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

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

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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:


   (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
  - [Signature]
    - 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-digis.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-digis.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-digis.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

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.

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.

- 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; or Dean Hatfield, PE, at 919.302.1178 or 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
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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
Offerors shall complete the table and include the addresses of affiliates or subsidiary companies as applicable. By completing this table, Offerors certify that all affiliated and subsidiary companies of the Offeror are listed.

- [ ] The Offeror does not have any affiliated or subsidiary companies.
- [ ] Affiliated and/or subsidiary companies of the Offeror are listed below.

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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, B601-608

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.

Signature  Date  Title

[Signature]
[Date: 2-7-14]
President

Fielder's Choice Enterprises, Inc.

Name of Firm
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.

[Signature] 02/06/14 [Date] [Vice President] [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.

[Signature]  [Date]
[Title]

[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

[Signature] 2-12-14 [Title]

Name of Firm

Ace Clearing \& Construction Inc.
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] 2/14/14
Date

[Title]

[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] 21/2/14 [Owner]
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.

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 2/13/14 President

Name of Firm YorkBridge Concepts, Inc.
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  PRINCIPAL BUSINESS DEVELOPMENT

Date  Title  AND MARKETING

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.

[Signature] 02/02/2014 
Signature  Date

[Name of Firm]

DMY Inc

President

Title
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] January 30, 2014 [Date] [Vice President] [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.

Signature 2/4/2014
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

SIDDALL COMMUNICATIONS
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
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
<table>
<thead>
<tr>
<th>DBE TYPE</th>
<th>DBE CONTACT</th>
</tr>
</thead>
<tbody>
<tr>
<td>WBE</td>
<td>SMOOT, HEATHER IESHIA</td>
</tr>
</tbody>
</table>

--- DBE INFORMATION ---

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
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

===============================================================================
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------
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

===============================================================================

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
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 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

[Signature]

