



CALL NO. 335

CONTRACT ID. 232970

MCLEAN COUNTY

FED/STATE PROJECT NUMBER FE02 075 0431 B00018N 05.25

DESCRIPTION ISLAND - LIVERMORE ROAD (US 431)

WORK TYPE BRIDGE REPAIRS

PRIMARY COMPLETION DATE 7/31/2023

LETTING DATE: January 26,2023

Sealed Bids will be received electronically through the Bid Express bidding service until 10:00 AM EASTERN STANDARD TIME January 26,2023. Bids will be publicly announced at 10:00 AM EASTERN STANDARD 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 - 02

CONTRACT ID - 232970

FE02 075 0431 B00018N 05.25

COUNTY - MCLEAN

PCN - MB07504312301

FE02 075 0431 B00018N 05.25

ISLAND - LIVERMORE ROAD (US 431) BRIDGE 075B00018N OVER GREEN RIVER AND ROUGH RIVER AT MP
05.25BRIDGE REPAIRS

GEOGRAPHIC COORDINATES LATITUDE 37:29:03.00 LONGITUDE 87:08:05.00

ADT

COMPLETION DATE(S):

COMPLETED BY 07/31/2023

APPLIES TO ENTIRE CONTRACT

30 CALENDAR Days

APPLIES TO 075B00018N

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.

October 14, 2022

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. 2
BRIDGE REPAIRS
McLEAN COUNTY
CID 232970**

FE02 075 0431 B00018N 05.25

McLean County ~ US 431 over Green River and Rough River

Geographic Coordinates

Latitude – 37° 29' 03.00'' (37.4842)

Longitude – 087° 08' 05.00'' (-87.1348)

Description

7~56 ft Rolled Beam Spans, 2~150 ft Deck Truss Spans, 1~320 ft Through Truss Span,
1~150 ft Deck Truss Span, 87 ft-130 ft-82 ft Continuous Girder Spans, 3~56 ft Rolled
Beam Spans, Drawing Nos. 07246 and 22933.

SPECIAL NOTES FOR BRIDGE BEARING REPAIR

SPECIAL NOTE FOR BEARING REPAIR

SPECIAL NOTE FOR CONTRACT COMPLETION DATE AND PENALTIES ON
BRIDGE REPAIR CONTRACTS

SPECIAL NOTE FOR MAINTAINING AND CONTROLLING TRAFFIC

SPECIAL NOTE FOR BEARING 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, (2) Steel Repair (3) 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. High Strength Bolts

All bolted connection shall be 3/4" diameter High Strength bolts conforming to F3125 Grade A325. Use High strength nuts, DTI's, and washers. All holes to be drilled 13/16" diameter. Galvanize all fasteners.

C. Expansion Anchors

Expansion anchors shall be 3/4" diameter HILTI KWIK Bolt 3 SS or equal with a working shear capacity of 5.5 K minimum.

D. Cleaning and Painting

See Section 607 or ASTM A123 for Galvanize.

3. CONSTRUCTION.

A. Bearing Retrofit

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

B. High Strength 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. Anchor Bolts.

See attached detailed drawings.

D. Jack and Support

Jack and support the rocker bents under full dead and HS25 live load while replacing the pin and making the bearing repair. A jacking plan must be submitted to the Engineer for approval. The plan is to be signed and stamped by a professional engineer licensed to practice in Kentucky. The jack must have the capacity to carry 150% of the dead and live loads as calculated by the contractor's engineer. Any wind bracing required shall be included in the jack and support plan and be considered incidental to unit price bid for Jack and Support Bridge Span. Repair any damage caused by the jacking operations to the satisfaction of the Engineer.

E. Paint.

Existing Steel ~ All existing faying surfaces where new steel is to be installed shall be cleaned and receive the prime coat as specified in 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.

New Steel ~ All new structural steel shall receive shop surface preparation and shop applied prime coating as specified. Faying surfaces shall receive only the prime coat specified. Necessary touch up/repair of the shop applied prime coat on the new steel may be performed in the field. Finish coatings shall be field applied as specified. Necessary touch up/repair of the shop applied prime coat on the new steel may be performed in the field. All finish coatings shall be field applied. In leu of panting all new steel may be galvanized.

All items necessary to complete painting as specified in this note shall be considered incidental to unit price bid for "Bearing Repair".

