PART III

Invitation to Bid No. 131-2018

2018 Construction Unit Price Contract

1. FORM OF PROPOSAL

Lexington, KY 40507

	Place: Lexington, Kentucky
	Date:
The following	ng Form of Proposal shall be followed exactly in submitting a proposal for this Work.
This Propos	al Submitted by Pio Grand C Fence Company
	(Name and Address of Bidding Contractor)
Hereinafter COHVOS	called "Bidder"), organized and existing under the laws of the State of , doing business as <u>RIO BYANGE FEMCE (OMPANG</u> "a corporation," "a partnership", or an "individual" as applicable.
Го:	Lexington-Fayette Urban County Government (Hereinafter called "OWNER") Office of the Director of Purchasing 200 East Main Street, 3rd Floor

Gentlemen:

The Bidder, in compliance with your Invitation for Bids for 2018 Construction Unit Price Contract having examined the Plans and Specifications with related documents, having examined the site for proposed Work, and being familiar with all of the conditions surrounding the construction of the proposed Project, including the availability of materials and labor, hereby proposes to furnish all labor, materials, and supplies, and to construct the Project in accordance with the Contract Documents, within the time set forth therein, and at the lump sum and/or unit prices stated hereinafter. These prices are to cover all expenses incurred in performing the Work required under the Contract Documents, of which this proposal is a part. The OWNER will issue purchase orders for work to be performed under this Contract.

BIDDER hereby agrees to commence work under agreed-to Purchase Order accepted under this Contract and to complete the Project(s) within the time provided by the Purchase Order.

•	acknowledges receipt of t	he following a	ddenda:	
Addendum No	Date	Molve	•	
	Date			
Addendum No	Date			
Addendum No	Date			
Addendum No	Date			
Addendum No	Date			
Addendum No	Date			
Addendum No	Date			
		A 11	herricon band and	If none has bee

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. <u>LEGAL STATUS OF BIDDER</u>

Bidde	Pio brande Fence Company
Date _	10/1/2018
* 1.	A corporation duly organized and doing business under the laws of the State of for whom MILL BUMENTED , bearing the official title of whom 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)
2	
×	*(The Bidder shall fill out the appropriate form and strike out the other two.)



3. <u>BIDDERS AFFIDAVIT</u>

Comes	s the Affiant, MHU BlyworfUI, and after being first duly sworn, states penalty of perjury as follows:
1.	His/her name is MITURENFOLD and he/she is the individual submitting the bid or is the authorized representative of PID brandl FULL LOW PAUL, 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	<u>kentucky</u>
COUNTY (of Fayete
The foregoir	ng instrument was subscribed, sworn to and acknowledged before me by
MITCH	BLUMENFELD on this the day of
My Commis	Rhonda Hastineau NOTARY PUBLIC, STATE AT LARGE
Votary	P-5

4. <u>BID SCHEDULE - SCHEDULE OF VALUES</u>

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.

In addition to completing the following schedule of values, Bidders shall enter their unit prices on the attached Excel spreadsheet (Available through the LFUCG IonWave Procurement website), titled 2018 Construction Unit Price Contract Bid Schedule.xls, and submit it with their bid on a CD or flash drive. Any discrepancies between entries in the table below and the electronic spreadsheet will defer to the unit price as written in the schedule below.

The Bidder is not required to bid on every item listed in the bid schedule. In instances where the Bidder chooses not to bid on a specific item, the Bidder shall enter the phrase "no bid" in the unit price column for that respective item. However, Bidders are cautioned that failure to submit a unit bid price on an item will disqualify the Bidder from any project requiring that item, even if they have submitted unit bid prices for all other work items pertaining to that particular project.

Unit prices shall be clearly written in numerical format to the penny (\$ XX.xx). Any entries deemed illegible shall be treated as a no-bid.

IN ADDITION TO COMPLETING THE LINE ITEM UNIT PRICES BELOW, BIDDERS MUST COMPLETE THE EXCEL SPREADSHEET AVAILABLE ON THE LFUCG IONWAVE PROCUREMENT at https://lexingtonky.ionwave.net/Login.aspx WEBSITE AND RETURN IT WITH THEIR SUBMITTAL ON A CD OR FLASH DRIVE.

#	ltem	Unit	Unit Price
1	Excavation and Placement	CY	
2	Embankment		NOBID
3	Rock Excavation (Mechanical)	CY	NOBID
4	Remove Portland Cement Concrete Pavement	CY SY	NOBID
5	Remove Curb and Gutter	LF	NO BID
6	Remove Sidewalk, Entrance Pavement	SY	NOBID
7	Remove Bituminous Concrete Pavement	SY	NO BID
8	Remove Pipes less than 24" - up to 8' deep	LF	NO BID
9	Remove Pipes 30"- 48" - up to 8' deep	LF	NO BID
10	Remove Fence	LF	415.00
11	Remove Headwalls and Inlet Structures	EA	
12	Remove Tree (5" dia. to 12" dia.)	EA	NOBID
13	Remove Tree (>12" dia. to 24" dia.)	EA	MOBID

14	Remove Tree (>24" dia. to 36" dia.)	EA	NO BID
15	Remove Tree (>36" dia. and up)	EA	NO BID
16	Dense Graded Aggregate Base	TN	NO BIP
17	No. 2 Stone	TN	NO BID
18	No. 9 Stone	TN	NO BID
19	No. 57 Stone	TN	NO BID
20	Steel Reinforcement for Concrete	LB	NO BID
21	Unfinished Concrete less than 10 CY	CY	NO BID
22	Unfinished Concrete more than 10 CY	CY	NO BID
23	Formed Class A Concrete less than 10 CY	CY	NOBID
24	Formed Class A Concrete more than 10 CY	CY	NO BID
	4-1/2" Concrete Sidewalk	SY	NO BID
25	6" Concrete Sidewalk	SY	NO BIP
26	6" Concrete Entrance Pavement	SY	NOBID
27	Sidewalk Ramp	SY	NOBID
28	Header Curb	LF	NOBID
29	Curb and Gutter, Type 1	LF	NOBID
30	Curb and Gutter, Type 4	LF	NO BID
31	Bituminous Pavement Milling and Texturing	TN	NO BID
32	Bituminous Pavernett Mining and Bituminous Base	TN	NO BID
33	Class I, Bituminous Surface less than 50 tons	TN	NO BID
34	Class I, Bituminous Surface greater than 50 tons	TN	NO BID
35	Bituminous Material for Tack	TN	NO BID
36		EA	NO BID
37	Type A Surface Inlet	EA	NO BID
38	Type B Surface Inlet Curb Box Inlet Type A (LFUCG)	EA	NOBID
39	Curb Box Inlet Type B (LFUCG)	EA	NO BID
40		EA	NO BID
41	Curb Box Inlet Type C (LFUCG)	EA	NOBID
42	Curb Box Inlet Type D (LFUCG)	EA	NOBID
43	Curb Box Inlet Type B (KDOH)	EA	NOBID
44	Drop Box Inlet Type 13 (KDOH)	EA	NOBIP
45	Drop Box Inlet Type 16 (KDOH)	EA	
46	Lex Storm Sewer Manhole (4' dia.) (0-8' No rock)	L	1 1 1 2 1 2

