

FLOYD COUNTY BOARD OF EDUCATION Anna Whitaker Shepherd, Superintendent 442 KY RT 550 Eastern, KY 41622 Telephone (606) 886-2354 Fax (606) 886-4550 www.floyd.kyschools.us

Linda C. Gearheart, Board Chair - District 1 William Newsome, Jr., Vice-Chair - District 3 Dr. Chandra Varia, Member- District 2 Keith Smallwood, Member - District 4 Steve Slone, Member - District 5

<u>Consent Agenda Item (Action Item):</u> Consider sealed bid(s) for School Access Control Systems.

Applicable State or Regulations: Capital Construction Process 702 KAR 4:160.

Fiscal/Budgetary Impact: Source of funding for the project will derive from School Security Funds (\$155,232) / General Fund (\$210,383). Estimated Total Construction cost is \$365,615.

History/Background:

January 24, 2022

Board approved initial BG-1 (Order #19988).

February 15, 2022

KDE approved initial BG-1 and classified the project as a Tier 3 project.

March 28, 2022

Board approved hiring RossTarrant for the project (Order# 20006).

September 8, 2022

Sealed bids were opened at 2:00 pm at the Maintenance office. Only bid received was Elliott Contracting in the amount of \$618,000.00

Recommended Action: Reject the bid in its entirety and revise the scope of work and rebid for the Access Control Systems.

<u>Contact Person(s)</u>: Linda Hackworth, Chief Facilities Officer Jason King, Digital Security Specialist

Principal

Director

Superintendent

Shepherd

Date: September 12, 2022

KENTUCKY	DEPARTMENT	OF	EDUCA	TION
702 KAR 4:160				

FORM OF PROPOSAL

BG No. <u>22-315</u>	į			
Date: 9-1	08-22 to	: (Owner) <u>Floyd County Board</u>	of Education	
Project Name:		v Upgrades Bid Package: N		
	arious Cities, Floyd County, K		,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	
Name of Contra			400	
		off Contracting		
Mailing Address			Ky 41502	
Business Addre	ss: <u>55 IndustrialBlv</u>	& Pikeville Lu4150	01 Telephone: <u>(206-437</u>	-7368
Having carefuli Conditions, Spe labor, materials,	y examined the Instruction cifications, and Drawings, for equipment, tools, supplies, a	is to Bidders, Contract Agre the above referenced project t	gement, General Conditions, the undersigned bidder propose	Supplemental
Addendum			ceived or the word "none" if a	en melelessa
BACE BID: For		received)		
the following lum	ine construction required to c no sum price of		ce with the contract documents	s, I/We submit
		<u>(018,000.00</u>	<u> </u>	
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Jix nuno	ived evanteen thi	busand Dollars &_	Zero	Cents
Us	se Words U		Use Words	
ALTERNATE BIL	<u>OS:</u> (If applicable and denoted	f in the Bidding Documents)		
For omission fro	m or addition to those items	•	pecified in Bidding Documents e bid.	by alternate
Alternate Bid No.	Alternate Description	+ (Add to the Base Bid)	- (Deduct from the Base Bid)	No Cost Change from the Same thick
All Bid No. 1	Owner-Preferred Access Controls Manufacturer			幫.
Ait. Bid No. 2				
Vit. Bid No. 3				
Vit. Bid No. 4				
lit. Bid No. 5				
lt. Bid No. 6				
ut. Bid No. 7				
It Bid No. 8				
It. Bid No. 9				
It. Bid No. 10				

A maximum of 10 Alternate Bids will be acceptable with each Base Bid. Do not add supplemental sheets for Alternate Bids to this document.

LIST OF PROPOSED SUBCONTRACTORS:

List on the lines below each major branch of work and the subcontractor involved with that portion of work. If the branch of work is to be done by the Contractor, so indicate.

The listing of more than one subcontractor in a work category shall invalidate the bid.

The listing of the bidder as the subcontractor for a work category certifies that the bidder has in current employment, skilled staff and necessary equipment to complete that category. The architect/engineer will evaluate the ability of all listed subcontractors to complete the work and notify the owner. Listing of the bidder as the subcontractor may invalidate the bid should the architect's review indicate bidder does not have skilled staff and equipment to complete the work category at the time the bid was submitted.

