



February 12, 2013

Mr. Todd Slatin  
Lexington-Fayette Urban County Government  
Central Purchasing  
200 East Main Street  
Lexington, Kentucky 40507

**RE: Renewal of Procurement Contract #405-2012  
FY12 City Street Resurfacing Program  
Letting Date: June 13, 2012**

**Dear Sirs:**

**As per the specifications for the 2012-2013 LFUCG Division of Streets & Roads Proposal for City Street Resurfacing (page 6 of 59 – attached to letter), ATS Construction agrees to extend the unit prices as bid for this contract for an additional year. According to the letter of award, the existing contract will expire July 10, 2013. A one year extension of the existing procurement contract should extend the contract expiration date to July 10, 2014.**

**If additional information is needed, please advise.**

**Sincerely,  
L-M Asphalt Partners, Ltd. dba ATS Construction**

  
**by Brian R. Billings, Vice President**

**CC: Sam Williams, Division of Streets and Roads  
Richard Craycraft, ATS Construction  
File**

**Enclosure**

### **Contract Time**

Unit prices in the Contract shall remain in effect for one (1) year from the date of the Contract, Project time and Provisions for Liquidated Damages to be specified in the "Notice to Proceed." Unit prices may be extended for an additional year with written agreement from Contractors.

### **Subcontractors, Etc.**

If the Supplementary Conditions or Specifications require the identity of the certain Subcontractors or other persons or organizations to be submitted to the OWNER in advance of the Note of Award, the Bidder, will within seven calendar days after the day of the Bid Opening submit to the OWNER a list of all Subcontractors and other persons and organizations (including those who are to furnish the principal items of material and equipment) proposed for those portions of the work as to which such identification is so required. An experience statement with pertinent information as to similar projects and other evidence of qualifications shall accompany such list for each Subcontractor, person and organization if requested by OWNER. If OWNER or DIRECTOR after due investigation has reasonable objection to any proposed Subcontractor, other person or organization, he may before giving Notice of Award, request the Bidder to submit an acceptable substitute without an increase in the Bid price. (If the Bidder declines to make any such substitution, he will not thereby sacrifice his Bid Security.) Any Subcontractor, other person or organization so listed and to whom OWNER or DIRECTOR does not make written objection prior to the giving of the Notice of Award will be deemed acceptable to OWNER and DIRECTOR.

CONTRACTOR shall not be required to employ a Subcontractor, other person or organization against which he/she has reasonable objection.

### **Bid Form**

The Bid Form is included in the Contract Documents; additional copies may be obtained from OWNER.

Bid Forms must be completed in ink or by typewriter. The Bid price of each item on the form must be stated in words and in numerals. In case of a conflict, words will take precedence.

The President or Vice-President (or other corporate officer accompanied by evidence of authority to sign) must execute bids by corporations in the corporate name and the corporate seal must be affixed and attested by the Secretary, or an Assistant Secretary. The corporate address and state of incorporation shall be shown below the signature.

Bids by partnerships must be executed in the partnership name and signed by a partner, his title must appear under his signature and the official address of the partnership must be shown below the signature. All names must be typed or printed below the signature.

The Bid shall contain an acknowledgement of receipt of all Addenda (the numbers of which shall be filled in on the Bid Form.)

### **Submission of Bids**

Bids shall be submitted at the time and place indicated in the Invitation to Bid and shall be included in an opaque sealed envelope, marked with the Project title and name and address of the Bidder.

### **Modification and Withdrawal of Bids**

Bids may be modified or withdrawn by an appropriate document, duly executed (in the manner that a bid must be executed) and delivered to the place where bids are to be submitted, at any time prior to the opening of the bids.