. bridge above a 4 lane highway install abutment, piers, piles, end bents, steel
beams and deck. Fall protection was a must on this job man lifts were use as well as a
crane. EFCO forms were used on walls and decks scaffolds and rail systems were used
responsible for safety and production.

Wier walls carpenter foreman
Multi wall from 14 ft. to 8 ft. lifts and fall protection was used on this job responsible for
safety and production

Hardaway Construction July 2002-Aug. 2004

Army Reserve training center Fort Knox Ky. Carpenter/foreman

Two Story building with concrete floor responsible for safety. Installed rails around 2 floor and safety lines on roof visual on pipe scaffolding. Fall protection and lifts were used on this job

Loran Raschella
229 Redding Road
Georgetown, KY40324
502-316-1292

Introduction:

For 11 years, Loran has worked in different related aspects of Heavy/Highway and Road Construction, Explosives Industry, Office Management, Estimating, and Project Management. For the last several years he has worked as an estimator and project manager in the Concrete and Asphalt Paving industry for private, airfield and several DOT projects. Ability to coordinate multiple bidding projects; experience in working with field personnel as well as coordination between the bidding and implementation of projects.

Professional Experience:

Walter Martin Excavating, Lexington, KY – Estimator/Project Manager – October 2013 to Present.

Bidding grade and drain, sewer and water, and concrete projects in Kentucky and Tennessee.

Fisher Contracting Co., Franklin, KY – Estimator/Project Manager – July 2013 to October 2013.

Bidding Heavy/Highway projects in Kentucky and Tennessee.

Ohio Valley Asphalt, LLC – Manager/Estimator/Project Manager – December 2012 to July 2013

Loran managed all construction operations in a five county area. Responsibilities included day to day management of paving operations, bidding all projects, and managing office activities. Loran managed a division that performed 15 to 19 million dollars annually.

Hinkle Contracting Co., Paris, KY –Estimator, Concrete Construction Division – September 2006 to December 2012

Bidding, managing and implementing concrete structures and concrete paving projects throughout the Southeastern United States bidding projects in 8 different states. This included bidding nearly 1.2 billion dollars in projects and receiving awards on over 120 million dollars on projects bid. Loran trained all estimators for Hinkle Contracting to use the Hard Dollar bidding system and acted as the “in house” technical support. Loran acted as the Diversity Officer in Kentucky, West Virginia , and Alabama for Hinkle Contracting.

Hinkle Contracting Co., Paris, KY –Blasting Technician, Manager Grading Division – March 2003 to September, 2006

Started with Hinkle as a Blasting Technician working on Landfill projects, KDOT construction, and Kentucky Utilities project in Ghent, KY. Loran then became the office manager for the Campbell County grading and concrete paving operation where he helped manage the day to day operations on a 25 million dollar KDOT project.

16. 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.

Risa Martin-Jones
Signature

Angel Contracting, LLC
Name of Business

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

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

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

- (1) *The contractor will not discriminate against any employee or applicant for employment because of race, color, religion, sex, age or national origin;*
- (2) *The contractor will state in all solicitations or advertisements for employees placed by or on behalf of the contractors that all qualified applicants will receive consideration for employment without regard to race, color, religion, sex, age or national origin;*
- (3) *The 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.

17. EQUAL EMPLOYMENT OPPORTUNITY AFFIRMATIVE ACTION POLICY

It is the policy of Angel Contracting, LLC 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.

Scott Adams 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 Officer may be reached by calling Scott Adams 859-368-0380

Signature: 
(Bidding Contractor)

Title: Owner

Date: 2-25-15

18. WORKFORCE ANALYSIS FORM

Name of Organization: Angel Contracting, LLC Date: 2, 25, 15

Categories	Total	White		Black		Other		Total	
		M	F	M	F	M	F	M	F
Administrators	2		2						2
Professionals	1	1						1	
Superintendents	1	1						1	
Supervisors	1	1						1	
Foremen									
Technicians									
Protective Service									
Para-Professionals									
Office/Clerical	1		1						1
Skilled Craft	4	4						4	
Service/Maintenance									
Total:	10	7	3	0	0	0	0	7	3