A maximum of 40 subcontractors will be acceptable with each bid. Do not add supplemental sheets for subcontractors to this document.

The bidder shall submit the list of subcontractors with the bid.

	BRANCH OF WORK (to be filled out by the Architect)	SUBCONTRACTOR (to be filled out by the contractor)
1.	Door Hardware	self
2.	Access Controls System	
3.	Electrical	Abco Eastern Telephone Self
4.	Hollow Metal Doors & Frames	Solf
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KENTUCKY DEPARTMENT OF EDUCATION 702 KAR 4:160

FORM OF PROPOSAL

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	BRANCH OF WORK (to be filled out by the Architect)	SUBCONTRACTOR (to be filled out by the contractor)
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LIST OF PROPOSED SUPPLIERS AND MANUFACTURERS:

List on the lines below each major material category for this project and the suppliers and manufacturers involved with that portion of work. Listing the supplier below means the Contractor is acknowledging authorization from the Supplier to include the Supplier in this bid.

The listing of more than one supplier or manufacturer in a material category shall invalidate the bid.

A maximum of 40 suppliers and manufacturers will be acceptable with each bid. Do not add supplemental sheets for suppliers to this document.

The bidder shall submit the list of suppliers and manufacturers within one (1) hour of the bid.

	MATERIAL DESCRIPTION BY		
	MATERIAL DESCRIPTION BY SPECIFICATION DIVISION AND CATEGORY	SUPPLIER	MANUFACTURER
	(to be filled out by the Architect or Contractor)	(to be filled out by the Contractor)	(to be filled out by the Contractor)
1.	Door Hardware (attach list)		
2.	Access Controls System		
3.	Hollow Metal Doors & Frames		
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	MATERIAL DESCRIPTION BY SPECIFICATION DIVISION AND CATEGORY (to be filled out by the Architect or Contractor)	SUPPLIER (to be filled out by the Contractor)	MANUFACTURER (to be filled out by the Contractor)
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UNIT PRICES:

Indicate on the lines below those unit prices to determine any adjustment to the contract price due to changes in work or extra work performed under this contract. The unit prices shall include the furnishing of all labor and materials, cost of all items, and overhead and profit for the Contractor, as well as any subcontractor involved. These unit prices shall be listed in units of work.

A maximum of 40 unit prices will be acceptable with each bid. Do not add supplemental sheets for unit pricing to this document.

The bidder shall submit the list of unit prices within one (1) hour of the bid.

	WORK (to be filled cut by the Architect)	PRICE / UNIT (to be filled out by the Contractor)	UNIT (to be filled out by the Contractor)
	Rim Panic Electric Strike, installed		/EA
	Precision 2103LD x 1703A panic device, installed		/EA
]	1" EMT, installed		/LF
4	Category 5 UTP Cable, installed in conduit		/LF
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DIRECT MATERIAL PURCHASES:

Indicate on the lines below those materials to be purchased directly by the Owner with a Purchase Order to be issued by the Owner to the individual suppliers. The value of the direct Purchase Order cannot be less than \$5,000. Following the approval of bids, the Contractor shall formalize this list by completing and submitting the electronic Purchase Order Summary Form provided by KDE. Listing the supplier below means the Contractor is acknowledging authorization from the Supplier to include the Supplier in this bid.

A maximum of 50 POs will be acceptable with each bid. Do not add supplemental sheets for additional POs to this document.

The bidder shall submit the list of Purchase Orders within four (4) days of the bid.

