



CALL NO. 332

CONTRACT ID. 232991

JEFFERSON COUNTY

FED/STATE PROJECT NUMBER FE02 056 B00136N 08.48

DESCRIPTION SECOND STREET (US 31)

WORK TYPE BRIDGE STEEL REPAIRS

PRIMARY COMPLETION DATE 11/15/2023

LETTING DATE: August 24,2023

Sealed Bids will be received electronically through the Bid Express bidding service until 10:00 AM EASTERN DAYLIGHT TIME August 24,2023. Bids will be publicly announced at 10:00 AM EASTERN DAYLIGHT TIME.

NO PLANS ASSOCIATED WITH THIS PROJECT.

REQUIRED BID PROPOSAL GUARANTY: Not less than 5% of the total bid.

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PART I
SCOPE OF WORK

ADMINISTRATIVE DISTRICT - 05

CONTRACT ID - 232991

FE02 056 B00136N 08.48

COUNTY - JEFFERSON

PCN - MB05600312301

FE02 056 B00136N 08.48

SECOND STREET (US 31) BRIDGE 056B00136N OVER OHIO RIVER AT MP 08.48BRIDGE STEEL REPAIRS
GEOGRAPHIC COORDINATES LATITUDE 38:15:50.00 LONGITUDE 85:45:06.00
ADT

COMPLETION DATE(S):

COMPLETED BY 11/15/2023 APPLIES TO ENTIRE CONTRACT

CONTRACT NOTES

PROPOSAL ADDENDA

All addenda to this proposal must be applied when calculating bid and certified in the bid packet submitted to the Kentucky Department of Highways. Failure to use the correct and most recent addenda may result in the bid being rejected.

BID SUBMITTAL

Bidder must use the Department's electronic bidding software. The Bidder must download the bid file located on the Bid Express website (www.bidx.com) to prepare a bid packet for submission to the Department. The bidder must submit electronically using Bid Express.

JOINT VENTURE BIDDING

Joint venture bidding is permissible. All companies in the joint venture must be prequalified in one of the work types in the Qualifications for Bidders for the project. The bidders must get a vendor ID for the joint venture from the Division of Construction Procurement and register the joint venture as a bidder on the project. Also, the joint venture must obtain a digital ID from Bid Express to submit a bid. A joint bid bond of 5% may be submitted for both companies or each company may submit a separate bond of 5%.

UNDERGROUND FACILITY DAMAGE PROTECTION

The contractor shall make every effort to protect underground facilities from damage as prescribed in the Underground Facility Damage Protection Act of 1994, Kentucky Revised Statute KRS 367.4901 to 367.4917. It is the contractor's responsibility to determine and take steps necessary to be in compliance with federal and state damage prevention directives. When prescribed in said directives, the contractor shall submit Excavation Locate Requests to the Kentucky Contact Center (KY811) via web ticket entry. The submission of this request does not relieve the contractor from the responsibility of contacting non-member facility owners, whom shall be contacted through their individual Protection Notification Center. Non-compliance with these directives can result in the enforcement of penalties.

REGISTRATION WITH THE SECRETARY OF STATE BY A FOREIGN ENTITY

Pursuant to KRS 176.085(1)(b), an agency, department, office, or political subdivision of the Commonwealth of Kentucky shall not award a state contract to a person that is a foreign entity required by [KRS 14A.9-010](#) to obtain a certificate of authority to transact business in the Commonwealth ("certificate") from the Secretary of State under [KRS 14A.9-030](#) unless the person produces the certificate within fourteen (14) days of the bid or proposal opening. If the foreign entity is not required to obtain a certificate as provided in [KRS 14A.9-010](#), the foreign entity should identify the applicable exception. Foreign entity is defined within [KRS 14A.1-070](#).

For all foreign entities required to obtain a certificate of authority to transact business in the Commonwealth, if a copy of the certificate is not received by the contracting agency within the time frame identified above, the foreign entity's solicitation response shall be deemed non-responsive or the awarded contract shall be cancelled.

Businesses can register with the Secretary of State at <https://secure.kentucky.gov/sos/ftbr/welcome.aspx>.

SPECIAL NOTE FOR PROJECT QUESTIONS DURING ADVERTISEMENT

Questions about projects during the advertisement should be submitted in writing to the Division of Construction Procurement. This may be done by fax (502) 564-7299 or email to kytc.projectquestions@ky.gov. The Department will attempt to answer all submitted questions. The Department reserves the right not to answer if the question is not pertinent or does not aid in clarifying the project intent.

The deadline for posting answers will be 3:00 pm Eastern Daylight Time, the day preceding the Letting. Questions may be submitted until this deadline with the understanding that the later a question is submitted, the less likely an answer will be able to be provided.

The questions and answers will be posted for each Letting under the heading "Questions & Answers" on the Construction Procurement website (www.transportation.ky.gov/contract). The answers provided shall be considered part of this Special Note and, in case of a discrepancy, will govern over all other bidding documents.

