

PART III

Invitation to Bid No. 141-2012

Brighton East Rail Trail Project Phase 2

1. FORM OF PROPOSAL

Place: Lexington, Kentucky

Date: OCTOBER 4, 2012

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

This Proposal Submitted by RANDLE - DAVIES CONSTRUCTION Co.
1 MILL CREEK PARK, FRANKFORT, KY 40601
(Name and Address of Bidding Contractor)

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

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

Gentlemen:

The Bidder, in compliance with your Invitation for Bids for **Brighton East Rail Trail Project Phase 2** 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 one hundred twenty (120) consecutive calendar days thereafter. BIDDER further agrees to pay liquidated damages, the sum of \$750 for each consecutive calendar day thereafter.

The Bidder hereby acknowledges receipt of the following addenda:

Addendum No. 1 Date SEPT. 20, 2012

Addendum No. 2 Date SEPT. 24, 2012

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 RANDLE - DAVIES CONSTRUCTION COMPANY

Date OCTOBER 4, 2012

* 1. A corporation duly organized and doing business under the laws of the State of KENTUCKY, for whom EDWIN D. RANDLE, bearing the official title of PRESIDENT, 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

Comes the Affiant, EDWIN D. RANDLE, and after being first duly sworn, states under penalty of perjury as follows:

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



(Affiant)

STATE OF KENTUCKY

COUNTY OF FRANKLIN

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

EDWIN D. RANDLE on this the 4TH day of OCTOBER
2012.

My Commission expires: 11-12-12

Rick L. Facy
NOTARY PUBLIC, STATE AT LARGE

Instructions for Spreadsheet. Enter Date in cell C7, enter Company Name in cell C8, enter unit prices in column E. After completion, print entire spreadsheet, sign each page at the bottom and return printed pages, along with electronic version with submittal.

PROJECT NAME Brighton East Rail Trail Phase 2

PROJECT LIMITS I 75 to Walnut Grove Lane

TYPE OF PROJECT Rail Trail

10/4/2012

Randle-Davies Co.

	ITEM	UNIT	QUANTITY	UNIT PRICE	EXTENSION
1	Clearing and Grubbing	LS	1	58,000.00	58,000.00
2	Construction Staking	LS	1	3,875.00	3,875.00
3	Maintenance of Traffic	LS	1	1,000.00	1,000.00
4	Earthwork	LS	1	37,130.00	37,130.00
5	Finish Grading	LS	1	15,100.00	15,100.00
6	Bituminous Surface	TN	662	94.00	62,228.00
7	Bituminous Base	TN	662	93.00	61,566.00
8	DGA	TN	2,700	19.65	53,055.00
9	No. 2 Stone	TN	484	28.00	13,552.00
10	Edge Key	LF	15	5.00	75.00
11	Sidewalk	SY	23	30.00	690.00
12	Concrete Entrance	SY	31	50.00	1,550.00
13	Remove Concrete Entrance	SY	31	10.20	316.20
14	Surface Inlet Type B	EA	13	2,240.00	29,120.00
15	Drop Box Inlet Type 15	EA	1	2,550.00	2,550.00
16	10" HDPPE Pipe	LS	24	22.50	540.00
17	12" HDPPE Pipe	LF	1,975	24.50	48,387.50
18	Manhole Tie In	EA	2	765.00	1,530.00
19	Remove Headwall	EA	2	360.00	720.00
20	15" Sloped and Flared Headwall	EA	2	1,225.00	2,450.00
21	15" RCP	LF	20	46.00	920.00
22	ADS Flared End Section	EA	2	306.00	612.00
23	Seeding and Protection	SY	18,223	0.46	8,382.58
24	Sodding	SY	1,000	4.10	4,100.00
25	Silt Fencing	LF	2,500	2.55	6,375.00
26	Silt Checks	EA	15	255.00	3,825.00
27	Erosion Control Blanket	SY	300	4.10	1,230.00
28	Construction Entrance	SY	66	12.25	808.50
29	Bollards	EA	9	200.00	1,800.00
30	Detectable Warning Tile	SF	60	10.00	600.00
31	Signage	SF	250	1.00	250.00
32	Permanent Pavement Striping	LF	6,000	0.30	1,800.00
33	Permanent Pavement Marking Thermo 12"	LF	100	13.00	1,300.00