	SUPPLIER	PURCHASE ORDER DESCRIPTION	PURCHASE ORDER AMT
	(to be filled out by the Contractor)	(to be filled out by the Contractor)	PURCHASE ORDER AMT. (to be filled out by the Contractor)
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	SUPPLIER PURCHASE ORDER DESCRIPTION PURCHASE ORDER AM			
	(to be filled out by the Contractor)	PURCHASE ORDER DESCRIPTION (to be filled out by the Contractor)	PURCHASE ORDER AMT. (to be filled out by the Contractor)	
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KENTUCKY DEPARTMENT OF EDUCATION 702 KAR 4:160

FORM OF PROPOSAL

	SUPPLIER PURCHASE ORDER DESCRIPTION		BIOCHAS ARREST
	(to be filled out by the Contractor)	PURCHASE ORDER DESCRIPTION (to be filled out by the Contractor)	PURCHASE ORDER AMT. (to be filled out by the Contractor)
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TIME LIMIT FOR EXECUTION OF CONTRACT DOCUMENTS:

In the event that a bidder's proposal is accepted by the Owner and such bidder should fall to execute the contract within ten (10) consecutive days from the date of notification of the awarding of the contract, the Owner, at his option, may determine that the awardee has abandoned the contract. The bidder's proposal shall then become null and void, and the bid bond or certified check which accompanied it shall be forfeited to and become the property of the Owner as liquidated damages for failure to execute the contract.

The bidder hereby agrees that failure to submit herein above all required information and/or prices can cause disqualification of this proposal.

Submitted by:			
NAME OF CONTRACTOR / BIDDER: Elliot	t Contracti	na Inc	
AUTHORIZED JULIS	REPRESENTATIVE'S	0	NAME:
s	Signature		
AUTHORIZED DICK JAWAS REPRESENT	ATIVE'S	NAME	(printed):
AUTHORIZED REPRESENTATIVE'S TITLE:		ident	
NOTICE: Bid security must accompany this pro	posal if the Base Bid pr	rice is greater than of \$2	5,000.

This form shall not be modified.

AIA Document A310™ – 2010

Bid Bond

CONTRACTOR: (Name, legal status and address) Elliott Contracting, Inc.

P.O. Box 3038 Pikeville, KY 41501 OWNER: (Name, legal status and address) Floyd County Board of Education 108 North Front Ave. Prestonsburg, KY 41653 BOND AMOUNT: 5% of Amount Bid

SURETY: (Name, legal status and principal place of hudness!

SureTec Insurance Company 2103 CityWest Soulevard, Suite 1300 Houston, TX 77042

This document has important legal consequences. Consultation will an attorney is encouraged with respect to its completion or modification.

Any singular reference to Contractor, Surety, Diener or other party shall be considered plural where applicable.

PROJECT:

(Name, location or address, and Project number, if any) Floyd County Schools Security Upgrades

The Contractor and Surety are bound to the Owner in the amount set forth above, for the payment of which the Contractor and Surety bind themselves, their heirs, executors, administrators, successors and assigns, jointly and severally, as provided kerein. The conditions of this Bond are such that if the Owner accepts the bid of the Contractor within the time specified in the bid documents, or within such time period as may be agreed to by the Owner and Contractor, and the Contractor either (1) enters into a contract with the Owner in accordance with the terms of such bid, and gives such bond or bonds as may be specified in the bidding or Contract Documents, with a surety admitted in the jurisdiction of the Project and otherwise acceptable to the Owner, for the faithful performance of such Contract and for the prompt payment of labor and material furnished in the prosecution thereof; or (2) pays to the Owner the difference, not to exceed the amount of this Bond, between the amount specified in said bid and such larger amount for which the Owner may in good faith contract with another party to perform the work covered by said bid, then this obligation shall be noll and void, otherwise to remain in full force and effect. The Surety hereby waives any notice of an agreement between the Owner and Contractor to extend the time in which the Owner may accept the bid. Waiver of notice by the Surely shall not apply to any extension exceeding sixty (60) days in the aggregate beyond the time for acceptance of bids specified in the bid documents, and the Owner and Contractor shall obtain the Surety's consent for an extension beyond sixty (60) days.

If this Bond is issued in connection with a subcontractor's bid to a Contractor, the term Contractor in this Bond shall be deemed to be Subcontractor and the term Owner shall be deemed to be Contractor. When this Bond has been furnished to comply with a statutory or other legal requirement in the location of any provision in this Bond conflicting with said statutory or legal requirement shall be deemed deleted have provisions conforming to such statutory or other legal requirement shall be deemed incorporated herein. furnished, the intent is that this Bond shall be construed as a statutory bund and not as a common law box day of September

Signed and scaled this

Elliott Contracting,

(Principal) (Title)

SureTec Insure

(Title) Meliasa Propet, Attorney-in

CAUTION: You should sign an original AIA Contract Cocument, on which this bax appears in RED. An original changes will not be obscured.