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

<table>
<thead>
<tr>
<th>Business Name</th>
<th>SCC Number</th>
<th>SCC Type of Corporation</th>
<th>SCC Status</th>
<th>SCC Information (4.2.5.1)</th>
<th>DPOR Information (4.2.5.2)</th>
<th>DPOR Expiration Date</th>
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</thead>
<tbody>
<tr>
<td>Fielder’s Choice Enterprises Inc.</td>
<td>#03067113</td>
<td>Corporation</td>
<td>Active</td>
<td>102 S First St., STE 201, Charlottesville, VA 22902</td>
<td>Class A Contractor</td>
<td>06-30-2015</td>
</tr>
<tr>
<td>Aacme General Contractors Inc.</td>
<td>#05391842</td>
<td>Corporation</td>
<td>Active</td>
<td>20094 Rowdy Rd, Brandy Station, VA 22714</td>
<td>Class A Contractor</td>
<td>09-30-2014</td>
</tr>
<tr>
<td>Ace Clearing and Construction, Inc.</td>
<td>#F1908229</td>
<td>Foreign Corporation</td>
<td>Active</td>
<td>395 Rodney Orr Bypass, PO BOX 128, Robinsville, NC 28771</td>
<td>Not Applicable</td>
<td>Not Applicable</td>
</tr>
<tr>
<td>DEVCON</td>
<td>#04430724</td>
<td>Corporation</td>
<td>Active</td>
<td>Not Applicable</td>
<td>Not Applicable</td>
<td>Not Applicable</td>
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<tr>
<td>Golden Rule Services</td>
<td>#S3249655</td>
<td>Limited Liability Company</td>
<td>Active</td>
<td>PO BOX 207, Grottoes, VA 24441</td>
<td>Class C Contractor</td>
<td>05-31-2014</td>
</tr>
<tr>
<td>York Bridge Concepts, Inc.</td>
<td>#F1462052</td>
<td>Foreign Corporation</td>
<td>Active</td>
<td>2420 Brunello Trace Lutz, FL 33558</td>
<td>Class A Contractor</td>
<td>03-31-2015</td>
</tr>
<tr>
<td>Louis Berger</td>
<td>#F1393679</td>
<td>Corporation</td>
<td>Active</td>
<td>801 E. Main St., Suite 500, Richmond, VA 23219</td>
<td>Engineering</td>
<td>12-31-2015</td>
</tr>
<tr>
<td>CES Consulting</td>
<td>#S3416007</td>
<td>Limited Liability Company</td>
<td>Active</td>
<td>13991 Virginia Cedar Court, Gainesville, VA 20155</td>
<td>Engineering</td>
<td>12-31-2015</td>
</tr>
<tr>
<td>Company</td>
<td>#</td>
<td>Type</td>
<td>Status</td>
<td>Address</td>
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<tr>
<td>DMY Inc.</td>
<td>#07243892</td>
<td>Corporation</td>
<td>Active</td>
<td>14241 Midlothian Tnpk Suite 230, Midlothian, VA 23113</td>
<td>Engineering</td>
<td>0405001794</td>
</tr>
<tr>
<td>Hurt &amp; Proffitt Inc.</td>
<td>#01428952</td>
<td>Corporation</td>
<td>Active</td>
<td>2524 Langhorne Rd Lynchburg, VA 2451</td>
<td>Land Surveying and</td>
<td>0407003927</td>
</tr>
<tr>
<td>KDR Real Estate</td>
<td>#05712104</td>
<td>Corporation</td>
<td>Active</td>
<td>2500 Grenoble Rd, Richmond, VA, 23294</td>
<td>Real Estate</td>
<td>0226007129</td>
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<tr>
<td>Siddall Inc.</td>
<td>#S4650075</td>
<td>Limited Liability Company</td>
<td>Active</td>
<td>Not Applicable</td>
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<td>Not Applicable</td>
</tr>
</tbody>
</table>
DEPARTMENT OF PROFESSIONAL AND OCCUPATIONAL REGULATION
COMMONWEALTH OF VIRGINIA
9960 Mayland Dr., Suite 400, Richmond, VA 23233
Telephone: (804) 367-8500

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

 Expires on 06-30-2015

Number 2705062623

(SEE REVERSE SIDE FOR NAME AND/OR ADDRESS CHANGE)
DEPARTMENT OF PROFESSIONAL AND OCCUPATIONAL REGULATION
COMMONWEALTH OF VIRGINIA

EXPIRES ON
09-30-2014

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

BOARD FOR CONTRACTORS
CLASS A CONTRACTOR
*CLASSIFICATIONS* LSC

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

Gordon N. Diesen, Director

(SEE REVERSE SIDE FOR NAME AND/OR ADDRESS CHANGE)
DEPARTMENT OF PROFESSIONAL AND OCCUPATIONAL REGULATION
COMMONWEALTH OF VIRGINIA
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

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

ALTERNATION OF THIS DOCUMENT, USE AFTER EXPIRATION, OR USE BY PERSONS OR FIRMS OTHER THAN THOSE NAMED MAY RESULT IN CRIMINAL PROSECUTION UNDER THE CODE OF VIRGINIA

[Signature]
Director

(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

ALTERNATION OF THIS DOCUMENT, USE AFTER EXPIRATION, OR USE BY PERSONS OR FIRMS OTHER THAN THOSE NAMED MAY RESULT IN CRIMINAL PROSECUTION UNDER THE CODE OF VIRGINIA

10010 (7/11) 107229-3
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

ALTERATION OF THIS DOCUMENT, USE AFTER EXPIRATION, OR USE BY PERSONS OTHER THAN THOSE NAMED MAY RESULT IN CRIMINAL PROSECUTION UNDER THE CODE OF VIRGINIA.