34	Permanent Pavement Symbols	EA	5	450.00	2,250.00
35	Fence Removal	LF	8,700	1.00	8,700.00
36	Debris Removal	LS	1	6,120.00	6,120.00
37	Honeysuckle Removal	LS	1	4,290.00	4,290.00
38	Project Sign	EA	1	1,000.00	1,000.00
39	Payment and Performance Bond	LS	1	5,650.00	5,650.00
	Construction Cost				453,447.78
40	Mobilization	%	1	0%	1,600.00
41	Demobilization	%	1	0.00%	500.00
	Total Cost				455,547.78
	Concrete Trail Alternative				
	DGA Base	TN	468	26.50	12,402.00
	Concrete Trail 4.5"	SY	7,289	20.50	149,424.50
	TOTAL				161,826.50

EGOR

TOTAL OF ALL BID PRICES FOR _____ Project (Items 1 through 41) in words and figures. In case of discrepancy, the amount shown in words will govern.

_____ (\$ _____).

Bid Alternate No. 1

In lieu of asphalt paving for trail, provide concrete trail for the entire trail length as shown in the plans.

DGA	_____ Dollars	468	TN	\$ _____	\$ _____
	_____ Cents				
Per Ton					
Concrete Trail	_____ Dollars	7,289	SY	\$ _____	\$ _____
	_____ Cents				
Per Square Yard					

Submitted by:

RANDLE - DAVIES CONSTRUCTION COMPANY
Firm

No. 1 MILL CREEK PARK
Address

FRANKFORT, KY 40601
City, State & Zip

Bid must be signed:
(original signature)

 PRESIDENT
Signature of Authorized Company Representative - Title

EDWIN D. RANDLE
Representative/s Name (Typed or Printed)

502/695-2255 502/695-2820
Area Code - Phone - Extension Fax #

TEDR @ MIS. NET
E-Mail Address

OFFICIAL ADDRESS:

RANDLE - DAVIES CONST. CO.

1 MILL CREEK PARK

FRANKFORT, KY 40601

_____ (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: RANDLE-DAVIES CONSTRUCTION COMPANY
2. Permanent Place of Business: 1 MILL CREEK PARK, FRANKFORT, KY 40601
3. When Organized: 1989
4. Where Incorporated: KENTUCKY
5. Construction Plant and Equipment Available for this Project:
SEE ATTACHED 'MAJOR EQUIPMENT LIST'

(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:
LIBERTY MUTUAL SURETY, P.O. BOX 8017, WAUSAU, WI 54402 (Surety)

Signed: _____ (Representative of Surety)
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>
BRIGHTON E. RAIL TRAIL 1	LEXINGTON, KY	415,535
TOWN BRANCH TRAIL, Ph. 1	LEXINGTON, KY	130,455
TOWN BRANCH TRAIL, Ph. 1B	LEXINGTON, KY	224,109
U.K. COLDSTREAM RESEARCH	LEXINGTON, KY	349,800
_____	_____	_____

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

<u>NAME</u>	<u>LOCATION</u>	<u>CONTRACT SUM</u>
CLARK Co. ELEMENTARY	WINCHESTER, KY	898,300
GEORGETOWN AIRPORT TERM.	GEORGETOWN, KY	178,755
UK CLINIC DRIVE PAVING	LEXINGTON, KY	159,700
NICHOLASVILLE SCHOOLS PAVING	CARLISLE, KY	202,138
FRANKLIN Co. TECH CTR.	FRANKFORT, KY	275,873

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>
SEE ATTACHED	KEY EMPLOYEE RESUMES	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

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>
NONE			

(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.

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</u> <u>MAJOR ITEM</u> Such as: Grading, bituminous paving, concrete, seeding and protection, construction staking, etc.	<u>SUBCONTRACTOR</u>	<u>DBE</u> <u>Yes/No</u> <u>Yes/No</u>	<u>% of</u> <u>Work</u>
1. <u>GRADING</u>	Name: <u>ADE CONTRACTING</u> <u>102 PRESTON CT.</u> Address: <u>VERSAILLES, KY 40383</u>	<u>Yes</u>	<u>3%</u>
2. <u>EXCAVATION</u>	Name: <u>WOODFORD EXCAVATION</u> <u>P.O. BOX 122</u> Address: <u>VERSAILLES, KY 40383</u>	<u>No</u>	<u>30%</u>
3. _____	Name: _____ Address: _____	_____	_____
4. _____	Name: _____ Address: _____	_____	_____
5. _____	Name: _____ Address: _____	_____	_____
6. _____	Name: _____ Address: _____	_____	_____
7. _____	Name: _____ Address: _____	_____	_____

(Attach additional sheet(s) if necessary.)



