

RICHMOND RIVERFRONT

**PARK PHASE**

NEW MARKET HEIGHTS

CHARLES CITY COURTHOUSE

SHERWOOD FOREST

CHICKAHOMINY RIVERFRONT

GREENSPRINGS

COLONIAL PARKWAY

Letter of Submittal and Attachments  
to the Letter of Submittal for a  
Design-Build Project

# Virginia Capital Trail

**Park Phase**  
for Virginia Department of Transportation

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State Project No.: 0005-043-714, P101, R201, C501, B601-B608  
Federal Project No.: STP-OC-5A27 (189)  
Contract ID Number: C00103665DB73  
February 14, 2014



**ATTACHMENT 4.0.1.1**

**Virginia Capital Trail – Park Phase**

**LETTER OF SUBMITTAL CHECKLIST AND CONTENTS**

Offerors shall furnish a copy of this Letter of Submittal Checklist, with the page references added, with the Letter of Submittal.

<b>Letter of Submittal Component</b>	<b>Form (if any)</b>	<b>RFP Part 1 Cross Reference</b>	<b>Page Reference</b>
<b>Letter of Submittal Checklist and Contents</b>	Attachment 4.0.1.1	Section 4.0.1.1	1-2
<b>Acknowledgement of RFP, Revisions, and/or Addenda</b>	Attachment 3.4 (Form C-78-RFP)	Sections 3.4; 4.0.1.1	3
<b>Letter of Submittal</b>	NA	Sections 4.1	4-10
Letter of Submittal on Offeror's letterhead	NA	Section 4.1.1	
Offeror's full legal name and address	NA	Section 4.1.1	
Authorized representative's original signature	NA	Section 4.1.1	
Declaration of intent	NA	Section 4.1.2	
120 day declaration	NA	Section 4.1.3	
Point of Contact information	NA	Section 4.1.4	
Principal Officer information	NA	Section 4.1.5	
Offeror's Corporate Structure	NA	Section 4.1.6	
Full Legal Name of Lead Contractor and Lead Designer	NA	Section 4.1.7	
Offeror's VDOT prequalification information	NA	Section 4.1.8	
DBE statement confirming Offeror is committed to achieving the required DBE goal	NA	Section 4.1.9	
Interim Milestone and Final Completion Date(s)	NA	Section 4.1.10	

**ATTACHMENT 4.0.1.1**

**Virginia Capital Trail – Park Phase**

**LETTER OF SUBMITTAL CHECKLIST AND CONTENTS**

<b>Letter of Submittal Component</b>	<b>Form (if any)</b>	<b>RFP Part 1 Cross Reference</b>	<b>Page Reference</b>
<b>Attachments to the Letter of Submittal</b>	NA	Section 4.2	Tab 4.2
Affiliated and/ or Subsidiary Companies	Attachment 4.2.1	Section 4.2.1	Tab 4.2.1
Certification Regarding Debarment Forms	Attachment 4.2.2(a) Attachment 4.2.2(b)	Section 4.2.2	Tab 4.2.2
Offeror's VDOT prequalification information	NA	Section 4.2.3	Tab 4.2.3
Evidence of obtaining bonding	NA	Section 4.2.4	Tab 4.2.4
Full size copies of DPOR licenses and SCC registrations	NA	Section 4.2.5	Tab 4.2.5
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Lead Contractor Work History Form	Attachment 4.2.6(a)	Section 4.2.6	Tab 4.2.6(a)
Lead Designer Work History Form	Attachment 4.2.6(b)	Section 4.2.6	Tab 4.2.6(b)

**ATTACHMENT 3.4****COMMONWEALTH OF VIRGINIA  
DEPARTMENT OF TRANSPORTATION**

RFP NO. C00103665DB73  
 PROJECT NO.: 0005-043-714, P101, R201, C501, B601-B608

**ACKNOWLEDGEMENT OF RFP, REVISION AND/OR ADDENDA**

Acknowledgement shall be made of receipt of the Request for Proposals (RFP) and/or any and all revisions and/or addenda pertaining to the above designated project which are issued by the Department prior to the Letter of Submittal submission date shown herein. Failure to include this acknowledgement in the Letter of Submittal may result in the rejection of your proposal.

By signing this Attachment 3.4, the Offeror acknowledges receipt of the RFP and/or following revisions and/or addenda to the RFP for the above designated project which were issued under cover letter(s) of the date(s) shown hereon:

1. Cover letter of December 13, 2013 – RFP  
(Date)
2. Cover letter of January 24, 2014 – Addendum No. 1  
(Date)
3. Cover letter of \_\_\_\_\_  
(Date)

 \_\_\_\_\_  
SIGNATURE

2-7-14 \_\_\_\_\_  
DATE

There is no learning curve for The Fielder's Choice Enterprises-Louis Berger Team as personnel have provided construction and engineering services for numerous trails throughout the Commonwealth including the Virginia Capital Trail.



## 4.1

# Letter of Submittal

February 14, 2014

Brenda Williams  
Commonwealth of Virginia  
Department of Transportation (VDOT)  
Central Office Mail Center  
Loading Dock Entrance  
1401 E. Broad Street  
Richmond, Virginia 23219

**RE: A Design-Build Project – Virginia Capital Trail Park Phase**

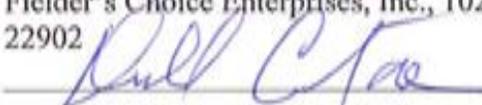
Dear Ms. Williams,

The Virginia Department of Transportation (VDOT), is in the process of securing a team to provide design-build (DB) services for the design and construction of the Virginia Capital Trail from east of Wood Mill Drive to west of Rocky Hill Drive in Henrico County, Virginia. The entirety of this multi-use trail spans from Richmond in Central Virginia to Jamestown in Hampton Roads passing through civil war battlefields, homes of former presidents, wineries, and eventually arriving in Historic Jamestown. Fielder's Choice Enterprises, Inc. (Fielder's Choice Enterprises), as the prime contractor, and The Louis Berger Group, Inc. (Louis Berger), as the lead design firm, have assembled the Fielder's Choice Enterprises-Louis Berger Team for this DB project. Our locally experienced key personnel and specialty subconsultants will address the unique challenges that the Virginia Capital Trail Park Phase project presents, such as restricted access to the construction area particularly in Four Mile Run Park, spanning a documented civil war era earthwork, and limiting impacts to adjacent residences particularly on the west side of I-295.

**Why The Fielder's Choice-Louis Berger Team?**

- Personnel are completely familiar with VDOT's procedures and expectations from past experience on the Virginia Capital Trail along with similar trails in the Commonwealth.
- All services in-house allows for a fully integrated approach that can anticipate and resolve issues early in the process before they get costly or impact schedule.
- Our firm's Charlottesville office and Louis Berger's Richmond office are located in close proximity to the Virginia Capital Trail, allowing us to readily provide innovative and effective solutions for virtually any task.
- Our team has the ability to mobilize the appropriately experience professionals on short notice to respond to VDOT's needs.

**4.1.1 Offeror's Full Legal Name and Address Authorized Representative's Original Signature**

- Fielder's Choice Enterprises, Inc., 1020 Linden Avenue, Charlottesville, Virginia 22902
-  Donald Cantore, President

- **4.1.2 Declaration of Intent** - The Fielder's Choice-Louis Berger Team intends, if selected, to enter into a contract with VDOT for the Virginia Capital Trail – Park Phase Project in accordance with the terms set forth in this Request for Proposals.
- **4.1.3 120 Day Declaration** - The FCE–Louis Berger Team's offer will remain in full force and effect for 120 days after the date the proposal is submitted to VDOT (Letter of Submittal and Price Proposal Due Date, February 14, 2014).
- **4.1.4 Point of Contact Information**
  - Fielder's Choice Enterprises, Inc., 1020 Linden Avenue, Charlottesville, Virginia 22902
  - Donald Cantore, President, Phone: 434.989.3388 and [dcantore@fce-digs.com](mailto:dcantore@fce-digs.com)
- **4.1.5 Principal Officer Information**
  - Fielder's Choice Enterprises, Inc., 1020 Linden Avenue, Charlottesville, Virginia 22902
  - Donald Cantore, President, Phone: 434.989.3388 and [dcantore@fce-digs.com](mailto:dcantore@fce-digs.com)
- **4.1.6 Offeror's Corporate Structure** - We will be the prime contractor and the sole entity with which VDOT contracts. Louis Berger will be subcontracted to us as the lead designer. All construction consultants will be subcontracted to our firm and all engineering subconsultants will be subcontracted to Louis Berger.
- **4.1.7 Full Legal Name of Lead Contractor and Lead Designer**
  - *Lead Contractor & Lead Designer*
    - Fielder's Choice Enterprises, Inc., 1020 Linden Avenue, Charlottesville, Virginia 22902  
Donald Cantore, President, Phone: 434.989.3388 and [dcantore@fce-digs.com](mailto:dcantore@fce-digs.com)
    - The Louis Berger Group, Inc., 801 E. Main Street, Suite 500, Richmond, Virginia 23219  
Dean Hatfield, PE, Vice President, Phone: 919.302.1178 and [dhatfield@louisberger.com](mailto:dhatfield@louisberger.com)
- **4.1.8 Offeror's VDOT Prequalification Information** – Our firm prequalification number is F451 and our status is active. Louis Berger and our team's subconsultants are each prequalified with VDOT for the areas of work for which they will be responsible for under this contract.
- **4.1.9 Disadvantaged Business Enterprise Statement** – The Fielder's Choice-Louis Berger Team will support VDOT's commitment to providing opportunities for small and minority owned businesses throughout the Commonwealth, we are committed to achieving a six percent Disadvantage Business Enterprise participation goal for the entire value of the contract.

- **4.1.10 Substantial Completion and Final Completion Dates** – The Fielder’s Choice-Louis Berger Team’s substantial completion date is August 15, 2015 with a final completion date of October 30, 2015.

VDOT will have one cohesive, dedicated team for the Virginia Capital Trail project, with both my firm and Louis Berger committing the resources, personnel, and equipment required. As DB project manager, I will lead and provide direction to our team and be the primary point of contact with VDOT on this project. I have more than 28 years of experience completing projects for VDOT. Our design project manager, Dean Hatfield, PE, will be responsible for coordinating engineering services. He has 31 years of experience in engineering design services for roadways and trails, and has provided services for DB projects for more than five years. The FCE-Louis Berger Team will manage a group of expert construction and design firms, forming a unified team that is structured to meet the challenges of the Virginia Capital Trail project. Firm overviews of our team members are provided on the next page.

**Fielder’s Choice Enterprises – Prime Contractor**



Our firm brings more than 26 years of experience building projects in central Virginia. We are a SWaM contractor optimally sized for the project. Our heavy equipment, rolling fleet, and miscellaneous tools have a replacement value of approximately \$4,500,000 and will be committed to the project as needed. Notably, our firm boasts excellent VDOT construction experience, evidenced by the company’s Staunton District Best Completed Construction award for the Route 256 project. We also have a proven ability to complete projects on or ahead of schedule; for example, the company received a \$100,000 incentive for an early completion milestone during the Churchville Avenue project in Staunton. Given our additional qualifications described in this proposal, we have the ability to fulfill all of the necessary requirements to successfully complete the Virginia Capital Trail project to VDOT standards. Fielder’s Choice Enterprises construction team will be supported by the team members on the pages that follow.

***Go To Construction Firm***

**Fielder’s Choice Enterprises is well-versed in the needs of both users and clients of multi-modal trails from our firm’s experience with VDOT and municipalities throughout the Commonwealth**

**Golden Rule – Pavement Markings**

Golden Rule is a parking lot maintenance company that specializes in pavement markings. They also offer other services such as asphalt sealing, crack filling, sign installation, and sweeping. We service all of Virginia and parts of North Carolina and work extensively and exclusively with key contractors and assist them in the completion and execution of their jobs. Personnel have worked on a number of large jobs, not only for the state but also for local municipalities. Some of the larger jobs we have worked on have been Aspen Heights in Harrisonburg, Virginia for Partners Excavating and various state routes for Adams Construction in Augusta County. They have also completed a number of shopping centers and other large business projects. They are more than capable to handle the requirements for this job in that it falls in direct line with the firm’s specialties.

## **Aacme General Contractors – Seeding**

Aacme General Contractors specializes in hydro seeding services. They handle commercial and residential projects big and small. Aacme General Contractors handles a wide range of services dealing with erosion and sediment control. Personnel install erosion control blankets, silt fence, temporary filter barrier, and sod. Personnel provide landscaping, bush hogging, tree and debris removal, clearing, grading, and vegetation management. The firm is a woman owned small business established in 2000. They hold a prequalification with VDOT, certified as a DBE, and licensed as a Class A Contractor. The firm has completed commercial and residential projects throughout Virginia and Maryland. Staff adhere to all Work Zone Traffic Control Procedures and all of our supervisors have a Basic Work Zone Traffic Control certification as well as all employees being flagger certified.

## **DEVCON – Asphalt and Trucking**

DEVCON is a local Richmond firm that has been in business for almost 20 years as a road construction company. As a DBE subcontractor, they have completed a vast number of VDOT projects in and outside of the Richmond District. Areas of expertise include trucking, flexible pavement planning, and asphalt paving that are all supplemented with a responsive asphalt crew. The firm owns 20 dump trucks, milling machines, an asphalt paver, and related equipment. They have approximately 25 full-time and part-time employees.

## **Louis Berger – Lead Designer**



Louis Berger is an international engineering, planning, and construction administration organization consistently ranked by *Engineering News-Record* among the top design firms in America. For 60 years, Louis Berger has built a reputation for delivering outstanding quality projects coupled with an

on-time and on-budget performance. Since its inception, Louis Berger has been involved in the planning, design, and construction management of more than 100,000 miles of highway, 2,000 miles of railroad, 3,000 bridges, 100 airfields, seaports, dams, water supply systems, numerous environmental mitigation projects, and diverse cultural preservation projects throughout the United States and in 140 countries. Louis Berger has maintained a vibrant office in downtown Richmond for more than 20 years and has an office in Sterling as well. Personnel have completed projects and project assignments throughout the Commonwealth of Virginia for state agencies (including VDOT), local governments, and federal agencies. Louis Berger's design team will be supported by the team members on the pages that follow.

### ***Go To Design Firm***

**Louis Berger is well-versed in the needs of both users and clients of multi-modal trails from the firm's experience with VDOT and the National Parks Service**

- Virginia Capital Trail Construction Inspection, Richmond, Virginia
- Apex Street Bridge Demolition and Connection to the American Tobacco Trail, Durham, North Carolina
- Upper Neuse River Greenway from the Wake and Johnson County Line to Sam's Branch Creek, Clayton North Carolina

**CES Consulting (CES) – Quality Assurance**

CES Consulting is a DBE/SWaM certified construction management firm providing construction engineering, value engineering, construction management, scheduling, claim analysis, utility relocation and management and project planning (through all phases of the procurement phases from scoping to final closeout audits) services to our clients. CES has the technical knowledge and field experience to provide workable solutions to all construction design/field issues and have proven ourselves over the years. Their solutions are based on sound engineering principles and are fiscally sound as well as risk managed. They currently employ 35 people and are in the process of training additional personnel for our future growth. The firm has a robust practical training program apart from the required materials and signals certification necessary to become knowledgeable and responsible.

- Fairfax County Parkway Trail and ADA Compliance, Fairfax County, Virginia
- Route 50 Widening DB, Fairfax and Loudoun Counties, Virginia
- Route 58 Widening DB, Tri-County (Carroll, Floyd & Patrick Counties), Virginia

**DMY Inc. (DMY) – Geotechnical**

Established in 2010, DMY is a registered S-Corporation in the Commonwealth of Virginia. With their main office located in Midlothian, Virginia, they provide engineering and testing services to clients in Virginia and the Mid-Atlantic region. DMY is a minority-owned business certified as a DBE/SWaM with Virginia Department of Minority Business Enterprise (VDMBE). DMY's engineering services consist of the following, subsurface investigation, foundation analysis and design, existing pavement evaluation and new pavement design, retaining structure design, and ground modification techniques. Additionally, the firm provides construction support services such as, special inspections per City of Richmond's Manual of Special Inspections, earthwork activities, foundation design, pavement inspection and testing, structural concrete inspection and testing, and structural steel inspection and testing.

- Cannon Creek Trail Phase II and Phase III, Richmond, Virginia
- Richmond Riverfront Priority 1 Implementation, Richmond, Virginia
- New Jersey Avenue Rehabilitation, Washington, DC

**Hurt & Proffitt – Survey and Subsurface Utility Engineering**

Hurt & Proffitt, established in 1973, is a full service employee-owned engineering and surveying firm providing a comprehensive array of services. The firm is a SWaM certified small business, with the Commonwealth of Virginia Department of Minority Business Enterprise. Their integrity, attention to detail, vast experience and commitment to professional standards have helped make us one of the largest engineering and surveying firms in Central Virginia, with offices in Lynchburg, Norfolk, Roanoke and Wytheville. Hurt & Proffitt's professional engineers and surveyors are licensed in Virginia, North Carolina, Maryland, West Virginia, and Kentucky. The firm maintains a versatile, highly-qualified staff of 65 employees, working in six in-house

departments. Their employees take great pride in our more than 41 years of service in providing civil engineering, surveying, land development, geotechnical engineering, environmental services, and construction testing & inspection. Hurt & Proffitt's experienced engineers, planners, surveyors, and support personnel ensure excellent quality while delivering project-specific solutions to our clients.

- Route 5 Multi-Use Trail, Charles City County, Virginia
- US 13 and Route 187 – Nelsonia Road, Accomac County, Virginia
- US 13 and Route 648 – Daugherty Road and US 13 and Route 176 – Parksley Road, Accomac county, Virginia

### **KDR Real Estate Services – Right-of-Way**



KDR Real Estate Services is a full service right-of-way and easement acquisition company. Their services include ownership verification that can range from a current owner rundown to a 60 year title search, appraisal of property rights to be acquired, conveyance document preparation and compilation of related paperwork for the presentation of an offer to the affected landowners, negotiations with the landowners, clearance of title,

closing and settlement procedures, and overall project administration to complete the transfer of title from the property owner to the acquiring authority. Personnel work closely with the client, which is most often either an engineering company that has been awarded the contract to design and build a public facility or the public agency itself that will own the facility, and representative legal counsel to insure that proper acquisition procedures are followed in accordance with the requirements of the Virginia Code relating to rights acquired through the eminent domain process.

