

RECEIVED

AUG 10 2016

PUBLIC SERVICE  
COMMISSION

**COMMONWEALTH OF KENTUCKY**  
**BEFORE THE PUBLIC SERVICE COMMISSION**  
**CASE NO. 2016-00270**

In the Matter of:

**THE APPLICATION OF BATH COUNTY WATER )**  
**DISTRICT FOR A CERTIFICATE OF PUBLIC )**  
**CONVENIENCE AND NECESSITY TO CONSTRUCT ) CASE NO.**  
**AND FINANCE IMPROVEMENT PROJECTS ) 2016-00270**  
**PURSUANT TO KRS 278.020 and 278.300 )**

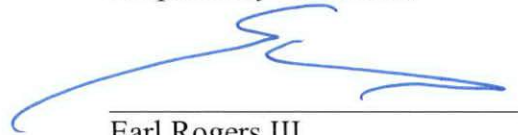
**NOTICE OF SUPPLEMENTAL FILING OF  
EXECUTED CONTRACTS**

The Bath County Water District (the "Applicant") of Bath County, Kentucky, respectfully submits the following information in supplement to the Applicant's previously submitted Application as follows:

1. Executed Contract No. 4 with G & W Construction Co., Inc.

Applicant submits the attached executed contract is identical to the previously submitted proposed contract without revisions or modifications.

Respectfully submitted,



Earl Rogers III  
Attorney for Applicant  
[earlrogers@windstream.net](mailto:earlrogers@windstream.net)  
Campbell Rogers & Hill, PLLC  
154 Flemingsburg Road  
Morehead, KY 40351  
Phone: 606-783-1012  
Fax: 606-784-8926

**SECTION 00500**  
**AGREEMENT FORMS**

**PART 1 - NOTICE OF AWARD**

TO: G & W Construction Co., Inc.  
6730 Flemingsburg Rd.  
Morehead, KY 40351

PROJECT Description: "Contract No. 4 - "Scattered Site Improvements Project" for The Bath County Water District, Bath County, Kentucky.

The OWNER has considered the BID submitted by you for the above-described WORK in response to its Advertisement for Bids dated April 14, 2016, and Instructions to Bidders.

You are hereby notified that your BID has been accepted for items in the amount of \$ 827,852.51.

You are required by the Instructions to Bidders to execute the Agreement and furnish the required CONTRACTOR'S Performance BOND, and Payment BOND and certificates of insurance within ten (10) calendar days from the date of this Notice to you.

If you fail to execute said Agreement and to furnish said BONDS within ten (10) days from the date of this Notice, said OWNER will be entitled to consider all your rights arising out of the OWNER'S acceptance of your BID as abandoned and as a forfeiture of your BID BOND. The OWNER will be entitled to such other rights as may be granted by law.

You are required to return an acknowledged copy of this NOTICE OF AWARD to the OWNER.

Dated this 21<sup>st</sup> day of July, 2016.

Bath County Water District  
OWNER

By: Marvin R. Crouch

Title: CHAIRMAN

ACCEPTANCE OF NOTICE

Receipt of the above NOTICE OF AWARD is hereby acknowledged by G & W Construction Co., Inc., this the 21<sup>st</sup> day of July, 2016.

By: David D. Alderman  
Title: President

**PART 2 - AGREEMENT**

THIS AGREEMENT, made this 21<sup>st</sup> day of July, 2016, by and between the Bath County Water District, hereinafter called "OWNER" and G & W Construction Co., Inc., doing business as ("a corporation", partnership", or "an individual" as applicable), hereinafter called "CONTRACTOR".

WITNESSETH: That for and in consideration of the payments and agreements hereinafter mentioned:

Contractor will commence and complete the construction of the "Contract No. 4-**Scattered Site Improvements Project**"

2. The CONTRACTOR will furnish all of the materials, supplies, tools, equipment, labor and other services necessary for the construction and completion of the PROJECT described herein.
3. The CONTRACTOR will commence the work required by the CONTRACT DOCUMENTS within ten (10) calendar days after the date of the NOTICE TO PROCEED and will complete the same within Two Hundred Seventy consecutive calendar days unless the period for completion is extended otherwise by the CONTRACT DOCUMENTS.
4. The CONTRACTOR agrees to perform all of the WORK described in the CONTRACT DOCUMENTS and comply with the terms therein for the sum of: \$827,852.51 as shown in the Bid Schedule.
5. The term "CONTRACT DOCUMENTS" means and includes the following:
  - (A) Advertisement for Bids
  - (B) Instructions to Bidders
  - (C) Bid
  - (D) Bid Bond
  - (E) Agreement
  - (F) General Conditions
  - (G) Supplemental General Conditions
  - (H) Special Conditions
  - (I) Payment Bond
  - (J) Performance Bond
  - (K) Notice of Award
  - (L) Notice to Proceed
  - (M) Change Order
  - (N) Drawings prepared by Kentucky Engineering Group, PLLC and dated December 2015.
  - (O) Technical Specifications prepared and issued. dated December, 2015.
  - (P) Addenda: N/A

6. The OWNER will pay to the CONTRACTOR in the manner and at such times as set forth in the General Conditions such amounts as required by the CONTRACT DOCUMENTS.
7. This AGREEMENT shall be binding upon all parties hereto and their respective heirs, executors, administrators, successors and assigns.

IN WITNESS WHEREOF, the parties hereto have executed or caused to be executed by their duly authorized officials, this AGREEMENT in six (6) copies each of which shall be deemed an original on the date first above written.

Bath County Water District  
OWNER

By: Marvin R Crouch  
(Signature)

Name: Marvin Crouch  
(Print Name)

Title: Chairman

(SEAL)

ATTEST: Shecci Greene  
(Signature)

Name: Shecci Greene  
(Print Name)

Title: Co-Manager

G & W CONSTRUCTION CO., INC.  
CONTRACTOR

By: Darrell Alderman  
(Signature)

Name: Darrell Alderman, President  
(Print Name)

Address: 6730 Flemingsburg Rd.

Morehead, KY 40351

(SEAL)

ATTEST: Joan Owens  
(Signature)

Name: JOAN OWENS  
(Print Name)

Title: V-Pros

**PART 3 - NOTICE TO PROCEED**

TO: G & W Construction Co., Inc.  
6730 Flemingsburg Rd.  
Morehead, KY 40351

You are hereby notified to commence WORK in accordance with the AGREEMENT dated \_\_\_\_\_, on or before \_\_\_\_\_, and you are to complete the WORK within 180 consecutive calendar days thereafter. The date of completion of all WORK is therefore \_\_\_\_\_.

BATH COUNTY WATER DISTRICT  
OWNER

By: Marvin R Crouch  
(Signature)

Title: Chairman

**ACCEPTANCE OF NOTICE**

Receipt of the above NOTICE TO PROCEED is hereby acknowledged on this the \_\_\_\_\_ day of \_\_\_\_\_

CONTRACTOR: G & W Construction Co., Inc.

By: Daniel Allen  
Title: President

- END OF SECTION -