

August 2, 2022

Be it ever remembered on the 2nd day of August, 2022 the day set by the Commissioners for the holding of their scheduled budget workshop special meeting at Newton County Government Facility. Comes now Butch Cain, Tim Drenth, and Kyle D. Conrad, as the duly elected and active Board of Commissioners. Also present were Newton County Auditor, Tami James and Commissioners' Assistant Ashley Large.

Butch Cain called the meeting to order with the Pledge of Allegiance recited by Butch Cain.

Budget Workshop/Department Budget Estimates for 2023**Maintenance**

Jacob Shufflebarger came before Commissioners with 2022 estimated budget for Maintenance. Jacob informed that he has an increase of \$500.00 in case for holiday callouts. Jacob is also requesting an increase for fuel, as fuel prices have gone up. Jacob is also requesting \$160,000.00 for general maintenance for 12 sites and 16 buildings at \$10,000.00 per building. Projects are \$19,000.00 for jail garage motor and cooler, \$5,000 for Court House Paint for the 2nd floor, \$68,000.00 N&S Amb 7 door motors and 3 overheads, \$82,000 Generation Center HVAC and generator, \$200,000.00 Enos exterior remodel, \$50,000.00 Highway boiler and breakroom floor. At George Ade a whole building water heater is needed, Booster Kitchen water heater, 2 kitchen a/c units with Air Handlers and \$15,000.00 for building maintenance.

E911

Jim Large came before Commissioners that his budget remains same and he did leave the CAD system in there.

Highway

Sharon Domanos informed Commissioners that she's looking to increase the Cumulative Bridge budget by \$210,000.00. She is also looking to increase the Local Road and Street budget by \$70,000.00. The Highway Restricted difference would be \$105,000.00, Highway Administration increase is \$14,935.00, Maintenance and Repair increase is \$132,700.00. There is a need for a new loader, gas and oil prices have gone up, new boom mower, and trucks need replaced.

VSO

Greg Willis informed Commissioners that he's increasing his budget for supplies by \$100.00. He is requesting an increase in other services and charges by \$6,300.00, which will mostly go towards Care of Veterans. Commissioners also discussed his need for a county credit card. Tami James is also going to see if veteran burial budget could be moved to the VSO budge.

EMA

Ray Chambers is keeping the budget mostly the same except for small increases where service prices have risen.

Ambulance

Ray Chambers is budgeting for next year for a new ambulance. There was also discussion of pay matrix and raises to retain employees.

Commissioners


Ashley Large informed the commissioners on estimate budget for County General with regards to the Clinic and Insurance, mileage, dues. Gas, water, electric, and pest control have gone up in all. Landfill- might have to encumber it from Roselawn Sewer Project. Building repair and maintenance take out and put it into Landfill. Landfill IT software and programs, telephone, and internet have all gone up.

Adjournment

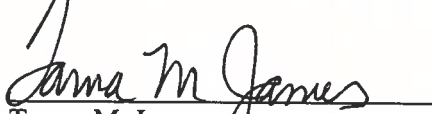
Kyle D. Conrad moves that the meeting be adjourned, second by Tim Drenth. All in favor, meeting adjourned.


Butch Cain, President

Tim Drenth


Kyle D. Conrad

Attest:


Tamra M. James,
Newton County Auditor

August 15, 2022

Be it ever remembered on the 15th day of August, 2022, the day set by the Commissioners for the holding of their regular meeting at the Newton County Government Center. Comes now Butch Cain, Tim Drenth and Kyle D. Conrad, as the duly elected and active Board of Commissioners. Also present were Commissioners' Assistant Ashley Large, Newton County Auditor Tamra James and office help Stacey McQueen, and Attorney Rebecca Goddard.

Butch Cain called the meeting to order with the pledge to the flag recited by Butch Cain.

Meeting Minutes

The meeting minutes could not be approved because of a software glitch that wouldn't allow them to be opened.

Payroll/Longevity

Tim Drenth made a motion to approve payroll/longevity for August 5, 2022, second by Butch Cain. All in favor, motion passed.