HARDWOOD REMOVAL RESTRICTIONS

The US Department of Agriculture has imposed a quarantine in Kentucky and several surrounding states, to prevent the spread of an invasive insect, the emerald ash borer. Hardwood cut in conjunction with the project may not be removed from the state. Chipping or burning on site is the preferred method of disposal.

INSTRUCTIONS FOR EXCESS MATERIAL SITES AND BORROW SITES

Identification of excess material sites and borrow sites shall be the responsibility of the Contractor. The Contractor shall be responsible for compliance with all applicable state and federal laws and may wish to consult with the US Fish and Wildlife Service to seek protection under Section 10 of the Endangered Species Act for these activities.

ACCESS TO RECORDS

The contractor, as defined in KRS 45A.030 (9) agrees that the contracting agency, the Finance and Administration Cabinet, the Auditor of Public Accounts, and the Legislative Research Commission, or their duly authorized representatives, shall have access to any books, documents, papers, records, or other evidence, which are directly pertinent to this contract for the purpose of financial audit or program review. Records and other prequalification information confidentially

disclosed as part of the bid process shall not be deemed as directly pertinent to the contract and shall be exempt from disclosure as provided in KRS 61.878(1)(c). The contractor also recognizes that any books, documents, papers, records, or other evidence, received during a financial audit or program review shall be subject to the Kentucky Open Records Act, KRS 61.870 to 61.884.

In the event of a dispute between the contractor and the contracting agency, Attorney General, or the Auditor of Public Accounts over documents that are eligible for production and review, the Finance and Administration Cabinet shall review the dispute and issue a determination, in accordance with Secretary's Order 11-004.

BUILD AMERICA, BUY AMERICA ACT (BABA)

On November 15, 2021, President Biden signed into law the Infrastructure Investment and Jobs Act (IIJA), Pub. L. No. 117-58, includes the Build America, Buy America Act (“the Act”). Pub. L. No. 117-58, §§70901-52. The Act strengthens the Buy America preference to include “construction materials.” The current temporary waiver for **“construction materials”** will expire on November 10, 2022.

The Act will apply to construction materials as outlined in the guidance issued in OMB [M-22-11](#).

Construction Materials – Includes an article, material, or supply – other than an item of primarily iron or steel; a manufactured product; cement and cementitious materials; aggregates such as stone, sand, or gravel; or aggregate binding agents or additives – that is or consists primarily of:

- Non-ferrous metals
- Plastic/polymer-based products (including polyvinylchloride, composite building materials, and polymers used in fiber optic cables);
- Glass (including optic glass);
- Lumber; or
- Drywall.

Construction Materials only applies to items, materials, and supplies that are consumed in, incorporated into, or affixed to an infrastructure project.

Construction Materials does not apply to tools, equipment or supplies brought to the jobsite and removed before completion.

BOYCOTT PROVISIONS

If applicable, the contractor represents that, pursuant to [KRS 45A.607](#), they are not currently engaged in, and will not for the duration of the contract engage in, the boycott of a person or an entity based in or doing business with a jurisdiction with which Kentucky can enjoy open trade.

Note: The term Boycott does not include actions taken for bona fide business or economic reasons, or actions specifically required by federal or state law.

If applicable, the contractor verifies that, pursuant to KRS 41.480, they do not engage in, and will not for the duration of the contract engage in, in energy company boycotts as defined by KRS 41.472.

LOBBYING PROHIBITIONS

The contractor represents that they, and any subcontractor performing work under the contract, have not violated the agency restrictions contained in [KRS 11A.236](#) during the previous ten (10) years, and pledges to abide by the restrictions set forth in such statute for the duration of the contract awarded.

The contractor further represents that, pursuant to [KRS 45A.328](#), they have not procured an original, subsequent, or similar contract while employing an executive agency lobbyist who was convicted of a crime related to the original, subsequent, or similar contract within five (5) years of the conviction of the lobbyist.

February 1, 2023

SPECIAL NOTE FOR RECIPROCAL PREFERENCE

RECIPROCAL PREFERENCE TO BE GIVEN BY PUBLIC AGENCIES TO RESIDENT BIDDERS

By reference, KRS 45A.490 to 45A.494 are incorporated herein and in compliance regarding the bidders residency. Bidders who want to claim resident bidder status should complete the Affidavit for Claiming Resident Bidder Status along with their bid in the electronic bidding software. Submittal of the Affidavit should be done along the bid in Bid Express.

April 30, 2018

**SPECIAL NOTES
DISTRICT NO. 5
JEFFERSON COUNTY
BRIDGE STEEL REPAIR
232991**

FE02 056 0031 B00136N 08.48

US 31 (Second Street) over Ohio River Kentucky

Geographic Coordinates

Latitude 38° 15' 50.00"

Longitude -85° 45' 06.00"

Description

44' – 6~59' – 52' – 2~91' Steel Girder Spans, 263' – 820' – 500'-500'- 820'- 362' -376'
Main Truss Spans, 97' – 62' – 62' – 62' – 69.5' – 62' Steel Girder Spans.

