

**BERRY, FLOYD & BAXTER, P.S.C.**

*ATTORNEYS AND COUNSELORS AT LAW*

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LAGRANGE, KENTUCKY 40031

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ESTABLISHED IN 1927

**RECEIVED**

**MAR 23 2016**

Public Service  
Commission

D. Berry Baxter

John M. Berry (1900-1991)  
Of Counsel: John M. Berry, Jr.

**March 22, 2016**

Public Service Commission of Kentucky  
211 Sower Blvd.  
P.O. Box 615  
Frankfort, KY 40602-0615

RE: Case No. 2016-00080: Henry County Water District No. 2

To whom it may concern:

Upon request of Jennifer Fell, enclosed you will find a letter sent to my client, the Henry County Water District #2, from Mr. Terry Humphries with Energy and Environment Cabinet dated March 10, 2016 (Item #1). That letter makes reference to certain other requirements and/or documents that were not requested by Ms. Fell, however in order to expedite the process, I have included other information that should be responsive to the requirements raised in the letter from Mr. Humphries. I would note that many of the items referenced in that letter had already been addressed by prior correspondence. Specifically, I have enclosed the following:

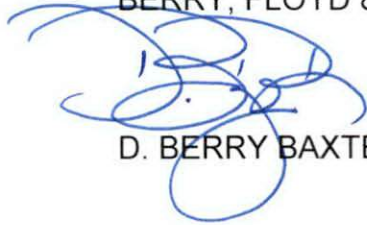
- Item #2: Approval of Lowest Bid letter dated March 7, 2016
- Item #3: Authority to Award Letter dated February 29, 2016 (including attachments)
- Item #4: DBE Participation Letter dated March 2, 2016
- Item #5: Davis-Bacon Wage Certification email from DOW dated March 18, 2016

This information, in addition to the FONSI information I provided by letter dated March 21, 2016, should allow complete consideration of our pending case and we look forward to a timely review and approval.

Please advise if you require any additional information.

Very truly yours,

BERRY, FLOYD & BAXTER, P.S.C.

A handwritten signature in blue ink, appearing to be 'D. BERRY BAXTER', is written over the printed name. The signature is stylized with loops and a large 'D'.

D. BERRY BAXTER

DBB:dbb

enc.

cc: James Simpson w/o enc.

C:\Users\Berry\My Dropbox\HCWD #2\PSC ltr US 42 tank 032216.wpd

MATTHEW G. BEVIN  
GOVERNOR



CHARLES G. SNAVELY  
SECRETARY

ENERGY AND ENVIRONMENT CABINET  
DEPARTMENT FOR ENVIRONMENTAL PROTECTION  
DIVISION OF WATER  
200 FAIR OAKS LANE, 4TH FLOOR  
FRANKFORT, KENTUCKY 40601  
[www.kentucky.gov](http://www.kentucky.gov)

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MAR 23 2016

Public Service  
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March 10, 2016

Mr. James T Simpson  
Henry Co Water District 2  
8599 Main St  
Campbellsburg, KY 40011

RE: Henry Co Water District 2  
AI # 1846, APE20150004  
PWSID # 0520192-15-004  
F15-014  
Trimble County, KY  
Contract(s) US-42 WST  
Activity ID: FGL20150007

Dear Mr. Simpson:

The Kentucky Division of Water (DOW) has reviewed for completeness and adequacy the construction plans and specifications submitted for the above referenced contract(s). The DOW has previously granted technical approval on January 13, 2016. These plans consist of the construction of a 1,000,000 gallon elevated water storage tank, 400 LF of 16-inch stainless steel and 150 LF of 20-inch DI water line. The approval conditions and a list of eligible/ineligible items are enclosed. Please note that ineligible items cannot be funded using State Revolving Fund (SRF) monies, and must be paid by other funding sources.

We previously sent one (1) set of approved plans and specifications. An identical set should be made available at the project site at all times. If modifications are made to these plans and specifications before bidding, two (2) complete sets of as-bid plans and specifications must be submitted to the DOW for approval. A second DOW construction approval must be issued by separate correspondence before proceeding with advertising for bids. Any red line changes that were made by DOW personnel on the approved plans shall be incorporated into the bid set plans unless an alternative is approved.

You may now advertise for bids on the construction of this project. In addition to other notifications, this project must be advertised in the newspaper of the largest daily circulation in the project area.

You are cautioned not to advertise unless you have a proper wage decision. The Federal Davis-Bacon wage rates and Kentucky prevailing wage rates are applicable for this project. Please contact all other funding sources for their requirements pertaining to federal or state wage rates.

F15-014  
Henry Co Water District 2--1846  
Contract(s) US-42 WST  
Activity ID: FGL20150007  
March 10, 2016  
Page 2 of 3

You are reminded that the construction contracts are subject to the equal employment opportunity requirements contained in Executive Order 11246. Equal employment opportunity affirmative action by the prime contractors and all subcontractors is mandated throughout the duration of the contract. Documentation of efforts to comply with Executive Order 11246, Equal Employment Opportunity is required to be kept by the borrower.

Review the attached Project Review and Cost Summary form for details of the information to be collected and retained in your files or to be submitted to DOW for review and approval. This form must be completed, signed by the recipient, and with the necessary information be then forwarded to the DOW. This signature will certify that all the information to be retained by the recipient has been secured and is available for review by the Division at the pre-construction conference. The required information must be approved by the DOW before executing any contracts.

Along with the Project Review and Cost Summary form, the following items must be submitted to the DOW for review and approval before executing any contracts:

- The bid advertisement
- Revised Project Budget
- Certified bid tabulation
- Documentation of compliance with DBE Good Faith Effort in accordance with 40 CFR 33.301

These items will be reviewed as a part of the Authority to Award process. The DOW will authorize you to award the contracts once these documents are approved

After the Notice to Proceed is signed, the DOW will need a copy of the executed contract documents, including plans and specifications.

Changes orders will require approval from the DOW before payment can be authorized from the State Revolving Fund. Submission of plans and specifications may be required for change order work.

Upon completion of the project, as-built drawings shall be provided to the DOW. As-builts shall be stamped, signed and dated by a professional engineer. A written certification stating that the project was constructed according to the approved plans shall be provided to the DOW by a professional engineer.