- Virginia Capital Trail – New Market Phase, Counties of Charles City and Henrico
- Virginia Capital Trail – Varina Phase, County of Henrico
- Middle Ground Boulevard – City of Newport News

### **Siddall Communications (Siddall) – Public Involvement**



Siddall Communications has more than 35 years of experience in providing public involvement services. Well know clients included Fannie Mae, Freddie Mac, the Walt Disney Corporation, the Virginia lottery and transportation management programs for Georgia, Massachusetts,

Pennsylvania and Virginia. Personnel have extensive experience in directed communications for more than a dozen transportation and infrastructure initiatives. From holding public meetings and running research projects to full blown advertising and public communications campaigns, our efforts have repeatedly been recognized by the marketing and transportation industries for their effectiveness and creativity. Siddall helps clients manage the new 360 degree and 24/7 reality of managing brands and issues in this century. Organizations have a need to listen, respond, lead, communicate and cooperate in a challenging and sometimes confusing landscape. Siddall is organized to help clients accomplish all of that.

- I-95 James River Bridge Restoration Project, Richmond, Virginia
- I-66 HOV Lanes, Northern Virginia, Virginia
- Northern Virginia HOV Lane Marketing, Virginia

Our proposal demonstrates the team's capability to produce each project concurrently with others, as highlighted by the combined strength and depth of our design team as well as our unique construction experience, having successfully built multiple trails and accelerated construction projects in the past. We look forward to your review of our submittal. Please contact me at 434.989.3388 or [dcantore@fce-digs.com](mailto:dcantore@fce-digs.com); or Dean Hatfield, PE, at 919.302.1178 or [dhatfield@louisberger.com](mailto:dhatfield@louisberger.com) if you have any questions regarding the information in our proposal.

Sincerely,



**The Fielder's Choice-Louis Berger Team**  
Donald Cantore, DB Project Manager

The Fielder's Choice Enterprises-Louis Berger Team has all the necessary resources, prequalifications, bonding, DPOR and SCC registrations, and experience to perform the work.



## 4.2

# Attachments to the Letter of Submittal

**ATTACHMENT 4.0.1.1**  
**Virginia Capital Trail – Park Phase**  
**LETTER OF SUBMITTAL CHECKLIST AND CONTENTS**

<b>Letter of Submittal Component</b>	<b>Form (if any)</b>	<b>RFP Part 1 Cross Reference</b>	<b>Page Reference</b>
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Certification Regarding Debarment Forms	Attachment 4.2.2(a) Attachment 4.2.2(b)	Section 4.2.2	Tab 4.2.2(a) Tab 4.2.2(b)
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Lead Contractor Work History Form	Attachment 4.2.6(a)	Section 4.2.6	Tab 4.2.6(a)
Lead Designer Work History Form	Attachment 4.2.6(b)	Section 4.2.6	Tab 4.2.6(b)

Fielder's Choice Enterprises as the offerer does not have any affiliates or subsidiary companies. Louis Berger as lead designer has more than 4,000 highly qualified professionals in various disciplines and 6,000 worldwide including affiliate companies.



### 4.2.1

## Affiliated and/or Subsidiary Companies



Fielder's Choice Enterprises and Louis Berger do not have a debarment history and will be a trusted partner for VDOT for the Virginia Capital Trail Project.



#### 4.2.2 (a)

### Regarding Debarment Primary Covered Transactions



**ATTACHMENT 4.2.2(a)**  
**CERTIFICATION REGARDING DEBARMENT**  
**PRIMARY COVERED TRANSACTIONS**

**Project No.: 0005-043-714, P101, R201, C501, B601- B608**

1) The prospective primary participant certifies to the best of its knowledge and belief, that it and its principals:

a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency.

b) Have not within a three-year period preceding this proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; and have not been convicted of any violations of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification, or destruction of records, making false statements, or receiving stolen property;

c) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State or local) with commission of any of the offenses enumerated in paragraph 1) b) of this certification; and

d) Have not within a three-year period preceding this application/proposal had one or more public transactions (Federal, State or local) terminated for cause or default.

2) Where the prospective primary participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

The undersigned makes the foregoing statements to be filed with the proposal submitted on behalf of the Offeror for contracts to be let by the Commonwealth Transportation Board.

	02/06/14	Vice President
Signature	Date	Title

The Louis Berger Group, Inc.  
Name of Firm

Teaming partners on the Fielder's Choice Enterprises-Louis Berger Team do not have a debarment history and have a strong track record with VDOT.



#### 4.2.2 (b)

### Certification Regarding Debarment Lower Tier

ATTACHMENT 4.2.2(b)  
CERTIFICATION REGARDING DEBARMENT  
LOWER TIER COVERED TRANSACTIONS

Project No.: 0005-043-714, P101, R201, C501, B601-B608

- 1) The prospective lower tier participant certifies, by submission of this proposal, that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency.
- 2) Where the prospective lower tier participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

The undersigned makes the foregoing statements to be filed with the proposal submitted on behalf of the Offeror for contracts to be let by the Commonwealth Transportation Board.

Neathu Smed      2-11-2014      Treasurer  
Signature                      Date                      Title

Acme General Cont Inc  
Name of Firm



ATTACHMENT 4.2.2(b)  
CERTIFICATION REGARDING DEBARMENT  
LOWER TIER COVERED TRANSACTIONS

Project No.: 0005-043-714, P101, R201, C501, B601-B608

- 1) The prospective lower tier participant certifies, by submission of this proposal, that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency.
- 2) Where the prospective lower tier participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

The undersigned makes the foregoing statements to be filed with the proposal submitted on behalf of the Offeror for contracts to be let by the Commonwealth Transportation Board.

Ahemim      2/11/14      PRESIDENT  
Signature      Date      Title

DEVCON CONTRACTING INC.  
Name of Firm

ATTACHMENT 4.2.2(b)  
CERTIFICATION REGARDING DEBARMENT  
LOWER TIER COVERED TRANSACTIONS

Project No.: 0005-043-714, P101, R201, C501, B601-B608

- 1) The prospective lower tier participant certifies, by submission of this proposal, that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency.
- 2) Where the prospective lower tier participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

The undersigned makes the foregoing statements to be filed with the proposal submitted on behalf of the Offeror for contracts to be let by the Commonwealth Transportation Board.

      2/12/14      OWNER  
Signature                      Date                      Title

GOLDEN RULE SERVICES  
Name of Firm

**ATTACHMENT 4.2.2(b)**  
**CERTIFICATION REGARDING DEBARMENT**  
**LOWER TIER COVERED TRANSACTIONS**

**Project No.: 0005-043-714, P101, R201, C501, B601-B608**

- 1) The prospective lower tier participant certifies, by submission of this proposal, that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency.
  
- 2) Where the prospective lower tier participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

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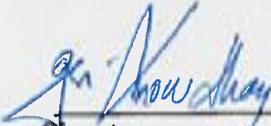
Signature	Date		Title
York Bridge Concepts, Inc.			
Name of Firm			

**ATTACHMENT 4.2.2(b)**  
**CERTIFICATION REGARDING DEBARMENT**  
**LOWER TIER COVERED TRANSACTIONS**

**Project No.: 0005-043-714, P101, R201, C501, B601-B608**

- 1) The prospective lower tier participant certifies, by submission of this proposal, that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency.
  
- 2) Where the prospective lower tier participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

The undersigned makes the foregoing statements to be filed with the proposal submitted on behalf of the Offeror for contracts to be let by the Commonwealth Transportation Board.

 Signature	02/04/14 Date	PRINCIPAL, BUSINESS DEVELOPMENT AND MARKETING Title
CES CONSULTING LLC		
Name of Firm		

**ATTACHMENT 4.2.2(b)**  
**CERTIFICATION REGARDING DEBARMENT**  
**LOWER TIER COVERED TRANSACTIONS**

**Project No.: 0005-043-714, P101, R201, C501, B601-B608**

- 1) The prospective lower tier participant certifies, by submission of this proposal, that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency.
  
- 2) Where the prospective lower tier participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

The undersigned makes the foregoing statements to be filed with the proposal submitted on behalf of the Offeror for contracts to be let by the Commonwealth Transportation Board.

	02/02/2014	President
_____ Signature	_____ Date	_____ Title

DMY Inc  
\_\_\_\_\_  
Name of Firm

**ATTACHMENT 4.2.2(b)**  
**CERTIFICATION REGARDING DEBARMENT**  
**LOWER TIER COVERED TRANSACTIONS**

**Project No.: 0005-043-714, P101, R201, C501, B601-B608**

- 1) The prospective lower tier participant certifies, by submission of this proposal, that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency.
  
- 2) Where the prospective lower tier participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

The undersigned makes the foregoing statements to be filed with the proposal submitted on behalf of the Offeror for contracts to be let by the Commonwealth Transportation Board.

	January 30, 2014	Vice President
Signature	Date	Title

Hurt & Proffitt, Inc.  
Name of Firm

ATTACHMENT 4.2.2(b)  
CERTIFICATION REGARDING DEBARMENT  
LOWER TIER COVERED TRANSACTIONS

Project No.: 0005-043-714, P101, R201, C501, B601-B608

- 1) The prospective lower tier participant certifies, by submission of this proposal, that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency.
- 2) Where the prospective lower tier participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

The undersigned makes the foregoing statements to be filed with the proposal submitted on behalf of the Offeror for contracts to be let by the Commonwealth Transportation Board.

	2/4/2014	PRESIDENT
Signature	Date	Title

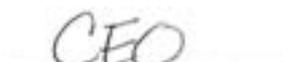
KDR REAL ESTATE SERVICES  
Name of Firm

**ATTACHMENT 4.2.2(b)**  
**CERTIFICATION REGARDING DEBARMENT**  
**LOWER TIER COVERED TRANSACTIONS**

**Project No.: 0005-043-714, P101, R201, C501, B601-B608**

- 1) The prospective lower tier participant certifies, by submission of this proposal, that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency.
  
- 2) Where the prospective lower tier participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

The undersigned makes the foregoing statements to be filed with the proposal submitted on behalf of the Offeror for contracts to be let by the Commonwealth Transportation Board.

 _____ Signature	 _____ Date	 _____ Title
 _____ Name of Firm		

Fielder's Choice Enterprises and its subcontractors have all the necessary prequalification categories to perform the required work and have provided these services to VDOT for more than 7 years.



### 4.2.3

## Offeror's VDOT Prequalification Information

TRANSPORT - E22 COMMONWEALTH OF VIRGINIA 02/07/2014

LSPPREQ DEPARTMENT OF TRANSPORTATION 2:05 PM

PREQUALIFIED VENDORS SORTED BY VENDOR NAME PAGE 1

THIS LIST INCLUDES ALL PREQUALIFIED LEVELS

AS OF 02/07/2014

- 3 -

=====

F451

FIELDER'S CHOICE ENTERPRISES, INC.

PREQ. EXP : 05/31/2014

--PREQ ADDRESS ----- WORK CLASSES (LISTED BUT NOT LIMITED TO)

102 SOUTH FIRST STREET

002 - GRADING

CHARLOTTESVILLE, VA 22902-0000

003 - MAJOR STRUCTURES

PHONE : 434-244-0250

007 - MINOR STRUCTURES

FAX : 434-977-3783

045 - UNDERGROUND UTILITIES

BUSINESS CONTACT: CANTORE, DONALD ROBERT

EMAIL: DCANTORE@FCE-DIGS.COM

-----DBE INFORMATION-----

DBE TYPE : N/A

DBE CONTACT: N/A

=====

TRNSPORT - E22  
LSPPREQ

COMMONWEALTH OF VIRGINIA  
DEPARTMENT OF TRANSPORTATION  
PREQUALIFIED VENDORS SORTED BY VENDOR NAME  
THIS LIST INCLUDES ALL PREQUALIFIED LEVELS  
AS OF 02/07/2014  
- A -

02/07/2014  
2:05 PM  
PAGE 8

=====  
A683  
AACME GENERAL CONTRACTORS, INC.  
PREQ. EXP : 01/31/2015

--PREQ ADDRESS -----	WORK CLASSES (LISTED BUT NOT LIMITED TO)
20094 ROWDY ROAD	033 - ROADSIDE DEVELOPMENT
BRANDY STATION, VA 22714-2450	070 - EROSION CONTROL
PHONE : 540-825-6278	106 - LANDSCAPING
FAX : 540-825-0539	

BUSINESS CONTACT: SMOOT, HEATHER IESHIA  
EMAIL: PSMOOT4777@AOL.COM

-----DBE INFORMATION-----

DBE TYPE : WBE  
DBE CONTACT: SMOOT, HEATHER IESHIA  
=====

TRANSPORT - E22  
LSPPREQ

COMMONWEALTH OF VIRGINIA  
DEPARTMENT OF TRANSPORTATION  
PREQUALIFIED VENDORS SORTED BY VENDOR NAME  
THIS LIST INCLUDES ALL PREQUALIFIED LEVELS  
AS OF 02/07/2014  
- A -

02/07/2014  
2:05 PM  
PAGE 11

=====  
A1161  
ACE CLEARING AND CONSTRUCTION, INC.  
PREQ. EXP : 01/31/2015

--PREQ ADDRESS -----	WORK CLASSES (LISTED BUT NOT LIMITED TO)
P.O. BOX 128	011 - CLEARING AND GRUBBING
ROBBINSVILLE, NC 28771	101 - EXCAVATING
PHONE : 828-479-9600	186 - SUBCONTRACTOR ONLY
FAX : 828-479-9616	

BUSINESS CONTACT: COLLINS, BOE  
EMAIL: ACECLEARING@HOTMAIL.COM

-----DBE INFORMATION-----

DBE TYPE : N/A  
DBE CONTACT: N/A

=====

TRNSPORT - E22  
LSPPREQ

COMMONWEALTH OF VIRGINIA  
DEPARTMENT OF TRANSPORTATION  
PREQUALIFIED VENDORS SORTED BY VENDOR NAME  
THIS LIST INCLUDES ALL PREQUALIFIED LEVELS  
AS OF 02/07/2014  
- D -

02/07/2014  
2:05 PM  
PAGE 136

=====  
H610  
DEVCON CONTRACTING, INC.  
PREQ. EXP : 04/30/2014

--PREQ ADDRESS -----	WORK CLASSES (LISTED BUT NOT LIMITED TO)
P. O. BOX 34363	011 - CLEARING AND GRUBBING
RICHMOND, VA 23234-0000	013 - ROADWAY MILLING
PHONE : 804-400-6635	186 - SUBCONTRACTOR ONLY
FAX : 804-745-1230	

BUSINESS CONTACT: FRANCIS, DEREK ROY  
EMAIL: LETSHAULIT@AOL.COM

-----DBE INFORMATION-----

DBE TYPE : DBE  
DBE CONTACT: FRANCIS, DEREK ROY  
=====



COMMONWEALTH OF VIRGINIA



## CERTIFICATE OF QUALIFICATION

### GOLDEN RULE SERVICES, LLC

Vendor Number: **G1018**

In accordance with the Regulations of the Virginia Department of Transportation, you are hereby notified that the following Rating and Classifications have been assigned to your firm:

**Prequalified (Probationary)**

**Work Classes:** PAVEMENT MARKINGS; JOINT REPAIR / UNDERSEAL PAVEMENT;  
SUBCONTRACTOR ONLY

**Issue Date:** 06/25/2012

**This Rating and Classification will Expire:** 05/31/2013

Suzanne FR Lucas Prequalification Officer

Don E. Silles, State Contract Officer

Fielder's Choice Enterprises has been a valued client of Zurich for seven years and is capable of obtaining a 100 percent Performance Bond and 100 percent Labor and Materials Payment Bond.



#### 4.2.4

### Evidence of Obtaining Bonding

10 Franklin Road, SE  
Suite 550  
Roanoke, VA 24011  
Tel (540) 343-8071  
Fax (540) 345-2958

Employee Owned



Est. 1864

Charlotte  
Greensboro  
Knoxville  
Lynchburg  
Nashville  
Raleigh  
Richmond

January 22, 2014

Commonwealth of Virginia  
Department of Transportation  
1401 E. Broad Street  
Richmond, VA 23219-2000

Re: Fielder's Choice Enterprises, Inc.  
Virginia Capital Trail – Park Phase  
Henrico County, VA  
Project No. 0005-043-714,P101,R201,C501,B601-B608  
Contract ID #C00103665DB73

Dear Sir or Madam:

Fielder's Choice Enterprises, Inc. has been a valued client of the Zurich for 7 years. During that time, Zurich has supported Fielder's Choice Enterprises, Inc. for projects in excess of \$10 million.

As surety for Fielder's Choice Enterprises, Inc., Zurich American Insurance Company and/or its subsidiary, Fidelity and Deposit Company of Maryland with A.M. Best Financial Strength Rating of A (Excellent) and with a financial size category of XV (\$2 billion +) is capable of obtaining a 100% Performance Bond and 100% Labor and Materials Payment Bond in the amount of the anticipated cost of construction, and said bonds will cover the Project and any warranty periods on behalf of the Contractor, in the event that such firm be the successful bidder and enter into a contract for the referenced project subject to our acceptable review of the contract terms and conditions, bond forms, appropriate contract funding and any other underwriting considerations at the time of the request.

Our consideration and issuance of bonds is a matter solely between Fielder's Choice Enterprises, Inc. and ourselves, and we assume no liability to third parties or to you by the issuance of this letter.

We trust that this information meets with your satisfaction. If there are further questions, please feel free to contact me.

Sincerely,  
Zurich American Insurance Company  
Fidelity and Deposit Company of Maryland

A handwritten signature in blue ink that reads "Theresa S. Stump". The signature is written in a cursive style.

By: Theresa S. Stump, Attorney-In-Fact

scottins.com  
Insurance, Bonds, Benefit Services and Financial Management  
With Captive Insurance Operations in Grand Cayman  
Founded 1864

The Fielder's Choice Enterprises-Louis Berger Team's DPOR licenses and SCC registrations are active for all teaming partners.



## 4.2.5

### DPOR Licenses and SCC Registrations

**ATTACHMENT 4.2.5**

**State Project No. 0005-043-714, P101, R201, C501, B601-B608**

**SCC and DPOR Information**

Offerors shall complete the table and include the required state registration and licensure information. By completing this table, Offerors certify that their team complies with the requirements set forth in Section 4.2.5 and that all businesses listed are active and in good standing.