7. LFUCG MBE/WBE PARTICIPATION FORM

Bid/RFP/Quote Reference # 141-2012

The MBE/WBE subcontractors listed have agreed to participate on this Bid/RFP/Quote. If any substitution is made or the total value of the work is changed prior to or after the job is in progress, it is understood that those substitutions must be submitted to Central Purchasing for approval immediately.

MBE/WBE Company, Name, Address, Phone, Email	Work to be Performed	Total Dollar Value of the Work	% Value of Total Contract
1. ADE CONTRACTING 102 PRESTON CT. VERSAILLES, KY 40383 859/621-7942	GRADING	\$11,500.00	3%
2.			
3.			
4.			

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

RANDLE-DAVIES CONST. Co.
Company

[Signature]
Company Representative

OCT. 4, 2012
Date

PRESIDENT
Title



8. LFUCG MBE/WBE SUBSTITUTION FORM

Bid/RFP/Quote Reference # 141-2012

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

SUBSTITUTED MBE/WBE Company Name, Address, Phone, Email	MBE/WBE Formally Contracted/ Name, Address, Phone, Email	Work to Be Performed	Reason for the Substitution	Total Dollar Value of the Work	% Value of Total Contract
1. NONE					
2.					
3.					
4.					

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

RANDLE-DAVIES CONST. CO.
Company

OCTOBER 4, 2012
Date

ELD RY
Company Representative

PRESIDENT
Title



9. MBE/WBE QUOTE SUMMARY FORM

Bid/RFP/Quote Reference # 141-2012

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

Company Name <u>RANDCE-DAVIES CONST. Co.</u>	Contact Person <u>EDWIN D. RANDLE</u>
Address/Phone/Email <u>No. 1 MILL CREEK PARK FRANKFORT, KY 40601 502/695-2255</u>	Bid Package / Bid Date <u>141-2012 OCT. 4, 2012</u>

MBE/WBE Company Address	Contact Person	Contact Information (work phone, Email, cell)	Date Contacted	Services to be performed	Method of Communication (email, phone meeting, ad, event etc)	Total dollars \$\$ Do Not Leave Blank (Attach Documentation)	MBE * AA HA AS NA Female
<u>ADE CONTRACTING 102 PRESTON CT VERSAILLES, KY 40383</u>	<u>JERRY ENGLISH</u>	<u>857/ 621-7942</u>	<u>10-2-12</u>	<u>GRADE</u>	<u>PHONE</u>	<u>\$ 11,500.00</u>	<u>FEMALE</u>

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

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

RANDCE-DAVIES CONST. Co.

Company

OCT. 4, 2012
Date

[Signature]

Company Representative

PRESIDENT
Title



10. LFUCG MBE/WBE SUBCONTRACTOR MONTHLY PAYMENT REPORT

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

Bid/RFP/Quote

Total Contract Amount Awarded to Prime Contractor for this Project _____

Project Name/ Contract #	Work Period/ From: _____ To: _____
Company Name:	Address: _____
Federal Tax ID:	Contact Person: _____

Subcontractor Vendor ID (name, address, phone, email)	Description of Work	Total Subcontract Amount	% of Total Contract Awarded to Prime for this Project	Total Amount Paid for this Period	Purchase Order number for subcontractor work (please attach PO)	Scheduled Project Start Date	Scheduled Project End Date

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

Company

Company Representative

Date

Title



11. LFUCG STATEMENT OF GOOD FAITH EFFORTS

Bid/RFP/Quote # 141-2012

By the signature below of an authorized company representative, we certify that we have utilized the following methods to obtain the maximum practicable participation by minority and women owned business enterprises on the project. Please indicate which methods you used by placing an X in the appropriate place.

- Attended LFUCG Central Purchasing Economic Inclusion Outreach Event
- Sponsored Economic Inclusion event to provide networking opportunities
- Requested a list of MBE/WBE subcontractors or suppliers from LFUCG Economic Engine
- Advertised for MBE/WBE subcontractors or suppliers in local or regional newspapers
- Showed evidence of written notice of contracting and/or supplier opportunities to MBE/WBE firms at least seven days prior to the bid opening date
- Provided copies of quotations submitted by MBE/WBE firms which were not used and/or responses from firms indicating they would not be submitting a quote
- Provided plans, specifications, and requirements to interested MBE/WBE subcontractors
- Other
Please list any other methods utilized that aren't covered above.