F. Verifying Field Conditions

Contractor shall field measure existing to match hole spacings and ensure plate sizes shown are correct. No payment shall be made for materials ordered or cut to match the dimensions shown that will not fit. All plates shall be field measured to ensure proper fit. Change dimensions as necessary to match existing conditions.

G. 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. Bearing Repair. The Department will measure the quantity for "Each" steel repair.

B. Jack and Support Bridge Span. The Department will measure the quantity as "Lump Sum" for Jack and Support Bridge Span.

5. PAYMENT.

A. Bearing Repair (23853EC). Payment at the contract unit price for "Each" is full compensation for furnishing and installing all material as specified.

B. Jack and Support Bridge Span (08435). Payment at the contact "Lump Sum" includes all items necessary to jack and support bridge span as specified.

**SPECIAL NOTE FOR CONTRACT COMPLETION DATE AND
PENALTIES ON BRIDGE REPAIR CONTRACTS**

- 1. COMPLETION DATE.** The Contractor has the option of selecting the starting date for this Contract. Once selected, notify the Department in writing of the date selected at least two weeks prior to beginning work. All work is to be completed by the date listed below. An allotted number of Calendar days are assigned to each structure in this contract as shown below.

<u>STRUCTURE</u>	<u>NO. OF CALENDAR DAYS</u>	<u>COMPLETION DATE</u>
075B00018N	30	July 31, 2023

Contrary to Section 108.07.03, the Engineer will begin charging calendar days for a structure on the day the Contractor starts work or sets up traffic control on that particular structure. A **penalty of \$500.00 per day** will be assessed when the allotted number of calendar days is exceeded for each structure.

All construction must be completed in accordance with the weather limitations specified in Section 606 and/or Section 601 as applicable. No extension of Contract time will be granted due to inclement weather or temperature limitations that occur due to starting work on the Contract or a structure late in the construction season.

SPECIAL NOTE FOR TRAFFIC CONTROL ON BRIDGE REPAIR CONTRACTS

1. TRAFFIC CONTROL GENERAL

Except as provided herein, traffic shall be maintained in accordance with the Standard Specifications (current edition), Section 112. Except for the roadway and traffic control bid items listed, all items of work necessary to maintain and control traffic will be paid at the lump sum bid price to "Maintain and Control Traffic". Contrary to Section 106.01, traffic control devices used on this project may be new or used in new condition, at the beginning of the work and maintained in like new condition until completion of the work.

2. TRAFFIC COORDINATOR

Furnish a Traffic Coordinator as per Section 112. The Traffic Coordinator shall inspect the project maintenance of traffic, at least three times daily, or as directed by the Engineer, during the Contractor's operations and at any time a lane closure is in place. The personnel shall have access on the project to a radio or telephone to be used in case of emergencies or accidents. The Traffic Coordinator shall report all incidents throughout the work zone to the Engineer on the project. The Contractor shall furnish the name and telephone number where the Traffic Coordinator can be contacted at all times.

3. SIGNS

Contrary to Section 112.04.02, only long-term signs (sign intended to be continuously in place for more than 3 days) will be measured for payment; short term signs (signs intended to be left in place for 3 days or less) will not be measured for payment but will be incidental to Maintain and Control Traffic.

The contractor is to install warning signs for wide loads in advance of the bridge under the direction of the Engineer. The Department will not measure installation, maintenance, or removal for payment, and will consider these incidentals to Maintain and Control Traffic.

4. TEMPORARY PAVEMENT STRIPING

Skip lines and/or solid lines through the length of the tapers for lane closures and other striping as directed by the Engineer shall be temporarily covered with 6" black removable tape. Permanent removal of all other pavement striping for traffic control shall be considered incidental to Maintain and Control Traffic. Temporary pavement striping shall be paid only once per course in accordance with Section 112.04.07. The Contractor shall replace any temporary striping that becomes damaged or fails to adhere to the pavement before dark on the day of the notification. **A penalty of \$500.00 per day will be assessed** for failing to replace temporary striping within this time limit.

5. PROJECT PHASING & CONSTRUCTION PROCEDURES

One lane of traffic shall be maintained on each bridge in accordance with Standard Drawing No. TTC-100 and TTC-110 C.E. The minimum clear lane width required is as follows:

<u>Structure</u>	<u>Clear Lane Width</u>
075B00018N	12'-0"

6. TEMPORARY SIGNAL

Provide, install, and maintain a temporary traffic signal as specified below. The Contractor must provide a 24-hour contact person and number available to maintain the temporary signals as needed.