<b>SCC &amp; DPOR INFORMATION FOR BUSINESSES (RFP Sections 4.2.5.1 and 4.2.5.2)</b>							
<b>Business Name</b>	<b>SCC Information (4.2.5.1)</b>			<b>DPOR Information (4.2.5.2)</b>			
	<b>SCC Number</b>	<b>SCC Type of Corporation</b>	<b>SCC Status</b>	<b>DPOR Registered Address</b>	<b>DPOR Registration Type</b>	<b>DPOR Registration Number</b>	<b>DPOR Expiration Date</b>
Fielder's Choice Enterprises Inc.	#03067113	Corporation	Active	102 S First St.,STE 201 Charlottesville, VA 22902	Class A Contractor	2705062623	06-30-2015
Aacme General Contractors Inc.	#05391842	Corporation	Active	20094 Rowdy Rd Brandy Station, VA 22714	Class A Contractor	2705110438	09-30-2014
Ace Clearing and Construction, Inc.	#F1908229	Foreign Corporation	Active	395 Rodney Orr Bypass PO BOX 128 Robinsville, NC 28771	Not Applicable	Not Applicable	Not Applicable
DEVCON	#04430724	Corporation	Active	Not Applicable	Not Applicable	Not Applicable	Not Applicable
Golden Rule Services	#S3249655	Limited Liability Company	Active	PO BOX 207, Grottoes, VA 24441	Class C Contractor	2705146479	05-31-2014
York Bridge Concepts, Inc.	#F1462052	Foreign Corporation	Active	2420 Brunello Trace Lutz, FL 33558	Class A Contractor	2705060988	03-31-2015
Louis Berger	#F1393679	Corporation	Active	801 E. Main St., Suite 500 Richmond, VA 23219	Engineering	0407003926	12-31-2015
CES Consulting	#S3416007	Limited Liability Company	Active	13991 Virginia Cedar Court, Gainesville, VA 20155	Engineering	0407005783	12-31-2015

DMY Inc.	#07243892	Corporation	Active	14241 Midlothian Tnpk Suite 230, Midlothian, VA 23113	Engineering	0405001794	12-31-2015
Hurt & Proffitt Inc.	#01428952	Corporation	Active	2524 Langhorne Rd Lynchburg, VA 2451	Land Surveying and	0407003927	12-31-2015
KDR Real Estate	#05712104	Corporation	Active	2500 Grenoble Rd, Richmond, VA, 23294	Real Estate	0226007129	12-31-2014
Siddall Inc.	#S4650075	Limited Liability Company	Active	Not Applicable	Not Applicable	Not Applicable	Not Applicable

DEPARTMENT OF PROFESSIONAL AND OCCUPATIONAL REGULATION  
COMMONWEALTH OF VIRGINIA

EXPIRES ON  
06-30-2015

9960 Mayland Dr., Suite 400, Richmond, VA 23233  
Telephone: (804) 367-8500

NUMBER  
2705062623

BOARD FOR CONTRACTORS  
CLASS A CONTRACTOR  
\*CLASSIFICATIONS\* BLD EMC H/H ISC

FIELDERS CHOICE ENTERPRISES INC  
102 S FIRST ST  
STE 201  
CHARLOTTESVILLE, VA 22902



*Gordon N. Dixon*  
Gordon N. Dixon, Director

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COMMONWEALTH OF VIRGINIA

EXPIRES ON  
09-30-2014

9960 Mayland Dr., Suite 400, Richmond, VA 23233  
Telephone: (804) 367-8500

NUMBER  
2705110438

BOARD FOR CONTRACTORS  
CLASS A CONTRACTOR  
\*CLASSIFICATIONS\* LSC

AACME GENERAL CONTRACTORS INC  
20094 ROWDY RD  
BRANDY STATION, VA 22714



*Gordon N. Dixon*  
Gordon N. Dixon, Director

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DEPARTMENT OF PROFESSIONAL AND OCCUPATIONAL REGULATION  
COMMONWEALTH OF VIRGINIA

EXPIRES ON  
05-31-2014

9960 Mayland Dr., Suite 400, Richmond, VA 23233  
Telephone: (804) 367-8500

NUMBER  
2705146479

BOARD FOR CONTRACTORS  
CLASS C CONTRACTOR  
INVALID ON JOBS \$10,000 OR MORE  
\*CLASSIFICATIONS\* PAV PTC

G R S 2 LLC  
P O BOX 207  
GROTTOES, VA 24441



*Gordon N. Dixon*  
Gordon N. Dixon, Director

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(POCKET CARD)

COMMONWEALTH OF VIRGINIA  
BOARD FOR CONTRACTORS  
CLASS C CONTRACTOR  
\*CLASSIFICATIONS\* PAV PTC  
NUMBER: 2705146479 EXPIRES: 05-31-2014

G R S 2 LLC  
P O BOX 207  
GROTTOES, VA 24441



(DETACH HERE)

DEPARTMENT OF PROFESSIONAL AND OCCUPATIONAL REGULATION  
9960 Mayland Dr., Suite 400, Richmond, VA 23233

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**DEPARTMENT OF PROFESSIONAL AND OCCUPATIONAL REGULATION  
COMMONWEALTH OF VIRGINIA**

**EXPIRES ON  
03-31-2015**

9960 Mayland Dr., Suite 400, Richmond, VA 23233  
Telephone: (804) 367-8500

**NUMBER  
2705060988**

**BOARD FOR CONTRACTORS  
CLASS A CONTRACTOR  
\*CLASSIFICATIONS\* H/H**

**YORK BRIDGE CONCEPTS INC  
2420 BRUNELLO TRACE  
LUTZ, FL 33558**



*Gordon N. Dixon*  
Gordon N. Dixon, Director

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(POCKET CARD)

**COMMONWEALTH OF VIRGINIA  
CLASS A BOARD FOR CONTRACTORS  
CONTRACTOR**

**\*CLASSIFICATIONS\* H/H  
NUMBER: 2705060988 EXPIRES: 03-31-2015**

**YORK BRIDGE CONCEPTS INC  
2420 BRUNELLO TRACE  
LUTZ, FL 33558**



(FOLD)

(DETACH HERE)

**DEPARTMENT OF PROFESSIONAL AND OCCUPATIONAL REGULATION  
9960 Mayland Dr., Suite 400, Richmond, VA 23233**

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10010 (7/11) 107028-3

DEPARTMENT OF PROFESSIONAL AND OCCUPATIONAL REGULATION  
COMMONWEALTH OF VIRGINIA

EXPIRES ON

12-31-2015

9960 Mayland Dr., Suite 400, Richmond, VA 23233  
Telephone: (804) 367-8500

NUMBER

0407003926

BOARD FOR ARCHITECTS, PROFESSIONAL ENGINEERS, LAND SURVEYORS, CERTIFIED INTERIOR DESIGNERS  
AND LANDSCAPE ARCHITECTS  
BUSINESS ENTITY REGISTRATION

PROFESSIONS: ENG

THE LOUIS BERGER GROUP INC  
801 E. MAIN ST.  
SUITE 500  
RICHMOND, VA 23219



*Gordon N. Dixon*  
Gordon N. Dixon, Director

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(POCKET CARD)

COMMONWEALTH OF VIRGINIA

BOARD FOR AP/ELSC/DLA  
BUSINESS ENTITY REGISTRATION  
NUMBER: 0407003926 EXPIRES: 12-31-2015  
PROFESSIONS: ENG  
THE LOUIS BERGER GROUP INC  
801 E. MAIN ST.  
SUITE 500  
RICHMOND, VA 23219



(FOLD)

(DETACH HERE)

DEPARTMENT OF PROFESSIONAL AND OCCUPATIONAL REGULATION  
9960 Mayland Dr., Suite 400, Richmond, VA 23233

DEPARTMENT OF PROFESSIONAL AND OCCUPATIONAL REGULATION  
COMMONWEALTH OF VIRGINIA

EXPIRES ON  
12-31-2015

9960 Mayland Dr., Suite 400, Richmond, VA 23233  
Telephone: (804) 367-8500

NUMBER  
0407005783

BOARD FOR ARCHITECTS, PROFESSIONAL ENGINEERS, LAND SURVEYORS, CERTIFIED INTERIOR DESIGNERS  
AND LANDSCAPE ARCHITECTS  
BUSINESS ENTITY REGISTRATION

PROFESSIONS: ENG

CES CONSULTING LLC  
13991 VIRGINIA CEDAR COURT  
GAINESVILLE, VA 20155



*Geoffrey N. Dumas*  
Geoffrey N. Dumas, Director

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(POCKET CARD)

COMMONWEALTH OF VIRGINIA  
BOARD FOR APPLSCIDLA  
BUSINESS ENTITY REGISTRATION  
NUMBER: 0407005783 EXPIRES: 12-31-2015  
PROFESSIONS: ENG  
CES CONSULTING LLC  
13991 VIRGINIA CEDAR COURT  
GAINESVILLE, VA 20155



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9960 Mayland Dr., Suite 400, Richmond, VA 23233

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DEPARTMENT OF PROFESSIONAL AND OCCUPATIONAL REGULATION  
COMMONWEALTH OF VIRGINIA

EXPIRES ON

12-31-2015

9960 Mayland Dr., Suite 400, Richmond, VA 23233  
Telephone: (804) 367-8500

NUMBER

0405001794

BOARD FOR ARCHITECTS, PROFESSIONAL ENGINEERS, LAND SURVEYORS, CERTIFIED INTERIOR DESIGNERS  
AND LANDSCAPE ARCHITECTS  
PROFESSIONAL CORPORATION REGISTRATION

PROFESSIONS: ENG

DMY INC  
14241 MIDLOTHIAN TNPK  
SUITE 230  
MIDLOTHIAN, VA 23113



*Gerard N. Dixon*  
Gerard N. Dixon, Director

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DEPARTMENT OF PROFESSIONAL AND OCCUPATIONAL REGULATION  
COMMONWEALTH OF VIRGINIA

EXPIRES ON

12-31-2015

9960 Mayland Dr., Suite 400, Richmond, VA 23233  
Telephone: (804) 367-8500

NUMBER

0407003927

BOARD FOR ARCHITECTS, PROFESSIONAL ENGINEERS, LAND SURVEYORS, CERTIFIED INTERIOR DESIGNERS  
AND LANDSCAPE ARCHITECTS  
BUSINESS ENTITY REGISTRATION

PROFESSIONS: LS, ENG

HURT & PROFFITT INC  
2524 LANGHORNE RD  
LYNCHBURG, VA 24501



*Gordon N. Dixon*  
Gordon N. Dixon, Director

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(POCKET CARD)

COMMONWEALTH OF VIRGINIA

BOARD FOR APELSCIDLA  
BUSINESS ENTITY REGISTRATION  
NUMBER: 0407003927 EXPIRES: 12-31-2015  
PROFESSIONS: LS, ENG  
HURT & PROFFITT INC  
2524 LANGHORNE RD  
LYNCHBURG, VA 24501



(FOLD)

(DETACH HERE)

DEPARTMENT OF PROFESSIONAL AND OCCUPATIONAL REGULATION  
9960 Mayland Dr., Suite 400, Richmond, VA 23233

DEPARTMENT OF PROFESSIONAL AND OCCUPATIONAL REGULATION  
COMMONWEALTH OF VIRGINIA

EXPIRES ON  
12-31-2014

9960 Mayland Dr., Suite 400, Richmond, VA 23233  
Telephone: (804) 367-8500

NUMBER  
0226 007129

REAL ESTATE BOARD  
REAL ESTATE CORPORATION, PARTNERSHIP, ASSOCIATION LICENSE  
POST IN A CONSPICUOUS PLACE  
THIS LICENSE TO BE KEPT IN CUSTODY AND CONTROL OF PRINCIPAL BROKER

KDR REAL ESTATE SERVICES INC  
2500 GRENOBLE RD  
RICHMOND, VA 23294



*Gordon N. Dixon*  
Gordon N. Dixon, Director

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DEPARTMENT OF PROFESSIONAL AND OCCUPATIONAL REGULATION  
COMMONWEALTH OF VIRGINIA

EXPIRES ON  
03-31-2015

9960 Mayland Dr., Suite 400, Richmond, VA 23233  
Telephone: (804) 367-8500

NUMBER  
0225108043

REAL ESTATE BOARD - PRINCIPAL BROKER LICENSE  
POST IN A CONSPICUOUS PLACE  
THIS LICENSE TO BE IN CUSTODY AND CONTROL OF PRINCIPAL BROKER

ALLEN GUNN DORIN JR  
KDR REAL ESTATE SERVICES INC  
2500 GRENOBLE RD  
RICHMOND, VA 23294



*Gordon N. Dixon*  
Gordon N. Dixon, Director

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(SEE REVERSE SIDE FOR NAME AND/OR ADDRESS CHANGE)

# Commonwealth of Virginia



## State Corporation Commission

### CERTIFICATE OF GOOD STANDING

*I Certify the Following from the Records of the Commission:*

That FIELDER'S CHOICE ENTERPRISES, INC. is duly incorporated under the law of the Commonwealth of Virginia;

That the date of its incorporation is July 17, 1987;

That the period of its duration is perpetual; and

That the corporation is in existence and in good standing in the Commonwealth of Virginia as of the date set forth below.

Nothing more is hereby certified.



*Signed and Sealed at Richmond on this Date:  
January 12, 2012*

*Joel H. Peck*  
Joel H. Peck, Clerk of the Commission



SCC eFile  
Business Entity Details



Ace Clearing and Construction, Inc.

- SCC eFile
- SCC eFile Home Page
- Check Name
- Distinguishability
- Business Entity Search
- Certificate Verification
- FAQs
- Contact Us
- Give Us Feedback
- Business Entities
- UCC or Tax Liens
- Court Services
- Additional Services

General

SCC ID: F1908229  
 Entity Type: Foreign Corporation  
 Jurisdiction of Formation: NC  
 Date of Formation/Registration: 9/19/2012  
 Status: Active  
 Shares Authorized: 10000

Select an action

- [File a registered agent change](#)
- [File a registered office address change](#)
- [Resign as registered agent](#)
- [File an annual report](#)
- [Pay annual registration fee](#)
- [Order a certificate of good standing](#)
- [View eFile transaction history](#)
- [Manage email notifications](#)

Principal Office

389 RODNEY ORR BYPASS  
 PO BOX 128  
 ROBINSVILLE NC28771

[New Search](#) [Home](#)

Registered Agent/Registered Office

SUPERIOR SETTLEMENT SERVICES LLC  
 1810 STAFFORD AVE STE B  
 FREDERICKSBURG VA 22401  
 DANVILLE CITY 205  
 Status: Active  
 Effective Date: 9/19/2012

Screen ID: e1000

Need additional information? Contact [sccinfo@scc.virginia.gov](mailto:sccinfo@scc.virginia.gov) Website questions? Contact: [webmaster@scc.virginia.gov](mailto:webmaster@scc.virginia.gov)

We provide external links throughout our site.

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- [PowerPoint \(.ppt\) Viewer](#)
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Build #: 1.0.0.28961

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[SCC eFile](#) > [Entity Search](#) > Entity Details

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### SCC eFile Business Entity Details

[Help](#)

#### Aacme General Contractors, Inc.

SCC eFile
SCC eFile Home Page
Check Name
Distinguishability
Business Entity Search
Certificate Verification
FAQs
Contact Us
Give Us Feedback
Business Entities
UCC or Tax Liens
Court Services
Additional Services

#### General

SCC ID: 05391842  
 Entity Type: Corporation  
 Jurisdiction of Formation: VA  
 Date of Formation/Registration: 4/24/2000  
 Status: Active  
 Shares Authorized: 1000

#### Select an action

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20094 ROWDY RD  
 BRANDY STATION VA22714

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#### Registered Agent/Registered Office

PATRICE SMOOT  
 20094 ROWDY RD  
 BRANDY STATION VA 22714  
 CULPEPER COUNTY 123  
 Status: Active  
 Effective Date: 4/24/2000

Screen ID: e1000

Need additional information? Contact [sccinfo@scc.virginia.gov](mailto:sccinfo@scc.virginia.gov) Website questions? Contact: [webmaster@scc.virginia.gov](mailto:webmaster@scc.virginia.gov)

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Build #: 1.0.0.28961

About this ad

# Commonwealth of Virginia



## STATE CORPORATION COMMISSION

*Richmond, January 14, 2009*

*This is to certify that the certificate of incorporation of*

**Devcon Contracting, Inc.**  
**(Formerly known as Haulit-Inc.)**

*was issued and admitted to record in this office and that the said corporation is authorized to transact its business subject to all Virginia laws March 8, 1995*



*State Corporation Commission*

*Attest:*

*Joel H. Beck*  
*Clerk of the Commission*

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#### Golden Rule Services, LLC

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#### General

SCC ID: S3249655  
 Entity Type: Limited Liability Company  
 Jurisdiction of Formation: VA  
 Date of Formation/Registration: 4/27/2010  
 Status: Active

#### Select an action

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#### Principal Office

8584 E TIMBER RIDGE RD  
 MOUNT CRAWFORD VA22841

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#### Registered Agent/Registered Office

MARK HARDING  
 8584 E TIMBER RIDGE RD  
 MOUNT CRAWFORD VA 22841  
 ROCKINGHAM COUNTY 182  
 Status: Active  
 Effective Date: 4/27/2010

Screen ID: e1000

Need additional information? Contact [sccinfo@scv.virginia.gov](mailto:sccinfo@scv.virginia.gov) Website questions? Contact: [webmaster@scv.virginia.gov](mailto:webmaster@scv.virginia.gov)  
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Build #: 1.0.0.28961

About this ad

# Commonwealth OF Virginia



## State Corporation Commission

### *CERTIFICATE OF GOOD STANDING*

*I Certify the Following from the Records of the Commission:*

That YORK BRIDGE CONCEPTS, INC., a corporation incorporated under the law of Florida, is authorized to transact business in the Commonwealth of Virginia;

That it obtained a certificate of authority to transact business in Virginia from the Commission on May 9, 2006; and

That the corporation is in good standing in the Commonwealth of Virginia as of the date set forth below.

Nothing more is hereby certified.



*Signed and Sealed at Richmond on this Date:*

*February 13, 2014*

A handwritten signature in cursive script that reads "Joel H. Peck".