47	Lex Glofff Sewer Manhole (5' dia.) (0-8' No rock)	[ĒΑ	MADIN
48	Lex Storm Sewer Manhole (6' dia.) (0-8' No rock)			NOBID
49	Pipe Tie-in into Manhole or Curb Box Inlet		Α	NOBID
50	15" RCP Storm Sewer (0-8' No rock)		A	NOBID
51	18" RCP Storm Sewer (0-8' No rock)		F	NOBID
52	24" RCP Storm Sewer (0-8' No rock)	L		NOBID
53	30" RCP Storm Sewer (0-8' No rock)	L		NO BID
54	36" RCP Storm Sewer (0-8' No rock)	LI		NOBID
55	42" RCP Storm Sewer (0-8' No rock)	Lf		NOBID
56	48" RCP Storm Sewer (0-8' No rock)	LF		NO BID
57	15" HDPE Storm Sewer (0-8' No rock)	LF		NO BID
58	18" HDPE Storm Sewer (0-8' No rock)	LF		NO BIP
59	24" HDPE Storm Sewer (0-8' No rock)	LF		NO BID
60	30" HDPE Storm Sewer (0-8' No rock)	LF	·	NO BID
61	36" HDPE Storm Sewer (0-8' No rock)	LF		VO BID
62	15" PP Storm Sewer (0-8' No rock)	LF	******	VO BID
63	18" PP Storm Sewer (0-8' No rock)	LF		10 BID
64	24" PP Storm Sewer (0-8' No rock)	LF	٨	10 BID
65	30" PP Storm Sewer (0-8' No rock)	LF	1	10 BID
66	36" PP Storm Sewer (0-8' No rock)	LF	1	10 BID
67	15" Elliptical RCP Storm Sewer	LF	N	10 BID
68	18" Elliptical RCP Storm Sewer	LF	N	O BID
69	24" Elliptical RCP Storm Sewer	LF	N	OBID
70	30" Elliptical RCP Storm Sewer	LF	N	O BID
71	36" Elliptical RCP Storm Sewer	LF	N	0 B1P
72	42" Elliptical RCP Storm Sewer	LF	N	
73	48" Elliptical RCP Storm Sewer	LF	N() BID
'4	Internal Inspection of Sewer Pipe: CCTV	LF	NO	BID
'5	15" Straight Headwall - Standard or Raised	LF	N) BID
6	18" Straight Headwall - Standard or Raised	EA	NO	BID
7	24" Straight Headwall Standard or Raised	EA	NO	BID
8	24" Straight Headwall - Standard or Raised 15" Pipe Culvert Headwall	EA	NO	BID
9	18" Pipe Culvert Headwall	EA	NO	BIP
	- Po Carvert Headwall	EA	ND	BID

	24" Pipe Culvert Headwall	EA	N	- > 0
80	30" Pipe Culvert Headwall	EA	No	
81	36" Pipe Culvert Headwall	EA	NO	
82		EA	NC	
83	42" Pipe Culvert Headwall	EA	N	
84	48" Pipe Culvert Headwall 18" Sloped and Flared Box Inlet-Outlet	EA	N	
85	18" Sloped and Flared Box Inlet-Outlet	EA	N	o BID
86	24" Sloped and Flared Box Inlet-Outlet	EA	N	
87	30" Sloped and Flared Box Inlet-Outlet	EA	Ν	O BID
88	36" Sloped and Flared Box Inlet-Outlet	EA	2	o BID
89	15" Impact Stilling Basin	EA	N	0 1810
90	18" Impact Stilling Basin	EA	N	O BID
91	24" Impact Stilling Basin	EA	^	10 BID
92	30" Impact Stilling Basin	EA	N	to BID
93	36" Impact Stilling Basin	EA		10 BID
94	48" Impact Stilling Basin	SY		10 BID
95	Bottom Paved Ditch	TN	1	JO BID
96	Aggregate Channel Lining for Slope Protection	SY		NO BID
97	Seeding and Protection	SY		NO BID
98	Sodding	CY		NO BID
99	Gabion Mattress Channel Lining	LF		NO BIP
100	4" HDPE Perforated Pipe	LF		ND BIP
101	6" HDPE Perforated Pipe	LF		NO BID
102	4" PVC Pipe	LI		NO DID
103	6" PVC Pipe			NO BID
104	8" PVC Sanitary Sewer (0-8' No Rock)	LI		NO BID
105	10" PVC Sanitary Sewer (0-8' No Rock)	L		NO BIP
106	12" PVC Sanitary Sewer (0-8' No Rock)		F	NO BID
10	Sower (0-8' No Rock)		F	
10	Sower (0-8' No Rock)		F_	NO BID
10	Sower Pine (0-8' No Rock)		F	NO BID
11	- Cower Pine (0-8' No Rock)		<u>-</u> F	NO BIR
	Sower Pine (0-8' No Rock)		F	ND BID
11	12 Ductile Iron Sewer Pipe (0-8' No Rock)		LF	NO BIB

113	January Gewer By-Pass Pumping	DA	v 1.00.1
114	Two Way Sewer Service Cleanout		140 0.01
115	4"x 8" Sanitary Sewer Tee & up to 6' of lateral pipe	E,	100 1/101
116	6"x 8" Sanitary Sewer Tee & up to 6' of lateral pipe	E/	100 1/101
117	Lex Sanitary Sewer Manhole (4' dia.) (0-8' No rock)	E/	NUBIG
118	Lex Sanitary Sewer Manhole (5' dia.) (0-8' No rock)		NUNIA
119	Lex Sanitary Sewer Manhole (6' dia.) (0-8' No rock)	EA	100 014
120	Sanitary Sewer Manhole MIC Protection	EA	100 010
121	Manhole-Additional vertical depth > 8' (4' dia.)	VF	1/19
122	Manhole-Additional vertical depth > 8' (5' dia.)	VF	1.0
123	Manhole-Additional vertical depth > 8' (6' dia.)	VF	NO BID
124	Manhole-Additional for adjustable frame and cover	VF	NOBIG
125	Woven Wire Fence 4' height	EA	Nobid
126	Chain Link Fence 4' height	LF	\$25,00
127	Privacy Fence (installation)	LF	⁴ 30.00
128	Backhoe (small) with Operator	LF	440.00
129	Dump Truck (single axle) with driver	HR	NOBID
130	Dump Truck (tri-axle) with driver	HR	425.00
131	Jackhammer with Operator	HR	NOBIC
132	Skid Loader with Operator	HR	150
133	Check Dam	HR	195
134	Sediment Trap	TN	NOBID
135	Sediment Pond	CY	NOBIA
136	Silt Fence	CY	Novid
137		LF	Nord
138	Storm Drain Inlet Protection Filter Strip	EA	Nobid
139		SY	NO Bid
140	Stream Crossing	EA	NO Bid
41	Pump-Around Flow Diversion	DAY	NO BID
42	Construction Dewatering	DAY	NOBID
43	Geotextile Construction Type I	SY	NO Bid
44	Geotextile Construction Type II	SY	No Bid
45	Geotextile Construction Type III		NOBID
70	Geotextile Construction Type IV	SY	Nopid