AlA Document A310 to -2018. Copyright © 1863, 1970 and 2010 by The American institute of Architects. All rights reserved, WAY Document is protected by U.S. Copyright Lew and International Treates. Unauthorized reproduction or distribution of states any portion of it, may result in severe civil and criminal penalties, and will be preserved to the maximum enters possible upon Purchasers are possible to sepreduce bin (10) copes of this document when completed. To report copyright violations of AlA Contract. This American Institute of Architects' legal coursel, copyright placing.

SureTec Insurance Company LIMITED POWER OF ATTORNEY

Know All Men by These Presents, That SURETEC INSURANCE COMPANY (the "Company"), a corporation duly organized and existing under the laws of the State of Texas, and having its principal office in Houston, Harris County, Texas, does by these presents make, constitute and appoint

Steven M. Baas, Benjamin P. Dycus, Melissa Propst, Kenneth Albert, Lakala Carter

its true and lawful Attorney-in-fact, with full power and authority hereby conferred in its name, place and stead, to execute, acknowledge and deliver any and all bonds, recognizances, undertakings or other instruments or contracts of suretyship to include waivers to the conditions of contracts and consents of surety for, providing the bond penalty does not exceed

Five Million and 00/100 Dollars (\$5,000,000.00)

and to bind the Company thereby as fully and to the same extent as if such bond were signed by the President, scaled with the corporate scal of the Company and duly attested by its Secretary, hereby radifying and confirming all that the said Attorney-in-Fact may do in the premises. Said appointment is made under and by authority of the following resolutions of the Board of Directors of the SureTee Insurance Company:

Be it Resolved, that the President, any Vice-President, any Assistant Vice-President, any Secretary or any Assistant Secretary shall be and is hereby vested with full power and authority to appoint any one or more suitable persons as Attorney(s)-in-Fact to represent and act for and on

behalf of the Company subject to the following provisions:

Attornay-in-Fact may be given full power and authority for and in the name of and of behalf of the Company, to execute, acknowledge and deliver, any and all bonds, recognizances, commets, agreements or indemnity and other conditional or obligatory undertakings and any and all notices and documents canceling or terminating the Company's liability thereunder, and any such instruments so executed by any such Attorney-in-Fact shall be binding upon the Company as if signed by the President and scaled and effected by the Corporate Secretary.

Be it Resolved, that the signature of any authorized officer and seal of the Company heretofore or hereafter affixed to any power of attorney or any certificate relating thereto by facaimile, and any power of attorney or certificate bearing facaimile signature or facaimile scal shall be valid and binding upon the Company with respect to any bund or undertaking to which it is attached. (Adopted at a meeting held on 20th of April, 1999.)

In Witness Whereof, SURFIEC INSURANCE COMPANY has caused these presents to be signed by its President, and its corporate seal to be hereto affixed this 12th day of May. A.D. 2021.

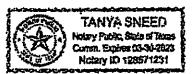
SURETEC INSURANCE COMPANY

By: Michael C. Keimig, President

State of Texas County of Harris

85;

On this 12a day of stay. A.D. 2021 before me personally came Michael C. Keimig, to me known, who, being by me duly sworn, did depose and say, that he resides in Houston, Texas, that he is President of SURETEC INSURANCE COMPANY, the company described in and which executed the above instrument; that he knows the seal of said Company; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said Company; and that he signed his name thereto by like order.



Tanya Sneed, Notary Public My commission expires March 30, 2023

I, M. Brent Beaty, Assistant Secretary of SURETEC INSURANCE COMPANY, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney, executed by said Company, which is still in full force and effect; and furthermore, the resolutions of the Roard of Directors, set out in the Power of Attorney are in full force and effect.