The construction permit included in this letter has been issued under the provisions of KRS Chapter 224 and the regulations promulgated pursuant thereto. Issuance of this approval does not relieve the applicant from the responsibility of obtaining any other approvals, permits or licenses required by this Cabinet and other state, federal and local agencies.

You are cautioned that the advertisement and award of this contract will be subject to the laws and regulations that govern the State Revolving Fund (SRF) and to the conditions of your loan

F15-014  
Henry Co Water District 2--1846  
Contract(s) US-42 WST  
Activity ID: FGL20150007  
March 10, 2016  
Page 3 of 3

agreement. If we can be of further assistance, please call Abbas Pourghasemi, Project Engineer, at (502) 564-3410, extension 4833.

Sincerely,

A handwritten signature in black ink, appearing to read 'T. Humphries', with a stylized flourish at the end.

Terry Humphries, P.E.  
Supervisor, Engineering Section  
Water Infrastructure Branch  
Division of Water

TH: AP

Enclosures

Eligible List, Ineligible List, Approval Conditions  
Project Review and Cost Summary Form  
1 set plans and specification

C: Tetra Tech  
Kentucky Infrastructure Authority  
Cabinet for Economic Development  
North Central District (Trimble County) Health Department  
Division of Plumbing  
Public Service Commission

F15-014  
Henry Co Water District #2

**SRF ELIGIBLE ITEMS:**

Contract No. I: No ineligible items identified

**SRF INELIGIBLE ITEMS:**

Contract No. I: None identified

**APPROVAL CONDITIONS:**

**APPROVAL CONDITIONS:**

1. Complete and return the Project Review and Cost Summary Form.
2. Include the latest version of the SRF Supplemental General Conditions (Dated February 2016) in the as-bid specifications.

# PROJECT REVIEW AND COST SUMMARY

*This questionnaire/checklist is furnished as an administrative aid and is required for use in supplying information and documents, reporting minor changes, and project status. The information and documents should be submitted to DOW as soon as possible after bid opening.*

DRINKING WATER SRF ☐

CLEAN WATER SRF ☐

## SECTION 1.

1. Project Name Project Number  
\_\_\_\_\_
2. Changes: Have there been any changes in the project since DOW's approval of the plans and specifications?  
  
☐ Yes ☐ No Construction Drawings. If yes, submit revised drawings and addenda. **See Note\***  
  
☐ Yes ☐ No Specifications. If yes, submit addenda. **See Note\***  
  
☐ Yes ☐ No Site Changes. If so, new Clear Site Certificates are required prior to start of construction.  
  
☐ Yes ☐ No Authorized Representative (Mayor, City Manager, etc.). If so, provide name and title.

**\*Note:** Prior approval is required for changes in design, scope, type of treatment, size, capacity, time to complete the project, etc. Changes, which result in increase in the amount of a contract, must be procured in accordance with state and federal requirements, as applicable.

## SECTION 2.

Date Bids Opened: \_\_\_\_\_ Date Bids Expire: \_\_\_\_\_

1. The following items should be submitted to DOW after bid opening:
  - a) Executed Project Review & Cost Summary Form (this form).
  - b) Original bid advertisement or copy of advertisement with affidavit of publication.
  - c) Revised Budget (copies attached, use appropriate form).
  - d) Certified Bid Tabulations with engineer's seal.
  - e) DBE Documentation (See Attachment No. 11 of the Supplemental General Conditions (SGC)):
    - (1) Disadvantaged Business Enterprise Participation Policy from the successful low bidder with DBE certifications and executed subcontracts with DBEs or letters of intent signed by both parties; and documentation on the level of effort taken to obtain DBEs including copies of correspondence with DBE contractors,

- requesting quotes and copies of any advertisements soliciting DBE contractors, copies of returned envelopes and certified mail receipts, telephone log, etc.
- (2) Bidder's List Form from recipient and successful bidder.
  - (3) EPA Form 6100-3 from DBE subcontractors.
  - (4) EPA Form 6100-4 from successful bidder.

2. The following items must be submitted to DOW at the Pre-construction Meeting:

- a) Executed Contract Documents (once contract is signed).
- b) Notice of Award, Notice To Proceed, Bid Bond, Payment Bond, and Performance Bond (generally included in executed contract).
- c) Technical Specification (generally included in executed contract).
- d) Contractor's Certification Regarding Lobbying (See Attachment No. 11 in the SGC).
- e) Contractor's Debarred Firm Certification (See Attachment No. 10 in the SGC).

3. A copy of the items identified in Section 2.1 and Section 2.2, above, and the following must be retained by the owner. This documentation is subject for review, by DOW, at the time of the pre-construction conference.

- a) Name and qualifications of the proposed resident inspector(s).
- b) Proposal of the successful bidder(s).
- c) EEO documentation required by Executive Order 11246 as amended. Items 1 through 11 (See Attachment No. 7 in the SGC), is required for all contracts over \$10,000 except supplier contracts. Supplier contracts require:
  - (1) Name, address, and telephone number.
  - (2) Materials to be supplied and dollar value.For contracts below \$10,000, the same information required for supplier contracts must be submitted.
- d) Engineer's letter to the loan recipient recommending award of the contract. Letter must include a description of work, dollar amount, and name of the low bidder. If award is recommended to be made to other than the low bidder, a justification indicating why the low bidder is not responsive or responsible.
- e) Contractor project construction schedule and payment schedule.
- f) Applicable wage rate determination letter.
- g) Tentative Award Resolution.