Prepared By: Scott Adams

19. EVIDENCE OF INSURABILITY

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

Names Insured: Angel Contracting, LLC

Address: _____

Employee ID: _____

Phone: 859-368-0380

Project to be insured: # 20-2015

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	CGI	\$1,000,000 per occ. And \$2,000,000 aggregate	\$1,000,000 per occ.	Liberty Mutual	24066	A XV
SC-3, Section 2, Part 4.1 - see provisions	AUTO	\$2,000,000 per occ.	\$1,000,000	Liberty Mutual	24082	A XV
SC-3, Section 2, Part 4.1 - see provisions	WC	Statutory w endorsement as noted	\$4,000,000	Ky AGC	N/A	N/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: Van Meter Ins. Group

Name of Authorized Representative: Michael R. Hancock

Street Address: 181 Prosperous Place

City: Lexington State: Ky Zip: 40509

Telephone Number: 859-263-2771

Title: Agent

Authorized Signature: [Signature]

Date: 2/24/15

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.

* Above policies plus Excess Liability for \$5,000,000 / First Meritway Ins. Co. Code 10657 / A XIII



ANGECON-01

SDENNIS

CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

12/31/2014

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Van Meter Insurance Group 181 Prosperous Place Lexington, KY 40509	CONTACT NAME: PHONE (A/C, No, Ext): (859) 263-2771 FAX (A/C, No): (859) 263-1999 E-MAIL: ADDRESS:													
	<table border="1"> <tr> <th>INSURER(S) AFFORDING COVERAGE</th> <th>NAIC #</th> </tr> <tr> <td>INSURER A : American Fire and Casualty Company</td> <td>24066</td> </tr> <tr> <td>INSURER B : Ohio Security Insurance Company</td> <td>24082</td> </tr> <tr> <td>INSURER C : First Mercury Insurance Company</td> <td>10657</td> </tr> <tr> <td>INSURER D : Kentucky Associated General Contractors Self Insurance Fund</td> <td></td> </tr> <tr> <td>INSURER E :</td> <td></td> </tr> <tr> <td>INSURER F :</td> <td></td> </tr> </table>	INSURER(S) AFFORDING COVERAGE	NAIC #	INSURER A : American Fire and Casualty Company	24066	INSURER B : Ohio Security Insurance Company	24082	INSURER C : First Mercury Insurance Company	10657	INSURER D : Kentucky Associated General Contractors Self Insurance Fund		INSURER E :		INSURER F :
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INSURER C : First Mercury Insurance Company	10657													
INSURER D : Kentucky Associated General Contractors Self Insurance Fund														
INSURER E :														
INSURER F :														
INSURED Angel Contracting LLC 1065 Hwy 1383 Russell Springs, KY 42642														

COVERAGES

CERTIFICATE NUMBER:

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.


INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GENL AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PROJECT <input type="checkbox"/> LOC OTHER:			BKA1556123054	06/01/2014	06/01/2015	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000 MED EXP (Any one person) \$ 15,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMPOP AGG \$ 2,000,000 \$
B	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS			BAS1556123054	06/01/2014	06/01/2015	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
C	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED RETENTION \$			ILEX000004383101	06/01/2014	06/01/2015	EACH OCCURRENCE \$ 5,000,000 AGGREGATE \$ 5,000,000 \$
D	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N	N/A	20634	01/01/2015	01/01/2016	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTHER E.L. EACH ACCIDENT \$ 4,000,000 E.L. DISEASE - EA EMPLOYEE \$ 4,000,000 E.L. DISEASE - POLICY LIMIT \$ 4,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

Project: Installation of Water Fountains at Shillico Park Sports Field, Bid Number 161-2014
 Lexington-Fayette Urban County Government is listed as Additional Insured by written contract with respects the General Liability, including Completed Operations, on a primary and non-contributory basis. 30 days notice of cancellation applies with respects to the General Liability except for non-payment of premium which is 10 days.