*Joel H. Peck, Clerk of the Commission*

# Commonwealth of Virginia



## STATE CORPORATION COMMISSION

*Richmond, September 20, 1999*

*This is to certify that a certificate of authority to transact business in Virginia was this day issued and admitted to record in this office for*

**The Louis Berger Group, Inc.**

*a corporation organized under the laws of NEW JERSEY and that the said corporation is authorized to transact business in Virginia, subject to all Virginia laws applicable to the corporation and its business.*



*State Corporation Commission*

*Attest:*

*Joel H. Beck*

*Clerk of the Commission*

# Commonwealth of Virginia



## STATE CORPORATION COMMISSION

*Richmond, October 14, 2010*

*This is to certify that the certificate of organization of*

**Construction Engineering & Scheduling Consulting  
Engineers, PLC**

*was this day issued and admitted to record in this office and that  
the said limited liability company is authorized to transact its  
business subject to all Virginia laws applicable to the company  
and its business. Effective date: October 14, 2010*



*State Corporation Commission*

*Attest:*

*Joel H. Beck*  
Clerk of the Commission

# Commonwealth of Virginia



## STATE CORPORATION COMMISSION

*Richmond, June 14, 2010*

*This is to certify that the certificate of incorporation of*

**DMY Inc.**

*was this day issued and admitted to record in this office and that the said corporation is authorized to transact its business subject to all Virginia laws applicable to the corporation and its business. Effective date: June 14, 2010*



*State Corporation Commission*

*Attest:*

*Joel H. Peck*  
Clerk of the Commission

# Commonwealth OF Virginia



## State Corporation Commission

### *CERTIFICATE OF GOOD STANDING*

*I Certify the Following from the Records of the Commission:*

That HURT & PROFFITT, INC. is duly incorporated under the law of the Commonwealth of Virginia;

That the date of its incorporation is January 9, 1973;

That the period of its duration is perpetual; and

That the corporation is in existence and in good standing in the Commonwealth of Virginia as of the date set forth below.

Nothing more is hereby certified.



*Signed and Sealed at Richmond on this Date:  
January 5, 2012*

*Joel H. Peck*

*Joel H. Peck, Clerk of the Commission*

# Commonwealth of Virginia



## STATE CORPORATION COMMISSION

*Richmond, January 30, 2002*

*This is to Certify that the certificate of incorporation of*

**KDR Real Estate Services, Inc.**

*was this day issued and admitted to record in this office and that the said corporation is authorized to transact its business subject to all Virginia laws applicable to the corporation and its business. Effective date: January 30, 2002*



*State Corporation Commission*

*Attest:*

*Joel H. Beck*

*Clerk of the Commission*

# Commonwealth OF Virginia



## State Corporation Commission

### *CERTIFICATE OF FACT*

*I Certify the Following from the Records of the Commission:*

That Siddall Communications, LLC is duly organized as a limited liability company under the law of the Commonwealth of Virginia;

That the date of its organization is July 30, 2013; and

That the limited liability company is in existence in the Commonwealth of Virginia as of the date set forth below.

Nothing more is hereby certified.

*Signed and Sealed at Richmond on this Date:  
February 6, 2014*



*Joel H. Peck*

*Joel H. Peck, Clerk of the Commission*

Fielder's Choice Enterprises has experience in constructing multi-modal trails with bridge components in various parts of the Commonwealth including the Charlottesville region.



#### 4.2.6

### Lead Contractor Work History Form (a)

**ATTACHMENT 4.2.6(a)**

**LEAD CONTRACTOR - WORK HISTORY FORM**

**(LIMIT 1 PAGE PER PROJECT)**

a. Project Name & Location	b. Name of the prime design consulting firm responsible for the overall project design.	c. Contact information of the Client or Owner and their Project Manager who can verify Firm's responsibilities.	d. Contract Completion Date (Original)	e. Contract Completion Date (Actual or Estimated)	f. Contract Value (in thousands)		g. Dollar Value of Work Performed by the Firm identified as the Lead Contractor for this procurement.(in thousands)
					Original Contract Value	Final or Estimated Contract Value	
Name: VDOT Project Designation K60  Location: Rappahannock County, Virginia	Name: VDOT	Name of Client./ Owner: VDOT Phone: 540.829.7500 Project Manager: Wade Smith Phone: 540.829.7672 Email:wade.smith@VDOT.Virginia.gov	2012	2012	\$1,000	\$1,000	\$1,000

h. Narrative describing the Work Performed by the Firm identified as the Lead Contractor for this procurement. If the Offeror chooses to submit work completed by an affiliated or subsidiary company of the Lead Contractor, identify the full legal name of the affiliate or subsidiary and the role they will have on this Project, so the relevancy of that work can be considered accordingly.

**VDOT Project Designation K60** was a complete bridge replacement project on Rt. 522 over the Thornton River in Rappahannock County, Virginia. The new bridge installation generally consisted of demolition of an old steel bridge structure that was built in 1929 with the installation of a new steel truss bridge, the installation of new concrete abutments, associated grading & drainage, asphalt paving, drainage, traffic signs, traffic control, and pedestrian access. FCE's proven track record with bridge installation and a history with VDOT shined through on this project. Careful coordination and inspection during construction allowed for the bridge to be opened to traffic on time.



- | Capabilities for Virginia Capital Trail Park Phase  |
|---|
| <ul style="list-style-type: none"> <li>✓ Proven track record with bridge installation</li> <li>✓ Construction scheduling experts</li> <li>✓ Expert safety team and consultants</li> </ul> |

**ATTACHMENT 4.2.6(a)**

**LEAD CONTRACTOR - WORK HISTORY FORM**

**(LIMIT 1 PAGE PER PROJECT)**

a. Project Name & Location	b. Name of the prime design consulting firm responsible for the overall project design.	c. Contact information of the Client or Owner and their Project Manager who can verify Firm's responsibilities.	d. Contract Completion Date (Original)	e. Contract Completion Date (Actual or Estimated)	f. Contract Value (in thousands)		g. Dollar Value of Work Performed by the Firm identified as the Lead Contractor for this procurement.(in thousands)
					Original Contract Value	Final or Estimated Contract Value	
Name: VDOT Project Designation B79  Location: Albemarle County, Virginia	Name: VDOT	Name of Client./ Owner: VDOT Phone: 540.829.7500 Project Manager: Mauris Mackenzie Phone: 434.293.0011 Email:Mauris.Mackenzie@VDOT.Virginia.gov	2010	2010	\$1,900	\$1,900	\$1,900

h. Narrative describing the Work Performed by the Firm identified as the Lead Contractor for this procurement. If the Offeror chooses to submit work completed by an affiliated or subsidiary company of the Lead Contractor, identify the full legal name of the affiliate or subsidiary and the role they will have on this Project, so the relevancy of that work can be considered accordingly.

**VDOT Project Designation B79** was a complete bridge replacement project on Rt. 743 over the North Fork Rivanna River in Albemarle County, Virginia. The new bridge installation generally consisted of demolition of an old steel bridge structure with the installation of a new truss bridge, the installation of new concrete abutments, associated grading & drainage, asphalt paving, drainage, traffic signs, traffic control, and pedestrian access. FCE was able to create a great partnership with VDOT along with the general public on this project. Close and careful inspection and coordination of subcontractors was key to the success of this project. Proper safety measures during the shutdown, construction, and reopening of the bridge for traffic and pedestrian access were a major concern, but with the help of our third party safety consultant Safety United everything went smoothly.



- Capabilities for Virginia Capital Trail Park Phase**
- ✓ Excellent relationship with VDOT and the Richmond District office
  - ✓ Established working relationships with both VDOT and City of Richmond
  - ✓ Experts on traffic control and pedestrian access

**ATTACHMENT 4.2.6(a)**

**LEAD CONTRACTOR - WORK HISTORY FORM**

**(LIMIT 1 PAGE PER PROJECT)**

a. Project Name & Location	b. Name of the prime design consulting firm responsible for the overall project design.	c. Contact information of the Client or Owner and their Project Manager who can verify Firm's responsibilities.	d. Contract Completion Date (Original)	e. Contract Completion Date (Actual or Estimated)	f. Contract Value (in thousands)		g. Dollar Value of Work Performed by the Firm identified as the Lead Contractor for this procurement.(in thousands)
					Original Contract Value	Final or Estimated Contract Value	
Name: Midtown Connector  Location: Lynchburg, Virginia	Name: AECOM	Name of Client./ Owner: City of Lynchburg, Virginia Phone: 434-856-2489 Project Manager: J.P. Morris Phone: 434-455-3918 Email: <a href="mailto:John.Morris@lynchburgva.gov">John.Morris@lynchburgva.gov</a>	2015	2015	\$15,000		

h. Narrative describing the Work Performed by the Firm identified as the Lead Contractor for this procurement. If the Offeror chooses to submit work completed by an affiliated or subsidiary company of the Lead Contractor, identify the full legal name of the affiliate or subsidiary and the role they will have on this Project, so the relevancy of that work can be considered accordingly.

**The Midtown Connector Project** is a project generally consisting of roadway construction including turn lanes, pavement widening, a roundabout, new sidewalk construction, median islands, storm water management basins, installation of new traffic signals, site furnishings, retaining walls, pavers, maintenance of traffic, and pedestrian walkways & access. This project is designed to connect Route 501 from the intersection of Route 29 Business to the intersection of Murrell Road. Each new section of roadway is being furnished to accommodate the general public. Pedestrian access is being maintained on a daily basis and the project is being inspected by a third party quality control firm as well as quality assurance firm. Thus far, FCE has been able to meet project milestones including roadway openings and access to pedestrian walkways as set aside by the contract.



- |   |
|---|
| <p><b>Capabilities for Virginia Capital Trail Park Phase</b></p> <ul style="list-style-type: none"> <li>✓ Site furnishings</li> <li>✓ Grading and drainage experts</li> <li>✓ Street pavers, walkways, retaining walls</li> </ul> |
|---|

Louis Berger has previous experience providing construction inspection services for the Virginia Capital Trail and has provided design, cultural resources, feasibility, and planning services for numerous multi-modal trails nationwide.



#### 4.2.6

### Lead Designer Work History Form (b)

**ATTACHMENT 4.2.6(b)**

**LEAD DESIGNER - WORK HISTORY FORM**

**(LIMIT 1 PAGE PER PROJECT)**

a. Project Name & Location	b. Name of the prime/ general contractor responsible for overall construction of the project.	c. Contact information of the Client and their Project Manager who can verify Firm's responsibilities.	d. Construction Contract Completion Date (Original)	e. Construction Contract Completion Date (Actual or Estimated)	f. Contract Value (in thousands)		g. Design Fee for the Work Performed by the Firm identified as the Lead Designer for this procurement.(in thousands)
					Construction Contract Value (Original)	Construction Contract Value (Actual or Estimated)	
Name: Virginia Capital Trail Construction Inspection  Location: Fairfax County, Virginia	Name: North Carolina Steel, Inc.	Name of Client : City of Richmond Phone: 804.646.6379 Project Manager: Steven Sadler Phone: 804.357.9276 Email: <a href="mailto:steven.sadler@richmondgov.com">steven.sadler@richmondgov.com</a>	12/2010	12/2010	\$1,600	\$1,600	\$80

h. Narrative describing the Work Performed by the Firm identified as the Lead Designer for this procurement. Include the office location(s) where the design work was performed and whether the firm was the prime designer or a subconsultant.

The Virginia Capital Trail is a pedestrian and bicycle trail that connects the Commonwealth's past and present capitals of Jamestown, Williamsburg and Richmond along the Scenic Route 5 corridor. The Capital Trail traverses more than 50 miles, five jurisdictions and 400 years rich in history along one of the first inland routes in North America. Louis Berger was responsible for providing special inspection for construction of the Richmond Riverfront section of the Capital Trail in the City of Richmond. The project was completed in 2010 and required Louis Berger to provide a qualified inspector to implement quality control inspection services and appropriate records management for the erection of the steel components related to the protective shield construction portion of the Virginia Capital Trail project. This project is adjacent to the Kanawha canal and under the elevated railroad tracks.

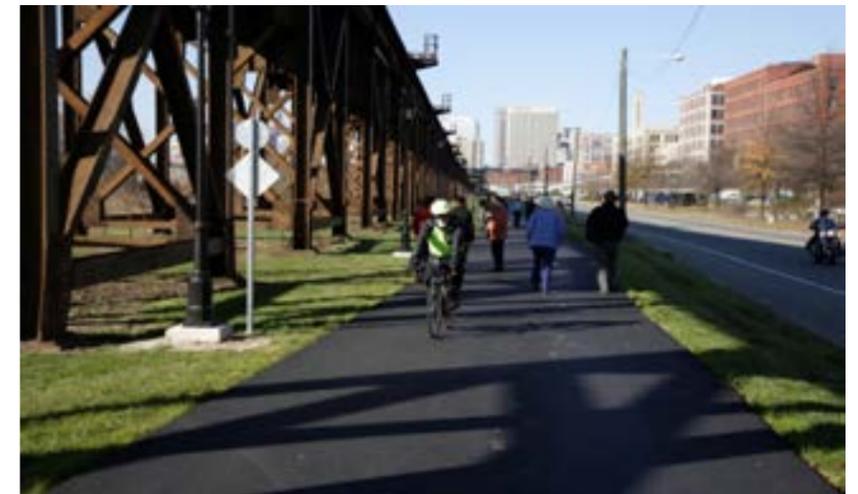
In order to successfully complete the requirements of this task the inspector is responsible for the following:

- Providing the City's project manager written daily reports
- Providing field sketches of appropriate project activities
- Collecting digital photographs of milestone project activities
- Collecting material tickets and vendor certifications and deliver them to the City's project manager
- Attending project administration and contractors operations meeting
- Monitoring the contractors operations but is not be responsible for the safety of the contractor's employees

Along with inspection services, Louis Berger was also asked by the City to provide structural engineering shop drawing reviews on an as needed basis. This task primarily consists of services that will be limited to the structural steel components of the protective shield located on the Virginia Capital Trail. The total construction value is \$1.6 Million.

**Office Location(s) :** Richmond, Virginia

**Firm's Role :** Construction Manager



**Similarities for Virginia Capital Trail Park Phase**

- ✓ Prior experience on Virginia Capital Trail
- ✓ Understanding of inspection needs
- ✓ Relationships with VDOT and City of Richmond
- ✓ Experience with monitoring contractors efficiently
- ✓ Ability to meet project milestones

**ATTACHMENT 4.2.6(b)**

**LEAD DESIGNER - WORK HISTORY FORM**

**(LIMIT 1 PAGE PER PROJECT)**

a. Project Name & Location	b. Name of the prime/ general contractor responsible for overall construction of the project.	c. Contact information of the Client and their Project Manager who can verify Firm's responsibilities.	d. Construction Contract Completion Date (Original)	e. Construction Contract Completion Date (Actual or Estimated)	f. Contract Value (in thousands)		g. Design Fee for the Work Performed by the Firm identified as the Lead Designer for this procurement.(in thousands)
					Construction Contract Value (Original)	Construction Contract Value (Actual or Estimated)	
Name: Neuse River Greenway Project from the Wake / Johnson County Line to Sam's Branch Creek Location: Clayton, North Carolina	Name: TA Loving Company, Inc.	Name of Client.: North Carolina Department of Transportation Phone: 919.707.6900 Project Manager: Randy Garris, PE Phone: 919.707.6900 Email: <a href="mailto:rgarris@ncdot.gov">rgarris@ncdot.gov</a>	06/2011	09/2011	\$2,993	\$2,905	\$345

h. Narrative describing the Work Performed by the Firm identified as the Lead Designer for this procurement. Include the office location(s) where the design work was performed and whether the firm was the prime designer or a subconsultant.

The Neuse River Greenway Project was a DB tender for the North Carolina Department of Transportation. This 3.7 mile section is part of the planned Neuse River Greenway system which runs from the Falls Lake Dam in Wake County and extends into Johnston County. The construction of this trail corridor will be incorporated into the Mountain to Sea Trail, an ambitious trail/park extending from Murfreesboro in the western North Carolina mountains to Jockey's ridge on the North Carolina coast. Louis Berger produced a trail alignment, drainage and erosion control plans, raised boardwalk and timber structure applications for low lying areas and a concept for a 200 foot clear span structure over the Neuse River. Louis Berger's duties also included: utility relocation plans, staging area and construction access concepts and canoe/kayak access consideration.

The DB team was responsible for the design and construction of all structures necessary to complete the project, including to a pedestrian bridge over the Neuse River, south of Covered Bridge Road including the design of all storm drainage design and construction, bridge survey and culvert survey reports, and Federal Emergency Management Agency compliance.

A context sensitive design approach was taken to preserve the overall character and minimize disturbance to the natural environment surrounding the trail. Louis Berger staff went to great length in order to ensure access to all with a fully ADA compliant design, given terrain challengers and physical site constraints.

**Office Location(s) :** Raleigh, North Carolina  
**Firm's Role :** Lead Designer for the DB Team



- Similarities for Virginia Capital Trail Park Phase**
- ✓ Prior experience on design-build trail projects
  - ✓ Commitment to sediment and erosion control
  - ✓ Working relationships with VDOT and City of Richmond
  - ✓ Follow through with commitments from previous phases
  - ✓ Experience with trail design within challenging terrain
  - ✓ Expertise in designing ADA compliant trails

**ATTACHMENT 4.2.6(b)**

**LEAD DESIGNER - WORK HISTORY FORM**

**(LIMIT 1 PAGE PER PROJECT)**

a. Project Name & Location	b. Name of the prime/ general contractor responsible for overall construction of the project.	c. Contact information of the Client and their Project Manager who can verify Firm's responsibilities.	d. Construction Contract Completion Date (Original)	e. Construction Contract Completion Date (Actual or Estimated)	f. Contract Value (in thousands)		g. Design Fee for the Work Performed by the Firm identified as the Lead Designer for this procurement.(in thousands)
					Construction Contract Value (Original)	Construction Contract Value (Actual or Estimated)	
Name: Apex Street Bridge Demolition and connection to the American Tobacco Trail  Location: Durham, North Carolina	Name: White Oak Construction Corp.	Name of Client.: City of Durham Phone: 919.560.4326 Project Manager: Edward Venable Phone: 919.560.4326 Ext. 30233 Email: ed.venable@durhamnc.gov	11/2009	11/2009	\$150	\$152	\$83 Total fee  \$35 Design  \$47 Construction

h. Narrative describing the Work Performed by the Firm identified as the Lead Designer for this procurement. Include the office location(s) where the design work was performed and whether the firm was the prime designer or a subconsultant.

The demolition of the Apex Street Bridge and greenway trail connection project was part of an "On-Call" contract to provide engineering services for the City of Durham. The Apex Street Bridge crosses the American Tobacco Trail (ATT), which is a high profile greenway in the Research Triangle. The project is in an established residential area in the City and the bridge was both functionally and structurally obsolete. The bridge had previously been open to vehicular traffic and was reduced to serve as a pedestrian-only bridge due to its state of disrepair.

Louis Berger was responsible for the design, coordination, and construction inspection services for the proposed greenway trail connection and demolition of the Apex Street Bridge over the existing ATT. Louis Berger's duties included: utility relocation coordination, Americans with Disabilities Act (ADA) compliant trail connection design, public workshops, inspection, and post-design services. An extensive phasing plan was developed in order to keep ATT open during all phases of construction.