4. Comments: \_\_\_\_\_  
\_\_\_\_\_

*I hereby certify that all documentation outlined in Section 2.1, 2.2 and 2.3 will be retained in our project files and all documentation outlined in Section 2.1 has been submitted to DOW and all documentation outlined in Section 2.2 will be submitted to DOW during the Pre-construction meeting.*

\_\_\_\_\_  
Signature of Authorized Representative

\_\_\_\_\_  
Date

\_\_\_\_\_  
Print Name and Title



# SRF Project Cost Summary

Project Title: \_\_\_\_\_

WRIS#: \_\_\_\_\_

Project Budget: Estimated

As Bid

Revised

Cost Classification	SRF KIA Loan	Funding Source 1	Funding Source 2	Funding Source 3	Funding Source 4	Funding Source 5	Local Funds	Unfunded Costs	Total
1 Administrative Expenses									
2 Legal Expenses									
3 Land, Appraisals, Easements									
4 Relocation Expenses & Payments									
5 Planning									
6 Engineering Fees – Design									
7 Engineering Fees – Construction									
8 Engineering Fees – Inspection									
9 Engineering Fees – Other									
10 Construction									
11 Equipment									
12 Miscellaneous									
13 Contingencies									
Total									

Funding Sources	Amount	Date Committed
1		
2		
3		
4		
5		
Total		

Local Funding Sources	Amount	Date Committed
1		
2		
3		
Total		

Total Funding \$ \_\_\_\_\_

Cost Categories	Funding Source	Total Cost
Treatment (DW)		
Transmission and Distribution (DW)		
Source (DW)		
Storage (DW)		
WWTP Secondary Portion (CW)		
WWTP Advanced Portion (CW)		
Inflow and Infiltration Correction (CW)		
Major Sewer Rehabilitation (CW)		
Collector Sewers (CW)		
Interceptor Sewers including Pump Station (CW)		
Combined Sewer Overflow Correction (CW)		
Purchase of Systems (DW and CW)		
Restructuring (DW and CW)		
Land Acquisition (DW and CW)		
Total Costs		



MATTHEW G. BEVIN  
GOVERNOR

**ENERGY AND ENVIRONMENT CABINET**  
DEPARTMENT FOR ENVIRONMENTAL PROTECTION  
DIVISION OF WATER  
200 FAIR OAKS LANE, 4TH FLOOR  
FRANKFORT KENTUCKY 40601  
[www.kentucky.gov](http://www.kentucky.gov)

CHARLES G. SNAVELY  
SECRETARY

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**MAR 23 2016**

Public Service  
Commission

March 7, 2016

James T Simpson  
Henry Co Water District #2  
8955 Main St  
Campbellsburg, KY 40011

Re: F15-014  
Henry Co Water District 2--1846  
Activity ID: FGL20150005  
HUC11: 05140101010  
Watershed Name: Little Kentucky River,  
Bedford  
Authority to Award

Dear Mr. Simpson:

The Project Review and Cost Summary which you submitted for your [Clean/Drinking] Water State Revolving Fund project has been reviewed and is approved for selection of the lowest acceptable bidder:

Contract Number: 1  
Contractor's Name: Caldwell Tanks, Inc.  
Amount of Contract: \$2,197,000.00

The documentation for Disadvantaged Business Enterprise (DBE) participation will be approved under a separate letter.

The documentation for Davis-Bacon Contract Award Information and Project Wage Rates will also be approved separately.

You should be able to assess the risk involved if the contracts were awarded, and the above could not be obtained, which would preclude payment from the Kentucky Infrastructure Authority.

You may award contracts and issue work orders to begin construction. Our approval of contracts is not required prior to issuance of a work order. The executed contract documents shall contain the contractor's payment and construction schedules.

Payments cannot be processed until the loan agreement has been executed by all parties. All payments must be requested by you and supported by adequate documentation of costs and labor compliance.

You are reminded that this project is subject to the requirements of Executive Order 11246 which prohibits discrimination based on race, color, religion, sex, or national origin and requires contractors and subcontractors on federally assisted construction projects to take affirmative action to employ women and minorities and to ensure that discrimination does not occur. The Office of Federal Contract Compliance, U.S. Department of Labor, published additional Regulations, 41 CFR 60-4, in the April 7, 1978, Federal Register, Vol. 43, No. 68, to further implement Title VI of the Civil Rights Act of 1964, as amended, and Executive Order 11246, as amended. As recipient, you are to ensure that contracts under this loan are administered so as to be in compliance with these requirements.

All change orders must have the approval of this office. If another contract in which participation is desired will be let, a new Project Review and Cost Summary must be submitted.

Your construction of this project is a step forward in protecting our valuable water resources. Do not hesitate to contact Buddy Griffin, Project Manager, at (502) 564-3410, extension 4971.

Sincerely,

A handwritten signature in black ink that reads "Buddy Griffin". The signature is written in a cursive, flowing style.

Buddy Griffin, Supervisor  
SRF & SPAP Section  
Water Infrastructure Branch

BG:bg

c: Kentucky Infrastructure Authority  
Herbert R. Lemaster, P.E., Tetra Tech  
Tom Green, Tetra Tech  
Amanda Yeary, KIA



TETRA TECH

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MAR 23 2016

Public Service  
Commission

February 29, 2016

Mr. Buddy Griffin, Supervisor  
SRF-SPAP Section, WIB  
Division of Water  
200 Fair Oaks Lane, 4th Floor  
Frankfort, Kentucky 40601

Re: *Authority to Award*  
*U.S. 42 Storage Tank Project F15-014*  
*Henry County Water District No. 2 (HCWD2)*

Dear Mr. Griffin:

On behalf of HCWD2, enclosed are the materials and documentation required for the issuance of the project Authority to Award. As we discussed, the final environmental approval can be completed following the current public notice period which is anticipated to end on March 5, 2016. The addenda to the DOW-approved plans have been discussed with our technical reviewer. These changes have not increased the scope or expense of the project, in fact our bids came in lower than estimated.

The Kentucky Infrastructure Authority (KIA) has set an April 2, 2016 deadline for award of contract, so please contact us as soon as possible if any additional information is needed.

Sincerely,

Herbert R. Lemaster, P.E.  
[herb.lemaster@tetratech.com](mailto:herb.lemaster@tetratech.com)

Enclosures

pc: Mr. James T. Simpson, HCWD2  
Tom Green, Tt

m:\m\VP\NER\11521\200-11521-14004\SupportDocs\ATA\ATA to DWSRF feb29\US42 Tank- ATA submittal ltr.doc

Tetra Tech, Inc.  
424 Lewis Hargett Circle, Suite 110, Lexington, KY 40503  
Tel 859.223.8000 Fax 859.224.1025 [www.tetratech.com](http://www.tetratech.com)

CLEAN WATER SRF ☐ DRINKING WATER SRF ☒  
EPA GRANT ☐

## PROJECT REVIEW AND COST SUMMARY

THIS QUESTIONNAIRE/CHECK SHEET IS FURNISHED AS AN ADMINISTRATIVE AID AND IS REQUIRED FOR USE IN SUPPLYING INFORMATION AND DOCUMENTS, REPORTING MINOR CHANGES AND PROJECT STATUS. THE INFORMATION AND DOCUMENTS SHOULD BE SUBMITTED TO DOW AS SOON AS POSSIBLE AFTER BID OPENING.