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

RANDLE-DAVIES CONST. CO.
Company

OCTOBER 4, 2012
Date

[Signature]
Company Representative

PRESIDENT
Title

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

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

1. That I am the Bidder (if the Bidder is an individual), a partner of the Bidder (if the Bidder is a partnership), or an officer or employee of the bidding corporation having authority to sign on its behalf (if the Bidder is a corporation);
2. That the attached bid has been arrived at by the Bidder independently, and has been submitted without collusion with, and without any agreement, understanding or planned common course of action, with any other contractor, vendor of materials, supplies, equipment or services described in the Invitation to Bid, designed to limit independent bidding or competition;
3. That the contents of the bid or bids have not been communicated by the Bidder or its employees or agents to any person not an employee or agent of the Bidder or its surety on any bond furnished, with the bid or bids, and will not be communicated to any such person, prior to the official opening of the bid or bids;
4. That the Bidder is legally entitled to enter into the contracts with the Lexington-Fayette Urban County Government, and is not in violation of any prohibited conflict of interest;
5. (Applicable to corporation only) That as a foreign corporation, we are registered with the Secretary of State, Commonwealth of Kentucky, and authorized to do business in the State _____ or, that as a domestic corporation, we are in good standing with the Secretary of State, Commonwealth of Kentucky . Check the statement applicable.
6. This offer is for 60 calendar days from the date this bid is opened. In submitting the above, it is expressly agreed that, upon proper acceptance by the Lexington-Fayette Urban County Government of any or all items bid above, a contract shall thereby be created with respect to the items accepted.
7. That I have fully informed myself regarding the accuracy of the statements made in this statement.
8. That I certify that Subcontractors have not and will not be awarded to any firm(s) that have been debarred from noncompliance with the Federal Labor Standards, Title VI of the Civil Rights Act of 1964 As Amended, Executive Order 11246 As Amended or any other Federal Law.

13. STATEMENT OF EXPERIENCE

SEE ATTACHED 'KEY SUPERVISORY
PERSONNEL RESUMES'

NAME OF INDIVIDUAL: _____

POSITION/TITLE: _____

STATEMENT OF EXPERIENCE: _____

NAME OF INDIVIDUAL: _____

POSITION/TITLE: _____

STATEMENT OF EXPERIENCE: _____

NAME OF INDIVIDUAL: _____

POSITION/TITLE: _____

STATEMENT OF EXPERIENCE: _____

NAME OF INDIVIDUAL: _____

POSITION/TITLE: _____

STATEMENT OF EXPERIENCE: _____

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, and field management personnel. (Attach separate sheets if necessary.)

14. EQUAL OPPORTUNITY AGREEMENT

The Law

- * Title VII of the Civil Rights Act of 1964 (amended 1972) states that it is unlawful for an employer to discriminate in employment because of race, color, religion, sex, age (40-70 years) or national origin.
- * Executive Order No. 11246 on Nondiscrimination under Federal contract prohibits employment discrimination by contractor and subcontractor doing business with the Federal Government or recipients of Federal funds. This order was later amended by Executive Order No. 11375 to prohibit discrimination on the basis of sex.
- * Section 503 of the Rehabilitation Act of 1973 States:
The Contractor will not discriminate against any employee or applicant for employment because of physical or mental handicap.
- * Section 2012 of the Vietnam Era Veterans Readjustment Act of 1973 requires Affirmative Action on behalf of disabled veterans and veterans of the Vietnam Era by contractors having Federal Contracts.
- * Section 206 (A) of Executive Order 12086, Consolidation of Contract Compliance Functions for Equal Employment Opportunity, states:

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

The Lexington-Fayette Urban County Government practices Equal Opportunity in recruiting, hiring and promoting. It is the Government's intent to affirmatively provide employment opportunities for those individuals who have previously not been allowed to enter into the mainstream of society. Because of its importance to the local Government, this policy carries the full endorsement of the Mayor, Commissioners, Directors, and all supervisory personnel. In following this commitment to Equal Employment Opportunity and because the Government is the benefactor of the Federal funds, it is both against the Urban County Government policy and illegal for the Government to let contracts to companies which knowingly or unknowingly practice discrimination in their employment practices. Violation of the above mentioned ordinances may cause a contract to be canceled and the contractor may be declared ineligible for future consideration.

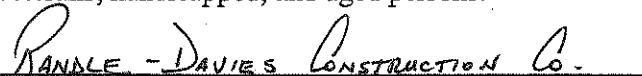
Please sign this statement in the appropriate space acknowledging that you have read and understand the provisions contained herein. Return this document as part of your application packet.