SPECIAL NOTES FOR BRIDGE STEEL REPAIR

SPECIAL NOTE FOR BRIDGE STEEL REPAIRS

SPECIAL NOTE FOR MAINTAIN AND CONTROL TRAFFIC

SPECIAL NOTE FOR BRIDGE STEEL REPAIR

1. DESCRIPTION. Perform all work in accordance with the Kentucky Transportation Cabinet, Department of Highway's Standard Specifications for Road and Bridge Construction and applicable Supplemental Specifications, the Standard Drawings (Current Editions), this Note, and the attached detailed drawings for Steel Repairs. Section references are to the Standard Specifications. This work consists of the following: (1) Furnish all labor, materials, tools, and equipment, (3) Bridge Handrail Repair, (4) Any other work specified as part of this contract.

2. MATERIALS.

A. Structural Steel.

ASTM Material, A709 Grade 50 Structural Steel Plates and Shapes. Minimum structural steel strength ~ 50,000 psi.

B. Welding.

Welding and weld materials are to be in accordance with the Standard Specifications Sections 106-4, 813-6, 607-2 and 607-9 unless otherwise noted.

C. High Strength Bolts.

All bolted connection shall be ASTM F3125 Round Head Grade A325 the diameter as specified high strength bolts, nuts and washers. Holes shall be the diameter as specified. Furnish type 1 galvanized bolts as described in AASHTO M164.

D. Cleaning and Painting.

See Section 607 of the Standard Specification.

3. CONSTRUCTION.

A. Bridge Handrail Repairs.

Complete these items as specified in this special note and shown in the attached detailed drawings.

B. High Strength Bolts and Anchor Bolts.

Install all high strength bolted field connections using "direct tension indicators" (DTIs) in accordance with the Standard Specifications and ASTM F959. Install DTIs under the bolt head with the bumps facing the underside of the bolt head. Place a hardened washer under the nut tension connection from the nut side. See section 607.03.03 for edge distance. For anchor bolt installation see Section 511 of the Standard Specifications and the attached detailed drawings.

C. Paint.

All existing faying surfaces where new steel is to be installed shall be cleaned and receive the prime coat in accordance with Section 607. Level of cleaning shall be to an SSPC-SP 15 (Commercial Grade Power Tool Cleaning). All Power tools shall be equipped with vacuum shrouds and fitted with HEPA filters at their air exhausts. Maintain and operate all vacuum shrouded power tools to collect generated debris. All new structural steel shall be painted in accordance with Section 607. Necessary touch up/repair of the shop applied prime coat on the new steel may be performed in the field. All items necessary to complete painting as specified in this note shall be considered incidental to unit price bid for Steel Repairs.

The finish coat shall be Cream and will meet the following values.

	L*	a*	b*
Cream	88.41	-0.57	35.02

D. Miscellaneous.

- 1.) Cattle Gates use for temporary railing in span 18 shall be removed and returned KYTC District 5. Contact Johnny Micka at **502-931-5872**. All cost shall be considered incidental to the unit price bid for Steel Repair.
- 2.) Railing components may be removed to replace the specified sidewalk stringers to be replaced. All cost to remove any railing components shall be considered incidental to the unit price bid for Steel Repair.
- 3.) Some railing posts may not need to be replaced once the sidewalk stringer are replaced. These posts may be reused as determined by the Engineer.
- 4.) All items needed to compete installation (bolts, nuts, DTIs, brackets, etc. shall be considered incidental to the unit price bid for Steel Repair.

E. Verifying Field Conditions.

The Contractor shall field verify all plate and shape dimensions, bolt patterns and locations before ordering any material. New material that is unsuitable due to variation in existing structure shall be replaced at the Contractors expense.

F. Damage to the structure.

The Contractor shall bear all responsibility and expense for any and all damage to the structure during the repair work, even to the removal and replacement of a fallen span, should the fallen span result from the Contractors actions.

4. MEASUREMENT.

A. Steel Repair. The Department will measure the quantity “Each” for each steel repair type.

5. PAYMENT.

A. Steel Repair (24879EC). Payment at the contract unit price “Each” is full compensation replacing specified existing materials, furnishing and installing all material as specified.

SPECIAL NOTE FOR MAINTAIN AND CONTROL TRAFFIC

All lane closures on this project shall be in accordance with Kentucky Department of Highways Standard Drawings **No. TTC-115 and the FHWA Manual for Uniform Traffic Control Devices (current editions) unless otherwise specified.** Lane closures should be used only when absolutely necessary and kept to the shortest duration possible in order to minimize disruption to the traveling public. The contractor must submit a traffic control plan for review and approval by the KYTC Engineer.

1. EMERGENCY REPAIRS AND COORDINATION WITH OTHER CONTRACTS.

In the event it becomes necessary to make emergency repairs at this project by state forces or by other outside contractors, the (painting) contractor agrees to alter his work pattern as directed by the engineer so as not to interfere with the emergency work. The contractor shall be required to coordinate his efforts with those of any other contractor in the construction area.