Gordon N. Dixon, Director

COMMONWEALTH OF VIRGINIA

BOARD FOR APELSCIDL 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

ALTERATION OF THIS DOCUMENT, USE AFTER EXPIRATION, OR USE BY PERSONS OTHER THAN THOSE NAMED MAY RESULT IN CRIMINAL PROSECUTION UNDER THE CODE OF VIRGINIA.
DEPARTMENT OF PROFESSIONAL AND OCCUPATIONAL REGULATION
COMMONWEALTH OF VIRGINIA

9960 Mayland Dr., Suite 400, Richmond, VA 23233
Telephone: (804) 357-8500

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

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

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

ALTERATION OF THIS DOCUMENT, USE AFTER EXPIRATION, OR USE BY PERSONS OR FIRMS OTHER THAN THOSE NAMED MAY RESULT IN CRIMINAL PROSECUTION UNDER THE CODE OF VIRGINIA.
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

(SEE REVERSE SIDE FOR NAME AND/OR ADDRESS CHANGE)
DEPARTMENT OF PROFESSIONAL AND OCCUPATIONAL REGULATION
COMMONWEALTH OF VIRGINIA

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, Director

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

---

DEPARTMENT OF PROFESSIONAL AND OCCUPATIONAL REGULATION
COMMONWEALTH OF VIRGINIA

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, Director

(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, Clerk of the Commission
Ace Clearing and Construction, Inc.

General

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

Principal Office

- 389 RODNEY ORR BYPASS
- PO BOX 128
- ROBINSVILLE NC 28771

Registered Agent/Registered Office

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

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

Screen ID: e1000

Need additional information? Contact sccinfo@scc.virginia.gov Website questions? Contact: webmaster@scc.virginia.gov
We provide external links throughout our site.

PDF (.pdf) Reader Excel (.xls) Viewer PowerPoint (.ppt) Viewer Word (.doc) Viewer

Build #: 1.0.0.28961
**Aacme General Contractors, Inc.**

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

### Principal Office
- **Address:**
  
  20094 ROWDY RD
  BRANDY STATION VA22714

### Registered Agent/Registered Office
- **Name:** PATRICE SMOOT
  
  20094 ROWDY RD
  BRANDY STATION VA 22714
  CULPEPER COUNTY 123
  Status: Active
  Effective Date: 4/24/2000

---

**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
- Submit a PDF for processing (What can I submit?)
- View eFile transaction history
- Manage email notifications

---

**Screen ID:** e1000

Need additional information? Contact sccinfo@scc.virginia.gov

Website questions? Contact: webmaster@scc.virginia.gov

We provide external links throughout our site.

---

https://sccefile.scc.virginia.gov/Business/0539184

2/12/2014
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:

[Signature]
Clerk of the Commission
Golden Rule Services, LLC

Business Entity Details

General

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

Principal Office

8584 E TIMBER RIDGE RD
MOUNT CRAWFORD VA 22841

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

Select an action

- File a registered agent change
- File a registered office address change
- Resign as registered agent
- File a principal office address change
- Pay annual registration fee
- Order a certificate of fact of existence
- Submit a PDF for processing
- View eFile transaction history
- Manage email notifications

Screen ID: e1000

Need additional information? Contact sccinfo@scc.virginia.gov Website questions? Contact: webmaster@scc.virginia.gov

We provide external links throughout our site.

PDF (.pdf) Reader Excel (.xls) Viewer PowerPoint (.ppt) Viewer Word (.doc) Viewer

Build #: 1.0.0.28961

About this ad
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

Joel H. Peck, Clerk of the 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. Rick
Clerk of the 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:

[Signature]
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:

[Signature]
Clerk of the 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, Clerk of the Commission

CISECOM
Document Control Number: 1201058841
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. Peck
Clerk of the Commission

CIS0436
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, 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)**