Bidders

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



Signature



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 count, city, town, school district, water district, hospital district, or other political subdivision of the state shall include in directly or indirectly publicly funded contracts for supplies, materials, services, or equipment hereinafter entered into the following provisions:

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

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

The Act further provides:

KRS 45.610. Hiring minorities – Information required

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

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

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

KRS 45.630 Termination of existing employee not required, when

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

KRS 45.640 Minimum skills

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

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

15. EQUAL EMPLOYMENT OPPORTUNITY AFFIRMATIVE ACTION POLICY

It is the policy of RANDLE - DAVIES CONSTRUCTION COMPANY

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.

RICK COURTNEY 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 502/695-2255.

Signature: 
(Bidding Contractor)

Title: PRESIDENT

Date: OCTOBER 4, 2012

16. **WORKFORCE ANALYSIS FORM**

Name of Organization: KANOE - DAVIES CONSTRUCTION COMPANY

Date: 10 / 28 / 12

Categories	Total	White		Black		Other		Total	
		M	F	M	F	M	F	M	F
Administrators	2	2						2	
Professionals									
Superintendents	1	1						1	
Supervisors									
Foremen	2	2						2	
Technicians									
Protective Service									
Para-Professionals									
Office/Clerical	1		1						1
Skilled Craft	14	13		1				14	
Service/Maintenance	2	2						2	
Total:	22	20	1	1				21	1

Prepared By: Rick COURTNEY

17. EVIDENCE OF INSURABILITY

SEE ATTACHED

CERTIFICATE OF INSURANCE

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

Names Insured: _____

Employee ID: _____

Address: _____

Phone: _____

Project to be insured: _____

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

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

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 _____

Name of Authorized Representative _____

Street Address _____

Title _____

City _____ State _____ Zip _____

Authorized Signature _____

Telephone Number _____

Date _____

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

18. DEBARRED FIRMS

PROJECT NAME: BRIGHTON EAST RAIL TRAIL PROJECT PHASE 2

BID NUMBER: 141 - 2012

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
LEXINGTON, KY

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

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

The undersigned hereby certifies that the firm of RANDLE - DAVIES CONSTRUCTION Co. 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.

RANDLE - DAVIES CONSTRUCTION COMPANY
Name of Firm Submitting Bid

EL DRL
Signature of Authorized Official

PRESIDENT
Title

OCTOBER 4, 2012
Date

19. 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: RANDLE-DAVIES CONST. CO.

Project: BRIGHTON EAST RAIL TRAIL PROJECT PHASE 2

Printed Name and Title of Authorized Representative:

EDWIN D. RANDLE, PRESIDENT

Signature:



Date:

OCTOBER 4, 2012

END OF SECTION

19. 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: RANDLE - DAVIES CONST. CO.

Project: BRIGHTON EAST RAIL TRAIL PROJECT PHASE 2

Printed Name and Title of Authorized Representative: EDWIN RANDLE, PRESIDENT

Signature: 

Date: OCTOBER 4, 2012

END OF SECTION

RANDLE-DAVIES MAJOR EQUIPMENT LIST

LAST UPDATE 4/20/12

EQUIP.

ID NO.	DESCRIPTION	MANUFACTURER	MODEL NO.	YEAR	SERIAL NUMBER
L2	TRACK LOADER	CATERPILLAR	955L		85J10593
L6	SKID STEER LOADER	BOBCAT	S220	2005	526214722
L7	SKID STEER LOADER	BOBCAT	S250	2009	A5GM35918
FL1	FORKLIFT	CLARK	LIFT04-1216	1985	355-12-16-2813
G3	GRADER	CATERPILLAR	130G	1975	74V590
G5	GRADER	NORAM	65E	2007	65ET3331
G6	GRADER	NORAM	65E	2007	65ET19332
B7	TRACTOR BACKHOE	CASE	580E	1984	9870883
B8	TRACTOR BACKHOE	CATERPILLAR	416B 4X4	1996	8SGO9690
B9	TRACTOR BACKHOE	CATERPILLAR	416C 4X4	1998	5YN01288
R2	STATIC ROLLER	HYSTER	C-330A	1979	158C1674Y
R5	VIBRATORY ROLLER	BOMAG	BW120AD-3	1998	101170512776
R6	VIBRATORY ROLLER	INGERSOLL RAND	DD90	1998	152189
R8	VIBRATORY ROLLER	INGERSOLL RAND	DD30	2002	170504
R9	VIBRATORY ROLLER	WACKER	RD11V	2005	5602775
R10	VIBRATORY ROLLER	BOMAG	BW120-AD/III	1998	101170511919
R11	VIBRATORY ROLLER	VOLVO	DD90	2009	199333
R12	VIBRATORY ROLLER	WACKER	RD12-90	2010	5918240
P1	ASPHALT PAVER	BLAW KNOX	PF161	2003	16132-13
P2	ASPHALT PAVER	BLAW KNOX	PF115	1985	11502-16
P4	ASPHALT PAVER	BLAW KNOX	PF161	2006	192001
AD2	ASPH.DIST.& TRUCK	ETNYRE / INT'L.	E-T S/N J5540	1985	1HTLDUXN9FHA59591
AD3	ASPHALT DISTRIBUTOR	LEEBOY	LE L500T	2009	53372
TT3	ROAD TRACTOR	AUTOCAR	564B	1974	UP13RF1075060
TT6	ROAD TRACTOR	MACK	CH613	1996	1M1AA13Y6TW059645
TT7	ROAD TRACTOR	MACK	CH613	1999	1M1AA14Y4XW103954
LT1	LOWBOY TRAILER	ETNYRE	PAVER SPECL	2002	1E92800792E111057
LT2	LOWBOY TRAILER	HAMPTON	DROP DECK	1950	HCS374-77
LT4	LOWBOY TRAILER	GREAT DANE	GLBT35PSA	1985	1GRLV8227FJ003801
LT5	LOWBOY TRAILER	TOT-EM-ALL	DECK	1969	610-OW-816R
LT8	LOWBOY TRAILER	STIGERS	DECK	2006	1S9F123236K087302
LT9	LOWBOY TRAILER	GATOR MADE	DECK	2009	4Z1PB25209S005633