Structure
075B00018N

Signal
2 Phase

7. MEASUREMENT.

Temporary Signs:

The Cabinet will measure this item by "Square Feet".

Maintain and Control Traffic:

The Cabinet will measure this item by "Lump Sum".

Lane Closure, and Temp Signal 2 Phase:

The Cabinet will measure this item by "Each".

Pave Striping-Temp Rem Tape-B, W, and Y:

The Department will measure the quantity in "Linear Feet".

8. PAYMENT.

Temporary Signs (02562)

Payment at the contract unit price for "Square Feet" is full compensation for all items to complete this work as specified.

Maintain and Control Traffic (02650):

Payment at the contract unit price for "Lump Sum" is full compensation for all items to complete this work as specified.

Lane Closure (02653) and Temp Signal 2 Phase (04933):

Payment at the contract unit price "Each" is full compensation for all items to complete this work as specified.

Pave Striping-Temp Rem Tape-B (06549), W (06550), and Y (06551):

Payment at the contract unit price "Lineal Feet" is full compensation for all items to complete this work as specified.



Andy Beshear
GOVERNOR

TRANSPORTATION CABINET

200 Mero Street
Frankfort, Kentucky 406 01

Jim Gray
SECRETARY

Asbestos Inspection Survey

To: Tom Mathews

District: Central Office

Date: December 19, 2022

Conducted By: O'Dail Lawson

Report Prepared By: O'Dail Lawson

Project and Structure Identification

Project Number: CID 232970

Structure ID: 075B00018N

Structure Location: US 431 over Green River and Rough River

Sample Description: Any suspect materials collected were negative for asbestos.

Inspection Date: December 13, 2022

Results and Recommendations

The results of the samples collected were negative for the presence of asbestos above 1%.
No abatement is required at this time.

It is recommended that this report accompany the 10-Day Notice of Intent for Demolition ([Notification Form DEP 7036](#)) which is to be submitted to the Kentucky Division of Air Quality prior to abatement, demolition, or renovation of any building or structure in the Commonwealth.

MRS, Inc. Analytical Laboratory Division

(502) 495-1212
Fax: (502) 491-7111

BULK SAMPLE ASBESTOS ANALYSIS

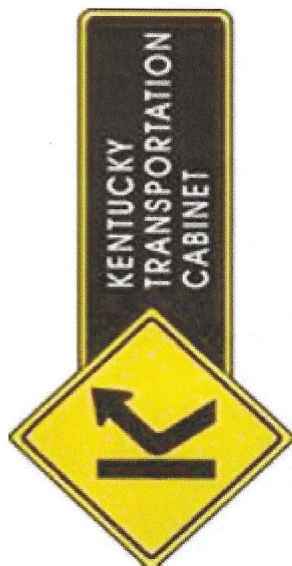
Analysis N#	# 3212173	Address:	McClean - 075B00018N
Client Name:	K Y T C		
Sampled By:	O'Dail Lawson		

[illegible]

Reviewed By: Wintezars Menzaf
Signature

The test relates only to the items tested. This report does not represent endorsement by NVLAP or any agency of the U.S. Government. Partial Reproduction of any part of this report is strictly prohibited. Samples shall be retained for (30) days.

AJHA #1 02459



Chain of Custody Record

Kentucky Transportation Cabinet

200 Mero Street, 5th Floor West

Frankfort, Kentucky 40622

(502) 564-7250 fax (502) 564-5655

O'Dail Lawson o'dail.lawson@ky.gov

KYTC

Address: 200 Mero Street

Frankfort KY

Phone: 502-782-5020 Fax: 502-564-5655

.....

Client Information

Results Code:

ND = None Detected

ETD = Filter Tampering or Damaged

N/A = Not Applicable

KEY TRANSPORTATION CABINET

Results Code:

ND = None Detected

ETD = Filter Tampering or Damaged

N/A = Not Applicable

Samplers (signature):

Project or Subject Reference

McLean 075B 00018N

U.S. 431 over Green & Rough River.