<table>
<thead>
<tr>
<th>a. Project Name &amp; Location</th>
<th>b. Name of the prime design consulting firm responsible for the overall project design.</th>
<th>c. Contact information of the Client or Owner and their Project Manager who can verify Firm’s responsibilities.</th>
<th>d. Contract Completion Date (Original)</th>
<th>e. Contract Completion Date (Actual or Estimated)</th>
<th>f. Contract Value (in thousands)</th>
<th>g. Dollar Value of Work Performed by the Firm identified as the Lead Contractor for this procurement (in thousands)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Name: VDOT Project Designation K60</td>
<td>Name: VDOT</td>
<td>Name of Client/Owner: VDOT Phone: 540.829.7500 Project Manager: Wade Smith Phone: 540.829.7672 Email: <a href="mailto:wade.smith@VDOT.Virginia.gov">wade.smith@VDOT.Virginia.gov</a></td>
<td>2012</td>
<td>2012</td>
<td>$1,000</td>
<td>$1,000</td>
</tr>
</tbody>
</table>

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**

- Proven track record with bridge installation
- Construction scheduling experts
- Expert safety team and consultants
LED 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)

Original Contract Value

Final or Estimated Contract Value

g. Dollar Value of Work Performed by the Firm identified as the Lead Contractor for this procurement (in thousands)

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 created 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**

<table>
<thead>
<tr>
<th>a. Project Name &amp; Location</th>
<th>b. Name of the prime design consulting firm responsible for the overall project design.</th>
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<th>f. Contract Value (in thousands)</th>
<th>g. Dollar Value of Work Performed by the Firm identified as the Lead Contractor for this procurement (in thousands)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Name: Midtown Connector</td>
<td>Name: AECOM</td>
<td>Name of Client/Owner: City of Lynchburg, Virginia</td>
<td>2015</td>
<td>2015</td>
<td>$15,000</td>
<td></td>
</tr>
<tr>
<td>Location: Lynchburg, Virginia</td>
<td></td>
<td>Phone: 434-856-2489</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>Project Manager: J.P. Morris</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>Phone: 434-455-3918</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>Email: <a href="mailto:John.Morris@lynchburgva.gov">John.Morris@lynchburgva.gov</a></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

b. 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.

#### Capabilities for Virginia Capital Trail Park Phase

- Site furnishings
- Grading and drainage experts
- Street pavers, walkways, retaining walls
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)

<table>
<thead>
<tr>
<th>a. Project Name &amp; Location</th>
<th>b. Name of the prime/ general contractor responsible for overall construction of the project.</th>
<th>c. Contact information of the Client and their Project Manager who can verify Firm’s responsibilities.</th>
<th>d. Construction Contract Completion Date (Original)</th>
<th>e. Construction Contract Completion Date (Actual or Estimated)</th>
<th>f. Contract Value (in thousands)</th>
<th>g. Design Fee for the Work Performed by the Firm identified as the Lead Designer for this procurement. (in thousands)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Virginia Capital Trail Construction Inspection</td>
<td>North Carolina Steel, Inc.</td>
<td>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></td>
<td>12/2010</td>
<td>12/2010</td>
<td>$1,600</td>
<td>$80</td>
</tr>
</tbody>
</table>

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
Firm’s Role:
Louis Berger
A

and F
The
utility relocation
timber structure applications for low lying areas and a concept for a 200 foot clear span structure over the Neuse River.
Jockey’s ridge on
trail corridor
planned
Carolina
sub
h. N
Location: Clayton, North
Branch Creek
Johnson County Line to Sam’s
Project from the Wake /
N
a
he Neuse River Greenway Project was a DB tender for the North Carolina Department of Transportation.  This 3.7 mile section is part of the
context sensitive design approach was taken to preserve the overall character and minimize disturbance to the natural environment surrounding the trail.

PM 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

<table>
<thead>
<tr>
<th>a. Project Name &amp; Location</th>
<th>b. Name of the prime/ general contractor responsible for overall construction of the project.</th>
<th>c. Contact information of the Client and their Project Manager who can verify Firm’s responsibilities.</th>
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<th>e. Construction Contract Completion Date (Actual or Estimated)</th>
<th>f. Contract Value (in thousands)</th>
<th>g. Design Fee for the Work Performed by the Firm identified as the Lead Designer for this procurement.(in thousands)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Name: Neuse River Greenway Project from the Wake / Johnson County Line to Sam’s Branch Creek Location: Clayton, North Carolina</td>
<td>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></td>
<td>06/2011 09/2011 $2,993 $2,905 $345</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

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 toockey’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.