Claims

Tim Drenth made a motion to approve all claims for August 15, 2022, second by Butch Cain. All in favor, motion passed.

Ambulance

Ray Chambers presented to Commissioners Austin Dewes request for extended vacation days. *Tim Drenth made a motion to approve, second by Butch Cain. All in favor, motion passed.*

Fairground Bids

KDM Services was the only bid to come in. There was discussion on how to proceed with only 1 bid. Butch Cain suggested to work with what we have from KDM Services. The bid is for \$475,000 to be all dug. There was discussion on how Phase 1 had multiple issues. The map does not have things located. It was agreed that if they hit anything, they will fix it. There was also discussion that there is a need to fix acreage before the farm bids go out by the end of September. *Kyle D. Conrad made a motion to accept the bid from KDM Services, second by Tim Drenth. All in favor, motion passed.*

Apex and Proactive

Cassie and Alma advised the BAA Contract is still outstanding. Once that is signed, they'll be able to start monthly reporting to Commissioners on how the clinic is operating, how many are utilizing it, etc. They did remind Commissioners they are operating without a signed contract. There was confusion on who needed to sign BAA. Kyle D. Conrad made a motion to authorize President Butch Cain once there is Attorney approval, second by Tim Drenth. All in favor, motion passed.

There was a discussion on miscommunication with labs and the care team has been reeducated.

Employees are looking to get vaccines at the clinic since the Health Dept only vaccinates individuals with no insurance.

Highway

Sharon Domonkos presented two road cut permits. *Tim Drenth made a motion to approve the permits, second by Kyle D. Conrad. All in favor, motion passed.*

Sharon has received 2 proposals to fix the drains in the Government Center parking lot. They will lifted and leveled and reinforced. She is still waiting to get the 3rd proposal. *Kyle D. Conrad made a motion to move forward with the 2 proposals, second by Tim Drenth. All in favor, motion passed.*

Next week they will begin chip seal on 65 miles of road.

There was then discussion that Meridian needs to be graded down. If that happens, it needs to sit for 1 year before repaving. Kyle suggested Sharon look into filing down a few inches and the using chip seal.

Recycling

Diane Gonzcy advised they know who dumped cardboard and Styrofoam next to the bins instead of in them. Butch says to send them a letter.

Saturday at the Highway Garage is Household Hazardous Waste Day.

Bri Styck from Soil and Water is looking for partners for a general letter of support. Diane asked Commissioners for their permission to write the letter. Commissioners grant approval.

The local libraries reached out to Diane to bring in computers for the Household Hazardous Waste Day. This is usually only for residential residents. Commissioners give approval for libraries to bring in their computers.

Clerk

Jessica Firkins brought in undated maps from Larry Holderby for redistricting. The maps show current and proposed

Ambulance

Ray Chambers brought in monthly write-offs. May 2022 write-offs were \$32,758.36. *Tim Drenth made a motion to approve May 2022 write-offs, second by Kyle D. Conrad. All in favor, motion passed.*

June 2022 write-offs were \$31,889.36. *Time Drenth made a motion to approve June 2022 write-offs, second by Kyle D. Conrad. All in favor, motion passed.*


Building/Planning Commissioner


Butch Cain asked Braden Evans to come up for Commissioners to address the job position of Building Commissioner. Braden is willing to move back to Newton County within 6 months and he's willing to leave the truck here. Tamra James was asked to confirm what he earns now. *Tim Drenth made a motion to hire Braden at a salary of \$45,000 for a probation period of 6 months effective today, second by Kyle D. Conrad. All in favor, motion passed.*

Auditor

Tamra James gave a reminder that Budget Workshops begin on September 19, 2022. Commissioners will be busy that day and have a meeting to follow.

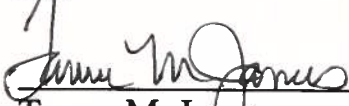
Adjournment- Tim Drenth made a motion to adjourn meeting, second by Butch Cain. All in favor, motion passed. Meeting adjourned.