Given under my hand and the seal of said Company at Houston, Texas this

day of Phanes April 1

M. Brent Resty, As

Any instrument issued in excess of the pensity stated above is totally void and without any validity. 1710002

For verification of the authority of this power you may call (713) \$12-0600 my business day between \$130 am and \$100 per

UNIT PRICES:

Indicate on the lines below those unit prices to determine any adjustment to the contract price due to changes in work or extra work performed under this contract. The unit prices shall include the furnishing of all labor and materials, cost of all items, and overhead and profit for the Contractor, as well as any subcontractor involved. These unit prices shall be listed in units of work.

A maximum of 40 unit prices will be acceptable with each bid. Do not add supplemental sheets for unit pricing to this document.

The bidder shall submit the list of unit prices within one (1) hour of the bid.

	WORK (to be filled out by the Architect)	PRICE / UNIT (to be filled out by the Contractor)	UNIT (to be filled out by the Contractor)
1	Rim Panic Electric Strike, installed	1,747,20	/EA
2	Precision 2103LD x 1703A panic device, installed	1,747,20 1,312,60 9,10	/EA
3	1" EMT, installed	9.10	/LF
4	Category 5 UTP Cable, installed in conduit	1.88	/LF
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LIST OF PROPOSED SUPPLIERS AND MANUFACTURERS:

List on the lines below each major material category for this project and the suppliers and manufacturers involved with that portion of work. Listing the supplier below means the Contractor is acknowledging authorization from the Supplier to include the Supplier in this bid.

The listing of more than one supplier or manufacturer in a material category shall invalidate the bid.

A maximum of 40 suppliers and manufacturers will be acceptable with each bid. Do not add supplemental sheets for suppliers to this document.

The bidder shall submit the list of suppliers and manufacturers within one (1) hour of the bid.

	MATERIAL DESCRIPTION BY		
	SPECIFICATION DIVISION AND CATEGORY (to be filled out by the Architect or Contractor)	SUPPLIER (to be filled out by the Contractor)	MANUFACTURER (to be filled out by the Contractor)
1.	Door Hardware (attach list)	Elliot Supply	seelest
2.	Access Controls System	ABCO	BBH
3.	Hollow Metal Doors & Frames	Elliott Supply - ABCO Elliott Supply	Ceco
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Elliott Supply & Glass, Inc.

Floyd County Schools Security Uprades Hardware Manufacturers

Lock Sets - Best, Schlage, Yale

Panic Devices - Precision, Von Duprin

Electric Strikes - HES, Trine

Closers - LCN

P.O. Box 3038 Pikeville, Kentucky 41502 606/437-7368 - Voice 606/432-0080 - Fax

The Elliott Companies



BID-TABULATION Floyd Co. Schools Security Upgrades

RTA PROJECT NO. 2216 September 8, 2022

BIDDER	BID BOND	ADDENDUM (1)	BASE BID	ALT. #1 Owner-Pref. Access Controls:	TOTAL
Eliott Contracting Pikeville, KY (606) 437-7368	×	x	\$618,000.00	\$0.00	\$618,000.00

Order #20005 - Motion Passed: Receive Attendance & Plans/Enrollment and Health Aide Service Report passed with a motion by Mr. William Newsome and a second by Dr. Chandra Varia.

4 Yeas - 0 Nays

Ms. Linda Gearheart Yes
Mr. William Newsome Yes
Dr. Chandra Varia Yes
Mr. Steve Slone Yes
Mr. Keith Smallwood Absent

5. Action or Special Reports - Student Support

Order #20006 - Motion Passed: Receive and approve all items passed with a motion by Mr. William Newsome and a second by Dr. Chandra Varia.

4 Yeas - 0 Nays

Ms. Linda Gearheart Yes
Mr. William Newsome Yes
Dr. Chandra Varia Yes
Mr. Steve Slone Yes
Mr. Keith Smallwood Absent

A. Receive Utility Report for Prestonsburg Elementary School

B. Receive Report of Superintendent

Standard 7 - Influential Leadership:

The superintendent promotes the success of learning and teaching by understanding, responding to, and influencing the larger political, social, economic, legal, ethical, and cultural context. From this knowledge, the superintendent works with the board of education to define mutual expectations, policies, and goals to ensure the academic success for all students.