2. TRAFFIC CONTROL DEVICES

The contractor will be required to furnish all traffic control devices whenever his operations endanger or interfere with vehicular traffic as determined by the engineer. The contractor shall furnish any additional traffic control devices necessary to protect traffic and his workmen. Any costs associated with the added traffic control devices (including arrow boards) shall be incidental to the contract lump sum amount for "maintain and control traffic." Placement of all devices for lane closures shall start and proceed in the direction of flow of traffic. Removal of devices shall start at the end of the construction area and proceed toward oncoming traffic. The contractor shall provide for the installation of all necessary traffic control devices before beginning work and their immediate removal as soon as work is suspended or completed. During the fully operational periods, when no lane closures are permitted, all equipment shall be totally removed from the job site. Traffic control signs shall be removed or covered (if left in a curb lane).

3. VEHICLES

The contractor's vehicles shall always move with and not across or against the flow of traffic. Vehicles shall enter or leave work areas in a manner that will not be hazardous to or interfere with normal roadway traffic. Vehicles shall not park or stop except within designated work areas.

Personal vehicles will not be permitted to park within the state right-of-way. The contractor's vehicles will be prohibited from crossing the roadway and all pedestrian movement of the contractor's personnel on the roadway will be limited to within the closed work areas.

4. TRUCK MOUNTED ATTENUATOR

Any lane or shoulder closure will include the use of a Truck Mounted Attenuator placed between oncoming traffic and equipment or vehicles.

5. NARRATIVE.

Single lane and sidewalk closures will be permitted to complete the specified work. Lane and sidewalk closures must be removed when not working. Temporary safety bridge railing shall be installed to protect pedestrian traffic should any portion of the existing bridge handrail that has been removed and not repaired/replaced before the sidewalk closure is restored.

Only one single will be permitted at a time.

Single Lane Closures Times:

Monday – Friday: 8 AM – 4 PM

Weekends: No time restrictions.

6. MEASUREMENT.

A. Maintain and Control Traffic: The Department will measure the quantity as “Lump Sum”.

7. PAYMENT.

A. Maintain and Control Traffic (02650): Payment of the contract lump sum amount for "maintain and control traffic" shall be full compensation for all items necessary to maintain and control traffic as specified for this project. All traffic control items shall remain the property of the contractor when the work is complete.



Replace Rail Brackets

BRIDGE HANDRAIL REPAIRS

(Abutment 1, Downstream Side)



Replace Pickets (6)

BRIDGE HANDRAIL REPAIRS

(Span 19 Upstream Side)



Replace Pickets (3)

BRIDGE HANDRAIL REPAIRS

(Span 7, Downstream Side)



Replace Picket (1)

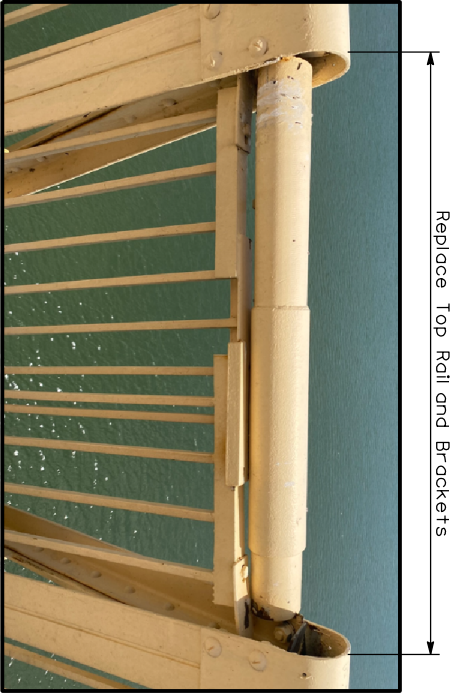
BRIDGE HANDRAIL REPAIRS

(Span 16, Downstream Side)

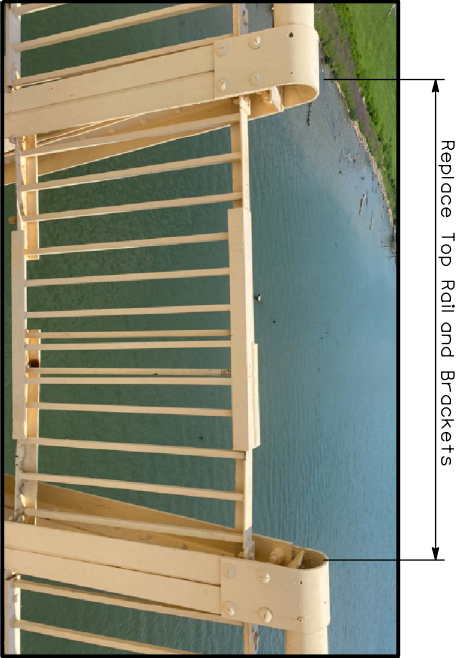
Note: See Special Notes

BRIDGE NO.
056B00136N

Commonwealth of Kentucky
DEPARTMENT OF HIGHWAYS
JEFFERSON COUNTY
BRIDGE HANDRAIL REPAIR
Prepared by
Division of Maintenance
Bridge Preservation Branch