### SECTION 1.

1. Project Name Project Number  
U.S.42 STORAGE TANK F15-014
2. **Changes:** Have there been any changes in the project since DOW's approval of the plans and specifications?
- ☒ Yes ☐ No Construction Drawings. If yes, submit revised drawings and addenda. See Note\*
- ☒ Yes ☐ No Specifications. If yes, submit addenda. See Note\*
- \*Note:** Prior approval is required for changes in design, scope, type of treatment, size, capacity, time to complete the project, etc. Changes, which result in increase in the amount of a contract, must be procured in accordance with state and federal requirements, as applicable.
- ☐ Yes ☒ No Site Changes. If so, new Clear Site Certificates are required prior to start of construction.
- ☐ Yes ☒ No Authorized Representative (Mayor, City Manager, etc.). If so, provide name and title.

### SECTION 2.

Date Bids Opened: February 15, 2013 Date Bids Expire: May 15, 2016

1. The following items should be submitted to DOW after bid opening:
- A. Executed Project Review & Cost Summary Form (this form).
  - B. Original bid advertisement or copy of advertisement with affidavit of publication.
  - C. Revised Budget (copies attached, use appropriate form).
  - D. Certified Bid Tabulations with engineer's seal.
  - E. DBE Documentation (See Attachment No. 12 of the Supplemental General Conditions (SGC)):
    - Disadvantaged Business Enterprise Participation Policy from the successful low bidder with DBE certifications and executed subcontracts with DBEs or letters of intent signed by both

parties; and documentation on the level of effort taken to obtain DBEs including copies of correspondence with DBE contractors, requesting quotes and copies of any advertisements soliciting DBE contractors, copies of returned envelopes and certified mail receipts, telephone log, etc.

- Bidder's List Form from recipient and successful bidder.
- EPA Form 6100-3 from DBE subcontractors.
- EPA Form 6100-4 from successful bidder.

**2. The following items must be submitted to DOW at the Pre-construction Meeting:**

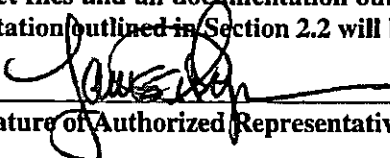
- A. Executed Contract Documents (once contract is signed).
- B. Notice of Award, Notice To Proceed, Bid Bond, Payment Bond, and Performance Bond (generally included in executed contract).
- C. Technical Specification (generally included in executed contract).
- D. Contractor's Certification Regarding Lobbying (See Attachment No. 11 in the SGC).
- E. Contractor's Debarred Firm Certification (See Attachment No. 10 in the SGC).

**3. A copy of the items identified in Section 2.1 and Section 2.2, above, and the following must be retained by the owner. This documentation is subject for review, by DOW, at the time of the pre-construction conference.**

- A. Name and qualifications of the proposed resident inspector(s).
- B. Proposal of the successful bidder(s).
- C. EEO documentation required by Executive Order 11246 as amended. Items 1 through 11 (See Attachment No. 7 in the SGC), is required for all contracts over \$10,000 except supplier contracts. Supplier contracts require:
  - 1. Name, address, and telephone number.
  - 2. Materials to be supplied and dollar value.For contracts below \$10,000, the same information required for supplier contracts must be submitted.
- D. Engineer's letter to the loan recipient recommending award of the contract. Letter must include a description of work, dollar amount, and name of the low bidder. If award is recommended to be made to other than the low bidder, a justification indicating why the low bidder is not responsive or responsible.
- E. Contractor project construction schedule and payment schedule.
- F. Applicable wage rate determination letter.
- G. Tentative Award Resolution.

**4. Comments:** KIA funds to be used for construction costs only

I hereby certify that all documentation outlined in Section 2.1, 2.2 and 2.3 will be retained in our project files and all documentation outlined in Section 2.1 has been submitted to DOW and all documentation outlined in Section 2.2 will be submitted to DOW during the Pre-con meeting.

  
\_\_\_\_\_  
Signature of Authorized Representative

Date: 9/26/2016

James Simpson, Chief Operating Officer, HCWD2  
Name and Title

Attachment

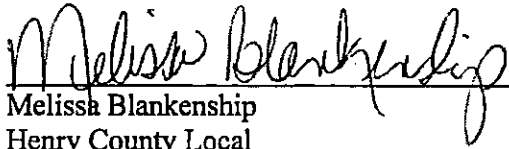
### Affidavit of Publication

I, Melissa Blankenship, do hereby certify that I am the Publisher of the Henry County Local, a newspaper published weekly in Eminence, Kentucky. I further certify the following advertisement(s) appeared in the Henry County Local:

Henry County Water District No.2 Advertisements for Bid

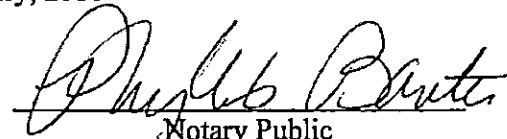
Said items were published on the following date(s):  
1-27-16

Signed by:

  
\_\_\_\_\_  
Melissa Blankenship  
Henry County Local

2-25-16  
Date

Subscribed and sworn before me this 25<sup>th</sup> of February, 2016

  
\_\_\_\_\_  
Notary Public  
ID# 515569

My commission expires on 8-20-2018

## PUBLIC HEARING

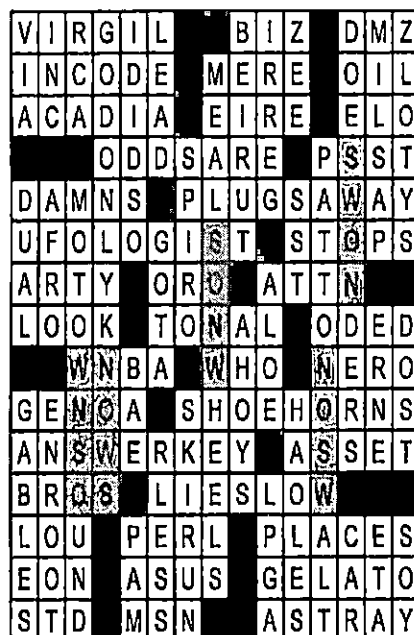
The Henry County Planning Commission will conduct a public hearing on Wednesday, February 10, 2016, at 7:00 p.m. at the Henry County Courthouse, New Castle, Kentucky, to discuss the following.