- 1. Legal/Ethical-Defines, understands, and communicates the impact on proposed legislation.
- Attending the Kentucky Association of School Superintendent's legislative priorities session and legislative breakfast for General Assembly updates and discussion.
- Calling and emailing Legislators and Representatives to discuss priorities such as SB1 (Every child Pre-K-12 an aligned coherent curriculum, high quality school principal leading each school) and investments for education in the state budget (fully fund kindergarten, pupil transportation, and increase SEEK Base to \$4,150 in FY23 and \$4300 in FY24.)

- 1. Legal-Applies laws, policies and procedures fairly, wisely, and considerately.
- Attendance to KY School Board Association Conference sessions in February such as Equity and the Role of Leadership: Policy & Practice and The Biggest Piece of the Budget Pie: Salaries and Benefits.
- Requested and received a KSBA Policy review of all district policies.
- E. Political Context: Stakeholder/Community Involvement-Accesses local, state and national political systems to provide input on critical educational issues.
 - I attended a Virtual KASS meeting with the launch of the new Kids First Kentucky Initiative by Kentucky Association of School Superintendents to ensure our children and teachers can be their best every day. www.kidsfirstky.com
 - I attended as the guest luncheon speaker of Floyd County Chamber of Commerce to speak to the
 community about our pathways and partnerships and need for more apprenticeships and internships for
 our students within the community.
 - 3. I serve on both the KY Educational Development Co-op and KY Valley Educational Co-op Board of Directors.

- C. Accept Notification of Personnel Matters
- 1. Actions Taken
- 2. Requests for Leaves of Absences
- D. Consider/Approve hiring RossTarrant Architects for the School Access Control project (BG#22-315)
- E. Consider/Approve the BG-5 for the acquisition of Parcel #9 Stanville Property located at Betsy Layne High School
- F. Consider/Approve Standard Form of Agreement between Owner and Integrity Architecture for the James D. Adams Middle School Re-roof and HVAC project, pending KDE approval
- 6. Action by Consent

Order #20007 - Motion Passed: Motion to approve all consent items (from 6-A thru 6-X) as presented with the exception of Item 6-M (which is tabled until a later date) passed with a motion by Mr. Steve Slone and a second by Dr. Chandra Varia.

4 Yeas - 0 Nays

Ms. Linda Gearheart Yes
Mr. William Newsome Yes
Dr. Chandra Varia Yes

5 Yeas - 0 Nays

Ms. Linda Gearheart	Yes
Mr. William Newsome	Yes
Dr. Chandra Varia	Yes
Mr. Steve Slone	Yes
Mr. Keith Smallwood	Yes

E. Consider/Approve Initial BG-1 (BG# 22-315) and School Security Funds Request Form for Access Control Systems

Order #19988 - Motion Passed: Approval of Initial BG-1 (BG# 22-315) and School Security Funds Request Form for Access Control Systems passed with a motion by Mr. Keith Smallwood and a second by Mr. William Newsome.

5 Yeas - 0 Nays

Ms. Linda Gearheart	Yes	
Mr. William Newsome	Yes	
Dr. Chandra Varia	Yes	
Mr. Steve Slone	Yes	
Mr. Keith Smallwood	Yes	

F. *Consider/Approve accepting or rejecting the Floyd County Bus Garage Re-roof bids that were opened on January 13, 2022 (BG# 22-129)

Order #19989 - Motion Passed: Approval of accepting the low bid by Dixie Roofing for the Floyd County Bus Garage Re-roof bids that were opened on January 13, 2022 (BG# 22-129) passed with a motion by Mr. Keith Smallwood and a second by Mr. William Newsome.

5 Yeas - 0 Nays

Ms. Linda Gearheart	Yes
Mr. William Newsome	Yes
Dr. Chandra Varia	Yes
Mr. Steve Slone	Yes
Mr. Keith Smallwood	Yes

6. Action by Consent

Order #19990 - Motion Passed: Motion to approve all consent items as presented with the exception of Item 6-S (which was rejected) passed with a motion by Mr. Steve Slone and a second by Mr. Keith Smallwood.

5 Yeas - 0 Nays

Ms. Linda Gearheart	Yes
Mr. William Newsome	Yes
Dr. Chandra Varia	Yes
Mr. Steve Slone	Yes
Mr. Keith Smallwood	Yes

A. Consider Approval of Minutes