RANDLE-DAVIES MAJOR EQUIPMENT LIST

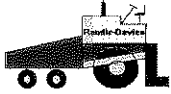
LAST UPDATE 4/20/12

EQUIP.

ID NO.	DESCRIPTION	MANUFACTURER	MODEL NO.	YEAR	SERIAL NUMBER
M112	MAINTENANCE TRUCK	SERVICE TRUCK	F-450	1999	1FDXF47S2XEC12239
D1	TRI-AXLE DUMP	INTERNATIONAL	2674 6X4	1994	1HTGLLJ1T6RH590030
TD2	TANDEM DUMP	MACK	R685ST	1971	R685ST21783
TD4	TANDEM DUMP	WHITE	ROAD BOSS	1977	GPGC PG1850260
D9	SINGLE AXLE DUMP	INTERNATIONAL	4900	2000	1HTSDAAL4YH302614
D10	SINGLE AXLE DUMP	INTERNATIONAL	4900	2001	1HTSDAAL61H390197
D11	TRI-AXLE DUMP	VOLVO	WG64	1997	4V5JCBGF2VR854024
D12	TRI-AXLE DUMP	MACK	RD690	1994	1M2P264C1RM016354
D14	TRI-AXLE DUMP	INTERNATIONAL	5000	1999	1HTTGAHT1XJ003185
D15	TRI-AXLE DUMP	VOLVO	WG64	1997	4VHJCCPF9VR858015
102	PICKUP TRUCK	GMC	2500	1995	1GDGC24K5SE527501
105	PICKUP TRUCK	CHEVROLET	1500	2003	2GCEC19X631255764
106	PICKUP TRUCK	DODGE	1500	2004	1D7HA16N24J222165
206	PICKUP TRUCK	DODGE	1500	2004	1D7HA16N64J222170
107	PICKUP TRUCK	DODGE	1500	2005	1D7HA16N75J582999
108	PICKUP TRUCK	DODGE	1500	2005	1D7HA16N85J583000
111	PICKUP TRUCK	CHEVROLET	2500	2003	1GBHC24U43Z189288
212	PICKUP TRUCK	DODGE	1500	2004	1D7HA16NX4J222172
312	PICKUP TRUCK	DODGE	1500	2011	1D7RB1GP5BS523876
A308	AUTOMOBILE	INFINITI	G35XS	2008	JNKBV61F48M275888
A208	UTILITY VEHICLE	CHEVROLET	SUBURBAN	2005	3GNFK16Z55G232216
A110	VAN	HONDA	EX-L MINIVAN	2009	5FNRL386X9B044644
A111	UTILITY VEHICLE	LEXUS	GX460	2011	JYJUM7FX1B55029192