BRIDGE HANDRAIL REPAIRS
(Pier 4, Downstream Side)



BRIDGE HANDRAIL REPAIRS
(Pier 7, Upstream Side)

Commonwealth of Kentucky	JEFFERSON	BRIDGE HANDRAIL REPAIR	Prepared by	Division of Maintenance	Bridge Preservation Branch
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Note: See Special Notes

BRIDGE NO.
056B00136N

JEFFERSON
COUNTY
DEPARTMENT OF HIGHWAYS


BRIDGE HANDRAIL REPAIR
PREPARED BY

Division of Maintenance
Bridge Preservation Branch

BRIDGE NO.
056B00136N

Note: See Special Notes

BRIDGE HANDRAIL REPAIRS
(Span 18, Upstream Side)



Commonwealth of Kentucky	JEFFERSON	BRIDGE HANDRAIL REPAIR	Division of Maintenance	Bridge Preservation Branch
DEPARTMENT OF HIGHWAYS	County		Prepared By	



BRIDGE HANDRAIL REPAIRS
(Span 20, Downstream Side)

Note: See Special Notes

BRIDGE NO.
056B00136N



Replace Railing Panel

BRIDGE HANDRAIL REPAIRS

(Span 20, Upstream Side)



Replace Railing Panel

BRIDGE HANDRAIL REPAIRS

(Span 26, Upstream Side)



Replace Railing Panel

BRIDGE HANDRAIL REPAIRS

(Span 27, Downstream Side)



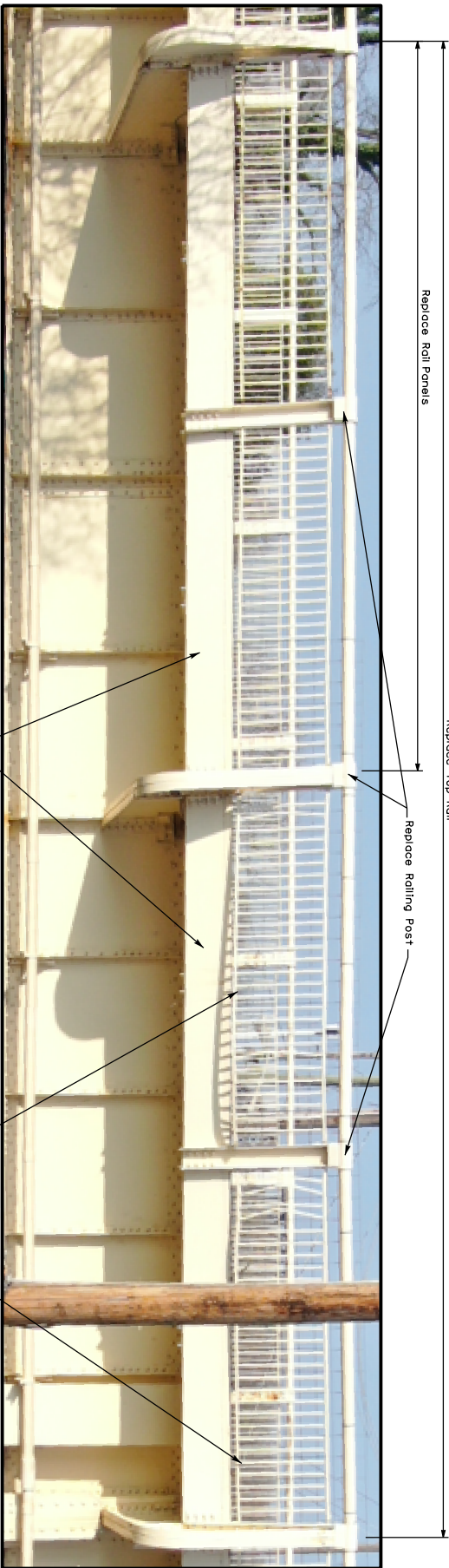
Replace Railing Panel

BRIDGE HANDRAIL REPAIRS

(Span 26, Downstream Side)

Note: See Special Notes

BRIDGE NO.
056B00136N



BRIDGE HANDRAIL REPAIRS

(Span 27, Upstream Side



BRIDGE HANDRAIL REPAIRS

(Span 27 & 28, Downstream Side)

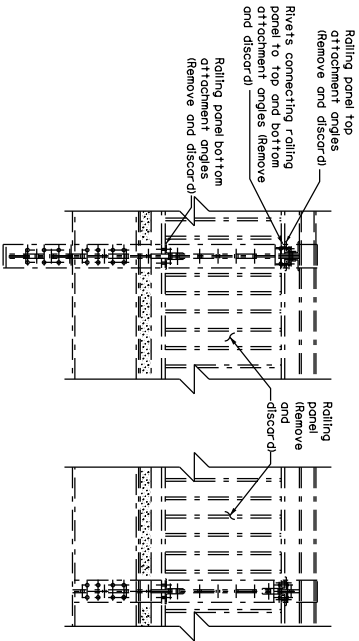
Note: See Special Notes

BRIDGE NO.
056B00136N

DEPARTMENT OF HIGHWAYS
COUNTY
JEFFERSON
BRIDGE HANDRAIL REPAIR
PREPARED BY
Division of Maintenance
Bridge Preservation Branch