	E Ive Vey	LF	NOBID
146	Edge Key Pipe Plugging for Pipes less than or equal to 24"	EA	NOBID
147	Pipe Plugging for Pipes 1035 that 151 7	EA	NOBID
148	Pipe Plugging for Pipes 30"- 48"	CY	NO BID
149	Flowable Fill	CY	NOBID
150	Fiber Reinforced PCC Pavement	SF	NO BID
151	Single Block Masonry Retaining Wall	SY	NO BIP
152	Degradable Erosion Control Mat	SY	NO BID
153	Turf Reinforcement Mat	EA	NO BID
154	Project Sign	LF	NO BID
155	Steel W Beam Guardrail and End Treatments	SY	NO BID
156	Articulating Concrete Block	LF	NO BID
157	Reinf Conc Pipe Crack Repairs and Manhole Rehab	LF	NO BID
158	Saw cutting	LF	NO BID
159	Precast Reinforced Concrete Box Culvert 3' X 2'	LF	NO BID
160	Precast Reinforced Concrete Box Culvert 3' X 3'	LF	NO BID
161	Precast Reinforced Concrete Box Culvert 4' X 2'	LF	NO BID
162	Precast Reinforced Concrete Box Culvert 4' X 3'	SF	NO BID
163	Detectable Warning Surface Tile-Overlay	SF	NO BID
164	Detectable Warning Surface Tile-Imbedded	LF	NO BID
165	Thermoplastic Pavement Striping - White or Yellow	LF	NO BID
166	Removal of Existing Pavement Striping	LF	NOBID
167	Bulb-out: Gutter Cover	SF	NO BID
168	Bulb-out: Asphalt Repair		1000
169	- U - Wh Operator	HR	(2) (2) (2)
170	Roller/Compactor with Operator	HR	15 710
171	Tonsoil	CY	10.00
172	Spreading Stockpiled Topsoil	CY	
173	2" PVC Conduit Under Non-traffic Surface	LF	
174	an Duo Conduit Under Roadway or Driveway	LF	
17	A Day KVTC Type A	E/	
17	Day IVIC Type C	E/	
17	- L. L. Dece for Pedestrian Pole	E/	A NO BID

Payment and Performance Bond Cost, required for Projects over \$50,000	
5.0% Allowance of Total Project Cost*	
* See Special Conditions, Section 6, Payment for Cost of P&P Bonds	5.0 % max
Unspecified, Incidental Materials at Cost Plus 15% Overhead and Profit	
(To be submitted as Contract progresses and as needed)	
* See Special Conditions, Section 7, Payment for Unspecified Materials	1/
and Labor.	
Check if interested	
Unspecified, Incidental Labor at Direct Wages Plus Certified Overhead	
Plus 15% Profit (To be submitted as Contract progresses and as needed)	
* See Special Conditions, Section 7, Payment for Unspecified Materials	./
and Labor.	
Check if interested	
Minimum Project Total For Which Contractor will consider the project.	
(See Special Conditions, Section 2, Contractors Performance)	\$2,550

Mobilization, Traffic Control, Construction Staking and E&S Permitting will be paid on a sliding percentage scale for increments of the final price for Work, per the table below.

(For example, if the final total of Bid Item Prices for the work is \$24,000, Mobilization would be (\$10,000 X 15%) plus (\$10,000 X 10%) plus (\$4,000 X 5%) = \$2,700)

No additional compensation will be paid beyond a contract price of \$100,000. For example, the mobilization cost for a \$100,000 price of work will be identical to that for a \$110,000 price of work.

Applicability of Traffic Control, Construction Staking and E&S Permitting will be agreed upon individually for each Purchase Order.

Table of Incremental Costs for Mobilization and Additional Services

Increment Price for Work			(a) Mobilization Cost %	(b) Traffic Control Cost %	(c) Construction Staking Cost %	(d) SWPP Etc. Cost %
\$0	_	10,000	15.0	7.5	7.5	5.0
\$10,000	-	20,000	10.0	4.5	4.5	0.5
\$20,000	_	30,000	5.0	3.0	3.0	0.5
\$30,000	-	50,000	5.0	2.5	2.5	0.5
\$50,000	_	75,000	5.0	2.5	2.5	0.5
\$75,000	-	100,000	4.0	2.0	2.0	0.5

Submitted by:	Pio Grande Fence Company
	137 G. FOYBEG 12d
Bid must be signed: (original signature)	City, State of Zip Signature of Authorized Company Representative – Title
	Mit (h Blumenfeld Representative/s Name (Typed or Printed)
	899-2V3-7944 Area Code – Phone – Extension Fax #
	MITCH @ PIOGRANDEFENCE. COM E-Mail Address

12XIngton, Ky 40511

(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

(h wii	e following statement of the Bidder's qualifications is required to be filled in, executed, and submitted hithe Proposal:
1.	Name of Bidder: Rio Grandle Fence Company
* .	Permanent Place of Business: 1375 TOYKOS Vd., LCXINGTON, KY 40511
3.	When Organized: 1900
4,	Where Incorporated: Kan 14. 6.3
5,	Construction Plant and Equipment Available for this Project:
	Figure 1
	With the transfer CN was to
	Regarden
	(Attach Separate Sheet If Necessary)
6ε	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.	fn the event the Contract is awarded to the undersigned, surety bonds will be furnished by:
	Freerotte Unevrance Company (Suretur
	Signed: Line of Surety) Signed: Line of Surety)
	(The presentative of Stirety)

5. STATEMENT OF BIDDER'S QUALIFICATIONS

The following statement of the Bidder's qualifications is required to be filled in, executed, and submitted Pio Grande Fence Company 1. Name of Bidder: Permanent Place of Business: 137 S. Forbes Rd, Lexington, Ky 40511 2. 1940 3. When Organized: Kentucky 4. Where Incorporated: Construction Plant and Equipment Available for this Project: 5. Kubota Ditch Witch Excavator Auger (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.

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

Signed: ______(Representative of Surety)

(Surety)

NAME	<u>LOCATION</u> <u>C</u>	ONTRACT SUM
	ntract and bonded the following proje	
		CONTRACT SUM
NAME	<u>LOCATION</u>	
List Voy Ridder Personnel V	who will work on this Project.	
List Key Bidder 1 ersemier		NO. OF YEARS
<u>NAME</u>	POSITION DESCRIPTION	WITH BIDDER
Drew Duncan	Fose man	
Jesse Duncan	Foreman	
Dustin Gastinoau	super a tendent	- 8
	73.	

	DBE Participation on current bonded projects under contract:								
	SUBCONTRACTORS (LIST)	PROJECT (SPECIFIC TYPE)	<u>DBE</u>	% of WORK					
,									
-									
-									
-									
i. -									
i, s	7								
-									

11.

(USE ADDITIONAL SHEETS IF NECESSARY)

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

6. <u>LIST OF PROPOSED SUBCONTRACTORS</u>

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.

BRANCH OF WORK - LIST EACH MAJOR ITEM Such as: Grading, bituminous paving, concrete, seeding and protection, construction staking, etc.	SUBCONTRACTOR	<u>DBE</u> <u>Yes/No</u>	% of Work
1. Not Applicable	Name:		
	Address:		
2	Name:		
	Address:		
3	Name:		
	Address:		
4	Name:		
	Address:		
5	Name:		
	Address:		
6	Name:		
	Address:		
7	Name:		
	Address:		

(Attach additional sheet(s) if necessary.)