A context sensitive approach was taken in order to preserve the overall atmosphere of the historic neighborhoods bordering the area and to share information for stakeholder acceptance. Public involvement of this sensitive project was critical to its overall success. Louis Berger staff provided close attention to all details to ensure access to all with a fully ADA compliant design, given terrain challenges and physical site constraints.

**Office Location(s) :** Raleigh, North Carolina

**Firm's Role :** Prime - Design and Construction Phases



**Similarities for Virginia Capital Trail Park Phase**

- ✓ Expertise in designing ADA compliant trails
- ✓ Public involvement
- ✓ Post-design services
- ✓ Greenway linking historic neighborhoods
- ✓ Full range of engineering services
- ✓ Project delivered on an accelerated schedule



**FCE** | **Louis Berger**  
FIELDERS CHOICE ENTERPRISES

801 E Main Street  
Suite 500  
Richmond, Virginia 23219

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RIVERFRONT

**PARK  
PHASE**

NEW MARKET  
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CHARLES CITY  
COURTHOUSE

SHERWOOD  
FOREST

CHICKAHOMINY  
RIVERFRONT

GREENSPRINGS

COLONIAL  
PARKWAY

Letter of Submittal and Attachments  
to the Letter of Submittal for a  
Design-Build Project

# Virginia Capital Trail

**Park Phase**  
for Virginia Department of Transportation

**Volume II - Price Proposal**

State Project No.: 0005-043-714, P101, R201, C501, B601-B608

Federal Project No.: STP-OC-5A27 (189)

Contract ID Number: C00103665DB73

February 14, 2014



**ATTACHMENT 4.0.1.2**

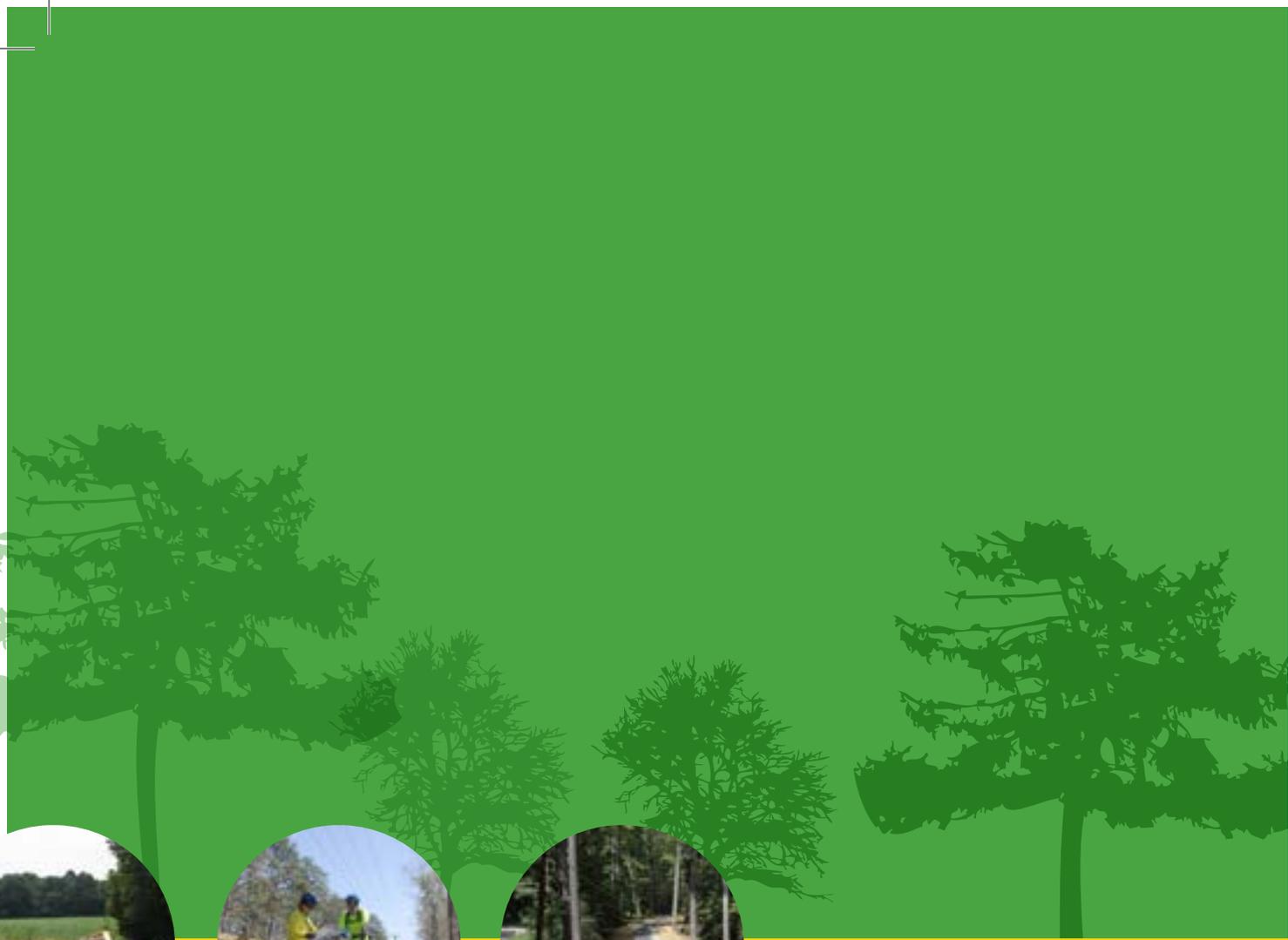
**DESIGN-BUILD PRICE PROPOSAL  
CHECKLIST**

**Project Name: Virginia Capital Trail – Park Phase  
Contract ID Number: C00103665DB73**

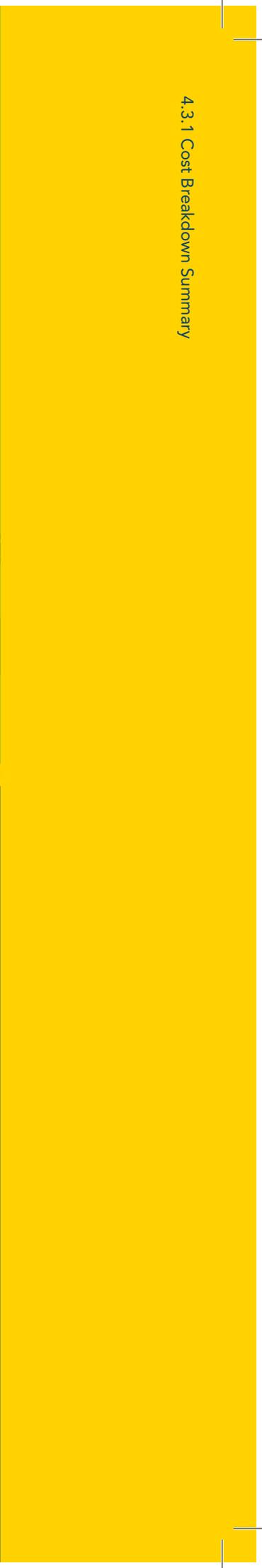
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➤ **Contents of Price Proposal:**

- Proposal Price, in both numbers and words (Attachment 4.3.1)**
  - Price Adjustment Information and Forms for Fuel, Asphalt and Steel, including identification of pay items and associated quantities eligible for adjustment (Part 3, Section 6.3, Attachments 6.3)**
  - Proposal Guaranty (C-24) required by Section 102.07 of Part 5, Division I Amendments to the Standard Specifications**
  - Sworn Statement Forms (C-104, C-105, Attachments 4.3.4(a) and 4.3.4(b))**
  - DBE Requirements Forms (C-111, C-49 and C-112) as applicable (Attachments 4.3.5(a), 4.3.5(b) and 4.3.5(c))**
  - CD-ROM containing the entire Price Proposal in a single cohesive Adobe PDF file**
-



**4.3.1**  
Cost Breakdown Summary



**ATTACHMENT 4.3.1**

**PRICE PROPOSAL FORM**

**4.3.1** Offeror shall specify the pricing information for the items below, the dollars amount shall be in whole numbers:

Price Proposal Cost Breakdown Summary;

Design Services, LS	\$ <u>475,000</u>
Mobilization (Construction), LS	\$ <u>405,000</u>
Quality Assurance (QA) (Construction), LS	\$ <u>80,000</u>
Quality Control (QC) (Construction), LS	\$ <u>155,000</u>
Earthwork, LS	\$ <u>2,120,000</u>
Roadway Incidentals, LS	\$ <u>315,000</u>
Bridge (Structures), LS	\$ <u>2,350,000</u>
Drainage (Structures), LS	\$ <u>230,000</u>
Utilities, LS	\$ <u>150,000</u>
Pavement, LS	\$ <u>710,000</u>
Permanent Traffic Control/Signage, LS	\$ <u>25,000</u>
Maintenance of Traffic, LS	\$ <u>86,000</u>
All Others Costs, LS	\$ <u>235,000</u>

Proposal Price; (Specify the Total Lump Sum price in both numbers and words, this price shall **equal** to the total sum of the items listed above)

Lump Sum (LS): seven million three hundred and  
thirty-six thousand dollars (\$ 7,336,000.00)

Signature:  Date: 2-14-2014  
Donald R. Carter

Design-Builder: \_\_\_\_\_

Vendor No.: F451



### 4.3.2

## Adjustments to Asphalt, Fuel, and Steel Prices

**EXHIBIT 6.3(a)  
ADJUSTMENT FOR ASPHALT**

**SPECIAL PROVISION FOR  
ASPHALT MATERIAL PRICE ADJUSTMENT  
DESIGN-BUILD PROJECTS**

August 9, 2013

All asphalt material listed in the attached "Master Listing of Asphalt Material Items Eligible for Price Adjustment" will be adjusted in accordance with the provisions as set forth herein. Other items will not be adjusted, except as otherwise specified in the contract. Any item added through a Work Order which contains Asphalt Material will not be subject to Price Adjustment unless specifically designated in the Work Order to be subject to Price Adjustment.

Each month, the Department will publish an average state-wide PG 64-22 f.o.b. price per ton developed from the average terminal prices provided to the Department from suppliers of asphalt cement to contractors doing work in Virginia. The Department will collect terminal prices from approximately 12 terminals each month. These prices will be received once each month from suppliers on or about the last weekday of the month. The high and low prices will be eliminated and the remaining values averaged to establish the average statewide price for the following month. That monthly state-wide average price will be posted on the Construction Division website on or about the first weekday of the following month.

This monthly statewide average price will be the Base Index for all contracts on which Price Proposals are received during the calendar month of its posting and will be the Current Index for all asphalt placed during the calendar month of its posting. In the event an index changes radically from the apparent trend, as determined by the Engineer, the Department may establish an index which is determined to best reflect the trend.

The amount of adjustment applied will be based on the difference between the Price Proposal/Contract Base Index and the Current Index for the applicable calendar month during which the work is performed. Calculations must be done for each type of Asphalt Material put in place each month, whether the Current Index is higher or lower than the Base Index. The calculation for the adjustment shall be shown as follows:

$$A = Q \times \%AC \times IC$$

Where: A = Asphalt Adjustment Dollar Amount  
Q = Quantity of Asphalt Material put in place during the month  
%AC = % of Asphalt Cement in the Asphalt Material as specified in the Job Mix Formula  
IC = Numeric Dollar Difference, either positive or negative, between the Base Index and Current Index

*Example Calculation for Negative Price Adjustment (Credit back to VDOT):*  
7,500 Tons of SM-12.5A put in place during the month (Q), Job Mix is 6.1% Asphalt Cement for SM-12.5A (%AC), Base Index for the Contract is \$515/Ton, Current Index is \$500/Ton, Difference of - \$15.00/Ton (IC)

$$7,500 \text{ Tons SM-12.5A} \times 6.1\% \times -\$15.00/\text{Ton} = -\$6,862.50 \text{ Adjustment Amount}$$

*Example Calculation for Positive Price Adjustment (Paid to the Design-Bullder):*  
10,000 Tons of BM-25.0A put in place during the month (Q), Job Mix is 5.2% Asphalt Cement for BM-25.0A (%AC), Base Index for the Contract is \$515/Ton, Current Index is \$560/Ton, Difference of + \$45.00/Ton (IC)

$$10,000 \text{ Tons BM-25.0A} \times 5.2\% \times \$45.00/\text{Ton} = +\$23,400.00 \text{ Adjustment Amount}$$

Adjustment of any asphalt material item designated as a price adjustment item which does not contain PG 64-22, except PG 76-22 or PG 70-28, will be based on the indexes for PG 64-22. The quantity of asphalt cement for asphalt concrete pavement to which adjustment will be applied will be the quantity based on the percent of asphalt cement shown on the appropriate approved job mix formula.

The quantity of asphalt emulsion for surface treatments to which adjustment will be applied will be the quantity based on 65 percent residual asphalt.

Price adjustment will be shown as a separate entry on the monthly application of payment for work packages completed; however, such adjustment will not be included in the total cost of the work for progress determination or for extension of contract time. Items the Design-Builder claims in its application of payment for asphalt adjustments must include supporting calculations certified by the Quality Assurance Manager (QAM). These calculations must be completed relative to the calendar month under which the work was performed and shall be submitted for either positive or negative adjustment.

Any apparent attempt to unbalance bids in favor of items subject to price adjustment or failure to submit required cost and price data as noted hereinbefore may result in rejection of items for asphalt adjustment.

VIRGINIA DEPARTMENT OF TRANSPORTATION  
**MASTER LISTING OF  
ASPHALT MATERIAL ITEMS ELIGIBLE FOR PRICE ADJUSTMENT**  
(10-27-09)

ITEM	DESCRIPTION	UNITS	SPECIFICATION
10062	Asphalt-Stab. Open-Graded Material	Ton	313
10416	Liquid Asphalt	Gal	311 312
10420	Blotted Seal Coat Ty. B	Sy	ATTD
10422	Blotted Seal Coat Ty. C	Sy	ATTD
10423	Blotted Seal Coat Ty. C-1	Sy	ATTD
10424	Blotted Seal Coat Ty. D	Sy	ATTD
10598	Ns Asphalt Concrete	Ton	315
10606	Asphalt Concrete Ty. SM-9.5	Ton	315
10607	Asphalt Concrete Ty. SM-12.5A	Ton	315
10608	Asphalt Concrete Ty. SM-12.5D	Ton	315
10609	Asphalt Concrete Ty. SM-12.5E (76-22)	Ton	315
10610	Asphalt Concrete Ty. IM-19.0A	Ton	315
10611	Asphalt Concrete Ty. IM-19.0D	Ton	315
10612	Asphalt Conc. Base Cr. Ty. BM-25.0	Ton	315
10613	Asphalt Concrete Ty. BM-37.5	Ton	315
10635	Asphalt Concrete Ty. SM-9.5A	Ton	315
10636	Asphalt Concrete Ty. SM-9.5D	Ton	315
10637	Asphalt Concrete Ty. SM-9.5E (76-22)	Ton	315
10639	Asphalt Concrete Ty. SM-19.0	Ton	315
10642	Asphalt Concrete Ty. BM-25.0A	Ton	315
10643	Asphalt Concrete Ty. BM-25.0D	Ton	315
10650	Stone Matrix Asphalt SMA-9.5(70-22)	Ton	317
10651	Stone Matrix Asphalt SMA-9.5(76-22)	Ton	317
10652	Stone Matrix Asphalt SMA-12.5(70-22)	Ton	317
10653	Stone Matrix Asphalt SMA-12.5(76-22)	Ton	317
10654	Stone Matrix Asphalt SMA-19.0(70-22)	Ton	317
10655	Stone Matrix Asphalt SMA-19.0(76-22)	Ton	317
10701	Liquid Asphalt Coating	Sy	ATTD
12505	Asphalt Concrete Curb Backup Material	Ton	315
13240	Asphalt Concrete Sidewalk	Ton	504
16110	Emul. Asph. Slurry Seal Type A	Sy	ATTD
16120	Emul. Asph. Slurry Seal Type B	Sy	ATTD
16130	Emul. Asph. Slurry Seal Type C	Sy	ATTD
16144	Latex Mod. Emul. Treat. Type B	Ton	ATTD
16145	Latex Mod. Emul. Treat. Type C	Ton	ATTD
16146	Latex Mod. Emul. Treat. Rutfilling	Ton	ATTD
16161	Modified Single Seal	Sy	ATTD
16162	Modified Double Seal	Sy	ATTD
16249	Nontracking Tack Coat	Gal.	ATTD
16250	Liquid Asphalt Matl. CMS-2 (Mod)	Gal	ATTD

16251	Liquid Asphalt Matl. CMS-2	Gal	ATTD
16252	Liquid Asphalt Matl. CRS-2	Gal	ATTD
16253	Liquid Asphalt Matl. CRS-2H	Gal.	ATTD.
16254	Liquid Asphalt Matl. RC-250	Gal	ATTD
16256	Liquid Asphalt Matl. RC-800	Gal	ATTD
16257	Ns Liquid Asphalt Matl.	Gal	ATTD
16260	Liquid Asphalt Matl. CRS-2L	Gal	ATTD
16325	NS Asphalt Concrete	Ton	N/A
16330	Asphalt Concrete Ty. SM-9.0A	Ton	315
16335	Asphalt Concrete Ty. SM-9.5A	Ton	315
16337	Asph. Conc. Ty. SM-9.5ASL (Spot Level)	Ton	315
16340	Asphalt Concrete Ty. SM-9.5D	Ton	315
16342	Asph. Conc. Ty. SM-9.5DSL (Spot Level)	Ton	315
16345	Asphalt Concrete Ty. SM-9.5E (76-22)	Ton	315
16350	Asphalt Concrete Ty. SM-12.5A	Ton	315
16352	Asph. Con. Ty. SM-12.5ASL (Spot Level)	Ton	315
16355	Asphalt Concrete Ty. SM-12.5D	Ton	315
16357	Asph. Con. Ty. SM-12.5DSL (Spot Level)	Ton	315
16360	Asphalt Concrete Ty. SM-12.5E (76-22)	Ton	315
16365	Asphalt Concrete Ty. IM-19.0A	Ton	315
16370	Asphalt Concrete Ty. IM-19.0D	Ton	315
16373	Asphalt Concrete Ty. IM-19.0A (T)	Ton	315
16374	Asphalt Concrete Ty. IM-19.0D (T)	Ton	315
16377	Asphalt Concrete Ty. BM-37.5	Ton	315
16379	Asphalt Concrete Ty. IM-19.0T	Ton	315
16390	Asphalt Concrete Ty. BM-25.0A	Ton	315
16392	Asphalt Concrete Ty. BM-25.0D	Ton	315
16395	Asphalt Concrete Ty. BM-25.0A (T)	Ton	315
16397	Asphalt Concrete Ty. BM-25.0D (T)	Ton	315
16400	Stone Matrix Asphalt SMA-9.5(70-22)	Ton	ATTD
16401	Stone Matrix Asphalt SMA-9.5(76-22)	Ton	ATTD
16402	Stone Matrix Asphalt SMA-12.5(70-22)	Ton	ATTD
16403	Stone Matrix Asphalt SMA-12.5(76-22)	Ton	ATTD
16404	Stone Matrix Asphalt SMA-19.0(70-22)	Ton	ATTD
16405	Stone Matrix Asphalt SMA-19.0(76-22)	Ton	ATTD
16490	Hot Mix Asphalt Treatment	Ton	ATTD
16500	Surf.Preparation & Restoration Type I	Ton	ATTD
16502	Surf.Preparation & Restoration Type II	Ton	ATTD
16504	Surf.Preparation & Restoration Type III	Ton	ATTD
67201	NS Asphalt Concrete Overlay	Ton	315
67210	NS Asphalt Concrete	Ton	315
68240	NS Asphalt Concrete	Ton	315

Exhibit 6.3(b)

Form C-16a  
August 9, 2013

**COMMONWEALTH OF VIRGINIA  
DEPARTMENT OF TRANSPORTATION  
ASPHALT PRICE ADJUSTMENT (PG76-22 or PG 70-28)  
DESIGN-BUILD PROJECTS**

**INSTRUCTIONS** - This form is to be completed and returned ONLY when asphalt concrete items containing PG 76-22 or PG 70-28 is being utilized on the project.

