



Boone County, Kentucky

INVITATION FOR BID #BCFY22-12

New Construction of Four (4) Pickleball Courts at Central Park – Union Ky (Boone County)

ACCEPTANCE DATE: Prior to 2:00 p.m., August 12, 2021 “Local time”

ACCEPTANCE PLACE Boone County Fiscal Court
2950 Washington Street
Finance Department
2nd Floor Administration Building
Burlington, Kentucky 41005

Requests for information related to this Invitation should be directed to:

David Whitehouse, CPRP
Director of Parks & Recreation
Boone County Parks
5958 Garrard
Burlington, KY 41005
(859) 334-2133
dwhitehouse@boonecountyky.org

Issue Date: August 2, 2021

IF YOU NEED ANY REASONABLE ACCOMMODATION FOR ANY TYPE OF
DISABILITY IN ORDER TO PARTICIPATE IN THIS PROCUREMENT, PLEASE
CONTACT OUR OFFICE AS SOON AS POSSIBLE.

NOTICE

The Boone County Fiscal Court will receive sealed bids in the Finance Department, Second Floor, Administration Building, 2950 Washington Street, PO Box 960, Burlington, Kentucky 41005, **until 2:00 p.m. (local time), August 12, 2021 for the new construction of four (4) pickleball courts at Central Park, Union, KY (Boone County)**. Bids will be opened and publicly read aloud at that time in the Fiscal Courtroom, First Floor, Administration Building. Late, electronically submitted or facsimile bids will not be accepted.

BID ENVELOPE MUST BE LABELED: "SEALED BID: "Pickleball Courts." Envelopes must also be labeled with the name and address of the vendor submitting the bid.

Specifications may be obtained in the Finance Department, 2950 Washington St, Second Floor, Administration Building, 2950 Washington Street, Burlington, KY 41005 or by visiting our website at www.boonecountyky.org/publicnotices

Boone County reserves the right to reject any and all bids, to waive any informalities and to negotiate for the modifications of any bid or to accept that bid which is deemed the most desirable and advantageous from the standpoint of customer value and service and concept of operations, even though such bid may not, on its face, appear to be the lowest and best price. No bid may be withdrawn for a period of sixty (60) days after scheduled time of receipt of bids.

KENTUCKY PREFERENCE LAW

The scoring of bids/proposals is subject to Reciprocal preference for Kentucky resident bidders and Preferences for a Qualified Bidder or the Department of Corrections, Division of Prison Industries. *Vendors not claiming resident bidder or qualified bidder status need not submit the corresponding affidavit.

SCOPE OF WORK:

- A. Construct four (4) new pickleball courts at Central Park, Union, Kentucky.

PICKLEBALL COURT SPECIFICATIONS:

- 1) Grade the site on a 1% slope on a single plane. The site will be on grade and compacted to 95% D, composed of suitable materials.
- 2) Install 6” of DGA using totally automated laser guided equipment for a 1% slope on a single plane.
- 3) Install the Douglas Pickleball Premier net posts footers in sleeves to USAPA specifications.
- 4) Install 3” of asphalt in two lifts. The first will be 2” of binder followed by 1” of surface mix asphalt.
- 5) Install the fence using 3” SS40 terminal posts, 2 ½” SS40 line posts, and 1 5/8” top rail. The chain link will be 8 gauge 1 ¾” open mesh. This will be a complete black vinyl coated system.
- 6) Patch low areas holding water with acrylic crack and leveling compound (crack and leveling compound is designed for patching and crack repair on tennis courts). The low area definition is an area holding water greater than ¼” one hour following a rain when the temperature is at least 70 degrees.
- 7) Grind the entire surface of the courts to remove small bumps and irregularities.
- 8) Install the SportMaster 4-Coat coating system for pickleball.
 - a. Install two acrylic resurfacer coatings at a rate of .08 gallons per square yard. The acrylic resurfacer is filled with 60 mesh sand at a rate of 15 lbs. per gallon.
 - b. Install two color coatings at a rate of .05 gallons per square yard. The coatings will be mixed with 90 mesh sand a rate of 7.5 lbs. per square yard per coat. The colors are to be determined for: in-bounds, in the kitchen, and out-of-bounds.
- 9) Install the playing lines to **USAPA** specifications. The court will be laid out and taped off; a primer (Stripe Rite) will be installed to prevent bleeding under the tape, and two coatings of textured line paint will be installed.

INSURANCE:

The contractor will be required to provide proof of insurance including general liability, automobile liability and workers compensation for the duration of the contract. General liability insurance shall be maintained in the amount no less than \$500,000 per accident for bodily injury and \$500,000 per incident for property damage with a minimum of one \$1,000,000 in excess liability coverage. Automobile Liability insurance shall be maintained in the amount of \$500,000 per occurrence for bodily injury and \$500,000 per occurrence for property damage. Workers’ compensation shall be consistent with statutory requirements.