**Application: Docket #2016-02Z:** Application for Zone Change from A-1 to B-2 has been filed by Carolyn Booher. The subject property is a portion of the property located at 8733 LaGrange Road, Smithfield, Kentucky 40068. This Zone Change is for operation of a gun sales business.

**Application: Docket #2016-03V:** Application for Variation from the requirements of the Zoning Ordinance has been filed by Carolyn Booher and Tim Stewart. This Variance is for placement of signs on a portion of the property located at 8733 LaGrange Road, Smithfield, Kentucky 40068.

A hearing will be held in the courtroom of the Henry County Courthouse. All those interested are invited to be present and participate in the discussion.

Detailed information can be obtained in the Planning & Zoning Office, 19 South Property Road, New Castle, KY during regular business hours.



## ADVERTISEMENT FOR BIDS

Henry County Water District No. 2, 8955 Main Street, P.O. Box 219, Campbellsville, Kentucky 40011, (502) 532-6279.

Sealed Bids for the U.S. 42 Storage Tank Project, consisting of the construction in Trimble County, Kentucky, of a one million gallon concrete pedestal composite elevated water storage tank and all necessary appurtenances and connections, will be received at the office of Henry County Water District No. 2, 8955 Main Street, Campbellsville, Kentucky 40011, until 11:00 a.m. (local time), on February 10, 2016. All proposals which have been submitted in accordance with the instruction to Bidders will then be publicly opened and read aloud at the office of Henry County Water District No. 2. If the Bid is mailed, please allow sufficient time for the Bid to arrive prior to the scheduled closing time for the receipt of Bids, and enclose the Bid in an envelope marked as follows: "Sealed Proposal for U.S. 42 Storage Tank. Not to be opened until 11:00 a.m., February 10, 2016."

The Contract Documents may be viewed at the following locations: Henry County Water District No. 2 - 8955 Main Street, Campbellsville, Kentucky 40011; Tetra Tech, Inc., 424 Lewis Hargett Circle, Suite 110, Lexington, Kentucky 40503; F.W. Dodge/AGC McGraw-Hill Construction Planroom, www.dodge.construction.com; Reed Construction Data Planroom, www.reedconstructiondata.com, Builders Exchange - 2300 Meadow Drive, Louisville, Kentucky 40213. Copies of Contract Documents may be obtained from Lynn Imaging, 328 Old Vine Street, Lexington, Kentucky, 40507 (859-255-1021) upon payment of the following non-refundable fee (including shipping and handling). Plans may be purchased on-line at www.lynnimaging.com. Excerpts of Drawings and/or pertinent Specifications will not be furnished to interested parties, only complete sets. The price for a set of Drawings/Specifications is \$150.00. Bidders must coordinate site visits to the tank location with Henry County Water District No. 2. The award of Contract will be made to the lowest, responsive, responsible Bidder. Each bidder must deposit with his/her bid security in the amount, form, and subject to the conditions provided in the Instructions to Bidders. No Bidder may withdraw his Bid within ninety (90) consecutive calendar days after the actual date of the opening thereof. Bidder must comply with Title VI of the Civil Rights Act of 1964, the Anti-Kickback Act, and the Contract Work Hours Standard Act. Bidder must comply with the President's Executive Order No. 11246, as amended, which prohibits discrimination in employment regarding race, creed, color, sex, or national origin. Bidder must supply a certification of prior work under Executive Order No. 11246 (Equal Employment Opportunity) as amended. Bidder shall comply with 41 CFR 60-4 in regard to affirmative action, to ensure equal opportunity to females and minorities and will apply the timetables and goal set forth in 41 CFR 60-4. Bidder shall make positive efforts to use small, minority, women-owned, and disadvantaged businesses to fulfill requirements of this Contract. Bidder shall refer to Section 00810 of Specifications for MBE/WBE goals and minority and women participation goals. Bidder shall comply with American Iron and Steel requirements as set forth in Section 00810 of the Specifications. Attention of Bidders is particularly called to the requirements as to conditions of employment to be observed and minimum wage rates to be paid under the Contract, Section 3, Segregated Facility, Section 109 and E.O. 11246 and Title VI. Minority bidders are encouraged to bid. The Bidder awarded this contract shall complete the work within 365 calendar days. Liquidated damages will be assessed at \$500 per calendar day. This Contract is being funded in part by the Kentucky Drinking Water State Revolving Fund (SRF) with federal funds provided by the EPA. SRF requirements and provisions must be met by the Bidder and all subcontractors. SRF requires the higher of state or federal prevailing wage to be paid to all employees of the Bidder and subcontractor. Additional funding is being provided by a loan from Shelby Energy Cooperative. Small and Disadvantaged Business Enterprises are encouraged to bid on this project. Henry County Water District No. 2 is an Equal Opportunity Employer. This procurement will be subject to Kentucky DOW Procurement Guidance including the Davis-Bacon Act. The Owner reserves the right to waive any bidding informalities and refuse or reject any/all Bids for any reason, or for no reason whatsoever. Technical questions concerning interpretation of the Plans and Specifications for the U.S. 42 Storage Tank Project should be addressed in writing to Mr. Tom Green or Mr. Herb Lemaster of Tetra Tech, Inc., at 424 Lewis Hargett Circle, Suite 110, Lexington, Kentucky, 40503, email address tom.green@tetratech.com. All technical questions must be submitted no later than 11:00 a.m. on February 2, 2016.

### NOTICE TO CUSTOMERS OF KENTUCKY UTILITIES COMPANY RECOVERY BY ENVIRONMENTAL SURCHARGE OF KENTUCKY UTILITIES COMPANY'S 2016 ENVIRONMENTAL COMPLIANCE PLAN

PLEASE TAKE NOTICE that Kentucky Utilities Company ("KU") is filing with the Kentucky Public Service Commission ("Commission") on January 29, 2016 in Case No. 2016-00026, an Application pursuant to Kentucky Revised Statute 278.183 for approval of an amended compliance plan ("KU's 2016 Environmental Compliance Plan") for the purpose of recovering the capital costs associated with new pollution control facilities through an increase in the environmental surcharge on customers' bills beginning August 31, 2016 under KU's existing Electric Rate Schedule ECR, also known as the environmental cost recovery surcharge. The total capital cost of the projects in KU's 2016 Environmental Compliance Plan is estimated to be \$678 million.