RANDLE-DAVIES CONSTRUCTION COMPANY

**A KENTUCKY CORPORATION
NO. 1 MILL CREEK PARK
FRANKFORT, KENTUCKY 40601
PHONE 502/695-2255
FAX 502/695-2820**



RESUMES OF OFFICERS & KEY SUPERVISORY PERSONNEL

EDWIN D. RANDLE, P.E., PRESIDENT: age 52; received his B.S. Degree in Civil Engineering from Vanderbilt University in 1981 and his Registered Civil Engineer status in 1987. While a student he worked for The E. Randle Company during the summers as a draftsman, surveyor and layout man for bridge crews. After graduation from college, his first position was Project Manager on a \$750,000 project in Graves County, Kentucky, which consisted of constructing three (3) rural bridges. After completion of this project, he moved to Nashville, Tennessee in June 1982. In Nashville, he was responsible for four (4) projects with a total volume of over \$24,000,000. After completion of the projects in Nashville he moved to Atlanta, Georgia, where he was a Superintendent on an I-75 project involving construction of twenty-one (21) bridges. He now lives in Versailles, Kentucky. He owns 76% of the outstanding stock of Randle-Davies Construction Company. He is responsible for bidding of all work and maintains control over all ongoing projects.

RICK L. COURTNEY, SECRETARY-TREASURER: age 58; holds A.A. Degree from Eastern Kentucky University (1974) and has attended Kentucky State University studying Business Mathematics, Business Management, Bookkeeping and Accounting. He was hired by The E. Randle Company as a field office manager in July 1975, on a ten million dollar bridge project at Markland Dam, Warsaw, Kentucky. In November 1977, he was transferred to the corporate headquarters in Frankfort, Kentucky as Assistant Office Manager. He served in that capacity until 1984 when he was promoted to General Office Manager. He serves as equal employment officer, safety officer, subcontractor liaison officer, real estate manager and coordinates communication and flow of information between regional offices and our central office. He participates in bidding of all projects and is responsible for timely and accurate flow of all office related reports and information. He serves as Office Manager and in May 1989 he was elected Secretary-Treasurer of Randle-Davies Construction Company. In 1994, he acquired 24% of the outstanding stock of Randle-Davies Construction Company.

EDWIN RANDLE, JR., CHIEF CONSTRUCTION MANAGER: age 82; studied civil engineering at the University of Kentucky. He went to work for R. R. Dawson Bridge Company, Bloomfield, Kentucky at the age of 20. While associated with Dawson, Mr. Randle had direct responsibility and supervision for the construction of major highway and bridge projects on Kentucky's toll road and interstate system. At the age of 25, he was made a partner in the firm. In mid-1967 he sold his interest in the Dawson firm and formed his own bridge company, The E. Randle Company. He is the sole owner of the outstanding stock. He is past President of the Kentucky Association of Highway Contractors and has served as a member of many of that organization's policy making committees. He is an associate member of the Kentucky Society of Professional Engineers. He serves as a consultant to management of Randle-Davies Construction Company.

CHARLES E. DAY, SUPERINTENDENT: age 68; was employed by the G. D. Davies Company for 28 years. Has served as equipment operator and project superintendent on

numerous grade & drain and asphalt paving projects. Since May 1989 he has been employed by Randle-Davies Construction Company and serves as Superintendent on all paving projects.

CARL ROUSE, FOREMAN: age 60; was employed by the G. D. Davies Company for 12 years. He served as equipment operator and truck driver. Since May 1989 he has been employed by Randle-Davies Construction Company and has served as a Foreman on numerous projects involving grade & drain, concrete structures and asphalt paving since 1995.

CALVIN O. BARNETT, FOREMAN: age 55; was employed by the G. D. Davies Company for 4 years as an equipment operator and truck driver. He has been employed by Randle-Davies Construction Company since May 1989 and has served as a Foreman on numerous projects involving grade & drain and asphalt paving since 1999.

THIS POWER OF ATTORNEY IS NOT VALID UNLESS IT IS PRINTED ON RED BACKGROUND.

This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

5174996

Certificate No. _____

American Fire and Casualty Company
The Ohio Casualty Insurance Company
West American Insurance Company

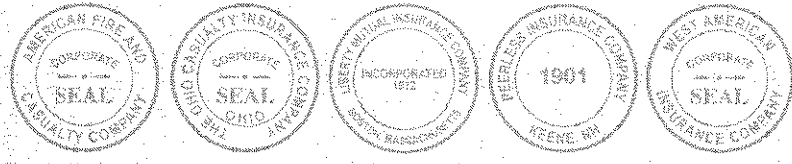
Liberty Mutual Insurance Company
Peerless Insurance Company

POWER OF ATTORNEY

KNOWN ALL PERSONS BY THESE PRESENTS: That American Fire & Casualty Company and The Ohio Casualty Insurance Company are corporations duly organized under the laws of the State of Ohio, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, that Peerless Insurance Company is a corporation duly organized under the laws of the State of New Hampshire, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, **DAVID P. O'BRYAN, CHRISTOPHER A. CYTERSKI, DAVID DOUGLAS,**

all of the city of LOUISVILLE, state of KENTUCKY, each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 15th day of February, 2012.