PROJECT NUMBER:

DISTRICT:

Bid Prices in this contract for items containing PG 76-22 or PG 70-28 asphalt cement were developed using an f.o.b. price of \$ 660.00 per IMPERIAL ton for PG 76-22 or PG 70-28. This quote is project specific.

Price quotes signed by each supplier from which the Design-Builder proposes to obtain PG 76-22 or PG 70-28 shall be maintained by the Design-Builder. These quotes shall be retained on site during the life of the Contract for review by the Engineer upon request.

DATE: 2-14-2014

SIGNATURE: *Paul Cartai*

*Fieldev's Choice Enterprises, Inc.*  
(Firm or Corporation)

*F451*  
(Vendor No.)

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**EXHIBIT 6.3 (c)  
ADJUSTMENT FOR FUEL**

**VIRGINIA DEPARTMENT OF TRANSPORTATION  
SPECIAL PROVISION FOR  
OPTIONAL ADJUSTMENT FOR FUEL  
DESIGN-BUILD PROJECTS**

June 30, 2011  
(Revised) November 5, 2012

In the event the Design-Builder elects to seek adjustment for fuel items designated in the Price Proposal/Contract as Price Adjustment Items such items will be subject to price adjustment as set forth herein. Other items will not be adjusted, except as otherwise specified in the contract.

The Design-Builder will submit their monthly application for payment associated with eligible work packages with an adjustment up or down as appropriate for cost changes in fuel used on specific items of work identified in this provision. A master listing of standard items eligible for fuel adjustment is provided by the Department on its website at the following link <http://www.virginiadot.org/business/resources/masteroptionalfuelitems.pdf>. The listing on the web site also includes the corresponding fuel factor for each item. The fuel usage factor for each item is considered inclusive of all fuel usage.

The amount of adjustment will be computed from the change in the indexes and the on-site fuel use as shown in the Department's master listing of eligible items.

In order to be eligible for fuel adjustment under this provision, the Design-Builder shall clearly identify in within the Schedule of Values those pay items and the associated quantities it chooses to have fuel adjustment applied to in its work packages. Items the Design-Builder claims in its application of payment for fuel adjustments must be properly designated in order to be considered for adjustment. Items not properly designated or left out of the Design-Builder's Schedule of Values will automatically not be considered for adjustment.

The monthly index price to be used in the administration of this provision will be calculated by the Department from the Diesel fuel prices published by the U. S. Department of Energy, Energy Information Administration on highway diesel prices, for the Lower Atlantic region. The monthly index price will be the price for diesel fuel calculated by averaging each of the weekly posted prices for that particular month.

For the purposes of this provision, the base index price will be calculated using the data from the month preceding the receipt of bids. The base index price will be posted by the Department at the beginning of the month for all bids received during that month.

The current index price will be posted by the Department and will be calculated using the data from the month preceding the particular estimate being vouchered for payment.

The current monthly quantity for eligible items of work selected by the Design-Builder for fuel adjustment in its work packages will be multiplied by the appropriate fuel factor to determine the gallons of fuel to be cost adjusted. The amount of adjustment per gallon will be the net difference between the current index price and the base index price. Computation for adjustment will be made as follows:

$$S = (E - B) QF$$

Where; S = Monetary amount of the adjustment (plus or minus)  
B = Base index price

E = Current index price  
Q = Quantity of individual units of work  
F = Appropriate fuel factor

Adjustments will not be made for work performed beyond the original contract time limit unless the original time limit has been changed by an executed Work Order.

If new pay items are added to this contract by Work Order and they are listed in the Department's master listing of eligible items, the Work Order must indicate which of these individual items will be fuel adjusted; otherwise, those items will not be fuel adjusted. If applicable, designating which new pay items will be added for fuel adjustment must be determined during development of the Work Order and clearly shown on the Work Order form. The Base Index price on any new eligible pay items added by Work Order will be the Base Index price posted for the month in which bids were received for that particular project. The Current Index price for any new eligible pay items added by Work Order will be the Index price posted for the month preceding the estimate on which the Work Order is paid.

When quantities differ between the last monthly application of payment prepared upon final acceptance and the final application of payment, adjustment will be made using the appropriate current index for the period in which that specific item of work was last performed.

In the event any of the base fuel prices in this contract increase more than 100 percent (i.e. fuel prices double), the Department will review each affected item of work and give the Design-Builder written notice if work is to stop on any affected item of work. The Department reserves the right to reduce, eliminate or renegotiate the price for remaining portions of affected items of work.

Any amounts resulting from fuel adjustment will not be included in the total cost of work for determination of progress or for extension of contract time.

I elect to use this provision

I elect not to use this provision

Date: 2-14-2014  
Signature: [Handwritten Signature]  
Design-builder: Fielder's Choice Enterprises, Inc.  
Vendor No.: F451

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**EXHIBIT 6.3(d)  
ADJUSTMENT FOR STEEL**

**VIRGINIA DEPARTMENT OF TRANSPORTATION  
SPECIAL PROVISION FOR  
PRICE ADJUSTMENT FOR STEEL  
DESIGN-BUILD PROJECTS**

June 30, 2011

In the event the Design-Builder elects to seek adjustment for steel items designated in the Price Proposal/Contract as Price Adjustment Items such items will be subject to price adjustment as set forth herein. If new pay items which involve steel are established by Work Order, they will not be subject to Price Adjustment unless specifically designated in the Work Order to be subject to Price Adjustment.

The Design-Builder will submit their monthly application for payment associated with eligible work packages with an adjustment up or down as appropriate for cost changes in steel used on specific items of work identified in the Price Proposal/contract in accordance with this provision. Provided at the end of this provision is a master listing of standard bid items the Department has determined are eligible for steel price adjustment. Inventoried materials from the listing of eligible items are specifically excluded for consideration. In addition, concrete items where reinforcing steel is normally included in the unit bid price for the item such as (but not limited to) drop inlets, median barriers, sound barrier walls, bridge railing and parapets, are not eligible for consideration under this provision.

The requirements of this provision shall apply only to material cost changes that occur between the date of the opening of the Price Proposal and the date the material is shipped to the fabricator. To be eligible for this price adjustment, Design-Builder is required to fill out the accompanying Form for Price Adjustment for Eligible Steel Items on Design-Build Projects and submit the same with its Price Proposal for the Project. By signing the Form and submitting it with its Price Proposal Design-Builder declares its intention to participate in the price adjustment in its contract with the Department. For the purposes of this provision, the prices listed on the Form for Price Adjustment for Eligible Steel Items on Design-Build projects are fixed for cost and adjustment calculations regardless of quantities incorporated into final design. Further, in order for steel items to be eligible for adjustment, once shipped to the fabricator, the items shall be specifically stored, labeled, or tagged, recognizable by color marking, and identifiable by project for inspection and audit verification.

Design-Builder shall upon request furnish documentation supporting the price per pound for eligible steel items as shown on the Form for Price Adjustment for Eligible Steel Items on Design-Build Projects furnished with its Price Proposal. Design-Builder must use the format as shown with this Form; no other format for presenting this information will be permitted. Design-Builder shall certify that all items of documentation are original and were used in the computation of the price per pound amount for the represented eligible pay items for the month the Price Proposal was opened. This documentation shall support the base line material price ("Base Price") of the steel item only. Base price per pound shall not include the following cost components: fabrication, shipping, storage, handling, and erection.

Failure to submit all documentation required or requested supporting the per pound prices on eligible steel items will result in Design-Builder being ineligible for a price adjustment of any or all steel items.

Price adjustment of each qualifying item under consideration will be subject to the following condition:

There is an increase or decrease in the cost of eligible steel materials in excess of 10 percent up to a maximum of 60 percent from the Base Price when compared with the latest published price index ("Price Index") in effect at the time material is shipped to the fabricator.

The Price Index the Department is using is based on The U.S. Department of Labor, Bureau of Labor Statistics, Producers Price Index (PPI) which measures the average price change over time of the specific steel eligible item from the perspective of the seller of goods. The Master List table provided at the end of this provision indicates the Producers Price Index (PPI) steel category index items and the corresponding I.D. numbers to which VDOT items will be compared. **Please note:** The Producers Price Index (PPI) is subject to revision 4 months after original publication, therefore, price adjustments and payments will not be made until the index numbers are finalized.

The price adjustment will be determined by computing the percentage of change in index value beyond 10 percent above or below the index on the date of opening of Design-Builder's Price Proposal to the index value on the date the steel material is shipped to the fabricator (Please see included sample examples). Weights and date of shipment must be documented by a bill of lading provided to the Department. The final price adjustment dollar value will be determined by multiplying this percent increase or decrease in the index (after 10%) by the represented quantity of steel shipped, by the Base Price per pound subject to the limitations herein.

**Price increase/decrease will be computed as follows:**

$$A = B \times P \times Q$$

- Where;
- A = Steel price adjustment in lump sum dollars
  - B = Average weighted price of steel submitted in Design-Builder's Price Proposal for project in price per pound as listed on the Form for Price Adjustment for Eligible Steel Items on Design-Build Project
  - P = Adjusted percentage change in PPI average from shipping date to date of opening of Price Proposal minus 10% (0.10) threshold
  - Q = Total quantity of steel in pounds shipped to fabricator for specific project

The need for application of the adjustments herein to extra work will be determined by the Engineer on an individual basis and, if appropriate, will be specified on the Work Order.

This price adjustment is capped at 60 percent. This means the maximum "P" value for increase or decrease that can be used in the above equation is 50% (60%-10% threshold).

Calculations for price adjustment shall be shown separate from the monthly progress payment for work packages and will not be included in the total cost of work for determination of progress or for extension of contract time.

Upon Department review and due process consideration for redress by Design-Builder, any apparent evidence to unbalance the price supplied by Design-Builder in favor of items subject to price adjustment will result in ineligibility for Department participation under this provision.



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**Sample Calculation of a Price Adjustment (Increase)**

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Project bid on April 28, 2004.

Project has 450,000 lb. of eligible structural steel.

Design Builder's \*f.o.b. supplier price for structural steel submitted in the Price Proposal is \$0.2816 per pound.

\*free on board

Adjusted\*\* BLS Producers Price Index (PPI) most recently published average at time of opening of the Price Proposal is 139.6.

All eligible steel shipped to fabricator in same month, October 2004.

Adjusted BLS Producers Price Index (PPI) most recently published average for month of October is 161.1

Adjustment formula is as follows:

$$A = B \times P \times Q$$

- Where;
- A = Steel price adjustment in lump sum dollars
  - B = Average weighted price of steel submitted in the Price Proposal for Design-Build project in \$ per pound
  - P = Adjusted percentage change in PPI average from shipping date to date of submitted Price Proposal minus 10% (0.10) threshold
  - Q = Total quantity of eligible steel shipped to fabricator in October 2004 for this project in pounds

$$B = \$0.2816$$

$$P = (161.1 - 139.6) / 139.6 - 0.10 = 0.054$$

$$Q = 450,000 \text{ lb.}$$

$$A = 0.2816 \times 0.054 \times 450,000$$

$$A = \$6,842.88 \text{ pay adjustment to Design-Builder}$$

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**Sample Calculation of a Price Adjustment (decrease)**

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Project bid on April 28, 2004.

Project has 450,000 lb. of eligible structural steel.

Design-Builder's \*f.o.b. supplier price for structural steel submitted in the Price Proposal is \$0.2816 per pound.

\*free on board

Adjusted BLS Producers Price Index (PPI) most recently published average at time of opening of the Price Proposal is 156.6.

All eligible steel shipped to fabricator in same month, October 2004.

Adjusted BLS Producers Price Index (PPI) most recently published average for month of October is 136.3

Adjustment formula is as follows:

$$A = B \times P \times Q$$

- Where;
- A = Steel price adjustment in lump sum dollars
  - B = Average weighted price of steel submitted in the Price Proposal for Design-Build project in \$ per pound
  - P = Adjusted percentage change in PPI average from shipping date to date of submitted Price Proposal minus 10% (0.10) threshold
  - Q = Total quantity of eligible steel shipped to fabricator in October 2004 for this project in pounds

$$B = \$0.2816$$

$$P = (156.6 - 136.3)/156.6 - 0.10 = 0.030$$

$$Q = 450,000 \text{ lb.}$$

$$A = 0.2816 \times 0.030 \times 450,000$$

$$A = \$3,801.60 \text{ credit to Department}$$

MASTER LISTING

STANDARD BID ITEMS ELIGIBLE FOR STEEL PRICE ADJUSTMENT

March 18, 2009

BLS Series I. D.

ITEM NUMBER	ITEM DESCRIPTION	UNITS	Number WPU used in \$ adjust.
00519	SHEET PILE, STEEL	SF	avg. 1017 & 101
00540	REINF. STEEL	LB	101704
00542	EPOXY COATED REINF. STEEL	LB	101704
00560	STRUCTURAL STEEL JB-1	LB	avg. 1017 & 101
11030	REINF. STEEL BRIDGE APPR. SLAB	LB	101704
11181	PATCH.HYDR.CEM.CONC. PAVE.	SY	101704
13290	GUARDRAIL GR-8 (NCHRP 350 TL-3)	LF	avg. 1017 & 101
13292	GUARDRAIL GR-8A (NCHRP 350 TL-3)	LF	avg. 1017 & 101
13294	GUARDRAIL GR-8B (NCHRP 350 TL-3)	LF	avg. 1017 & 101
13310	GUARDRAIL TERMINAL GR-6 (NCHRP 350)	LF	avg. 1017 & 101
13320	GUARDRAIL GR-2	LF	avg. 1017 & 101
13323	GUARDRAIL GR-2A	LF	avg. 1017 & 101
13331	RAD. GUARDRAIL GR-2	LF	avg. 1017 & 101
13333	RAD. GUARDRAIL GR-2A	LF	avg. 1017 & 101
13335	GUARDRAIL GR-3	LF	avg. 1017 & 101
13341	GUARDRAIL TER. GR-6(WEATHERING STEEL	LF	avg. 1017 & 101
13351	GUARDRAIL GR-8	LF	avg. 1017 & 101
13352	GUARDRAIL GR-8A	LF	avg. 1017 & 101
13353	GUARDRAIL GR-8B	LF	avg. 1017 & 101
13355	GUARDRAIL GR-10	LF	avg. 1017 & 101
13421	MEDIAN BARRIER MB-3	LF	avg. 1017 & 101
13450	MEDIAN BARRIER MB-5	LF	avg. 1017 & 101
13451	MEDIAN BARRIER MB-5A	LF	avg. 1017 & 101
13452	MEDIAN BARRIER MB-5B	LF	avg. 1017 & 101
13545	REINF. STEEL	LB	101704
14502	REINFORCING STEEL	LB	101704
15290	PATCH.CEM.CONC.PAVE.TY.CRCP-A	SY	101704
15302	PATCH.CEM.CONC.PAVE. TY. II	SY	101704
15305	PATCH.CEM.CONC.PAVE.TY. IV-A	SY	101704
17323	GUARDRAIL BEAM	LF	avg. 1017 & 101
17325	RADIAL GUARDRAIL BEAM	LF	avg. 1017 & 101
17327	RUB RAIL	LF	avg. 1017 & 101
17353	CABLE GR-3	LF	avg. 1017 & 101
17521	GUARDRAIL BEAM (WEATHERING STEEL)	LF	avg. 1017 & 101
17523	RADIAL GUARDRAIL BEAM (WEATHERING STEEL)	LF	avg. 1017 & 101
17525	RUB RAIL (WEATHERING STEEL)	LF	avg. 1017 & 101
22501	FENCE FE-W1	LF	avg. 1017 & 101
22643	FENCE FE-CL	LF	avg. 1017 & 101
22645	FENCE FE-CL VINYL COATED	LF	avg. 1017 & 101
23043	WATER GATE FE-4 TY.III	LF	avg. 1017 & 101
23501	FENCE FE-W1 (FABRIC ONLY)	LF	avg. 1017 & 101
45522	4" STEEL ENCASE. PIPE	LF	101706
45532	6" STEEL ENCASE. PIPE	LF	101706
45562	16" STEEL ENCASE. PIPE	LF	101706