Division of Maintenance
Bridge Preservation Branch

		Span 7		Span 16-9-10		Span 18-35-37		Pier 4		Span 19-56-57		Span 20-66-67		Span 20-78-79		Pier 7		Span 26		Spans 27-28	
		Upstream	Downstream	Upstream	Downstream	Upstream	Downstream	Upstream	Downstream	Upstream	Downstream	Upstream	Downstream	Upstream	Downstream	Upstream	Downstream	Upstream	Downstream	Upstream	Downstream
MAINTAIN & CONTROL TRAFFIC																					
STEEL REPAIR TOP RAIL REPLACEMENT																					
STEEL REPAIR RAILING PANEL REPLACEMENT						2		1						1				2		2	
STEEL REPAIR RAILING PANEL CONNECTION REPLACEMENT						2								3				1		2	
STEEL REPAIR RAILING POST REPLACEMENT						7								2				1		4	
STEEL REPAIR SIDEWALK FASCIA STRINGER REPLACEMENT																		1		2	
STEEL REPAIR PICKET REPLACEMENT																				2	
																					10



Rolling posts at floorbeams

Intermediate rolling posts

RAILING PANEL REMOVAL

(Existing)

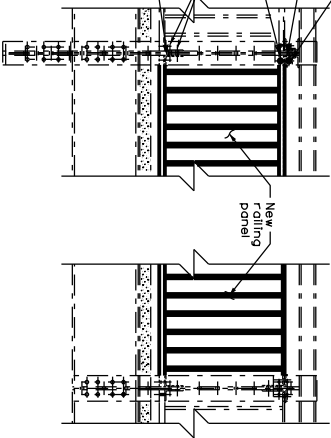
Install $\frac{1}{2}$ " dia. round head A325 bolts in roll-on of floorbeams and $\frac{1}{2}$ " dia. round head A325 bolts at intermediate posts

Install $1\frac{1}{2} \times 3 \times \frac{3}{8}$ " top connection angles 2' long each end of panel

Install $\frac{1}{2}$ " dia. A325 bolts in horizontal leg of top and bottom connection angles

Install $\frac{1}{2}$ " dia. A325 bolts in vertical legs of top and bottom connection angles.

Install $1\frac{1}{2} \times 3 \times \frac{3}{8}$ " bottom connection angles 2' long each end of panel



Rolling posts at floorbeams

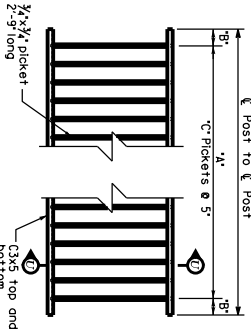
Intermediate rolling posts

BRIDGE HANDRAIL REPAIRS

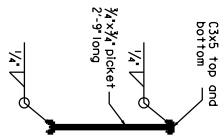
(Proposed)

RAILING PANEL DIMENSIONS			
SPAN	PANEL LENGTH	A	B
20	12'-6 1/2"	11'-8"	5'-2"
26	11'-5 1/2"	10'-5"	5'-2"
28	12'-1 1/2"	11'-3"	5'-2"

REPLACEMENT RAILING PANEL



SECTION U-U



NOTES:

- 1) The conditions depicted represent typical details from the original construction. Many of the existing conditions have been verified by inspection. The contractor is responsible for verifying current conditions repair location. No materials shall be ordered or pieces fabricated until dimensions and conditions are field verified.
- 2) The contractor is responsible for ensuring the bottom rolling post channel a sufficient distance to properly weld the pickets to the underside of the channel web.

Note: See Special Notes

BRIDGE NO.
056B00136N

Commonwealth of Kentucky

DEPARTMENT OF HIGHWAYS

JEFFERSON

BRIDGE HANDRAIL REPAIR

PREPARED BY

Division of Maintenance

Bridge Preservation Branch

PART II

SPECIFICATIONS AND STANDARD DRAWINGS

STANDARD SPECIFICATIONS

Any reference in the plans or proposal to previous editions of the *Standard Specifications for Road and Bridge Construction* and *Standard Drawings* are superseded by *Standard Specifications for Road and Bridge Construction, Edition of 2019* and *Standard Drawings, Edition of 2020*.

SUPPLEMENTAL SPECIFICATIONS

The contractor shall use the Supplemental Specifications that are effective at the time of letting. The Supplemental Specifications can be found at the following link:
<http://transportation.ky.gov/Construction/Pages/Kentucky-Standard-Specifications.aspx>

SPECIAL NOTES
DISTRICT NO. 5
JEFFERSON COUNTY
BRIDGE STEEL REPAIRS
232991

TRAFFIC
~ *TEMPORARY* ~
TRAFFIC CONTROL

LANE CLOSURE MULTI-LANE CASE I

TTC-115 C.E.