7. LEXINGTON FAYETTE URBAN COUNTY GOVERNMENT MWDBE PARTICIPATION GOALS, FORMS, AND GOOD FAITH EFFORTS

A. GENERAL

- 1) The LFUCG request all potential contractors to make a concerted effort to include Minority-Owned (MBE), Woman-Owned (WBE), Disadvantaged (DBE) and Veteran-Owned Small Business (VOSB) Enterprises as subcontractors or suppliers in their bids.
- Toward that end, the LFUCG has established 10% of total procurement costs as a Goal for participation of Minority-Owned, Woman-Owned and Disadvantaged Businesses on this contract.
- 3) The LFUCG has also established a 3% of total procurement costs as a Goal for participation of Veteran-Owned Small Businesses.
- 4) It is therefore a request of each Bidder to include in its bid, the same goal (10%) for MWDBE participation and other requirements as outlined in this section.

B. PROCEDURES

- The successful bidder will be required to report to the LFUCG, the dollar amounts of all
 payments submitted to Minority-Owned, Woman-Owned subcontractors or VeteranOwned and suppliers for work done or materials purchased for this contract. (See
 Subcontractor Monthly Payment Report)
- 2) Replacement of a Minority-Owned, Woman-Owned or Veteran-Owned subcontractor or supplier listed in the original submittal must be requested in writing and must be accompanied by documentation of Good Faith Efforts to replace the subcontractor / supplier with another MWDBE Firm; this is subject to approval by the LFUCG. (See LFUCG MWDBE Substitution Form)
- 3) For assistance in identifying qualified, certified businesses to solicit for potential contracting opportunities, bidders may contact:
 - a) The Lexington-Fayette Urban County Government, Division of Central Purchasing (859-258-3320)
- 4) The LFUCG will make every effort to notify interested MWDBE subcontractors and suppliers of each Bid Package, including information on the scope of work, the pre-bid meeting time and location, the bid date, and all other pertinent information regarding the project.

C. DEFINITIONS

1) A Minority-Owned Business Enterprise (MBE) is defined as a business which is certified as being at least 51% owned and operated by persons of African American, Hispanic, Asian, Pacific Islander, American Indian or Alaskan Native Heritage.

- 2) A Woman-Owned Business Enterprise (WBE) is defined as a business which is certified as being at least 51% owned and operated by one or more Non-Minority Females.
- 3) A Disadvantaged Business (DBE) is defined as a business which is certified as being at least 51% owned and operated by a person(s) that are economically and socially disadvantaged.
- 4) A Veteran-Owned Small Business (VOSB) is defined as a business which is certified as being at least 51% owned and operated by a veteran and/or a service disabled veteran.
- 5) Good Faith Efforts are efforts that, given all relevant circumstances, a bidder or proposer actively and aggressively seeking to meet the goals, can reasonably be expected to make. In evaluating good faith efforts made toward achieving the goals, whether the bidder or proposer has performed the efforts outlined in the Obligations of Bidder for Good Faith Efforts outlined in this document will be considered, along with any other relevant factors.

D. OBLIGATION OF BIDDER FOR GOOD FAITH EFFORTS

- 1) The bidder shall make a Good Faith Effort to achieve the Participation Goal for MWDBE and Veteran-Owned subcontractors/suppliers. The failure to meet the goal shall not necessarily be cause for disqualification of the bidder; however, bidders not meeting the goal are required to furnish with their bids written documentation of their Good Faith Efforts to do so.
- 2) Award of Contract shall be conditioned upon satisfaction of the requirements set forth herein.
- 3) The Form of Proposal includes a section entitled "MWDBE Participation Form". The applicable information must be completed and submitted as outlined below.
- 4) Failure to submit this information as requested may be cause for rejection of bid or delay in contract award.

E. DOCUMENTATION REQUIRED FOR GOOD FAITH EFFORTS

- 1) Bidders reaching the Goal are required to submit only the MWDBE Participation Form." The form must be fully completed including names and telephone number of participating MWDBE firm(s); type of work to be performed; estimated value of the contract and value expressed as a percentage of the total Lump Sum Bid Price. The form must be signed and dated, and is to be submitted with the bid.
- 2) Bidders not reaching the Goal must submit the "MWDBE Participation Form", the "Quote Summary Form" and a written statement documenting their Good Faith Effort to do so. If bid includes no MWDBE and/or Veteran participation, bidder shall enter "None" on the subcontractor / supplier form). In addition, the bidder must submit written proof of their Good Faith Efforts to meet the Participation Goal:

- a. Advertised opportunities to participate in the contract in at least two (2) publications of general circulation media; trade and professional association publications; small and minority business or trade publications; and publications or trades targeting minority, women and disadvantaged businesses not less than fifteen (15) days prior to the deadline for submission of bids to allow MWDBE firms and Veteran-Owned businesses to participate.
- b. Included documentation of advertising in the above publications with the bidders good faith efforts package
- c. Attended LFUCG Central Purchasing Economic Inclusion Outreach event
- d. Attended pre-bid meetings that were scheduled by LFUCG to inform MWDBEs and/or Veteran-Owned Businesses of subcontracting opportunities
- e. Sponsored Economic Inclusion event to provide networking opportunities for prime contractors and MWDBE firms and Veteran-Owned businesses.
- f. Requested a list of MWDBE and/or Veteran subcontractors or suppliers from LFUCG Economic Engine and showed evidence of contacting the companies on the list(s).
- g. Contacted organizations that work with MWDBE companies for assistance in finding certified MWBDE firms and Veteran-Owned businesses to work on this project. Those contacted and their responses should be a part of the bidder's good faith efforts documentation.
- h. Sent written notices, by certified mail, email or facsimile, to qualified, certified MWDBEs soliciting their participation in the contract not less than seven (7) days prior to the deadline for submission of bids to allow them to participate effectively.
- i. Followed up initial solicitations by contacting MWDBEs and Veteran-Owned businesses to determine their level of interest.
- j. Provided the interested MWBDE firm and/or Veteran-Owned businesses with adequate and timely information about the plans, specifications, and requirements of the contract.
- k. Selected portions of the work to be performed by MWDBE firms and/or Veteran-Owned businesses in order to increase the likelihood of meeting the contract goals. This includes, where appropriate, breaking out contract work items into economically feasible units to facilitate MWDBE and Veteran participation, even when the prime contractor may otherwise perform these work items with its own workforce
- l. Negotiated in good faith with interested MWDBE firms and Veteran-Owned businesses not rejecting them as unqualified without sound reasons based on a thorough

investigation of their capabilities. Any rejection should be so noted in writing with a description as to why an agreement could not be reached.

- m. Included documentation of quotations received from interested MWDBE firms and Veteran-Owned businesses which were not used due to uncompetitive pricing or were rejected as unacceptable and/or copies of responses from firms indicating that they would not be submitting a bid.
- n. Bidder has to submit sound reasons why the quotations were considered unacceptable. The fact that the bidder has the ability and/or desire to perform the contract work with its own forces will not be considered a sound reason for rejecting a MWDBE and/or Veteran-Owned business's quote. Nothing in this provision shall be construed to require the bidder to accept unreasonable quotes in order to satisfy MWDBE and Veteran goals.
- o. Made an effort to offer assistance to or refer interested MWDBE firms and Veteran-Owned businesses to obtain the necessary equipment, supplies, materials, insurance and/or bonding to satisfy the work requirements of the bid proposal
- <u>p.</u> Made efforts to expand the search for MWBE firms and Veteran-Owned businesses beyond the usual geographic boundaries.
- q. Other--any other evidence that the bidder submits which may show that the bidder has made reasonable good faith efforts to include MWDBE and Veteran participation.