45572	18" STEEL ENCASE. PIPE	LF	101708
45582	24" STEEL ENCASE. PIPE	LF	101708
45584	24" JACKED STEEL ENCASUREMENT PIPE	LF	101708
45592	30" STEEL ENCASE. PIPE	LF	101708
50402	SIGN POST STEEL 3"	LF	101708
50404	SIGN POST STEEL 4"	LF	101708
50406	SIGN POST STEEL 6"	LF	101708
50410	SIGN POST STEEL 10"	LF	101708
50412	SIGN POST STEEL 12"	LF	101708
50414	SIGN POST STEEL 14"	LF	101708
50416	SIGN POST STEEL 16"	LF	101708
50418	SIGN POST STEEL 18"	LF	101708
51317	SIG. POLE MP-1 20' ONE ARM 30'	EA	101708
51319	SIG. POLE MP-1 20' ONE ARM 32'	EA	101708
51325	SIG. POLE MP-1 20' ONE ARM 38'	EA	101708
51327	SIG. POLE MP-1 20' ONE ARM 40'	EA	101708
51329	SIG. POLE MP-1 20' ONE ARM 42'	EA	101708
51331	SIG. POLE MP-1 20' ONE ARM 44'	EA	101708
51337	SIG. POLE MP-1 20' ONE ARM 50'	EA	101708
51339	SIG. POLE MP-1 20' ONE ARM 52'	EA	101708
51341	SIG. POLE MP-1 20' ONE ARM 54'	EA	101708
51344	SIG. POLE MP-1 20' ONE ARM 56'	EA	101708
51346	SIG. POLE MP-1 20' ONE ARM 58'	EA	101708
51347	SIG. POLE MP-1 20' ONE ARM 60'	EA	101708
51348	SIG. POLE MP-1 20' ONE ARM 62'	EA	101708
51368	SIG. POLE MP-1 20' TWO ARMS 36' & 42'	EA	101708
51400	SIG. POLE MP-1 CO. LU. ONE ARM 38'	EA	101708
51402	SIG. POLE MP-1 CO. LU. ONE ARM 40'	EA	101708
51408	SIG. POLE MP-1 CO. LU. ONE ARM 46'	EA	101708
51412	SIG. POLE MP-1 CO. LU. ONE ARM 50'	EA	101708
51414	SIG. POLE MP-1 CO. LU. ONE ARM 52'	EA	101708
51416	SIG. POLE MP-1 CO. LU. ONE ARM 54'	EA	101708
51418	SIG. POLE MP-1 CO. LU. ONE ARM 56'	EA	101708
51420	SIG. POLE MP-1 CO. LU. ONE ARM 58'	EA	101708
51422	SIG. POLE MP-1 CO. LU. ONE ARM 60'	EA	101708
55162	LIGHTING POLE LP-1 30'-4'	EA	101708
55163	LIGHTING POLE LP-1 30'-6'	EA	101708
55166	LIGHTING POLE LP-1 30'-12'	EA	101708
55169	LIGHTING POLE LP-1 35'-6'	EA	101708
55171	LIGHTING POLE LP-1 35'-10'	EA	101708
55176	LIGHTING POLE LP-1 40'-8'	EA	101708
55185	LIGHTING POLE LP-2 TYPE A	EA	101708
55186	LIGHTING POLE LP-2 TYPE B	EA	101708
55187	LIGHTING POLE LP-2 TYPE C	EA	101708
55188	LIGHTING POLE LP-2 TYPE D	EA	101708
55189	LIGHTING POLE LP-2 TYPE E	EA	101708
55190	LIGHTING POLE LP-2 TYPE F	EA	101708
55192	LIGHTING POLE LP-2 TYPE H	EA	101708
60452	REINF. STEEL BRIDGE APPR. SLAB	LB	101704
61700	REINF. STEEL	LB	101704
61704	CORROSION RESISTANT REINF. STEEL	LB	101704
61705	EPOXY COATED REINF. STEEL	LB	101704
61750	STRUCT. STEEL HIGH STRG. PLT. GIRDERS	LB	avg. 1017 & 101
61811	STR. STEEL PLATE GIRDER ASTM A709 GRADE50	LB	avg. 1017 & 101
61812	STR. STEEL PLATE GIRDER ASTM A709 GRADE50	LB	avg. 1017 & 101
61813	STR. STEEL PLATE GIRDER ASTM A709 GRADEHPS50W	LB	avg. 1017 & 101

61814	STR.STEEL PLATE GIRDER ASTM A709 GRADEHPS70W	LB	avg. 1017 & 101
61820	STR.STEEL ROLLED BEAM ASTM A709 GRADE 36	LB	avg. 1017 & 101
61821	STR.STEEL ROLLED BEAM ASTM A709 GRADE50	LB	avg. 1017 & 101
61822	STR.STEEL ROLLED BEAM ASTM A709 GRADE50W	LB	avg. 1017 & 101
61990	STEEL GRID FLOOR	SF	avg. 1017 & 101
64110	STEEL PILES 10"	LF	avg. 1017 & 101
64112	STEEL PILES 12"	LF	avg. 1017 & 101
64114	STEEL PILES 14"	LF	avg. 1017 & 101
64768	DRIVING TEST FOR 12" STEEL PILE	LF	avg. 1017 & 101
64778	DRIVING TEST FOR 14" STEEL PILE	LF	avg. 1017 & 101
65200	REINF. STEEL	LB	101704
65204	CORROSION RESISTANT REINF. STEEL	LB	101704
65205	EPOXY COATED REINF. STEEL	LB	101704
67086	PED. FENCE 6'	LF	avg. 1017 & 101
67088	PED. FENCE 8'	LF	avg. 1017 & 101
67089	PED. FENCE 10'	LF	avg. 1017 & 101
68100	REINF. STEEL	LB	101704
68104	CORROSION RESISTANT REINF. STEEL	LB	101704
68105	EPOXY COATED REINF. STEEL	LB	101704
68107	STR.STEEL PLATE GIRDER ASTM A709 GRADE50	LB	avg. 1017 & 101
68108	STR. STEEL PLATE GIRDER ASTM A709 GR50W	LB	avg. 1017 & 101
68109	STR. STEEL PLATE GIRDER ASTM A709 GR.HPS50W	LB	avg. 1017 & 101
68110	STR. STEEL PLATE GIRDER ASTM A709 GR.HPS70W	LB	avg. 1017 & 101
68112	STR.STEEL ROLLED BEAM ASTM A709 GR.36	LB	avg. 1017 & 101
68113	STR.STEEL ROLLED BEAM ASTM A709 GR.50	LB	avg. 1017 & 101
68114	STR.STEEL ROLLED BEAM ASTM A709 GR. 50W	LB	avg. 1017 & 101
68115	STRUCT. STEEL	LB	avg. 1017 & 101
68270	REINF. STEEL BRIDGE APPR. SLAB	LB	101704
69060	SHEET PILES, STEEL	SF	avg. 1017 & 101
69100	REINF. STEEL	LB	101704
69104	CORROSION RESISTANT REINF. STEEL	LB	101704
69105	EPOXY COATED REINF. STEEL	LB	101704
69110	STEEL PILES 10"	LF	avg. 1017 & 101
69112	STEEL PILE 12"	LF	avg. 1017 & 101
69113	DRIVING TEST FOR 12" STEEL PILE	LF	avg. 1017 & 101

I elect to use this provision

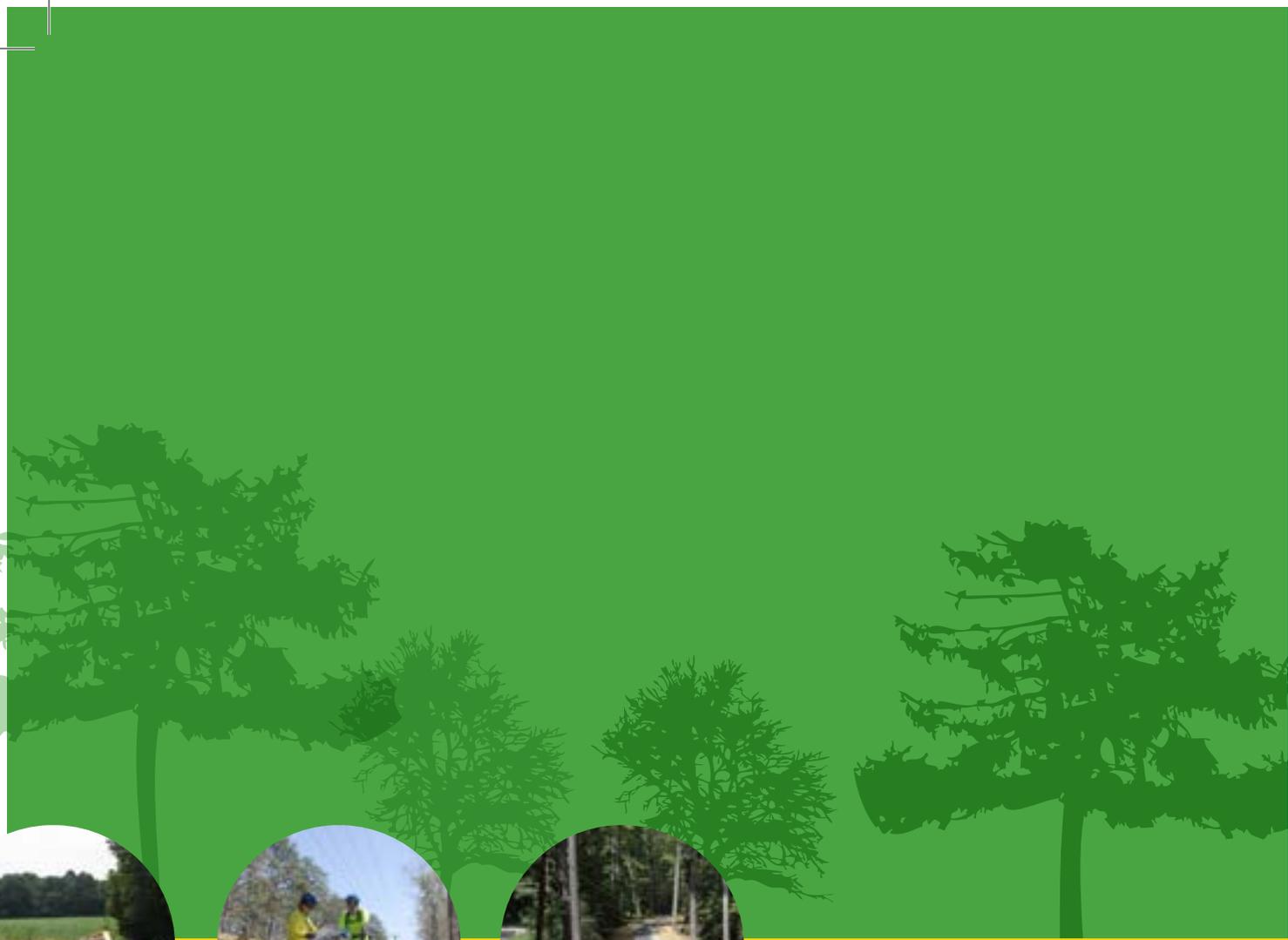
I elect not to use this provision

Date: 2-14-2014

Signature: 

Design-Builder: Fielder's Choice Enterprises, Inc.

Vendor No.: F451



### 4.3.3 Proposal Guaranty

**COMMONWEALTH OF VIRGINIA  
DEPARTMENT OF TRANSPORTATION  
PROPOSAL GUARANTY**

KNOW ALL MEN BY THESE PRESENTS, THAT WE Fielder's Choice Enterprises, Inc. As principal, and Fidelity and Deposit Company of Maryland Surety, are held and firmly bound unto the Commonwealth of Virginia as obligee, in the amount of FIVE PERCENT OF THE DOLLAR VALUE OF THE BID, lawful money of the United States of America, for the payment of which, well and truly to be made, we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally and firmly by these presents.

SIGNED, sealed and dated this 14th Day of February, 2014

WHEREAS, the above said principal is herewith submitting its proposal for:

PROJECT NUMBER: 0005-043-714,P101,R201,C501,B601-B608  
Virginia Capital Trail - Park Phase, Henrico County, Virginia

NOW, THEREFORE, the condition of the above obligee is such, that if the aforesaid principal shall be awarded the contract upon said proposal and shall within the time specified in the Specifications after the notice of such award enter into a contract and give bond for the faithful performance of the contract, then this obligation shall be null and void; otherwise to remain in full force and effect and the principal and surety will pay unto the obligee the difference in money between the amount of the bid of the said principal and the amount for which the obligee may legally contract with another party to perform the said work if the latter amount be in excess of the former; but in no event shall the liability exceed the penal sum hereof.

Fielder's Choice Enterprises, Inc.

(Principal\*)

By: *Donald R. Carbon*  
(Officer, Partner or Owner) (Seal)

*Donald R. Carbon, President*

(Principal\*)

By: \_\_\_\_\_  
(Officer, Partner or Owner) (Seal)

(Principal\*)

By: \_\_\_\_\_  
(Officer, Partner or Owner) (Seal)

(Officer, Partner or Owner) (Seal)

Fidelity and Deposit Company of Maryland

(Surety Company)

By: *Theresa S. Slump*  
Theresa S. Slump (Attorney-in-Fact\*\*) (Seal)

1400 American Lane, Tower I, 18th Floor  
Schaumburg, IL 60196-1056

(Address)

By: \_\_\_\_\_  
(Surety Company)

(Surety Company)

By: \_\_\_\_\_  
(Attorney-in-Fact\*\*) (Seal)

(Attorney-in-Fact\*\*) (Seal)

By: \_\_\_\_\_  
(Address)

(Address)

\*Note: If the principal is a joint venture, each party thereof must be named and execution made by same hereon. If there is more than one surety to the bid bond, each surety must be named and execution shall be made by same hereon.

Electronic Bid Only: In lieu of completing the above section of the Contract Performance Bond, the Principal shall file an Electronic Bid Bond when bidding electronically. By signing below the Principal is ensuring the identified electronic bid bond has been executed and the Principal and Surety are firmly bound unto the Commonwealth of Virginia under the same conditions of the bid bond as shown above.

Electronic Bid Bond ID#

Company/Bidder Name

Signature and Title

\*\*Attach copy of Power of Attorney

**ZURICH AMERICAN INSURANCE COMPANY  
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY  
FIDELITY AND DEPOSIT COMPANY OF MARYLAND  
POWER OF ATTORNEY**

KNOW ALL MEN BY THESE PRESENTS: That the ZURICH AMERICAN INSURANCE COMPANY, a corporation of the State of New York, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, a corporation of the State of Maryland, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND a corporation of the State of Maryland (herein collectively called the "Companies"), by **JAMES M. CARROLL**, Vice President, in pursuance of authority granted by Article V, Section 8, of the By-Laws of said Companies, which are set forth on the reverse side hereof and are hereby certified to be in full force and effect on the date hereof, do hereby nominate, constitute, and appoint **E. Bruce WILSIE, Theresa S. STUMP, Sherrie B. DENISON, Joel A. NICHOLS, Deanna W. SPARKS and Bethany A. MURPHY**, all of Roanoke, Virginia, EACH its true and lawful agent and Attorney-in-Fact, to make, execute, seal and deliver, for, and on its behalf as surety, and as its act and deed: any and all bonds and undertakings, and the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Companies, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the ZURICH AMERICAN INSURANCE COMPANY at its office in New York, New York., the regularly elected officers of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at its office in Owings Mills, Maryland., and the regularly elected officers of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at its office in Owings Mills, Maryland., in their own proper persons.

The said Vice President does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article V, Section 8, of the By-Laws of said Companies, and is now in force.

IN WITNESS WHEREOF, the said Vice-President has hereunto subscribed his/her names and affixed the Corporate Seals of the said ZURICH AMERICAN INSURANCE COMPANY, COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and FIDELITY AND DEPOSIT COMPANY OF MARYLAND, this 27th day of September, A.D. 2012.

ATTEST:

**ZURICH AMERICAN INSURANCE COMPANY  
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY  
FIDELITY AND DEPOSIT COMPANY OF MARYLAND**



By: *Eric D. Barnes*  
Assistant Secretary  
Eric D. Barnes

*James M. Carroll*  
Vice President  
James M. Carroll

**State of Maryland FOR YOUR PROTECTION,  
City of Baltimore LOOK FOR THE ZURICH WATERMARK**

On this 27th day of September, A.D. 2012, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, **JAMES M. CARROLL**, Vice President, and **ERIC D. BARNES**, Assistant Secretary, of the Companies, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and acknowledged the execution of same, and being by me duly sworn, deposed and said, that he/she is the said officer of the Company aforesaid, and that the seals affixed to the preceding instrument are the Corporate Seals of said Companies, and that the said Corporate Seals and the signature as such officer were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporations.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal the day and year first above written.

*Maria D. Adamski*



Maria D. Adamski, Notary Public  
My Commission Expires: July 8, 2015

**EXTRACT FROM BY-LAWS OF THE COMPANIES**

"Article V, Section 8, Attorneys-in-Fact. The Chief Executive Officer, the President, or any Executive Vice President or Vice President may, by written instrument under the attested corporate seal, appoint attorneys-in-fact with authority to execute bonds, policies, recognizances, stipulations, undertakings, or other like instruments on behalf of the Company, and may authorize any officer or any such attorney-in-fact to affix the corporate seal thereto; and may with or without cause modify or revoke any such appointment or authority at any time."

**CERTIFICATE**

I, the undersigned, Vice President of the ZURICH AMERICAN INSURANCE COMPANY, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, do hereby certify that the foregoing Power of Attorney is still in full force and effect on the date of this certificate; and I do further certify that Article V, Section 8, of the By-Laws of the Companies is still in force.

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the ZURICH AMERICAN INSURANCE COMPANY at a meeting duly called and held on the 15th day of December 1998.

RESOLVED: "That the signature of the President or a Vice President and the attesting signature of a Secretary or an Assistant Secretary and the Seal of the Company may be affixed by facsimile on any Power of Attorney...Any such Power or any certificate thereof bearing such facsimile signature and seal shall be valid and binding on the Company."

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at a meeting duly called and held on the 5th day of May, 1994, and the following resolution of the Board of Directors of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at a meeting duly called and held on the 10th day of May, 1990.

RESOLVED: "That the facsimile or mechanically reproduced seal of the company and facsimile or mechanically reproduced signature of any Vice-President, Secretary, or Assistant Secretary of the Company, whether made heretofore or hereafter, wherever appearing upon a certified copy of any power of attorney issued by the Company, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seals of the said Companies, this 14th day of February, 2014.



A handwritten signature in cursive script that reads "Thomas O. McClellan".

Thomas O. McClellan, Vice President



#### 4.3.4

### Sworn Statement Forms

COMMONWEALTH OF VIRGINIA  
DEPARTMENT OF TRANSPORTATION

PROJECT:

FHWA:

This form must be completed, signed and returned with bid; and failure to do so may result in the rejection of your bid. THE CONTRACTOR SHALL AFFIRM THE FOLLOWING STATEMENT EITHER BY SIGNING THE AFFIDAVIT AND HAVING IT NOTARIZED OR BY SIGNING THE UNSWORN DECLARATION UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE UNITED STATES. A SEPARATE FORM MUST BE SUBMITTED BY EACH PRINCIPAL OF A JOINT VENTURE BID.