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

<table>
<thead>
<tr>
<th>Similarities for Virginia Capital Trail Park Phase</th>
</tr>
</thead>
<tbody>
<tr>
<td>✅ Prior experience on design-build trail projects</td>
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<tr>
<td>✅ Commitment to sediment and erosion control</td>
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<tr>
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<td>✅ Experience with trail design within challenging terrain</td>
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<tr>
<td>✅ Expertise in designing ADA compliant trails</td>
</tr>
</tbody>
</table>
ATTTACHMENT 4.2.6(b)

LEAD DESIGNER - WORK HISTORY FORM

(LIMIT 1 PAGE PER PROJECT)

<table>
<thead>
<tr>
<th>a. Project Name &amp; Location</th>
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<th>e. Construction Contract Completion Date (Actual or Estimated)</th>
<th>f. Contract Value (Original)</th>
<th>f. Contract Value (Actual or Estimated)</th>
<th>g. Design Fee for the Work Performed by the Firm identified as the Lead Designer for this procurement.(in thousands)</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Name:</strong> Apex Street Bridge Demolition and connection to the American Tobacco Trail</td>
<td><strong>Name:</strong> White Oak Construction Corp.</td>
<td>Name of Client: City of Durham Phone: 919.560.4326 Project Manager: Edward Venable Phone: 919.560.4326 Ext. 30233 Email: <a href="mailto:ed.venable@durhamnc.gov">ed.venable@durhamnc.gov</a></td>
<td>11/2009</td>
<td>11/2009</td>
<td>$150</td>
<td>$152</td>
<td>$83 Total fee $35 Design $47 Construction</td>
</tr>
</tbody>
</table>

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 challengers 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
4.1 Letter of Submittal

4.2 Attachments to the Letter of Submittal

4.2.1 Affiliated and/or Subsidiary Companies

4.2.2 (a) Certification Regarding Debarment Primary Covered Transactions

4.2.2 (b) Certification Regarding Debarment Lower Tier

4.2.3 Offeror’s VDOT Prequalification Information

4.2.4 Evidence of Obtaining Bonding

4.2.5 DPOR Licenses and SCC Registrations

4.2.6 Lead Contractor Work History Form (a)

4.2.6 Lead Designer Work History Form (b)
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-QC-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

➢ 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;

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Design Services, LS</td>
<td>$475,000</td>
</tr>
<tr>
<td>Mobilization (Construction), LS</td>
<td>$405,000</td>
</tr>
<tr>
<td>Quality Assurance (QA) (Construction), LS</td>
<td>$80,000</td>
</tr>
<tr>
<td>Quality Control (QC) (Construction), LS</td>
<td>$155,000</td>
</tr>
<tr>
<td>Earthwork, LS</td>
<td>$2120,000</td>
</tr>
<tr>
<td>Roadway Incidents, LS</td>
<td>$315,000</td>
</tr>
<tr>
<td>Bridge (Structures), LS</td>
<td>$2350,000</td>
</tr>
<tr>
<td>Drainage (Structures), LS</td>
<td>$230,000</td>
</tr>
<tr>
<td>Utilities, LS</td>
<td>$150,000</td>
</tr>
<tr>
<td>Pavement, LS</td>
<td>$710,000</td>
</tr>
<tr>
<td>Permanent Traffic Control/Signage, LS</td>
<td>$25,000</td>
</tr>
<tr>
<td>Maintenance of Traffic, LS</td>
<td>$8,000</td>
</tr>
<tr>
<td>All Others Costs, LS</td>
<td>$235,000</td>
</tr>
</tbody>
</table>