NOTE: Failure to submit any of the documentation requested in this section may be cause for rejection of bid. Bidders may include any other documentation deemed relevant to this requirement which is subject to review by the MBE Liaison. Documentation of Good Faith Efforts must be submitted with the Bid, if the participation Goal is not met.



MINORITY BUSINESS ENTERPRISE PROGRAM

Sherita Miller
Minority Business Enterprise Liaison
Division of Central Purchasing
Lexington-Fayette Urban County Government
200 East Main Street
Lexington, KY 40507
smiller@lexingtonky.gov
859-258-3323

OUR MISSION: The mission of the Minority Business Enterprise Program is to facilitate the full participation of minority and women owned businesses in the procurement process and to promote economic inclusion as a business imperative essential to the long term economic viability of Lexington-Fayette Urban County Government.

To that end the city council adopted and implemented Resolution 484-2017 – A Certified Minority, Women and Disadvantaged Business Enterprise ten percent (10%) minimum goal and a three (3%) minimum goal for Certified Veteran-Owned Small Businesses and Certified Service Disabled Veteran – Owned Businesses for government contracts.

The resolution states the following definitions shall be used for the purposes of reaching these goals (a full copy is available in Central Purchasing):

Certified Disadvantaged Business Enterprise (DBE) — a business in which at least fifty-one percent (51%) is owned, managed and controlled by a person(s) who is socially and economically disadvantaged as define by 49 CFR subpart 26.

Certified Minority Business Enterprise (MBE) — a business in which at least fifty-one percent (51%) is owned, managed and controlled by an ethnic minority (i.e. African American, Asian American/Pacific Islander, Hispanic Islander, Native American/Native Alaskan Indian) as defined in federal law or regulation as it may be amended from time-to-time.

Certified Women Business Enterprise (WBE) – a business in which at least fifty-one percent (51%) is owned, managed and controlled by a woman.

Certified Veteran-Owned Small Business (VOSB) — a business in which at least fifty-one percent (51%) is owned, managed and controlled by a veteran who served on active duty with the U.S. Army, Air Force, Navy, Marines or Coast Guard.

Certified Service Disabled Veteran Owned Small Business (SDVOSB) — a business in which at least fifty-one percent (51%) is owned, managed and controlled by a disabled veteran who served on active duty with the U.S. Army, Air Force, Navy, Marines or Coast Guard.

The term "Certified" shall mean the business is appropriately certified, licensed, verified, or validated by an organization or entity recognized by the Division of Purchasing as having the appropriate credentials to make a determination as to the status of the business.

We have compiled the list below to help you locate certified MBE, WBE and DBE certified businesses. Below is a listing of contacts for LFUCG Certified MWDBEs and Veteran-Owned Small Businesses in (https://lexingtonky.ionwave.net)

Business	Contact	Email Address	Phone	
LFUCG	Sherita Miller	smiller@lexingtonky.gov	859-258-3323	
Commerce Lexington – Minority Business Development	Tyrone Tyra	ttyra@commercelexington.com	859-226-1625	
Tri-State Minority Supplier Diversity Council	Susan Marston	smarston@tsmsdc.com	502-365-9762	
Small Business Development Council	Shirie Hawkins UK SBDC	smack@uky.edu	859-257-7666	
Community Ventures Corporation	Phyllis Alcorn	palcorn@cvky.org	859-231-0054	
KY Transportation Cabinet (KYTC)	Melvin Bynes	Melvin.bynes2@ky.gov	502-564-3601	
KYTC Pre-Qualification	Shella Eagle	Shella.Eagle@ky.gov	502-782-4815	
Ohio River Valley Women's Business Council (WBENC)	Sheila Mixon	smixon@orvwbc.org	513-487-6537	
Kentucky MWBE Certification Program	Yvette Smith, Kentucky Finance Cabinet	Yvette.Smith@ky.gov	502-564-8099	
National Women Business Owner's Council (NWBOC)	Janet Harris-Lange	janet@nwboc.org	800-675-5066	
Small Business Administration	Robert Coffey	robertcoffey@sba.gov	502-582-5971	
LaVoz de Kentucky	Andres Cruz	lavozdeky@yahoo.com	859-621-2106	
The Key News Journal	Patrice Muhammad	paatricem@keynewsjournal.com	859-373-9428	



LFUCG MWDBE PARTICIPATION FORM Bid/RFP/Quote Reference # 3 - 20 0

The MWDBE and/or veteran subcontractors listed have agreed to participate on this Bid/RFP/Quote. If any substitution is made or the total value of the work is changed prior to or after the job is in progress, it is understood that those substitutions must be submitted to Central Purchasing for approval immediately. Failure to submit a completed form may cause rejection of the bid.

MWDBE Company, Name, Address, Phone, Email	Work to be Performed	Total Dollar Value of the Work	% Value of Total Contract
1. Not Applicable			
2.			
3.			
4.			

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

Company Company	Company Representative
Date 10/1/18	President



LFUCG MWDBE SUBSTITUTION FORM Bid/RFP/Quote Reference #_\3|-20\9

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

SUBSTITUTED MWDBE Company Name, Address, Phone, Email	MWDBE Formally Contracted/ Name, Address, Phone, Email	Work to Be Performed	Reason for the Substitution	Total Dollar Value of the Work	% Value of Total Contract
1. Not Applicate					
2.					
3.					
4.					

mination of the contract and/or be subject to
Shuful
esentative /
esentative /

Company Name Address/Phone/Email

Company Address

MWDBE

137 5 Folbes Rd Lexington, Ky 40511

Contact

Person

MWDBE QUOTE SUMMARY FORM Bid/RFP/Quote Reference # 131-2019

Contact

Information

(work phone,

Email, cell)

The undersigned acknowledges that the minority and/or veteran subcontractors listed on this form did submit a quote to participate on this project. Failure to submit this form may cause rejection of the bid.

Date

Contacted

Bid Package / Bid Date

131-2018

Services

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The undersigned acknowledge	_	(96)	sult in termination o	
Date /0////		President Title	Ve //	_



LFUCG SUBCONTRACTOR MONTHLY PAYMENT REPORT

The LFUCG has a 10% goal plan adopted by city council to increase the participation of minority and women owned businesses in the procurement process. The LFUCG also has a 3% goal plan adopted by cited council to increase the participation of veteran owned businesses in the procurement process. In order to measure that goal LFUCG will track spending with MWDBE and Veteran 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 #__\3|-20\9

Total Contract Amount Awarded to Prime Contractor for this Project

Project Name/ 20 8 Co As- Company Name 20 C Federal Tax ID:	truction Fe	Unit Price ENCE CON 1227	Pany	Address: 137 S Contact Person:	Folhes Rd 1	exington	Ky 4051
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
= =							

the termination of the contract and/or prosecution under applicable Federal and State laws concerning false statements and false claims. Pio Erancle Fence Lo
Company

10/1/8 Company Representative

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

LFUCG STATEMENT OF GOOD FAITH EFFORTS Bid/RFP/Quote #__(ろしつの)