CERTIFICATE HOLDER

CANCELLATION

Lexington-Fayette Urban County Government 200 E Main Street Lexington, KY 40507	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE 
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20. DEBARRED FIRMS

PROJECT NAME: Legacy Trail Flag Base Construction
BID NUMBER: 20-2015

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

All prime Contractors shall certify that Subcontracts 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 Angel Contracting, LLC 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.

Angel Contracting, LLC
Name of Firm Submitting Bid

Diana Martin-Jones
Signature of Authorized Official

Owner
Title

2-25-15
Date

21. 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: Angel Contracting, LLC

Project: Legacy Trail Flag Pole Base Construction

Printed Name and Title of Authorized Representative: LISA MARTIN JOHNSON

Signature: Lisa Martin-Johnson

Date: 2-25-15

22. PROVISIONS RELATIVE TO SENATE BILL 258 (1994)

During the performance of the contract, the contractor agrees to comply with the applicable provisions of:

1. KRS 136 Corporation and Utility Tax
2. KRS 139 Sales and Use Taxes
3. KRS 141 Income Taxes
4. KRS 337 Wages and Hours
5. KRS 338 Occupational Safety and Health of Employees
6. KRS 341 Unemployment Compensation
7. KRS 342 Workers Compensation

Any final determinations of a violation by the contractor within the previous (5) years pursuant to the applicable statutes above are revealed as follows:

None

23. EXECUTIVE BRANCH CODE OF ETHICS

In the 1992 regular legislative session, the General Assembly passed and Governor Brereton Jones signed Senate Bill 63 (codified as KRS 11A), the Executive Branch Code of Ethics, which states, in part:

KRS 11A.040 (6) provides:

No present or former public servant shall, within six (6) months of following termination of his office or employment, accept employment, compensation or other economic benefit from any person or business that contracts or does business with the state in matters in which he was directly involved during his tenure. This provision shall not prohibit an individual from returning to the same business, firm, occupation, or profession in which he was involved prior to taking office or beginning his term of employment, provided that, for a period of six (6) months, he personally refrains from working on any matter in which he was directly involved in state government. This subsection shall not prohibit the performance of ministerial functions, including, but not limited to, filing tax returns, filing applications for permits or licenses, or filing incorporation papers.

KRS 11A.040 (8) states:

A former public servant shall not represent a person in a matter before a state agency in which the former public servant was directly involved, for a period of one (1) year after the latter of:

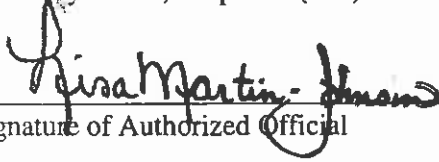
- a) The date of leaving office or termination of employment; or
- b) The date the term of office expires to which the public servant was elected.

This law is intended to promote public confidence in the integrity of state government and to declare as public policy the idea that state employees should view their work as a public trust and not as a way to obtain private benefits.

If you have worked for the executive branch of state government within the past six months, you may be subject to the law's prohibitions. The law's applicability may be different if you hold elected office or are contemplating representation of another before a state agency.

Also, if you are affiliated with a firm which does business with the state and which employs former state executive-branch employees, you should be aware that the law may apply to them.

In case of doubt, the law permits you to request an advisory opinion from the Executive Branch Ethics Commission, Room 136, Capitol Building, 700 Capitol Avenue, Frankfort, Kentucky 40601; telephone (502)564-7954.



Signature of Authorized Official



Title



Date

Invitation to Bid-Notice is hereby given by the Lexington-Fayette Urban County Government that bids will be received until 2 pm, local time on 02-25-15 in Central Purchasing, 200 E Main St, Rm 338, Lexington, KY for: Bid 20-2015 Legacy Trail Flag Pole Base Construction. Additional information may be obtained at <https://lfucg.economicengine.com> or by calling (859) 258-3320.

Advertise 2-04-2015
C62250
258-3240

TO THE HERALD-LEADER: No spaces between lines please.

PLEASE SEND PROOF VIA EMAIL TO ME.