PART III

EMPLOYMENT, WAGE AND RECORD REQUIREMENTS

**TRANSPORTATION CABINET
DEPARTMENT OF HIGHWAYS**

**LABOR AND WAGE REQUIREMENTS
APPLICABLE TO OTHER THAN FEDERAL-AID SYSTEM PROJECTS**

- I. Application
- II. Nondiscrimination of Employees (KRS 344)

I. APPLICATION

1. These contract provisions shall apply to all work performed on the contract by the contractor with his own organization and with the assistance of workmen under his immediate superintendence and to all work performed on the contract by piecework, station work or by subcontract. The contractor's organization shall be construed to include only workmen employed and paid directly by the contractor and equipment owned or rented by him, with or without operators.

2. The contractor shall insert in each of his subcontracts all of the stipulations contained in these Required Provisions and such other stipulations as may be required.

3. A breach of any of the stipulations contained in these Required Provisions may be grounds for termination of the contract.

3. If the contractor is in control of apprenticeship or other training or retraining, including on-the-job training programs, he shall not discriminate against an individual because of his race, color, religion, national origin, sex, disability or age forty (40) and over, in admission to, or employment in any program established to provide apprenticeship or other training.

4. The contractor will send to each labor union or representative of workers with which he has a collective bargaining agreement or other contract or understanding, a notice to be provided advising the said labor union or workers' representative of the contractor's commitments under this section, and shall post copies of the notice in conspicuous places available to employees and applicants for employment. The contractor will take such action with respect to any subcontract or purchase order as the administering agency may direct as a means of enforcing such provisions, including sanctions for non-compliance.

Revised: January 25, 2017

II. NONDISCRIMINATION OF EMPLOYEES

**AN ACT OF THE KENTUCKY
GENERAL ASSEMBLY TO PREVENT
DISCRIMINATION IN EMPLOYMENT
KRS CHAPTER 344
EFFECTIVE JUNE 16, 1972**

The contract on this project, in accordance with KRS Chapter 344, provides that during the performance of this contract, the contractor agrees as follows:

1. The contractor shall not fail or refuse to hire, or shall not discharge any individual, or otherwise discriminate against an individual with respect to his compensation, terms, conditions, or privileges of employment, because of such individual's race, color, religion, national origin, sex, disability or age (forty and above); or limit, segregate, or classify his employees in any way which would deprive or tend to deprive an individual of employment opportunities or otherwise adversely affect his status as an employee, because of such individual's race, color, religion, national origin, sex, disability or age forty (40) and over. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided setting forth the provisions of this nondiscrimination clause.

2. The contractor shall not print or publish or cause to be printed or published a notice or advertisement relating to employment by such an employer or membership in or any classification or referral for employment by the employment agency, indicating any preference, limitation, specification, or discrimination, based on race, color, religion, national origin, sex, or age forty (40) and over, or because the person is a qualified individual with a disability, except that such a notice or advertisement may indicate a preference, limitation, or specification based on religion, national origin, sex, or age forty (40) and over, or because the person is a qualified individual with a disability, when religion, national origin, sex, or age forty (40) and over, or because the person is a qualified individual with a disability, is a bona fide occupational qualification for employment.

EXECUTIVE BRANCH CODE OF ETHICS

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

KRS 11A.040 (7) provides:

No present or former public servant shall, within six (6) months following termination of his office or employment, accept employment, compensation, or other economic benefit from any person or business that contracts or does business with, or is regulated by, the state in matters in which he was directly involved during the last thirty-six (36) months of his tenure. This provision shall not prohibit an individual from returning to the same business, firm, occupation, or profession in which he was involved prior to taking office or beginning his term of employment, or for which he received, prior to his state employment, a professional degree or license, provided that, for a period of six (6) months, he personally refrains from working on any matter in which he was directly involved during the last thirty-six (36) months of his tenure in state government. This subsection shall not prohibit the performance of ministerial functions, including but not limited to filing tax returns, filing applications for permits or licenses, or filing incorporation papers, nor shall it prohibit the former officer or public servant from receiving public funds disbursed through entitlement programs.

KRS 11A.040 (9) states:

A former public servant shall not represent a person or business before a state agency in a matter in which the former public servant was directly involved during the last thirty-six (36) months of his tenure, for a period of one (1) year after the latter of:

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

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

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

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

In case of doubt, the law permits you to request an advisory opinion from the Executive Branch Ethics Commission, 1025 Capital Center Drive, Suite 104, Frankfort, Kentucky 40601; telephone (502) 564-7954.