By the signature below of an authorized company representative, we cert the following Good Faith Efforts to obtain the maximum participation by Owned business enterprises on the project and can supply the appropriate d	
Advertised opportunities to participate in the contract in at least general circulation media; trade and professional association prince minority business or trade publications; and publications or trade women and disadvantaged businesses not less than fifteen (15) day for submission of bids to allow MWDBE firms and Veteran participate.	two (2) publications of publications; small and ides targeting minority,
Included documentation of advertising in the above publications faith efforts package	with the bidders good
Attended LFUCG Central Purchasing Economic Inclusion Outreach	h event
Attended pre-bid meetings that were scheduled by LFUCG to information Veteran-Owned Businesses of subcontracting opportunities	m MWDBEs and/or
Sponsored Economic Inclusion event to provide networking opports contractors and MWDBE firms and Veteran-Owned businesses	unities for prime
requested a list of MWDBE and/or Veteran subcontractors or su Economic Engine and showed evidence of contacting the companie	uppliers from LFUCG es on the list(s).
Contacted organizations that work with MWDBE companies for certified MWBDE firms and Veteran-Owned businesses to work contacted and their responses should be a part of the bidder documentation.	on this manifest TI
Sent written notices, by certified mail, email or facsimile, to qualifie soliciting their participation in the contract not less than seven deadline for submission of bids to allow them to participate effective	(7) dozen main a 4
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The fact that the bidder has the ability own forces will not be considered	why the quotations were considered unacceptable. ty and/or desire to perform the contract work with its l a sound reason for rejecting a MWDBE and/or lothing in this provision shall be construed to require otes in order to satisfy MWDBE and Veteran goals.		
Made an effort to offer assistance to or refer interested MWDBE firms and Veteran- Owned businesses to obtain the necessary equipment, supplies, materials, insurance and/or bonding to satisfy the work requirements of the bid proposal			
Made efforts to expand the search beyond the usual geographic bounda	for MWBE firms and Veteran-Owned businesses aries.		
Otherany other evidence that the made reasonable good faith efforts t	bidder submits which may show that the bidder has o include MWDBE and Veteran participation.		
for rejection of bid. Bidders may inc requirement which is subject to ap Faith Efforts must be submitted with	documentation requested in this section may be cause clude any other documentation deemed relevant to this proval by the MBE Liaison. Documentation of Good a the Bid, if the participation Goal is not met.		
The undersigned acknowledges that all informing in termination of the contract and/or be subfalse statements and claims.	mation is accurate. Any misrepresentations may result ject to applicable Federal and State laws concerning		
Pio brancle Fence Lo	Attle Sunfine		
Company	Company Representative		
10/1/18	President		
Date	Title		

8. <u>AUTHENTICATION OF BID AND STATEMENT OF NON-COLLUSION, NON-CONFLICT OF INTEREST</u>

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

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

9. STATEMENT OF EXPERIENCE

NAME OF INDIVIDUAL: Mitch Blumenteld
POSITION/TITLE: President
STATEMENT OF EXPERIENCE: 35 years feacing
NAME OF INDIVIDUAL: Jesse Doncan
POSITION/TITLE:Foreman
STATEMENT OF EXPERIENCE: Gate Tech
NAME OF INDIVIDUAL: Doncar
POSITION/TITLE: Foreman
STATEMENT OF EXPERIENCE: 11 years installer Supervisor
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.)

10. EQUAL OPPORTUNITY AGREEMENT

The Law

- * Title VII of the Civil Rights Act of 1964 (amended 1972) states that it is unlawful for an employer to discriminate in employment because of race, color, religion, sex, age (40-70 years) or national origin.
- * Executive Order No. 11246 on Nondiscrimination under Federal contract prohibits employment discrimination by contractor and subcontractor doing business with the Federal Government or recipients of Federal funds. This order was later amended by Executive Order No. 11375 to prohibit discrimination on the basis of sex.
- Section 503 of the Rehabilitation Act of 1973 States:

The Contractor will not discriminate against any employee or applicant for employment because of physical or mental handicap.

- * Section 2012 of the Vietnam Era Veterans Readjustment Act of 1973 requires Affirmative Action on behalf of disabled veterans and veterans of the Vietnam Era by contractors having Federal Contracts.
- Section 206 (A) of Executive Order 12086, Consolidation of Contract Compliance Functions for Equal Employment Opportunity, states:

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

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

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

Bidders

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

Rio brande Fence Co.

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 subcontracting 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 <u>special conditions</u> in each contract. In the case of a contract exceeding \$250,000, the contractor is required to furnish evidence that his work-force in Kentucky is representative of the available work-force in the area from which he draws employees, or to supply an Affirmative Action plan which will achieve such representation during the life of the contract.

11. EQUAL EMPLOYMENT OPPORTUNITY AFFIRMATIVE ACTION POLICY

It is the policy of PiO Grande Fence Co.

ure that all applicants for employment and all employees are treated on a fair and all

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

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

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

12. WORKFORCE ANALYSIS FORM

Name of Organization: RIO GYCANCLE CO

Administrators Administrators Administrators Professionals Supervisors Supervisors Foremen Technicians Protective Service Para-Professionals Office/Clerical Service/Maintenance Total: Administrators Hispanic of M F M F M F M F M F M F M F M F M F M	THISPANC OF THE PARTY AND STAFF TO LICE.		Total	White (Not Hispanic or Latino)	te lic or lo)	Hispanic or Latino	٥ . c	Black or African- American (Not Hispanic or Latino	or 'an O or or	Native Hawaiian and Other Pacific Islander (Not		Asian (Not Hispanic or Latino		American Indian or Alaskan Native (not Hispanic or Latino	r tive	Two or more races (Not Hispanic or Latino		
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Advisor 137 S. Forbes. Rd Lexington. KY. 40511-2026.

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		\$1,000,000 per occ \$2,000,000 agg.	\$ 1,000,000 pr occ Federated Mutual		
	Minister & Contracted Police Requirements	\$7.000.000 p. 000. A.d.	37.0-0,930,9x+0x-5.	Subject w endorsement	Noso:
	2000 2000 2000 2000 2000 2000 2000 200			38	-
Sec. (20)	SCA. Souther 2. Part. 1 - See provisions	IN Second Period, - an envision		Acres Station & Rock of Franciscopy (Shows	Cortion 3 to College and the

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Federated Mutual Insurance Company. Acenci, co. Brahmage

PO Box 328 Owatonna

MIN

55060

(888) 333-4949 September Number

NOTE. Automobile hypothers may be the capient of agent has placed mountaine tradigitum agents regionment with the founds. The most contract lighters made he during the finance of the mount of the mount of the mount of the mass has been established.

Authorized Signishue

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IMPORTANT: Contract may not be awarded it's completed and algued kopy of this form for alt covernge's littled altere is not provided with the bad

13. EVIDENCE OF INSURABILITY

	Employee ID: 61-0571327	Phone: 859-263-7944	
NI CONSTRUCTION PROJEC ceing to provide coverage)	Employee		3
LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT CONSTRUCTION PROJECT (Use soparate form of each Agency of Brokerage agreeing to provide coverage)	e sac.	Julington Xy 41511	0, 0
LEXINGTON-FAYETTE ((U) separate form	de Mace C	WA- Kd hus	J
()	THO CHAN	57 D. 1020	SHEET.
	ames Insured	ddress:	roject to be i

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		Minimum Limits and	Limits Provided	Name of	A Ad Dank	
Items	Coverage	Policy Requirements	To Insured		Code Design	D. Strange
SC-3, Section 2. Part 4.1 – see provisions	Ğ	\$1,000,000 per occ. And \$2,000,000 aggregate	ios		A CANADA	NAME OF THE PARTY
SC-3. Section 2, Part 4.1 see provisions	AUTO	\$1,000.000/per acc.	i.e.			
SC-3. Section 2. Part 4.1 see provisions.	λ	Statutory w /endorsement as noted	2000 000	Clearports	Am B	Best

Segion 2 includes required provisions, statements regarding insurance requirements, and the undersimed precise to abide by all provisions for the coverage's checked above unless stated otherwise Agency or Broker Street Address

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.