Butch Cain, President


Kyle D. Conrad

Tim Drenth

Attest:


Tamra M. James,
Newton County Auditor

MEMO

To: Newton County Commissioners and other interested parties

From: Larry Holderly, Former Newton County Engineer

Re: Redistricting

Date: August 12, 2022

First I apologize for trying to jump start this process last December. I didn't realize that state approval is required for this action. The census figures were late and there was not enough time to finish this process in time for the 2022 elections.

I have prepared maps showing the existing commissioner districts and council districts. I have also prepared maps showing how I think the new districts should be drawn.

Districts should be compact, contiguous (all in one piece), as equal in population as practicable, and split a minimum of governmental units.

Last time there was a strong sentiment to keep Lincoln Township whole and in one council district at the expense of the equal population rule. Now the population of Lincoln Township has grown to the point where an additional precinct is required.

I have prepared a map showing my proposed new precincts for Lincoln Township. Precincts in the other townships should remain the same.

These plans require state approval. Should these plans be approved I am willing to work with the Clerk's Office to assign voters to their new precincts.

I am always willing to help in any way I can.

Larry Holderly
109 Northbrooke Dr.
Monticello, IN 47960-1596
574-583-5677
holderly@embarqmail.com

1 of 7

Newton County Townships, 2020

Population 13,830

EXISTING COMMISSIONER DISTRICTS

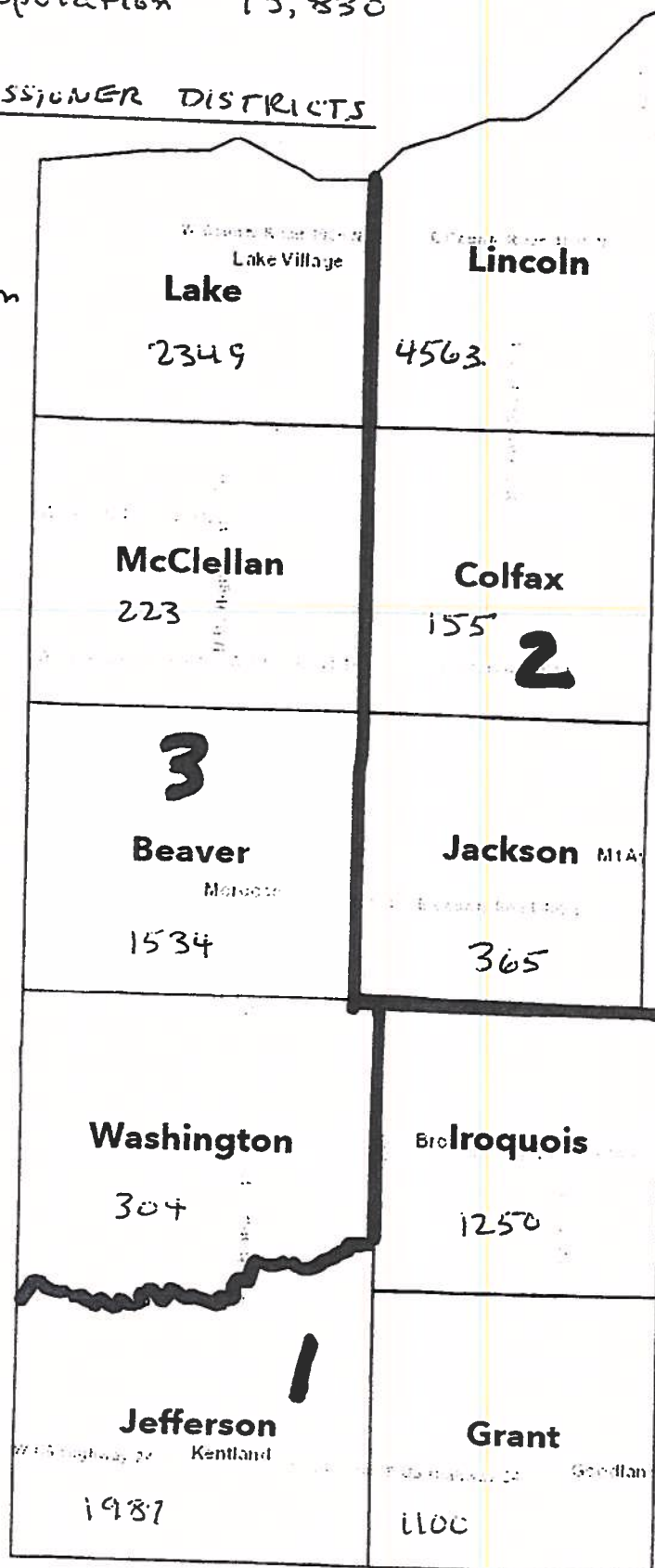
District Population

1	4337
2	5083
3	4410
	<u>13830</u>

Ideal Dist. Pop

$$\frac{13830}{3} = 4610$$

District	Deviation
1	-273
2	+473
3	-200



Source: STATS Indiana, using U.S. Census Bureau township boundaries May 2021
 Basemap source: Esri and its partners

STATS Indiana is a not-for-profit organization that provides data and analysis to the Indiana Business Research Center at the Indiana University School of Business



Newton County Townships, 2020

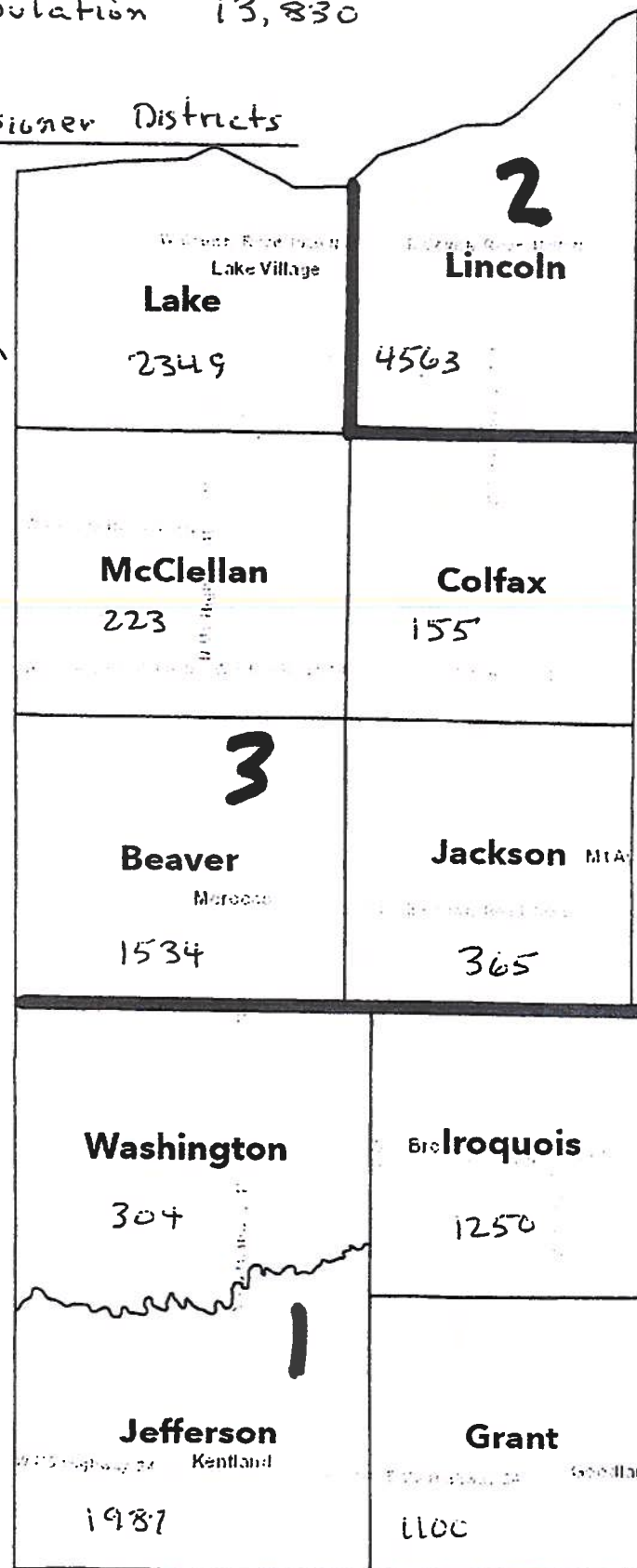
Population 13,830

Proposed Commissioner Districts

District	Population
1	4641
2	4563
3	4626
	<hr/>
	13830

Ideal Pop. 4610

Dist.	Deviation
1	+31
2	-47
3	+16



Source: STATS Indiana, using U.S. Census Bureau township boundaries, May 2021
 Basemap source: Esri and its partners