Deen Run

[illegible]

Relinquished By:

Date/Time:

Received By:

Date/Time:

Relinquished By:

Date/Time:

Received at Lab By:

Date/Time:

KYTC COC.xl/sx

Page 1

ENVIRONMENTAL TRAINING CONCEPTS, INC

P.O Box 99603 Louisville, KY 40269
(502)640-2951

Certification Number: ETC-AIR-031522-00137

O'Dail Lawson

has on 03-15-2022, attended and successfully completed the requirements and passed the examination with a score of 70% of better on the entitled course.

ASBESTOS INSPECTOR REFRESHER

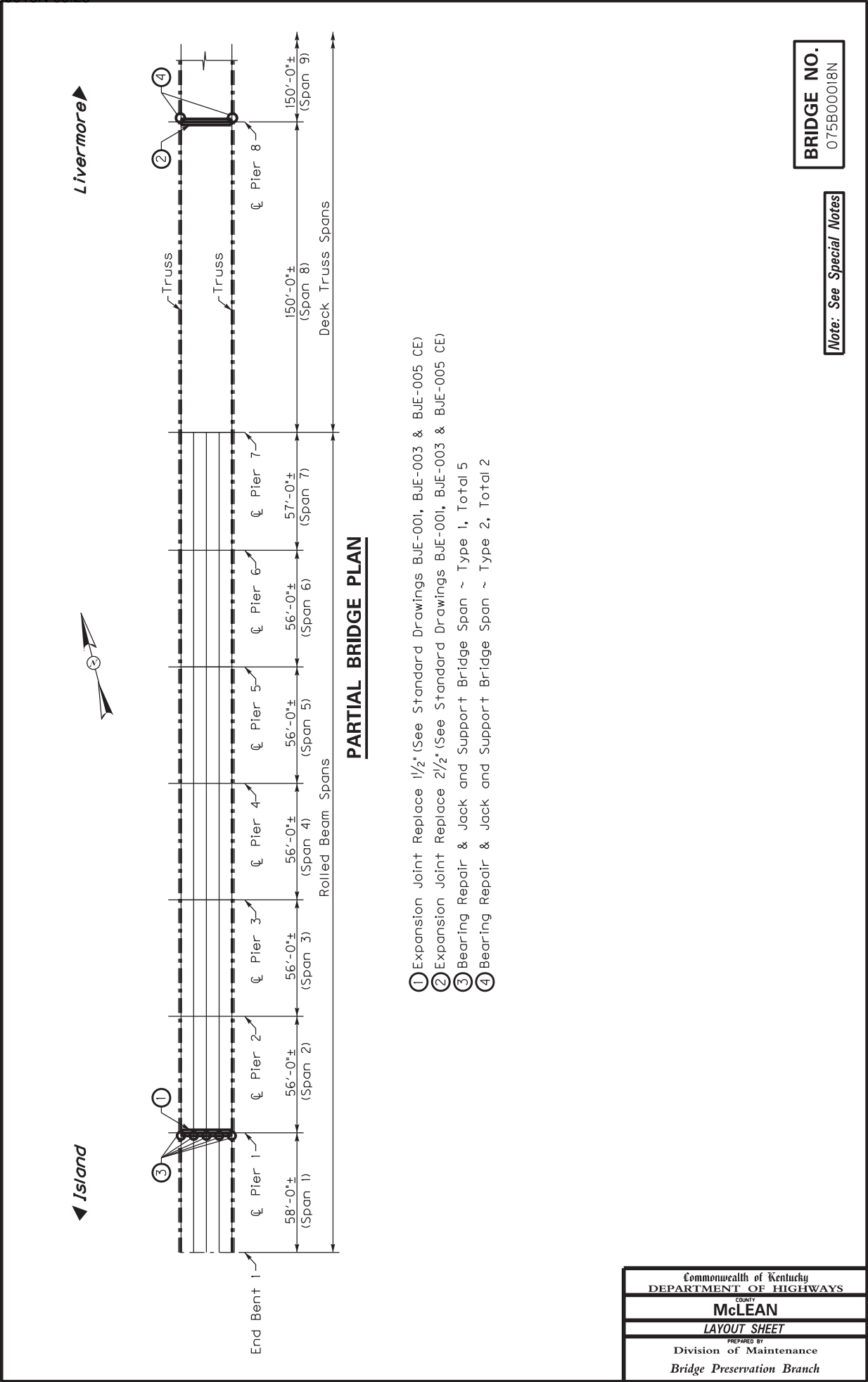
Training was in accordance with 40 CFR Part 763 (AHERA) approved by the Commonwealth of Kentucky, the Indiana Department of Environmental Management, Tennessee Department of Environment & Conservation and The Arkansas Department of Environmental Quality. The above student received requisite training for Asbestos Accreditation under Title II of the Toxic Substance Act (TSCA).