BOND REQUIREMENTS:

Successful Bidder shall supply Performance Bond in the amount of 100% of the Contract.

GUARANTEES:

Contractor must provide a one (1) year guarantee of materials and workmanship from completion date.

REFERENCES:

Contractor must provide 3-years prior reference for completed projects, with project name, location, phone number and contact person.

SITE VISITS:

Site visits may be made with the Director of Boone County Parks by appointment, by calling 334-2117, Monday through Friday, 8:00 a.m. - 5:00 p.m.

EXCEPTION TO SPECIFICATIONS SHEET:

Whenever or where the Bidder takes exceptions to the specifications, such exceptions shall be listed on the "Exception Sheet," of these specifications, and signed by the Bidder.

EXCEPTION TO SPECIFICATIONS

1)

2)

3)

4)

5)

6)

7)

8)

9)

10)

Signature required, if exceptions are noted.

BID FORM

The cost to include labor and supplies for the new construction of four (4) Pickleball Courts at Central Park located in Union, Kentucky, per the specifications described herein, for the lump sum of:

\$ _____

Start Date: _____

Completion Date: _____

In compliance with this Bid and subject to all conditions thereof, the undersigned offers and agrees to furnish any or all items and/or services upon which prices are quoted, at the price quoted as specified.

My signature certifies that the accompanying bid is not the result of or affected by any act of collusion with another person or company engaged in the same line of business or commerce, or any act of fraud. I hereby certify that I am authorized to sign this bid for the bidder.

NAME OF BIDDER: _____

DATE : _____

ADDRESS: _____

FEDERAL ID #: _____

SIGNATURE: _____

OFFICIAL TITLE: _____

PHONE (____) _____ FAX (____) _____

KENTUCKY PREFERENCE LAWS

The scoring of bids/proposals is subject to Reciprocal preference for Kentucky resident bidders and Preferences for a Qualified Bidder or the Department of Corrections, Division of Prison Industries. ***Vendors not claiming resident bidder or qualified bidder status need not submit the corresponding affidavit.**

Reciprocal preference for Kentucky resident bidders

KRS 45A.490 Definitions for KRS 45A.490 to 45A.494.

As used in KRS 45A.490 to 45A.494:

- (1) "Contract" means any agreement of a public agency, including grants and orders, for the purchase or disposal of supplies, services, construction, or any other item; and
- (2) "Public agency" has the same meaning as in KRS 61.805.

KRS 45A.492 Legislative declarations.

The General Assembly declares:

- (1) A public purpose of the Commonwealth is served by providing preference to Kentucky residents in contracts by public agencies; and
- (2) Providing preference to Kentucky residents equalizes the competition with other states that provide preference to their residents.

KRS 45A.494 Reciprocal preference to be given by public agencies to resident bidders -- List of states -- Administrative regulations.

- (1) Prior to a contract being awarded to the lowest responsible and responsive bidder on a contract by a public agency, a resident bidder of the Commonwealth shall be given a preference against a non-resident bidder registered in any state that gives or requires a preference to bidders from that state. The preference shall be equal to the preference given or required by the state of the non-resident bidder.
- (2) A resident bidder is an individual, partnership, association, corporation, or other business entity that, on the date the contract is first advertised or announced as available for bidding:
 - (a) Is authorized to transact business in the Commonwealth; and
 - (b) Has for one (1) year prior to and through the date of the advertisement, filed Kentucky corporate income taxes, made payments to the Kentucky unemployment insurance fund established in KRS 341.490, and maintained a Kentucky workers' compensation policy in effect.
- (3) A non-resident bidder is an individual, partnership, association, corporation, or other business entity that does not meet the requirements of subsection (2) of this section.
- (4) If a procurement determination results in a tie between a resident bidder and a non-resident bidder, preference shall be given to the resident bidder.
- (5) This section shall apply to all contracts funded or controlled in whole or in part by a public agency.
- (6) The Finance and Administration Cabinet shall maintain a list of states that give to or require a preference for their own resident bidders, including details of the preference given to such bidders, to be used by public agencies in determining resident bidder preferences. The cabinet shall also promulgate administrative regulations in accordance with KRS Chapter 13A establishing the procedure by which the preferences required by this section shall be given.
- (7) The preference for resident bidders shall not be given if the preference conflicts with federal law.

(8) Any public agency soliciting or advertising for bids for contracts shall make KRS 45A.490 to 45A.494 part of the solicitation or advertisement for bids.

The reciprocal preference as described in KRS 45A.490-494 above shall be applied in accordance with 200 KAR 5:400.