Federal, state, and local environmental regulations require KU to build and upgrade equipment and facilities that produce energy from coal to operate in an environmentally sound manner. Specifically, KU is seeking Commission approval of Certificates of Public Convenience and Necessity for the construction of Phase II of the landfill at the E.W. Brown Generation Station ("Brown"), and to close coal-combustion-residual ("CCR") ponds and construct new process-water facilities at Brown, the Ghent Generating Station ("Ghent"), and the Trimble County Generating Station. Each construction project is component of KU's 2016 Environmental Compliance Plan.

KU is also seeking an order declaring that CCR pond closures at the Green River Generating Station, Pineville Generating Station, and Tyrone Generating Station are ordinary extensions of existing systems of the usual course of business.

Lastly, KU is seeking an order approving an amended compliance plan for purposes of recovering the costs of new pollution control facilities through its Environmental Surcharge tariff. These projects are required for KU to comply

## Henry County Local Business Directory



**Jeffery Perry Siding,**  
Windows & Roofing



## Drinking Water SRF Project Cost Summary

Project Title: U.S. 42 STORAGE TANK

WRIS#: WX21103037

Project Budget: Estimated 2014

As Bid 2/15/2016

Revised 2/17/2016

Cost Classification		<small>enter date</small> DWSRF KIA Loan	Funding Source 1	Funding Source 2	Funding Source 3	Funding Source 4	Funding Source 5	<small>enter date</small> Local Funds	Unfunded Costs	Total
1	Administrative Expenses							19,600		19,600
2	Legal Expenses							50,000		50,000
3	Land, Appraisals, Easements							50,000		50,000
4	Relocation Expenses & Payments									
5	Planning							90,400		90,400
6	Engineering Fees -- Design							39,000		39,000
7	Engineering Fees -- Construction							105,000		105,000
8	Engineering Fees -- Inspection									
9	Engineering Fees -- Other									
10	Construction	2,197,000								2,197,000
11	Equipment									
12	Miscellaneous									
13	Contingencies (change orders)	603,000						100,000		703,000
	<b>Total</b>	<b>2,800,000</b>						<b>454,000</b>		<b>3,254,000</b>

Funding Sources		Amount	Date Committed
1	KIA Loan	2,800,000	10/2/2014
2			
3			
4			
5			
	<b>Total</b>	<b>2,800,000</b>	

Local Funding Sources		Amount	Date Committed
1	HCWD2	254,000	10/2/2014
2	Shelby Energy Cooperative Loan	200,000	9/5/2014
3			
	<b>Total</b>	<b>454,000</b>	

Cost Categories	Funding Source	Total Cost
Treatment		
Transmission and Distribution		
Source		
Storage	KIA/HCWD/SEC	3,254,000
Purchase of Systems		
Restructuring		
Land Acquisition		
<b>Total Costs</b>		<b>3,254,000</b>

**Total Funding** **3,254,000**

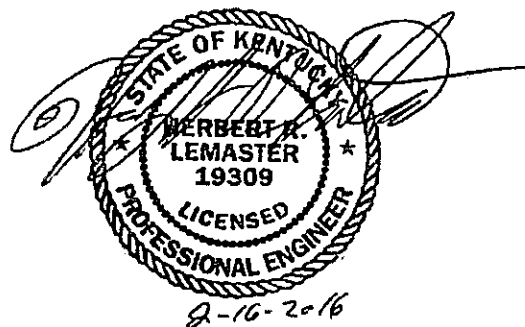


TETRA TECH, INC.

**BID TABULATION**  
**U.S. 42 STORAGE TANK**  
**HENRY COUNTY WATER DISTRICT No. 2**  
**Bids Received February 15, 2016**

Item	Caldwell Tanks, Inc.	C B & I, Inc.	Phoenix Fabricators and Erectors, Inc.	Landmark Structures I, L.P.
Total Lump Sum Bid Price	\$ 2,197,000.00	\$ 2,653,000.00	\$ 2,667,889.00	\$ 2,946,000.00

I hereby certify that this is a true and correct tabulation of bids.



Herbert R. Lemaster, P.E.

2-16-2016  
date

## DISADVANTAGED BUSINESS ENTERPRISE PARTICIPATION POLICY

PROJECT NAME: U.S. 42 Storage Tank

BID DATE: February 15, 2016

1. Name, address and telephone number of contact person on all DBE matters:

Prime Contractor's Name: Caldwell Tanks, Inc.  
Contact Person: Timothy C. Weathers  
Address: 4000 Tower Road, Louisville, KY 40219  
Phone: (502) 964-3361  
Cell Phone: \_\_\_\_\_  
Email: tweathers@caldwelltanks.com  
Total Contract Amount: \$2,197,000.00

2. Total dollar amount/percent of contract of MBE participation: \$0

3. Total dollar amount/percent of contract of WBE participation: \$0

4. Are certifications\* for each MBE/WBE/DBE subcontractor ☐ Yes ☐ No  
enclosed; if no, please explain: N/A

5. Are MBE/WBE/DBE subcontracts or letters of intent signed by ☐ Yes ☐ No  
both parties enclosed; if no, please explain: N/A

6. List of MBE Subcontractors:

Name: No MBE Subcontractors to be utilized  
Contact Person: \_\_\_\_\_  
Address: \_\_\_\_\_  
Phone: \_\_\_\_\_  
Cell Phone: \_\_\_\_\_  
Email: \_\_\_\_\_  
Type of Contract: \_\_\_\_\_  
Work to be Done: \_\_\_\_\_  
Amount: \_\_\_\_\_

7. List of WBE Subcontractors:

Name: No WBE Subcontractors to be utilized  
Contact Person: \_\_\_\_\_  
Address: \_\_\_\_\_  
Phone: \_\_\_\_\_  
Cell Phone: \_\_\_\_\_  
Email: \_\_\_\_\_  
Type of Contract: \_\_\_\_\_  
Work to be Done: \_\_\_\_\_  
Amount: \_\_\_\_\_

Attach Additional Sheets, If Necessary

\*Self-certification: Self certification of MBE/WBE/DBE firms will NOT be accepted as a valid form of certification of MBE/WBE/DBE status.