American Fire and Casualty Company
The Ohio Casualty Insurance Company
Liberty Mutual Insurance Company
Peerless Insurance Company
West American Insurance Company

By: *Gregory W. Davenport*
Gregory W. Davenport, Assistant Secretary

STATE OF WASHINGTON ss
COUNTY OF KING

On this 15th day of February, 2012, before me personally appeared Gregory W. Davenport, who acknowledged himself to be the Assistant Secretary of American Fire and Casualty Company, Liberty Mutual Insurance Company, The Ohio Casualty Company, Peerless Insurance Company and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at Seattle, Washington, on the day and year first above written.



By: *KD Riley*
KD Riley, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of American Fire and Casualty Company, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, West American Insurance Company and Peerless Insurance Company, which resolutions are now in full force and effect reading as follows:

ARTICLE IV - OFFICERS - Section 12. Power of Attorney. Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

ARTICLE XIII - Execution of Contracts - SECTION 5. Surety Bonds and Undertakings. Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

Certificate of Designation - The President of the Company, acting pursuant to the Bylaws of the Company, authorizes Gregory W. Davenport, Assistant Secretary to appoint such attorney-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

Authorization - By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary or other officer of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, David M. Carey, the undersigned, Assistant Secretary, of American Fire and Casualty Company, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, West American Insurance Company and Peerless Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 4th day of October, 2012.



By: *David M. Carey*
David M. Carey, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, bank deposit, currency rate, interest rate or residual value guarantees.

To confirm the validity of this Power of Attorney call 1-610-832-8240 between 9:00 am and 4:30 pm EST on any business day.



Lexington-Fayette Urban County Government
DEPARTMENT OF FINANCE & ADMINISTRATION

Jim Gray
Mayor

Jane C. Driskell
Commissioner

ADDENDUM #1

Bid Number: 141-2012

Date: September 20, 2012

Subject: Brighton East Rail Trail Project - Phase II

Please address inquiries to:
Sondra Stone, Buyer
(859) 258-3324

TO ALL PROSPECTIVE BIDDERS:

All Bidders are required to submit their pricing via electronic version and hardcopy of spreadsheet provided on Economic Engine. Each page of the hardcopy must be signed.

The Bid Schedule on pages P-7 through P-11 in spec book should not be submitted, although the signature page (P-12) is still a required submittal.

Todd Slatin, Acting 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: RANDLE - DAVIES CONSTRUCTION Co.

ADDRESS: No. 1 Mill Creek Park, Frankfort, KY 40601

SIGNATURE OF BIDDER: [Handwritten Signature]



Lexington-Fayette Urban County Government
DEPARTMENT OF FINANCE & ADMINISTRATION

Jim Gray
Mayor

Jane C. Driskell
Commissioner

ADDENDUM #2

Bid Number: 141-2012

Date: September 24, 2012

Subject: Brighton East Rail Trail Project – Phase II

Please address inquiries to:
Sondra Stone, Buyer
(859) 258-3324

TO ALL PROSPECTIVE BIDDERS:

1) What are the horizontal limits of clearing?

Clearing and Grubbing is for all vegetative material and debris within 15-20 feet of the centerline of the trail, which is the construction limits of the trail. In addition to clearing and grubbing there is an extensive amount of bush honeysuckle on each side of the trail. The removal of the bush honeysuckle is a pay item and it will need to be removed without damaging any tree larger than 12 inches in diameter. The limits of bush honeysuckle removal is to the right of way line as shown on the plans. The right of way is also pinned if there is any question about the limits of the right of way.

2) What are the vertical limits of clearing?

Vertical clearance for the trail is 10 feet above the finished trail

3) Will there be access to the trail other than the ends?

Access to the trail is from ends at Pleasant Ridge Drive, Polo Club Blvd, and Walnut Grove Lane. Contractor may negotiate access to the project across the property at 1937 Deer Haven Lane from LFUCG Parks and Recreation. No other access has been provided but Contractor is free to negotiate with adjacent property owners.

Todd Slatin, Acting 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: RANDLE - DAVIES CONSTRUCTION CO.

ADDRESS: No. 1 Mill Creek Park, Frankfort, KY 40601

SIGNATURE OF BIDDER: Ed Orr