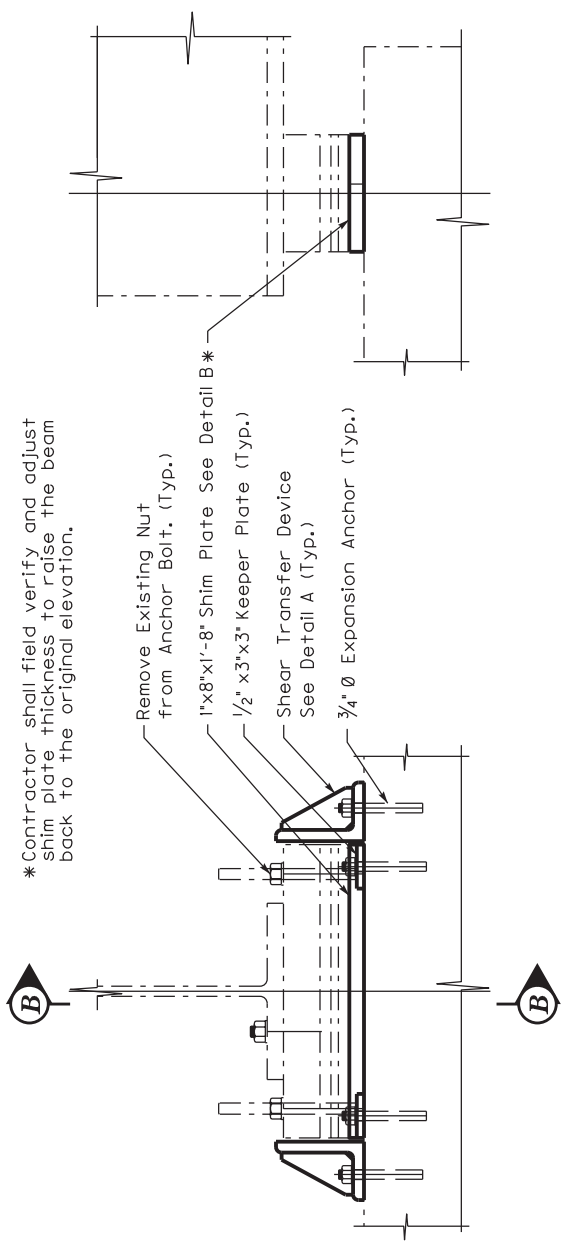
Conducted at: 1220 KY Mills Drive, Louisville, KY

Expiration Date: 03-15-2023

Name - Training Manager

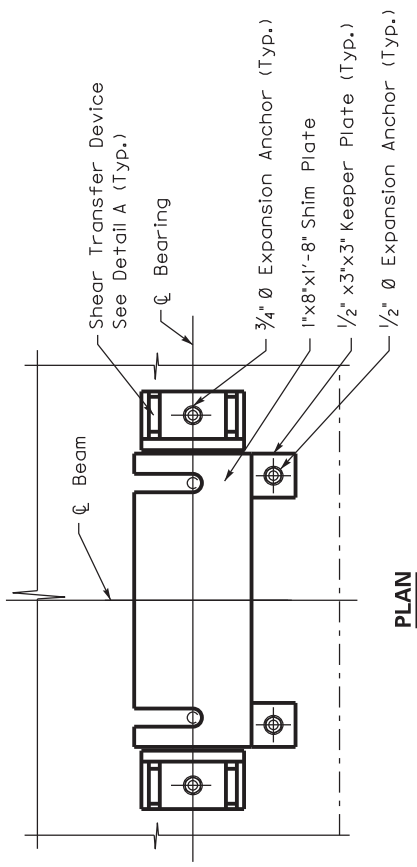
Name - Instructor





FRONT ELEVATION

SECTION B-B



PLAN

Note: Jack and support bridge span to install the shim plate, keeper plates and shear transfer devices. Remove jack(s) after all items are installed.