8. Information and documentation concerning efforts taken to comply with EPA's "six good faith efforts"

- (i). Ensure DBE construction firms or material suppliers are made aware of contracting opportunities to the fullest extent practicable through outreach and recruitment activities; including placing DBEs on solicitation lists and soliciting them whenever they are potential sources. A good source for a list of DBEs is the Kentucky Transportation's website: <http://transportation.ky.gov/Civil-Rights-and-Small-Business-Development/Pages/Certified-DBE-Directory.aspx>.
- ☒ The prime contractor certifies that a bidders list (see example sheet below) of qualified vendors, including DBEs, was developed for current and future solicitations and that the list will be maintained. *Submit a copy of the list as documentation.*
- (ii). Make information on forthcoming opportunities available to DBEs and arrange time frames for contracts and establish delivery schedules, where the requirements permit, in a way that encourages and facilitates participation by DBEs in the competitive process; including, whenever possible, posting solicitation for bids or proposals for a sufficient amount of time as to receive a competitive bid or proposal pool.
- ☒ The prime contractor certifies that every opportunity was provided to a number of DBEs to encourage their participation in the competitive process and that an adequate amount of time was provided for response.
- a. List each DBE construction firm or material supplier to which a solicitation was attempted. *Submit copies of letters, emails, faxes, telecommunication logs, certified mail receipts, returned envelopes, certified mail return receipts, etc. as documentation.*
- Company name and phone number: See attached listing of DBE's contacted  
Area of work expertise: \_\_\_\_\_  
Date of any follow-ups and person spoke to: \_\_\_\_\_
- b. Advertisements, if applicable: List each publication in which an announcement or notification was placed. *Submit a tear sheet of each announcement from each publication as documentation.*
- Name of publication: SBA (Small Business Administration) Sub-Net database  
Date(s) of advertisement: January 29, 2016  
Specific subcontract areas announced: Foundation, Sitework, Paint, Electric, Fence
- c. Other, if applicable: List each notification method in which an announcement or outreach was used; list serve, public meeting, etc. *Submit applicable information to document effort.*
- Method of notification: \_\_\_\_\_  
Date(s) of notification: \_\_\_\_\_
- (iii). Consider in the contracting process whether firms competing for large contracts could subcontract with DBEs; including dividing total requirements, when economically feasible, into smaller tasks or quantities to permit maximum participation by DBEs in the competitive process.
- ☒ The prime contractor certifies that the project was broken into its basic elements (i.e., dirt hauling, landscaping, painting, pipe installation, material supplies, etc.) and that a determination was made whether it's economically feasible to bid the elements separately and that the analysis of this effort was documented with a short memo to the project file.

- (iv). Establishing delivery schedules, where the requirement permits, which encourage participation by small and minority business, and women's business enterprises.

☒ The prime contractor certifies that they established delivery schedules which would allow DBEs to participate in the projects.

- (v). Use the services and assistance of the Small Business Administration (SBA) and the Minority Business Development Agency (MBDA) of the U.S. Department of Commerce. The easiest way to utilize the services of SBA and MBDA is to visit their websites: [www.sba.gov](http://www.sba.gov) and [www.mbda.gov](http://www.mbda.gov) and use the electronic tools available there or you may send the nearest SBA and MBDA office a certified letter that generally describes the solicitation, the dates it will be open, the types of vendors you are seeking and applicable SIC or NAIC codes if known. You may also use the services and assistance of the Kentucky Procurement Assistance Program (KPAP). The easiest way to utilize the services of KPAP is to send an email: [ced.kpap@ky.gov](mailto:ced.kpap@ky.gov) and provide information on forthcoming opportunities available to DBEs.

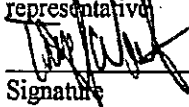
☒ The prime contractor certifies that the assistance of the SBA, MBDA, and/or KPAP was utilized. *Submit pages printed off the SBA and MBDA websites which evidence efforts to register a solicitation on those sites or submit copies of the letter sent and certified mail receipt as documentation; submit copies of emails with KPAP as documentation.*

- (vi). If a subcontractor awards any subcontracts, require the subcontractor to take the steps in numbers (i) through (v) above.

☒ The prime contractor certifies that subcontractors used for this project will be required to follow the steps of the "six good faith efforts" as listed above.

9. **Signature and date:**

To the best of my knowledge and belief, all "six good faith efforts" have been met and the information contained in this document is true and correct; the document has been duly authorized by the legal representative:

  
Signature

Timothy C. Weathers, Regional Sales Manager

Print name and title

February 19, 2016

Date



MATTHEW G. BEVIN  
GOVERNOR

**ENERGY AND ENVIRONMENT CABINET**  
DEPARTMENT FOR ENVIRONMENTAL PROTECTION  
DIVISION OF WATER  
200 FAIR OAKS LANE, 4TH FLOOR  
FRANKFORT KENTUCKY 40601  
[www.kentucky.gov](http://www.kentucky.gov)

CHARLES G. SNAVELY  
SECRETARY

RECEIVED

MAR 23 2016

Public Service  
Commission

March 2, 2016

James T Simpson  
Henry Co Water District #2  
8955 Main St  
Campbellsburg, KY 40011

Re: F15-014  
Henry Co Water District 2--1846  
Activity ID: FGL20150005  
HUC11: 05140101010  
Watershed Name: Little Kentucky River,  
Bedford  
Contract ID: 1  
DBE Participation

Dear Mr. Simpson:

The prime contractor, Caldwell Tanks, Inc., was unable to obtain Disadvantaged Business Enterprise (DBE) subcontractors for this project. This office has reviewed the documentation submitted to support their efforts to obtain DBE subcontractors. It is our opinion that Caldwell Tanks, Inc., has met the requirements of the six good faith efforts, 40 CFR 33.301.

If you have any questions or need assistance, please contact Buddy Griffin, Project Manager, at (502) 564-3410, extension 4971.