**STATEMENT.** In preparation and submission of this bid, I, the firm, corporation or officers, agents or employees thereof did not, either directly or indirectly, enter into any combination or arrangement with any persons, firm or corporation or enter into any agreement, participate in any collusion, or otherwise take any action in the restraint of free, competitive bidding in violation of the Sherman Act (15 U.S.C. Section 1) or Article 1.1 or Chapter 12 of Title 18.2 (Virginia Governmental Frauds Act), Sections 59.1-9.1 through 59.1-9.17 or Sections 59.1-68.6 through 59.1-68.8 of the Code of Virginia.

**AFFIDAVIT**

The undersigned is duly authorized by the bidder to make the foregoing statement to be filed with bids submitted on behalf of the bidder for contracts to be let by the Commonwealth Transportation Board.

Signed at Charlottesville, Virginia, this 7<sup>th</sup> day of February, 20 14  
County (City), STATE

Fielder's Choice Enterprises, Inc. By: [Signature] President  
(Name of Firm) (Signature) Title (print)

STATE of Virginia COUNTY (CITY) of Charlottesville

To-wit: I Christopher S. Desper, a Notary Public in and for the State and County (City) aforesaid, hereby certify that this day Donald R. Cantore

personally appeared before me and made oath that he is duly authorized to make the above statements and that such statements are true and correct.

Subscribed and sworn to before me this 7<sup>th</sup> day of February, 20 14  
[Signature] My Commission expires February 29, 2016

Notary Public

OR  
**UNSWORN DECLARATION**

The undersigned is duly authorized by the bidder to make the foregoing statement to be filed with bids submitted on behalf of the bidder for contracts to be let by the Commonwealth Transportation Board.

Signed at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_  
County (City), STATE

By: \_\_\_\_\_  
(Name of Firm) (Signature) Title (print)

CHRISTOPHER S. DESPER  
NOTARY PUBLIC  
Commonwealth of Virginia  
Reg. #7519899  
My Commission Expires Feb. 29, 2016

COMMONWEALTH OF VIRGINIA  
DEPARTMENT OF TRANSPORTATION  
AFFIDAVIT

PROJECT:

FHWA:

This form must be completed, signed, notarized and returned with bid; and failure to do so, may result in the rejection of your bid. A separate form must be submitted by each principal of a joint venture bid.

1. I, the firm, corporation or officers, agents or employees thereof have neither directly nor indirectly entered into any combination or arrangement with any person, firm or corporation or entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with such contract, the effect of which is to prevent competition or increase the cost of construction or maintenance of roads or bridges.

During the preceding twelve months, I (we) have been a member of the following Highway Contractor's Associations, as defined in Section 33.1-336 of the Code of Virginia (1970). (If none, so state).

NAME	Location of Principal Office
<u>OOHCA</u>	<u>Charlottesville, Virginia</u>
_____	_____
_____	_____

2. I (we) have , have not , participated in a previous contract or subcontract subject to the equal opportunity clause, as required by Executive Orders 10925, 11114, or 11246, and that I/We have , have not , filed with the joint Reporting Committee, the Director of the Office of Federal Contract Compliance, a Federal Government contracting or administering agency, or the former President's Committee on Equal Employment Opportunity, all reports due under the applicable filing requirements.

**Note:** The above certification is required by the Equal Employment Opportunity Regulations of the Secretary of Labor [41 CFR 60-1.7(b)(1)], and must be submitted by bidders and proposed subcontractors only in connection with contracts and subcontracts which are subject to the equal opportunity clause. Contracts and subcontracts which are exempt from the equal opportunity clause are set forth in 41 CFR 60-1.5. (Generally only contract or subcontracts of \$10,000 or under are exempt.)

Currently, Standard Form 100 (EEO-1) is the only report required by the Executive Orders or their implementing regulations.

Proposed prime contractors and subcontractors who have participated in a previous contract or subcontract subject to the Executive Orders and have not filed the required reports should note that 41 CFR 60-1.7(b) (1) prevents the award of contract and subcontract unless such contractor submits a report covering the delinquent period or such other period specified by the Federal Highway Administration or by the Director, Office of Federal Contract Compliance, U.S. Department of Labor.

(Continued)

ORDER NO.:  
CONTRACT ID. NO.:

Form C-105  
page 2

3. The bidder certifies to the best of its knowledge and belief, that it and its principals:
- (a) Are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from covered transactions by any Federal department or agency;
  - (b) Have not within a three year period preceding this proposal been convicted of or had a civil judgement rendered against them for commission of fraud or a criminal offence in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;
  - (c) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State or local) with commission of any of the offenses enumerated above; and
  - (d) Where the bidders is unable to certify to any of the statements in this certification, the bidder shall show an explanation below.

Explanations will not necessarily result in denial of award, but will be considered in determining bidder responsibility. For any explanation noted, indicate below to whom it applies, initiating agency, and dates of action. Providing false information may result in federal criminal prosecution or administration sanctions. The bidder shall provide immediate written notice to the Department if at any time the bidder learns that its certification was erroneous when submitted or has become erroneous by reason of change circumstances.

The undersigned is duly authorized by the bidder to make the foregoing statements to be filed with bids submitted on behalf of the bidder for contracts to be let by the Commonwealth Transportation Board.

Signed at Charlottesville, Virginia, this 7<sup>th</sup> day of February, 20 14  
County (City), STATE

Fielder's Choice Enterprises, Inc. By: Donald R. Cook President  
(Name of Firm) (Signature) Title (print)

STATE of Virginia COUNTY (CITY) of Charlottesville

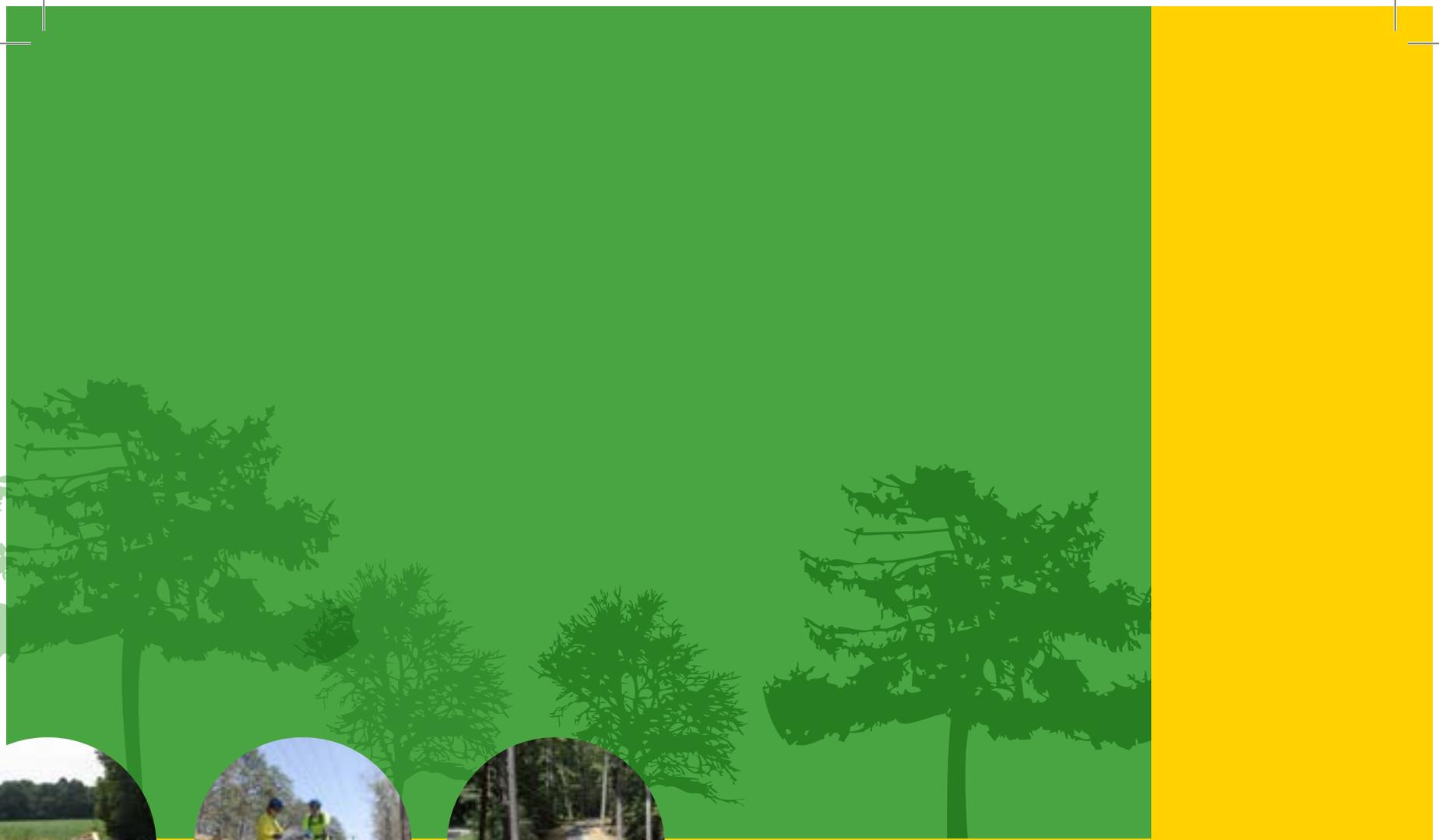
To-wit: I Christopher S. Desper, a Notary Public in and for the State and County(City) aforesaid, hereby certify that this day Donald R. Cook

personally appeared before me and made oath that he is duly authorized to make the above statements and that such statements are true and correct.

Subscribed and sworn to before me this 7<sup>th</sup> day of February, 20 14

Ch S. D. My Commission expires February 29, 2016  
Notary Public

CHRISTOPHER S. DESPER  
NOTARY PUBLIC  
Commonwealth of Virginia  
Reg. #7510890  
My Commission Expires Feb. 29, 2016



### 4.3.5

## DBE Requirements Forms

COMMONWEALTH OF VIRGINIA  
DEPARTMENT OF TRANSPORTATION  
MINIMUM DBE REQUIREMENTS

PROJECT NO. 0005-043-714, P101, R201, C501, B601-B608  
FHWA NO. STP-OC-5A27(189)

\*\*\* INSTRUCTIONS \*\*\*

THIS FORM CAN BE USED BY THE CONTRACTOR TO SUBMIT THE NAMES OF DBE FIRMS TO BE UTILIZED ON THE PROJECT. THE CONTRACTOR SHALL INDICATE THE DESCRIPTION OF THE CATEGORY (S, M, SP or H) AND THE TYPE OF WORK THAT EACH DBE WILL PERFORM AND THE ALLOWABLE CREDIT PER ITEM(S). ADDITIONAL SHEETS TO SHOW THE ALLOWABLE CREDIT PER ITEM MAY BE ATTACHED IF NECESSARY. **PLEASE NOTE:** THE AMOUNT OF ALLOWABLE CREDIT FOR A DBE SUPPLIER IS 60% OF THE TOTAL COST OF THE MATERIALS OR SUPPLIES OBTAINED AND 100% FOR A DBE MANUFACTURER OF THE MATERIALS AND SUPPLIES OBTAINED. A CONTRACTOR MAY COUNT 100% OF THE FEES PAID TO A DBE HAULER FOR THE DELIVERY OF MATERIALS AND SUPPLIES TO THE PROJECT SITE, BUT NOT FOR THE COST OF THE MATERIALS AND SUPPLIES THEMSELVES.

DBE REQUIREMENT 6 %  
PERCENT ATTAINED BY BIDDER 6 %

NAMES(S) AND CERTIFICATION NO. OF DBE(S) TO BE USED	USED AS SUBCONTR. (S) MFG. (M) SUPPLIER (SP) HAULER (H)	TYPE OF WORK AND ITEM NO(S)	\$ AMOUNT OF ALLOWABLE CREDIT PER ITEM
<u>AACME General Contractor, Inc. 65323</u>	<u>(S)</u>	<u>Seeding</u>	<u>6,100</u>
<u>DEVCON Contracting, Inc. - 000610</u>	<u>(S)</u>	<u>Asphalt and Trucking</u>	<u>374,080</u>
<u>DMY, Inc. - 681043</u>	<u>(S)</u>	<u>Geotechnical Services</u>	<u>30,000</u>
<u>CES Consulting, LLC</u>	<u>(S)</u>	<u>Quality Assurance</u>	<u>30,000</u>
<b>TOTAL</b>			<b>\$ <u>440,180</u></b>

TOTAL CONTRACT VALUE \$ 7,336,000 x REQUIRED DBE 6 % = \$ 440,160

I/WE CERTIFY THAT THE PROPOSED DBE(S) SUBMITTED WILL BE USED ON THIS CONTRACT AS STATED HEREON AND ASSURE THAT DURING THE LIFE OF THE CONTRACT. I/WE WILL MEET OR EXCEED THE PARTICIPATION ESTABLISHED HEREON BY THE DEPARTMENT.

Felder's Choice Enterprises, Inc. BY Donald R. Contore  
BIDDER SIGNATURE  
President BY 2-7-2014  
TITLE DATE

COMMONWEALTH OF VIRGINIA  
DEPARTMENT OF TRANSPORTATION  
CERTIFICATION OF BINDING AGREEMENT  
WITH  
DISADVANTAGED BUSINESS ENTERPRISE FIRMS

Project No.: 0005 - 043 - 714, P101, R201, C501, B601 - B608

Federal Project No.: STP - OC - 5A27 (189)

This form is to be submitted in accordance with the Department's Special Provision for Section 107.15.

It is hereby certified by the below signed Contractors that there exists a written quote, acceptable to the parties involved preliminary to a binding subcontract agreement stating the details concerning the work to be performed and the price which will be paid for the aforementioned work. This document is not intended to, nor should it be construed to, contain the entire text of the agreement between the contracting parties. This document does not take the place of, nor may it be substituted for, an official subcontracting agreement in those situations that may require such an agreement. A copy of the fully executed *subcontract agreement* shall be submitted to the Engineer within fourteen (14) business days after contract execution.

It is further certified that the aforementioned mutually acceptable quote and fully executed subcontract agreement represent the entire agreement between the parties involved and that no conversations, verbal agreements, or other forms of non-written representations shall serve to add to, delete, or modify the terms as stated.

The prime Contractor further represents that the aforementioned mutually acceptable quote and fully executed subcontract agreement shall remain on file for a period of not less than one year following completion of the prime's contract with the Department or for such longer period as provisions of governing Federal or State law or regulations may require. For purposes of this form, the term Prime Contractor shall refer to any Contractor utilizing a DBE subcontractor, regardless of tier, in which they are claiming DBE credit toward the contract goal.

Contractors further jointly and severally represent that said binding agreement is for the performance of a "commercially useful function" as that term is employed in 49 C.F.R. Part 26.55 (c), (d).

TO BE SIGNED BY THE SUBCONTRACTOR TO THE PRIME CONTRACTOR, AND ANY LOWER TIER SUBCONTRACTORS HAVING A CONTRACT WITH THE BELOW NAMED DBE FIRM

Prime Contractor Fielder's Choice Enterprises, Inc.  
By: [Signature] President  
Signature Title  
Date: 2/7/11

First Tier Subcontractor if Applicable  
By: \_\_\_\_\_  
Signature Title  
Date: \_\_\_\_\_

Second Tier  
Subcontractor if  
Applicable

\_\_\_\_\_

By: \_\_\_\_\_  
Signature Title  
Date: \_\_\_\_\_

Third Tier  
Subcontractor if  
Applicable

\_\_\_\_\_

By: \_\_\_\_\_  
Signature Title  
Date: \_\_\_\_\_

DBE Contractor

DEVCON CONTRACTING INC.  
\_\_\_\_\_

By: Obemir  
Signature Title  
Date: 2/6/14

COMMONWEALTH OF VIRGINIA  
DEPARTMENT OF TRANSPORTATION  
CERTIFICATION OF BINDING AGREEMENT  
WITH  
DISADVANTAGED BUSINESS ENTERPRISE FIRMS

Project No.: 0005-043-714, P101, R201, C501, B601-B608

Federal Project No.: STP-OC-5A27(189)

This form is to be submitted in accordance with the Department's Special Provision for Section 107.15.

It is hereby certified by the below signed Contractors that there exists a written quote, acceptable to the parties involved preliminary to a binding subcontract agreement stating the details concerning the work to be performed and the price which will be paid for the aforementioned work. This document is not intended to, nor should it be construed to, contain the entire text of the agreement between the contracting parties. This document does not take the place of, nor may it be substituted for, an official subcontracting agreement in those situations that may require such an agreement. A copy of the fully executed *subcontract agreement* shall be submitted to the Engineer within fourteen (14) business days after contract execution.

It is further certified that the aforementioned mutually acceptable quote and fully executed subcontract agreement represent the entire agreement between the parties involved and that no conversations, verbal agreements, or other forms of non-written representations shall serve to add to, delete, or modify the terms as stated.

The prime Contractor further represents that the aforementioned mutually acceptable quote and fully executed subcontract agreement shall remain on file for a period of not less than one year following completion of the prime's contract with the Department or for such longer period as provisions of governing Federal or State law or regulations may require. For purposes of this form, the term Prime Contractor shall refer to any Contractor utilizing a DBE subcontractor, regardless of tier, in which they are claiming DBE credit toward the contract goal.

Contractors further jointly and severally represent that said binding agreement is for the performance of a "commercially useful function" as that term is employed in 49 C.F.R. Part 26.55 (c), (d).

TO BE SIGNED BY THE SUBCONTRACTOR TO THE PRIME CONTRACTOR, AND ANY LOWER TIER SUBCONTRACTORS HAVING A CONTRACT WITH THE BELOW NAMED DBE FIRM

Prime Contractor Fielder's Choice Enterprises, Inc.  
By: [Signature] Signature President Title  
Date: 2/7/14

First Tier Subcontractor if Applicable  
By: \_\_\_\_\_ Signature \_\_\_\_\_ Title  
Date: \_\_\_\_\_

Second Tier  
Subcontractor if  
Applicable

\_\_\_\_\_

By: \_\_\_\_\_  
Signature Title  
Date: \_\_\_\_\_

Third Tier  
Subcontractor if  
Applicable

\_\_\_\_\_

By: \_\_\_\_\_  
Signature Title  
Date: \_\_\_\_\_

DBE Contractor

Acme General Contractors Inc.

By: Heather Arnold  
Signature Title  
Date: 1-29-2014



**FCE** | **Louis Berger**  
FIELDERS CHOICE ENTERPRISES

801 E Main Street  
Suite 500  
Richmond, Virginia 23219