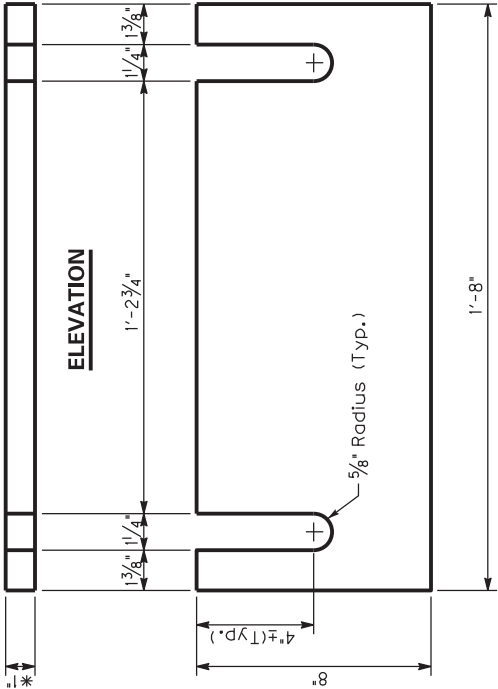
BEARING REPAIR ~ TYPE 1

BRIDGE NO.
075B00018N

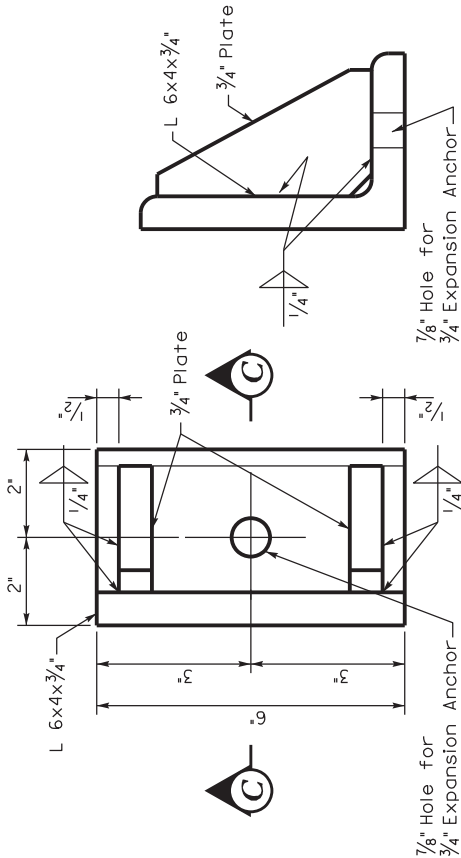
Note: See Special Notes

Commonwealth of Kentucky DEPARTMENT OF HIGHWAYS
McLEAN
BEARING REPAIR ~ TYPE 1
Division of Maintenance Bridge Preservation Branch

* Contractor shall field verify and adjust shim plate thickness to raise the beam back to the original elevation.



PLAN
DETAIL B
(Shim Plate)