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3 of

Newton County Townships, 2020

Population 13,830

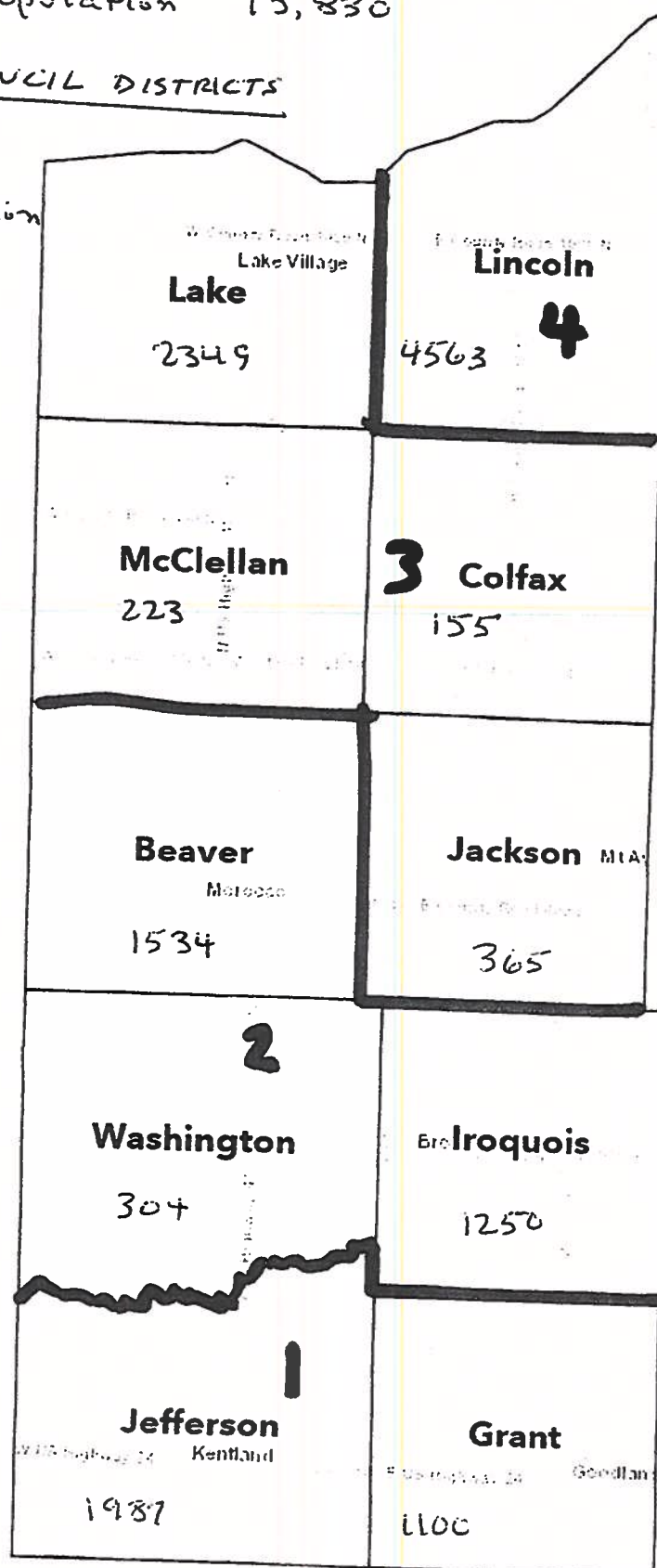
EXISTING COUNCIL DISTRICTS

District	Population
1	3087
2	3038
3	3092
4	4563
	<u>13830</u>