Revised: May 23, 2022

Kentucky Equal Employment Opportunity Act of 1978

The requirements of the Kentucky Equal Employment Opportunity Act of 1978 (KRS 45.560-45.640) shall apply to this Contract. The apparent low Bidder will be required to submit EEO forms to the Division of Construction Procurement, which will then forward to the Finance and Administration Cabinet for review and approval. No award will become effective until all forms are submitted and EEO/CC has certified compliance. The required EEO forms are as follows:

- EEO-1: Employer Information Report
- Affidavit of Intent to Comply
- Employee Data Sheet
- Subcontractor Report

These forms are available on the Finance and Administration's web page under ***Vendor Information, Standard Attachments and General Terms*** at the following address:
<https://www.eProcurement.ky.gov>.

Bidders currently certified as being in compliance by the Finance and Administration Cabinet may submit a copy of their approval letter in lieu of the referenced EEO forms.

For questions or assistance please contact the Finance and Administration Cabinet by email at **finance.contractcompliance@ky.gov** or by phone at 502-564-2874.

EMPLOYEE RIGHTS UNDER THE FAIR LABOR STANDARDS ACT

THE UNITED STATES DEPARTMENT OF LABOR WAGE AND HOUR DIVISION

FEDERAL MINIMUM WAGE

\$7.25 PER HOUR

BEGINNING JULY 24, 2009

OVERTIME PAY

At least 1½ times your regular rate of pay for all hours worked over 40 in a workweek.

CHILD LABOR

An employee must be at least **16** years old to work in most non-farm jobs and at least **18** to work in non-farm jobs declared hazardous by the Secretary of Labor.

Youths **14** and **15** years old may work outside school hours in various non-manufacturing, non-mining, non-hazardous jobs under the following conditions:

No more than

- **3** hours on a school day or **18** hours in a school week;
- **8** hours on a non-school day or **40** hours in a non-school week.

Also, work may not begin before **7 a.m.** or end after **7 p.m.**, except from June 1 through Labor Day, when evening hours are extended to **9 p.m.** Different rules apply in agricultural employment.

TIP CREDIT

Employers of “tipped employees” must pay a cash wage of at least \$2.13 per hour if they claim a tip credit against their minimum wage obligation. If an employee’s tips combined with the employer’s cash wage of at least \$2.13 per hour do not equal the minimum hourly wage, the employer must make up the difference. Certain other conditions must also be met.

ENFORCEMENT

The Department of Labor may recover back wages either administratively or through court action, for the employees that have been underpaid in violation of the law. Violations may result in civil or criminal action.

Employers may be assessed civil money penalties of up to \$1,100 for each willful or repeated violation of the minimum wage or overtime pay provisions of the law and up to \$11,000 for each employee who is the subject of a violation of the Act’s child labor provisions. In addition, a civil money penalty of up to \$50,000 may be assessed for each child labor violation that causes the death or serious injury of any minor employee, and such assessments may be doubled, up to \$100,000, when the violations are determined to be willful or repeated. The law also prohibits discriminating against or discharging workers who file a complaint or participate in any proceeding under the Act.

ADDITIONAL INFORMATION

- Certain occupations and establishments are exempt from the minimum wage and/or overtime pay provisions.
- Special provisions apply to workers in American Samoa and the Commonwealth of the Northern Mariana Islands.
- Some state laws provide greater employee protections; employers must comply with both.
- The law requires employers to display this poster where employees can readily see it.
- Employees under 20 years of age may be paid \$4.25 per hour during their first 90 consecutive calendar days of employment with an employer.
- Certain full-time students, student learners, apprentices, and workers with disabilities may be paid less than the minimum wage under special certificates issued by the Department of Labor.

For additional information:



1-866-4-USWAGE

(1-866-487-9243)

TTY: 1-877-889-5627



WWW.WAGEHOUR.DOL.GOV

PART IV

INSURANCE

Refer to
Kentucky Standard Specifications for Road and Bridge Construction,
current edition

PART V

BID ITEMS

Section: 0001 - BRIDGES

LINE	BID CODE	ALT	DESCRIPTION	QUANTITY	UNIT	UNIT PRIC	FP	AMOUNT
0010	02650		MAINTAIN & CONTROL TRAFFIC 056B00136N	1.00	LS		\$	
0020	24879EC		STEEL REPAIR PICKET REPLACEMENT	10.00	EACH		\$	
0030	24879EC		STEEL REPAIR RAILING PANEL CONNECTION REPLACEMENT	2.00	EACH		\$	
0040	24879EC		STEEL REPAIR RAILING PANEL REPLACEMENT	11.00	EACH		\$	
0050	24879EC		STEEL REPAIR RAILING POST REPLACEMENT	16.00	EACH		\$	
0060	24879EC		STEEL REPAIR SIDEWALK FASCIA STRINGER REPLACEMENT	7.00	EACH		\$	
0070	24879EC		STEEL REPAIR TOP RAIL REPLACEMENT	11.00	EACH		\$	

Section: 0002 - DEMOB

LINE	BID CODE	ALT	DESCRIPTION	QUANTITY	UNIT	UNIT PRIC	FP	AMOUNT
0080	02569		DEMOBILIZATION	1.00	LS		\$	