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

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 state-wide 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 state-wide 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 Tons SM-12.5A x 6.1% x - $15.00/Ton = - $6,862.50 Adjustment Amount

Example Calculation for Positive Price Adjustment (Paid to the Design-Builder):
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 Tons BM-25.0A x 5.2% x $45.00/Ton = + $23,400.00 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.
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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 $600.00 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: [Signature]

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

[Vendor No.]
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.virgiiadot.org/business/resources/masteroptionalfuelitems.pdf. The listing on the website 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 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 description of 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:

\[ S = (E - B) \times QF \]

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

Commonwealth of Virginia
Virginia Department of Transportation
Page 1 of 2
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: [Signature]
Design-builder: [Design-builder]
Vendor No.: [Vendor No.]
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 railings 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.
FORM FOR PRICE ADJUSTMENT FOR ELIGIBLE STEEL ITEMS ON DESIGN-BUILD PROJECTS
Must be supplied with Price Proposal for Department Participation

(All prices to be supported by project-specific quotes)

DATE FOR RECEIPT OF PRICE PROPOSAL  

2-14-2014

Note: All prices (costs) are to include any surcharges on materials quoted. Vendors must include this surcharge with their cost. All prices (costs) are F.O.B. from the originating mill.

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<thead>
<tr>
<th>Item Number</th>
<th>Item Description</th>
<th>Quantity</th>
<th>Unit</th>
<th>Unit Price</th>
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</table>

We/I, the undersigned, understand that by supplying prices for the steel items listed above and signing this form we are declaring our desire to apply the Special Provision For Steel Adjustment for Design-Build Projects to this Price Proposal and contract. The terms and conditions for participation are as stated in the Special Provision For Steel Adjustment for Design-Build Projects.

Design-Builder
Fielder's Choice Enterprises, Inc.
F 451

2-14-2014

Date
Sample Calculation of a Price Adjustment (Increase)


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

\[ B = 0.2816 \]
\[ P = (161.1 - 139.6)/139.6 - 0.10 = 0.054 \]
\[ Q = 450,000 \text{ lb.} \]

\[ A = 0.2816 \times 0.054 \times 450,000 \]
\[ A = 6,842.88 \text{ pay adjustment to Design-Builder} \]
Sample Calculation of a Price Adjustment (decrease)


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.

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

\[ B = 0.2816 \]

\[ P = \frac{(156.6 - 136.3)}{156.6 - 0.10} = 0.030 \]

\[ Q = 450,000 \text{ lb.} \]

\[ A = 0.2816 \times 0.030 \times 450,000 \]

\[ A = \$3,801.60 \text{ credit to Department} \]
## MASTER LISTING

### STANDARD BID ITEMS ELIGIBLE FOR STEEL PRICE ADJUSTMENT

March 18, 2009

<table>
<thead>
<tr>
<th>ITEM NUMBER</th>
<th>ITEM DESCRIPTION</th>
<th>UNITS</th>
<th>Number WPUs used in $ adjust.</th>
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- I elect to use this provision
- I elect not to use this provision

Date: 2-14-2014

Signature: [Signature]

Design-Builder: Fields' Choice Enterprises, Inc.

Vendor No.: F451

Commonwealth of Virginia
Virginia Department of Transportation
Page 8 of 8
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.

By:  (Principal*)
(Officer, Partner or Owner) (Seal)

By:  (Principal*)
(Officer, Partner or Owner) (Seal)

By:  (Principal*)
(Officer, Partner or Owner) (Seal)

Fidelity and Deposit Company of Maryland

By:  (Surety Company)
(Seal)

By:  (Surety Company)
(Seal)

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

By:  (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
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:
Assistant Secretary
Eric D. Barnes

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 saith, 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, Notary Public
My Commission Expires: July 8, 2015

POA-F 176-3129H
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.