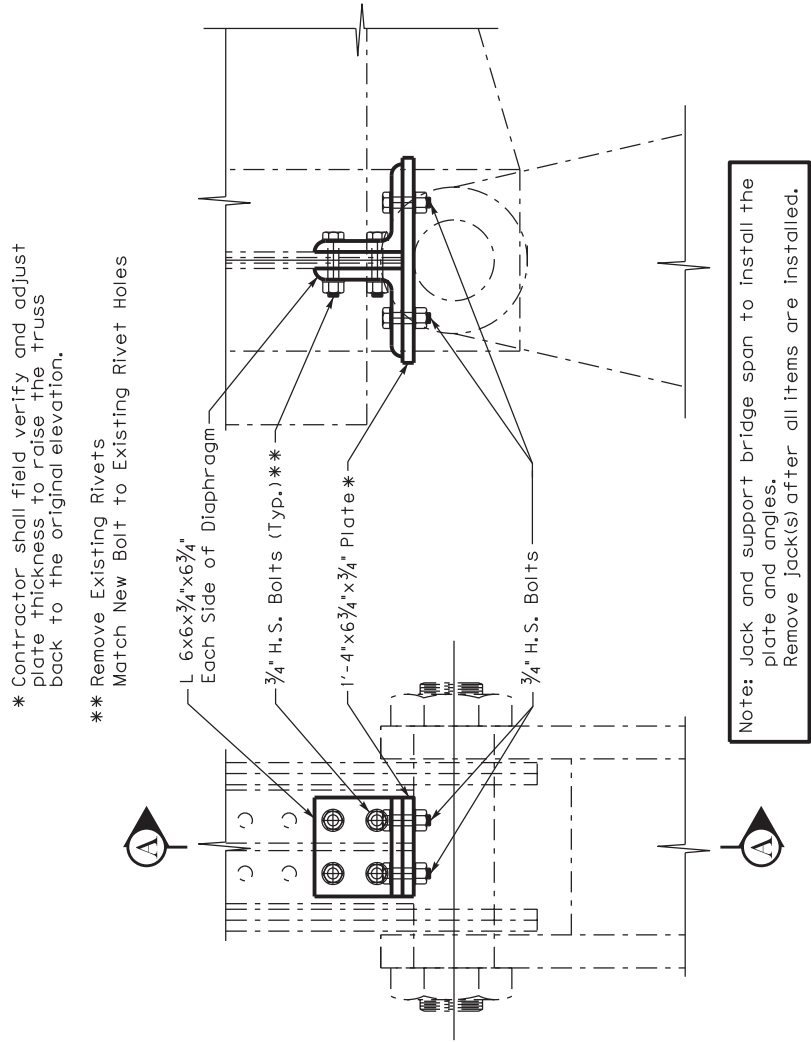


SECTION C-C
DETAIL A
(Shear Transfer Device)

Commonwealth of Kentucky DEPARTMENT OF HIGHWAYS
McLEAN
BEARING REPAIR ~ TYPE 1
Division of Maintenance Bridge Preservation Branch

