**STANDARD SPECIFICATION PROVISIONS**

* Please provide this statement as part of the proposal “**Project will follow the current edition of the Kentucky Standard Specifications for Road and Bridge Construction"**
* Bidders and DBE subcontractors must be prequalified with the Kentucky Transportation Cabinet and possess a Certificate of Eligibility at the time of the bid opening. All other subcontractors must be prequalified when accepting subcontracts.
* Bid Bond (5%) must be provided with bid
* Award project to the Lowest Responsive and Responsible Bidder
* LPA Change Order

**\*\*\*Please be advised that Change Orders must be approved by the Administering Office**

 **before the Change Order work may commence**

* Buy America Requirement **(23 CFR 635.410)**
* BABA Act **(Public Law 117-58)**

**SCOPE OF WORK**

* Contract Time (Working Days – Calendar Days – Fixed Completion Date)

**FEDERAL CONTRACT NOTES**

* 23 CFR §112(h)
* 102.13 Irregular Proposals
* 102.09 Proposal Guaranty
* Delivery of Proposal (No bids will be accepted after the bid letting time of **XXXX**)
* 102.14 Disqualification of Bidders
* Civil Rights Act of 1964
* Reporting bid rigging
* [FHWA 1273](https://www.fhwa.dot.gov/programadmin/contracts/1273/1273.pdf) **(Revised July 5, 2022)**
* Project DBE Provisions
* Contract Goal
* Certification of Contract Goal

**(Please be advised that contractors are required to certify their DBE Participation on the Certification of Bid Proposal/DBE page of the proposal. Bids submitted which do not included Certification of DBE Participation will not accepted)**

* DBE Participation Plan
* Consideration of Good Faith Efforts Request
* Failure to Meet Good Faith Requirement
* Sanction for Failure to meet DBE Requirements
* Prompt Payments to DBEs (7 days)
* Contractor Reporting
* Default of Decertification of the DBE

* Employment Requirements (344)

* Notice of Requirement for Affirmative Action Executive Order 11246
* Labor Final Rule

* Standard Title VI/Non-Discrimination Assurances

 **CERTIFICATIONS**

* Executive Branch Code of Ethics **NEW**
* Provisions Relative to KRS 45A.485
* Non-collusion Certification
* Certification of Organization
* Certification of Performance
* Certification for Federal-Aid Contract
* Certification of Bid Proposal/DBE

**(DBE Certification required on this page)**

* DBE Subcontractor List
* Annual Required Affidavit for Bidders

**BID ITEMS/QUANTITIES**

* Bid Items

* Projects bid as Lump Sum requires a Summary of Quantities or a Schedule of Values to be provided with bid. If the work to be performed is a building restoration/renovation project the submittal must be provided before the project is awarded.
* Reflects “Demobilization” and “Mobilization”

* Has there been any discussion about bidding this project utilizing Additive or Deductive Alternate bidding method?

(**Must indicate in the proposal the Alternates will be take in the order listed)**

* Project Proposal reflects “Retainage” **(Not permitted on Federally funded projects. Conflicts with prompt payment provision 49CFR 26.29)**

 **Retainage is not permitted on this project.**

**PREVAILING WAGE RATES**

 **County \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

 **Estimate Cost of Project\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

* Prevailing Wages Date: Highway:

* Federal Wage Rates-

Utilize Federal Wage Rates on all federally funded projects.

**Obtain from the** [**System for Award Management (SAM)**](https://sam.gov/content/home) **website.**

**INSURANCE**

* Commercial General Liability-Occurrence form - not less than $2,000,000 General Aggregate, $2,000,000 Products & Completed Aggregate, $1,000,000 Personal & Advertising, $1,000,000 each occurrence.
* Automobile Liability - $1,000,000
* Employers Liability:

 a) $100,000 – Each Accident Bodily Injury

 b) $500,000 - Policy Limit Bodily Injury by Disease

 c) $100,000 – Each Employee Bodily Injury by Disease

 KENTUCKY WORKER’S COMPENSATION INSURANCE. The contractor shall furnish evidence of coverage of all employees or give evidence of self-insurance by submitting a certificate issued by the Worker’s Compensation Board.

* Performance Bond 100%
* Payment Bond 100%

**GENERAL PROVISIONS**

* Project Traffic Control Coordinator (**Contractor will be required to provide)**
* Pre-Bid Meeting **(Will one be conducted?)**
* Pre-Construction **(Will one be conducted?)**
* Standardized Change in Conditions Clauses **(23 CFR 635.109-please provide as part of proposal)**
* 23 CFR 635.112 Advertising for Bids and Proposals

**(Advertise a minimum of three weeks – 21 days prior to bid opening. Bids may not be opened on the 21st day.)**

**PROJECT AWARD PROCEDURES**

* Award Process (**Does the LPA have an award process?) YES No**
* LPA shall verify contractor (low bidder) is not on excluded party list (suspended or debarred) via the Federal[**System for Award Management (SAM)**](https://sam.gov/content/home)

* The bid proposal needs to reflect that the contractor must submit the entire proposal when submitting their bid.

 **Miscellaneous**

* Erosion and Sediment Control
* Division of Traffic Operations Supplied Items: Cabinets, Signals and Poles.

 YES NO

* Cargo Preference Act
* Prime contractor payment to subcontractors and material suppliers must be made within a minimum of 30 days from receipt of payment from LPA.

**LPA-PDC CHECKLIST**

* + Traffic Management Plan
	+ Provide a current Engineer’s Estimate / Should be the same as Proposal Bid Form
	+ Construction Monitoring Plan
	+ Utility and Rail Certification Note
	+ Right-of-Way Certification Form
	+ Encroachment Permit
	+ Inspection Plan
	+ Please provide an 8.5 X 11 Project Location Map of the project.

**PLEASE ANSWER THE FOLLOWING QUESTIONS**

* + Will the LPA be providing any materials for the project? YES NO
	+ Please indicate the products being provided.
	+ Are any of these products made of steel or iron? YES NO
	+ Was the manufacturing of the steel or iron domestic or foreign? \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_
	+ If the LPA is providing materials, please provide a Public Interest Finding request for the products being provided.

**REMARKS/CONCERNS**