Ideal Dist. Population

$$\frac{13830}{4} = 3457.5$$

District	Deviation
1	-370.5
2	-369.5
3	-365.5
4	+1105.5

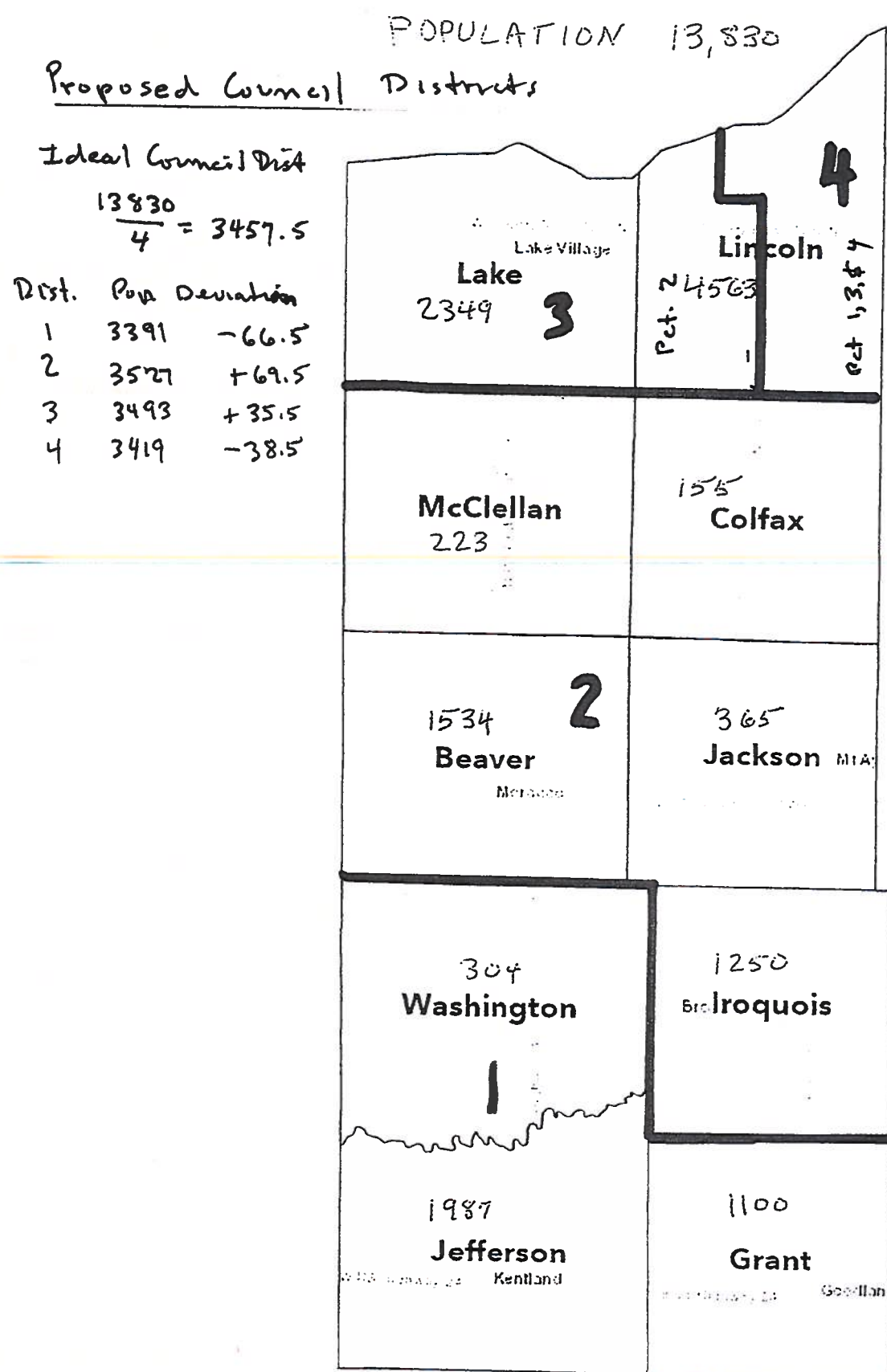


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Newton County Townships, 2020