BRIDGE NO.
075B00018N

Note: See Special Notes



BRIDGE NO.
075B00018N

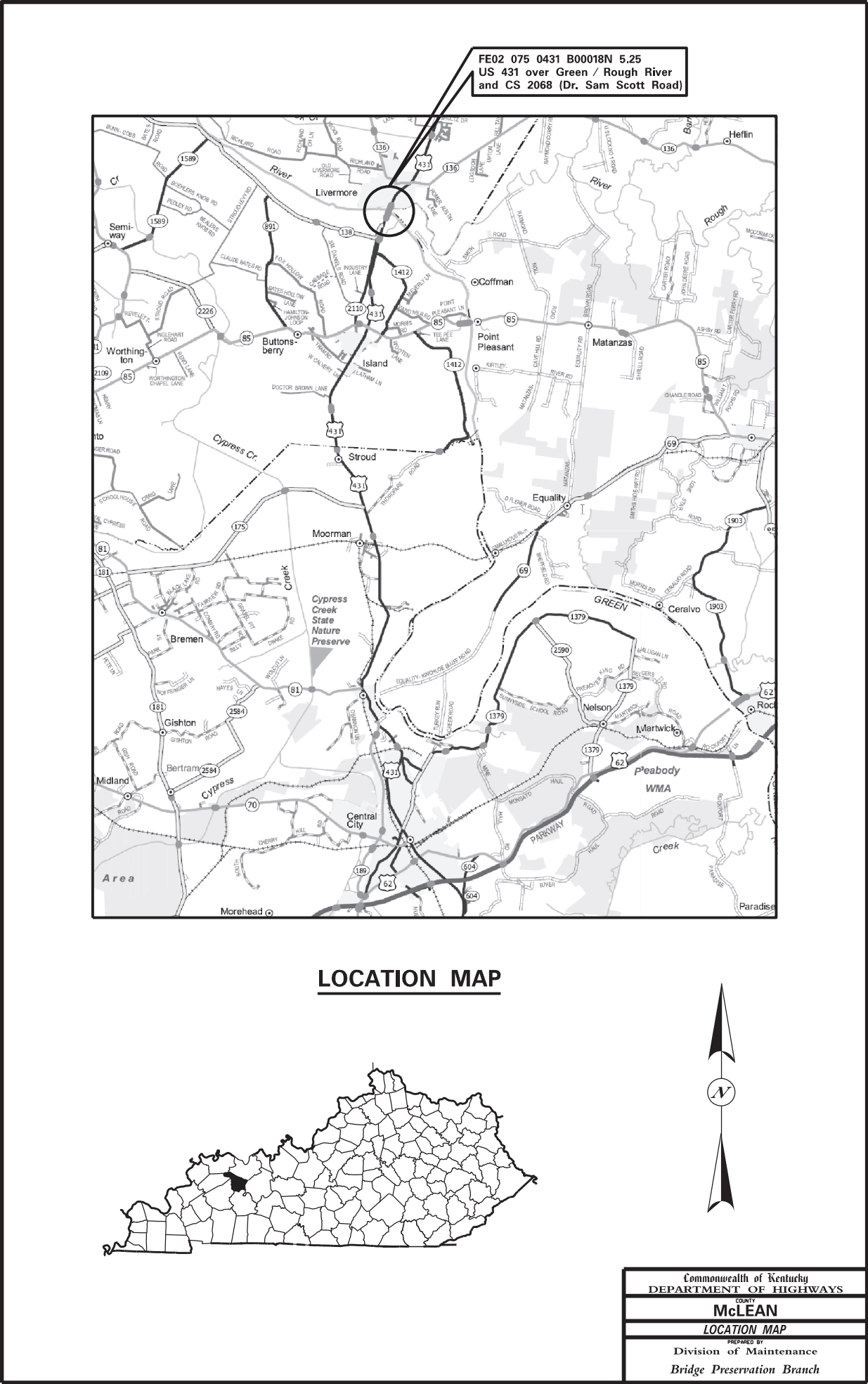
Note: See Special Notes

SECTION A-A

BEARING REPAIR ~ TYPE 2

ELEVATION

Commonwealth of Kentucky DEPARTMENT OF HIGHWAYS
McLEAN
BEARING REPAIR ~ TYPE 2
PREPARED BY Division of Maintenance Bridge Preservation Branch



PART II

SPECIFICATIONS AND STANDARD DRAWINGS

SPECIFICATIONS REFERENCE

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>

STANDARD DRAWINGS THAT APPLY
DISTRICT NO. 2
BRIDGE STEEL REPAIRS
McLEAN COUNTY
CID 222970

TRAFFIC
~ *TEMPORARY* ~
TRAFFIC CONTROL

LANE CLOSURE TWO LANE HIGHWAY.	TTC-100 C.E.
LANE CLOSURE USING TRAFFIC SIGNALS.	TTC-110 C.E.

BRIDGES
STANDARDS

AMORED EDGES	BJE-001 C.E.
EXPANSION JOINT REPLACEMENT 1'-3"	BJE-003 C.E.
EXPANSION JOINT REPLACEMENT GENERAL NOTES	BJE-005 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 - 075B00018N

LINE	BID CODE	ALT	DESCRIPTION	QUANTITY	UNIT	UNIT PRIC	FP	AMOUNT
0010	02562		TEMPORARY SIGNS	145.00	SQFT		\$	
0020	02650		MAINTAIN & CONTROL TRAFFIC	1.00	LS		\$	
0030	02653		LANE CLOSURE	2.00	EACH		\$	
0040	03294		EXPAN JOINT REPLACE 1 1/2 IN	24.00	LF		\$	
0050	03296		EXPAN JOINT REPLACE 2 1/2 IN	24.00	LF		\$	
0060	04933		TEMP SIGNAL 2 PHASE	1.00	EACH		\$	
0070	06549		PAVE STRIPING-TEMP REM TAPE-B	1,000.00	LF		\$	
0080	06550		PAVE STRIPING-TEMP REM TAPE-W	2,000.00	LF		\$	
0090	06551		PAVE STRIPING-TEMP REM TAPE-Y	2,000.00	LF		\$	
0100	08151		STEEL REINFORCEMENT-EPOXY COATED	270.00	LB		\$	
0110	08435		JACK & SUPPORT BRIDGE SPAN - TYPE 1	1.00	LS		\$	
0120	08435		JACK & SUPPORT BRIDGE SPAN - TYPE 2	1.00	LS		\$	
0130	23853EC		BEARING REPAIR - TYPE 1	5.00	EACH		\$	
0140	23853EC		BEARING REPAIR - TYPE 2	2.00	EACH		\$	

Section: 0002 - DEMOB

LINE	BID CODE	ALT	DESCRIPTION	QUANTITY	UNIT	UNIT PRIC	FP	AMOUNT
0150	02569		DEMOBILIZATION	1.00	LS		\$	