Sincerely,

Buddy Griffin, Supervisor  
SRF & SPAP Section  
Water Infrastructure Branch

BG:bg

c: Kentucky Infrastructure Authority  
Herbert R. Lemaster, P.E., Tetra Tech  
Tom Green, Tetra Tech  
Amanda Yeary, KIA

RECEIVED

Green, Tom

MAR 23 2016

**From:** Murphy, Joel (EEC) <Joel.Murphy@ky.gov>  
**Sent:** Friday, March 18, 2016 10:56 AM  
**To:** jsimpson@hcwd2.com; Green, Tom  
**Cc:** Griffin, Buddy (EEC); Yeary, Amanda (KIA)  
**Subject:** Davis-Bacon Contract Award Approval; F15-014; Henry County Water District #2 - U.S. Highway 42 Storage Tank  
**Attachments:** Davis-Bacon Forms.pdf; KY160164.pdf; CR 2-020 2015.pdf

Public Service  
Commission

DOW has reviewed the attached Davis-Bacon Contract Award Information and HUD-4720 Project Wage Rate forms for the above referenced project. The federal wage determination used is KY160164, Modification 1, dated 1/29/2016 and the state wage determination used is CR 2-020 2015, Modification 0, dated 12/4/2015.

DOW certifies the wages to be in compliance, provided the contract is awarded by **May 15, 2016**.

Thank you!

*Joel Murphy*

SRF & SPAP Section  
Kentucky Division of Water  
200 Fair Oaks Lane, 4th Floor  
Frankfort, Kentucky 40601  
(502) 564-3410 ext. 4592

## Davis-Bacon Contract Award Information

Fill out one form for each contract awarded. This information is required for compliance of the Davis-Bacon provisions of the Drinking Water SRF or Clean Water SRF funded projects.

**Complete and submit a copy of the Project Wage Rate Sheet as of contract award date (HUD 4720) with this form.**

Borrower Name:	Henry County Water District No. 2
WX / SX Number:	WX21103037
KIA Loan Number:	F15-014
Project Name:	U.S. 42 Storage Tank
Bid Opening Date:	February 15, 2016
Federal Wage Decision #, modification #, and Effective Date used in contract:	KY160164, Modification 1, January 29, 2016
State Wage Decision #, modification #, and Effective Date used in contract:	CR 2-020 2015, Modification 0, December 4, 2015
Contract Award Date:	April 1, 2016 (estimated)
Construction Start Date:	May 1, 2016 (estimated)
Estimated Completion of Construction Date:	August 1, 2017 (estimated)
Contract Amount:	\$2,197,000.00
Contractor Name:	Caldwell Tanks, Inc.
Contractor Address:	4000 Tower Road, Louisville, KY 40219
Subcontractor Name(s):	None at this time

### Questions regarding Davis-Bacon determination:

Answer Yes or No

Do you certify that Davis-Bacon wages and provisions were included in your bid specifications?	Yes
Do Contractor(s) and Sub-Contractor(s) agree to provide weekly payroll information with a Statement of Compliance to Borrower (WH-347 Form or other format acceptable to Borrower w/Statement of Compliance)?	Yes
Does Borrower agree to conduct reviews of certified payroll information submitted by contractor(s) and sub-contractor(s) to verify payment of appropriate wages and compliance with Davis-Bacon provisions?	Yes
Does Borrower agree to conduct on-site interviews as a result of suspected noncompliance or in response to an alleged violation of the prevailing wage requirements and complete the Labor Standards Interview Sheet (SF 1445)?	Yes

I certify the correct wage decision is being applied to the above noted project.

Signature of Authorized Official of Borrower

Date

Printed Name and Title of Authorized Official

**JAMES T. SIMPSON**

**CHIEF OPERATING OFFICER**

PLEASE NOTE: KIA will use a combination of funding (CWSRF/DWSRF funds and non-CWSRF/DWSRF funds) to finance projects. Both federal Davis-Bacon prevailing wages and the Commonwealth of Kentucky prevailing wages apply to this project. Payment of the wage and fringe benefits that are most beneficial to the employees are required.



<b>Project Wage Rate Sheet</b>	U.S. Department of Housing and Urban Development Office of Labor Relations	
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PROJECT NAME: U.S. 42 Storage Tank	WAGE DECISION NUMBER/MODIFICATION NUMBER: Federal - KY160164, Modification 1 State - CR 2-020 2015, Modification 0
---------------------------------------	--

PROJECT NUMBER: F15-014	PROJECT COUNTY: Trimble
----------------------------	----------------------------

WORK CLASSIFICATION	BASIC HOURLY RATE (BHR)	FRINGE BENEFITS	TOTAL HOURLY WAGE RATE	LABORERS FRINGE BENEFITS:		\$
Carpenters	27.50	16.06	\$43.56	GROUP #	BHR	TOTAL WAGE
Cement Masons	24.21	11.45	\$35.66			\$
Electricians	30.01	25.65	\$55.66			\$
Iron Workers	25.46	17.49	\$42.95			\$
Operator: Backhoe/Excavator/Trackhoe	26.43	13.00	\$39.43			\$
Operator: Bulldozer	24.73	15.19	\$39.92			\$
Operator: Trencher	26.34	12.58	\$38.92	OPERATORS FRINGE BENEFITS:		\$14.40
Laborer: Chip. Gun, Form Stripping, & Vib. Plate	22.55	12.46	\$35.01	GROUP #	BHR	TOTAL WAGE
Laborer: Grade Checker & Signal Man	22.30	12.46	\$34.76	1	29.95	\$44.35
Laborer: Concrete Saw (Hand Held/Walk Behind)	28.89	9.85	\$38.74	2	27.26	\$41.66
Laborer: Flagger	28.72	9.85	\$38.57	4	26.96	\$41.36
Laborer: Blaster, Tunnel, Concrete Finishing, & Powderman	24.21	11.45	\$35.66			\$
Laborer: Concrete Worker	23.31	11.45	\$34.76	TRUCK DRIVERS FRINGE BENEFITS:		\$7.34
OTHER CLASSIFICATIONS				GROUP #	BHR	TOTAL WAGE
Laborer: Backfiller	20.21	10.19	\$30.40	1	16.57	\$23.91
Laborer: Common or General	20.36	10.62	\$30.98	2	16.68	\$24.02
Laborer: Pipelayre	23.90	9.76	\$33.66	3	16.86	\$24.20
			\$	4	16.96	\$24.30

**ADDITIONAL CLASSIFICATIONS (HUD Form 4230-A)**

WORK CLASSIFICATION	BASIC HOURLY RATE	FRINGE BENEFITS	TOTAL HOURLY WAGE RATE	DATE OF HUD SUBMISSION TO DOL	DATE OF DOL APPROVAL
			\$		
			\$		