Determining the residency of a bidder for purposes of applying a reciprocal preference

Any individual, partnership, association, corporation, or other business entity claiming resident bidder status shall submit along with its response the attached Required Affidavit for Bidders, Offerors, and Contractors Claiming Resident Bidder Status. The BIDDING AGENCY reserves the right to request documentation supporting a bidder's claim of resident bidder status. Failure to provide such documentation upon request shall result in disqualification of the bidder or contract termination.

A non-resident bidder shall submit, along with its response, its certificate of authority to transact business in the Commonwealth as filed with the Commonwealth of Kentucky, Secretary of State. The location of the principal office identified therein shall be deemed the state of residency for that bidder. If the bidder is not required by law to obtain said certificate, the state of residency for that bidder shall be deemed to be that which is identified in its mailing address as provided in its bid.

Preferences for a Qualified Bidder or the Department of Corrections, Division of Prison Industries.

Pursuant to 200 KAR 5:410, and KRS 45A.470, Kentucky Correctional Industries will receive a preference equal to twenty (20) percent of the maximum points awarded to a bidder in a solicitation. In addition, the following "qualified bidders" will receive a preference equal to fifteen (15) percent of the maximum points awarded to a bidder in a solicitation: Kentucky Industries for the Blind, any non-profit corporation that furthers the purposes of KRS Chapter 163 and any qualified non-profit agencies for individuals with severe disabilities as defined in KRS 45A.465(3). Other than Kentucky Industries for the Blind, a bidder claiming "qualified bidder" status shall submit along with its response to the solicitation a notarized affidavit which affirms that it meets the requirements to be considered a qualified bidder- affidavit form included. If requested, failure to provide documentation to a public agency proving qualified bidder status may result in disqualification of the bidder or contract termination.

Solicitation/Contract #: BCFY22-12

**REQUIRED AFFIDAVIT FOR BIDDERS, OFFERORS AND CONTRACTORS
CLAIMING RESIDENT BIDDER STATUS**

FOR BIDS AND CONTRACTS IN GENERAL:

The bidder or offeror hereby swears and affirms under penalty of perjury that, in accordance with KRS 45A.494(2), the entity bidding is an individual, partnership, association, corporation, or other business entity that, on the date the contract is first advertised or announced as available for bidding:

1. Is authorized to transact business in the Commonwealth;
2. Has for one year prior to and through the date of advertisement
 - a. Filed Kentucky income taxes;
 - b. Made payments to the Kentucky unemployment insurance fund established in KRS 341.49; and
 - c. Maintained a Kentucky workers' compensation policy in effect.

The BIDDING AGENCY reserves the right to request documentation supporting a bidder's claim of resident bidder status. Failure to provide such documentation upon request shall result in disqualification of the bidder or contract termination.

Signature	Printed Name
Title	Date

Company Name _____

Address _____

Subscribed and sworn to before me by _____ (Affiant) _____ (Title)

of _____ this _____ day of _____, 20____.

(Company Name)

Notary Public
[seal of notary] My commission expires: _____

Solicitation/Contract #: BCFY22-12
REQUIRED AFFIDAVIT FOR BIDDERS, OFFERORS AND CONTRACTORS CLAIMING QUALIFIED
BIDDER STATUS

FOR BIDS AND CONTRACTS IN GENERAL:

I. The bidder or offeror swears and affirms under penalty of perjury that the entity bidding, and all subcontractors therein, meets the requirements to be considered a "qualified bidder" in accordance with [200 KAR 5:410\(3\)](#); and will continue to comply with such requirements for the duration of any contract awarded. Please identify below the particular "qualified bidder" status claimed by the bidding entity.

_____ A nonprofit corporation that furthers the purposes of KRS Chapter 163

_____ Per KRS 45A.465(3), a "Qualified nonprofit agency for individuals with severe disabilities" means an organization that:

- (a) Is organized and operated in the interest of individuals with severe disabilities; and
- (b) Complies with any applicable occupational health and safety law of the United States and the Commonwealth; and
- (c) In the manufacture or provision of products or services listed or purchased under KRS 45A.470, during the fiscal year employs individuals with severe disabilities for not less than seventy-five percent (75%) of the man hours of direct labor required for the manufacture or provision of the products or services; and
- (d) Is registered and in good standing as a nonprofit organization with the Secretary of State.

The BIDDING AGENCY reserves the right to request documentation supporting a bidder's claim of qualified bidder status. Failure to provide such documentation upon request may result in disqualification of the bidder or contract termination.

Signature Printed Name

Title Date

Company Name _____

Address _____

Subscribed and sworn to before me by _____
(Affiant) (Title)

of _____ this _____ day of _____, 20____.
(Company Name)

Notary Public

[seal of notary]

My commission expires: _____