Felephone Number

IMPORTANT: Contract may not be awarded if a completed and signed copy of this form for all coverage's listed above is not provided with the bid.

15. DEBARMENT CERTIFICATION

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

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

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

Firm Name:	Rio Grande Fence Co
Project:	
Printed Name	and Title of Authorized Representative: M. tch Blumen feld
Signature:	Mitt Genful
Date:	10/1/18
	END OF SECTION

Project: Construction Unit Price Contract Bid# 131-2018

Bid Date:

Rio Grande Fence Contractor:

#	Item	Unit	Spec S	ec. Unit P
1	Excavation and Placement	CY	1. 3	NO B
2	Embankment	CY	3	NO B
3	Rock Excavation (Mechanical)	CY	5	NO BI
4	Remove Portland Cement Concrete Pavement	SY		NO BI
5	Remove Curb and Gutter	LF	6	NO BI
6	Remove Sidewalk, Entrance Pavement	SY	6	NO BI
7	Remove Bituminous Concrete Pavement	SY	6	NO BI
8	Remove Pipes less than 24" - up to 8' deep	LF	6	NO BII
9	Remove Pipes 30"- 48" - up to 8' deep	; LF	 6	NO BII
10	Remove Fence	LF	6	1
11	Remove Headwalls and Inlet Structures	EA	6	NO BIE
12	Remove Tree (5" dia. to 12" dia.)		7	NO BIE
13	Remove Tree (>12" dia. to 24" dia.)	EA	7	NO BIE
14	Remove Tree (>24" dia. to 36" dia.)	EA.	7	
15	Remove Tree (>36" dia. and up)	EA	j	NO BIE
16	Dense Graded Aggregate Base	TN	1 8	NO BID
17	No. 2 Stone	TN	9	NO BID
18	No. 9 Stone	TN		NO BID
19	No. 57 Stone	TN		NO BID
20	Steel Reinforcement for Concrete	LB	9	NO BID
21	Unfinished Concrete less than 10 CY	CY	10	NO BID
22	Unfinished Concrete more than 10 CV		; 11	NO BID
23	Formed Class A Concrete less than 10 CV			NO BID
24	Formed Class A Concrete more than 10 CY	CY	{	NO BID
25	4-1/2" Concrete Sidewalk	CY	11	NO BID
26	6" Concrete Sidewalk	SY	12	NO BID
27	6" Concrete Entrance Pavement	SY	12	NO BID
28 ;	Sidewalk Ramp	SY	13	NO BID
9	Header Curb	SY	14	NO BID
30	Curb and Gutter, Type 1	LF	15, 59	NO BID
; 11 !	Curb and Gutter, Type 4		15	NO BID
2 :	Bituminous Pavement Milling and Texturing		15	NO BID
i 3 ¦	Bituminous Base		16	NO BID
4	Class I, Bituminous Surface less than 50 tons		17	NO BID
5			18	NO BID
	Class I, Bituminous Surface greater than 50 tons Bituminous Material for Tack		18	NO BID
	Type A Surface Inlet	TN	19	NO BID
	Type B Surface Inlet	EA ;	20	NO BID
		EA .	20	NO BID
<u>i</u> -	Curb Box Inlet Type A (LFUCG)	EA .	21	NO BID
	Curb Box Inlet Type B (LFUCG)	EA	21	NO BID
	Curb Box Inlet Type C (LFUCG)	EA	21	NO BID
	Curb Box Inlet Type D (LFUCG)	EA	21	NO BID
	Curb Box Inlet Type B (KDOH)	EA	21	NO BID
	Drop Box Inlet Type 13 (KDOH)	EA	21	NO BID
	Drop Box Inlet Type 16 (KDOH)	EA	21	NO BID
T	ex Storm Sewer Manhole (4' dia.) (0-8' No rock)	EA	22	NO BID
	ex Storm Sewer Manhole (5' dia.) (0-8' No rock)	EA	22	NO BID
<u></u> L	ex Storm Sewer Manhole (6' dia.) (0-8' No rock)	EA :	22	NO BID

Project: Construction Unit Price Contract Bid# 131-2018
Bid Date:

contractor: Rio Grande Fence

#	Item	Un	it Spec	Sec.	Unit Pri
49	Pipe Tie-in into Manhole or Curb Box Inlet	E	2	4	NO BIE
50	15" RCP Storm Sewer (0-8' No rock)				NO BIL
51	18" RCP Storm Sewer (0-8' No rock)	LF			
52	24" RCP Storm Sewer (0-8' No rock)	 LF			NO BII
53	30" RCP Storm Sewer (0-8' No rock)	LF			NO BIL
54	36" RCP Storm Sewer (0-8' No rock)	LF	25		NO BIL
55	42" RCP Storm Sewer (0-8' No rock)	LF	25		NO BIL
56	48" RCP Storm Sewer (0-8' No rock)	LF	25		NO BID
57	15" HDPE Storm Sewer (0-8' No rock)	LF	25		NO BIC
58	18" HDPE Storm Sewer (0-8' No rock)				NO BID
59	24" HDPE Storm Sewer (0-8' No rock)		25		NO BID
60	30" HDPE Storm Sewer (0-8' No rock)		25		NO BID
61	36" HDPE Storm Sewer (0-8' No rock)	LF	25		NO BID
62	15" PP Storm Sewer (0-8' No rock)	-	25		NO BID
63	18" PP Storm Sewer (0-8' No rock)		25		NO BID
64	24" PP Storm Sewer (0-8' No rock)	LF	25		NO BID
65	30" PP Storm Sewer (0-8' No rock)				NO BID
66	36" PP Storm Sewer (0-8' No rock)	LF	25		NO BID
67	15" Elliptical RCP Storm Sewer		25		NO BID
68	18" Elliptical RCP Storm Sewer				NO BID
69	24" Elliptical RCP Storm Sewer	LF	25		NO BID
70	30" Elliptical RCP Storm Sewer	LF	25		NO BID
 71	36" Elliptical RCP Storm Sewer		25		NO BID
 72	42" Elliptical RCP Storm Sewer		25		NO BID
73	48" Elliptical RCP Storm Sewer		25		NO BID
 74	T		25		NO BID
75	Internal Inspection of Sewer Pipe; CCTV	LF	26		NO BID
76	15" Straight Headwall - Standard or Raised 18" Straight Headwall - Standard or Raised	EA	27		NO BID
 77	?	EA	27	11	NO BID
78	24" Straight Headwall - Standard or Raised	EA	27		NO BID
79	15" Pipe Culvert Headwall	EA	27	1 1	10 BID
30	18" Pipe Culvert Headwall	EA	27	1	IO BID
31	24" Pipe Culvert Headwall	EA	27	1 1	IO BID
	30" Pipe Culvert Headwall	EA	27	N	IO BID
12 i	36" Pipe Culvert Headwall	EA	27	N	O BID
3	42" Pipe Culvert Headwall	EA	27		O BID
4 :	48" Pipe Culvert Headwall	EA	27	N	O BID
5 ;	18" Sloped and Flared Box Inlet-Outlet	EA	27	N	O BID
6 ;	24" Sloped and Flared Box Inlet-Outlet	EA	27	No.	O BID
7	30" Sloped and Flared Box Inlet-Outlet	EA	27	No	O BID
3 	36" Sloped and Flared Box Inlet-Outlet	EA	27	NO.	BID
	15" Impact Stilling Basin	EA	28	NO	D BID
	18" Impact Stilling Basin	EA	28	NO	BID
	24" Impact Stilling Basin	EA	28	NC	BID
	30" Impact Stilling Basin	EA	28	1	BID
	36" Impact Stilling Basin	ĒΑ	28		BID
Y-	48" Impact Stilling Basin	EA	28		BID
	Bottom Paved Ditch	SY	29		BID
1 .	Aggregate Channel Lining for Slope Protection	TN	30		