[Signature]
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, County (City), STATE________________________, this ___ day of February, 20 __________

Fielder's Choice Enterprises Inc.
(Name of Firm)

By: ________________________________
(Signature)
President
Title (print)

STATE OF ____________________________
(GOITY (CITY)) Of Charlottesville

I, ____________________________, a Notary Public in and for the State and County(City) aforesaid, hereby certify that this day ____________________________, day of February, 20 __________ 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 ___ day of February, 20 __________
My Commission expires __________________________

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 ____________________________, County (City), STATE________________________, this ___ day of __________________________, 20 __________

______________________________
(Name of Firm)

By: ________________________________
(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: [Signature]

Location of Principal Office: [Signature]

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.:  

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 7th day of February, 2014

Fielder's Choice Enterprises Inc.  
(Name of Firm)  

By: Donald R. Coster  
(Signature)  

Title (print): President

STATE of Virginia  

COUNTY (CITY) of Charlottesville  

I, Christopher S. Desper, a Notary Public in and for the State and County(City) aforesaid, hereby certify that this day Donald R. Coster 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 7th day of February, 2014

Notary Public

CHRISTOPHER S. DESPER  
NOTARY PUBLIC  
Commonwealth of Virginia  
Reg. #7610990  
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, B1001, B1008
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 [ ] %
PERCENT ATTAINED BY BIDDER [ ] %

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<th>USED AS</th>
<th>SUPPLIER(SP) HAULER (H)</th>
<th>TYPE OF WORK AND ITEM NO(S)</th>
<th>$ AMOUNT OF ALLOWABLE CREDIT PER ITEM</th>
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TOTAL $ 440,180

TOTAL CONTRACT VALUE $ 7336,000 x REQUIRED DBE [ ] % = $ 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.

BIDDER
President

BY
SIGNATURE
Donald R. Cnarde

TITLE
DATE
2-7-2014
COMMONWEALTH OF VIRGINIA
DEPARTMENT OF TRANSPORTATION
CERTIFICATION OF BINDING AGREEMENT
WITH
DISADVANTAGED BUSINESS ENTERPRISE FIRMS

Project No.: 0005-043-714, R101, R201, C501, B601 - B608
Federal Project No.: STP-OC-SA27(189)

This form is to be submitted in accordance with the Department's Special Provision for Section 107.16.

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

Date: ____________________________

First Tier
Subcontractor if Applicable

By: ____________________________
Signature

Date: ____________________________

Title
Second Tier
Subcontractor if
Applicable

By: ___________________________  Title: ___________________________
    Signature                        Date: ___________________________

Third Tier
Subcontractor if
Applicable

By: ___________________________  Title: ___________________________
    Signature                        Date: ___________________________

DBE Contractor

______________________________
DEVCON CONTRACTING INC.

By: ___________________________  Title: ___________________________
    Signature                        Date: ___________________________

______________________________
O. Bemina

By: ___________________________
    Signature                        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-SA27(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.

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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

Date: 2/7/14

First Tier Subcontractor if Applicable

By: [Signature]

Date: 

Title: 

[Signature]

Date: 

Title: 

Second Tier
Subcontractor if Applicable

By: ____________________________
Signature ____________________________
Title ____________________________
Date: ____________________________

Third Tier
Subcontractor if Applicable

By: ____________________________
Signature ____________________________
Title ____________________________
Date: ____________________________

DBE Contractor

[signature]

By: ____________________________
Signature ____________________________
Title ____________________________
Date: 1-27-2014
4.1 Letter of Submittal

4.2 Attachments to the Letter of Submittal

4.2.1 Affiliated and/or Subsidiary Companies

4.2.2 (a) Certification Regarding Debarment Primary Covered Transactions

4.2.2 (b) Certification Regarding Debarment Lower Tier

4.2.3 Offeror's VDOT Prequalification Information

4.2.4 Evidence of Obtaining Bonding

4.2.5 DPOR Licenses and SCC Registrations

4.2.6 Lead Contractor Work History Form (a)

4.2.6 Lead Designer Work History Form (b)