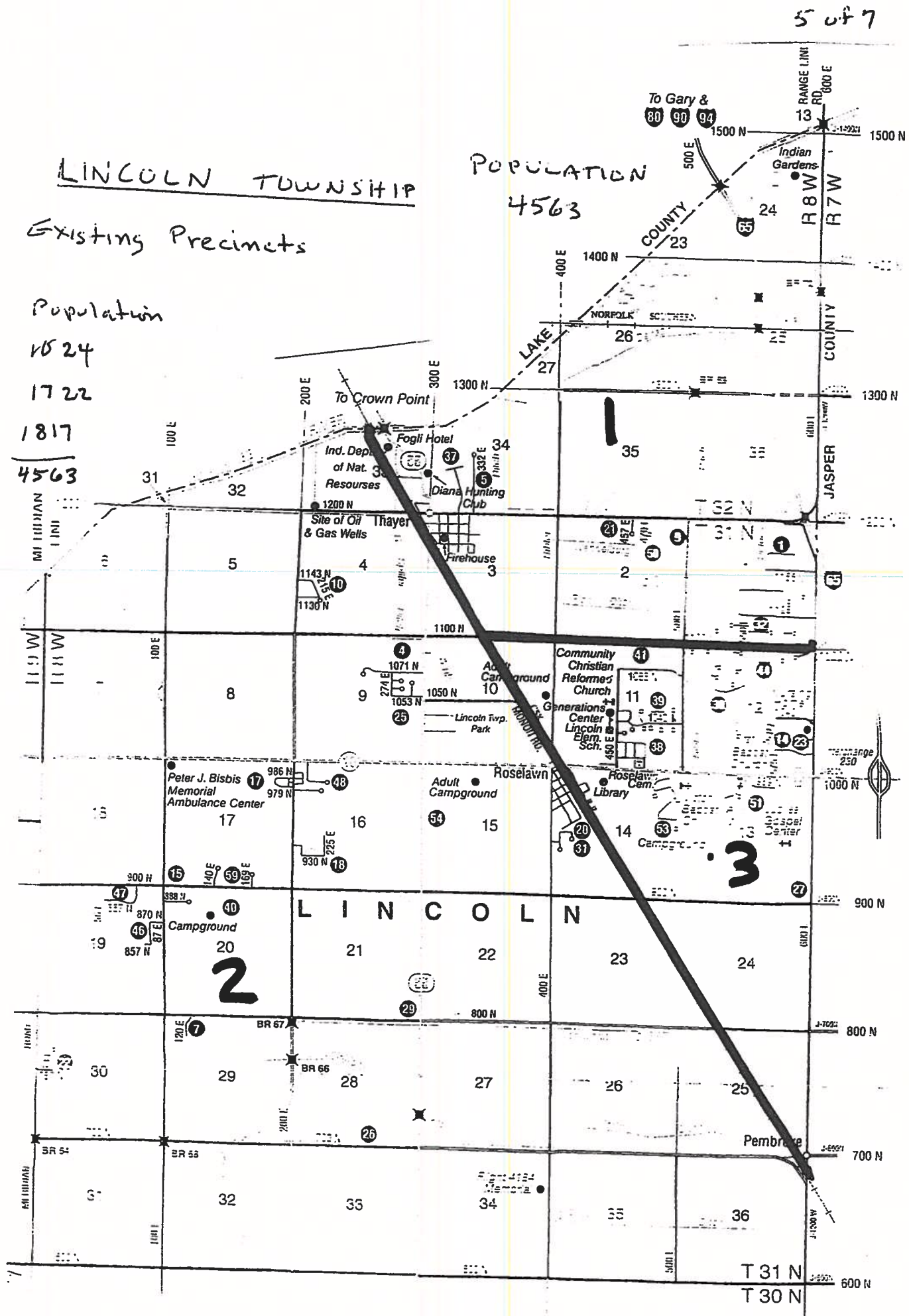


LINCOLN TOWNSHIP

Existing Precincts

Precinct	Population
1	1524
2	1722
3	1817
	4563

POPULATION
4563



6 of 7