Project: Construction Unit Price Contract Bid# 131-2018
Bid Date:

|contractor: Rio Grande Fence

	Item	Unit	Spec Sec	. Unit Pr
97	Seeding and Protection	SY	31	NO BI
98	Sodding	SY	32	NO BII
99	Gabion Mattress Channel Lining	CY	33	NO BII
100	4" HDPE Perforated Pipe	, LF	34	NO BII
101	6" HDPE Perforated Pipe	LF	34	NO BIE
102	4" PVC Pipe	LF	35	NO BIL
103	6" PVC Pipe	LF	35	NO BIL
104	8" PVC Sanitary Sewer (0-8' No Rock)	LF	35	NO BIE
105	10" PVC Sanitary Sewer (0-8' No Rock)	LF	35	NO BIL
106	12" PVC Sanitary Sewer (0-8' No Rock)	LF	35	NO BID
107	15" PVC Sanitary Sewer (0-8' No Rock)	LF	35	NO BID
108	18" PVC Sanitary Sewer (0-8' No Rock)	LF	35	NO BID
109	8" Ductile Iron Sewer Pipe (0-8' No Rock)	LF	35	NO BID
110	10" Ductile Iron Sewer Pipe (0-8' No Rock)	LF	35	NO BID
111	12" Ductile Iron Sewer Pipe (0-8' No Rock)	LF	35	NO BID
112	14" Ductile Iron Sewer Pipe (0-8' No Rock)	LF	35	NO BID
113	Sanitary Sewer By-Pass Pumping	DAY	35	NO BID
114	Two Way Sewer Service Cleanout	EA	36	NO BID
115	4"x 8" Sanitary Sewer Tee & up to 6' of lateral pipe	EA	37	
116	6"x 8" Sanitary Sewer Tee & up to 6' of lateral pipe	EA	37	NO BID
117	Lex Sanitary Sewer Manhole (4' dia.) (0-8' No rock)	EA	22	
118	Lex Sanitary Sewer Manhole (5' dia.) (0-8' No rock)		22	NO BID
119	Lex Sanitary Sewer Manhole (6' dia.) (0-8' No rock)	EA	22	NO BID
120	Sanitary Sewer Manhole MIC Protection	VF	22	NO BID
121	Manhole-Additional vertical depth > 8' (4' dia.)	VF	23	NO BID
122	Manhole-Additional vertical depth > 8' (5' dia.)	VF	23	NO BID
123	Manhole-Additional vertical depth > 8' (6' dia.)	VF	23	NO BID
124	Manhole-Additional for adjustable frame and cover	EA	22	NO BID
125	Woven Wire Fence 4' height	LF	38	NO BID
26	Chain Link Fence 4' height	LF	38	25.0
27	Privacy Fence (installation)	LF		30.0
28	Backhoe (small) with Operator	+	38	40.0
29	Dump Truck (single axle) with driver	HR	39	NO BID
30	Dump Truck (tri-axle) with driver	HR	40	125.0
31	Jackhammer with Operator	 	40	NO BID
32	Skid Loader with Operator	HK	39	150,0
33	Check Dam	HR TN		195.00
34	Sediment Trap	CY		NO BID
35	Sediment Pond	<u> </u>		NO BID
36	Silt Fence	CY		NO BID
 17	Storm Drain Inlet Protection	LF		NO BID
8	Filter Strip	EA		NO BID
9	Stream Crossing	SY		NO BID
0	Pump-Around Flow Diversion	EA ;		NO BID
1	Construction Dewatering	DAY :	41	NO BID
2 ‡	Geotextile Construction Type I	DAY	41	NO BID
3	Geotextile Construction Type II	SY :	42	NO BID
	Geotextile Construction Type III	SY	42	NO BID

Project: Construction Unit Price Contract Bid# 131-2018
Bld Date:

contractor: Rio Grande Fence

#	Item	Unit	Spec Sec	. Unit Prid
145	Geotextile Construction Type IV	SY	42	NO BID
146	Edge Key	LF	43	NO BID
147	Pipe Plugging for Pipes less than or equal to 24"	EA	44	
148	Pipe Plugging for Pipes 30"- 48"	EA		NO BID
149	, Flowable Fill	CY	45	NO BID
150	Fiber Reinforced PCC Pavement	CY	46	NO BID
151	Single Block Masonry Retaining Wall	SF	47	NO BID
152	Degradable Erosion Control Mat	SY	48	NO BID
153	Turf Reinforcement Mat	SY	4	NO BID
154	Project Sign		48	NO BID
155	Steel W Beam Guardrail and End Treatments		49	NO BID
156	Articulating Concrete Block	SY	50	NO BID
157	Reinf Conc Pipe Crack Repairs and Manhole Rehab	LF	51	NO BID
158	Saw cutting		52	NO BID
159	Precast Reinforced Concrete Box Culvert 3' X 2'		53	NO BID
160	Precast Reinforced Concrete Box Culvert 3' X 3'	LF	54	NO BID
161	Precast Reinforced Concrete Box Culvert 4' X 2'	LF	54	NO BID
162	Precast Reinforced Concrete Box Culvert 4' X 3'	i LF	54	NO BID
163	Detectable Warning Surface Tile-Overlay	LF	54	NO BID
164	Detectable Warning Surface Tile-Imbedded	SF	55	NO BID
165	Thermoplastic Pavement Striping - White or Yellow	SF	55	NO BID
166	Removal of Existing Pavement Striping	LF '	58	NO BID
 167	Bulb-out: Gutter Cover	LF ;	58	NO BID
168	Bulb-out: Asphalt Repair	j LF ; -}	59	NO BID
69	Grader with Operator	SF	59	NO BID
70	Roller/Compactor with Operator	HR	60	NO BID
71		HR	61	NO BID
72	Furnish and Place Topsoil	CY	62	NO BID
73	Spreading Stockpiled Topsoil	CY	62	NO BID
74	2" PVC Conduit Under Non-traffic Surface	LF	63	NO BID
75	2" PVC Conduit Under Roadway or Driveway	LF	63	NO BID
76	Junction Box, KYTC Type A	EA	64	NO BID
	Junction Box, KYTC Type C	EA	64	NO BID
77 :	Pedestal Base for Pedestrian Pole	EA ;	65	NO BID

Max. Allowable P/P bond % for projects >\$50,000	!	5.00%
Unspecified incidental materials at cost plus 15%	(Check if interested.)	
Unspecified incidental labor at cost plus 15%	(Check if interested.)	
Minimum project total for consideration		

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