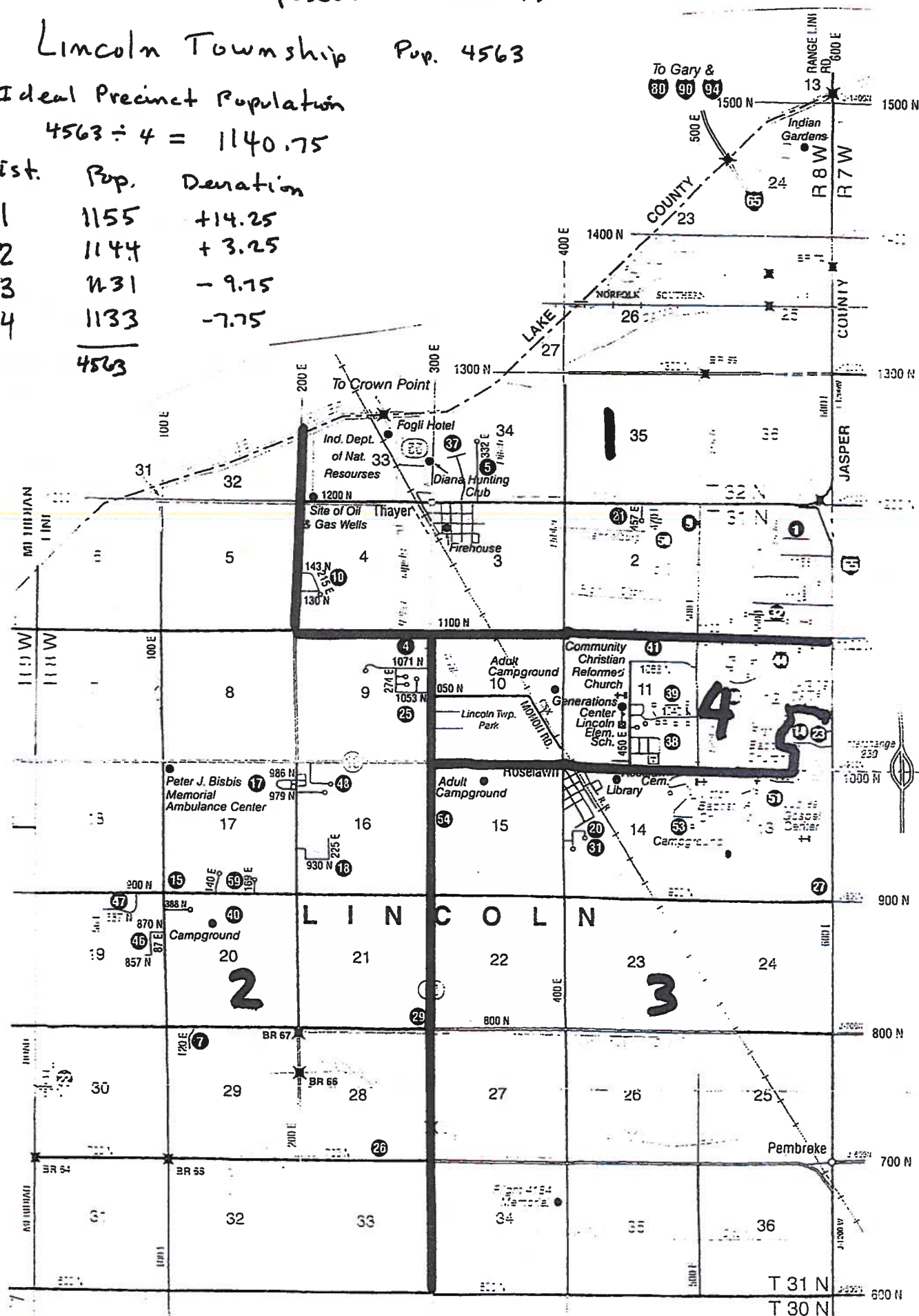
Proposed Precincts

Lincoln Township Pop. 4563

Ideal Precinct Population

$$4563 \div 4 = 1140.75$$

Dist.	Pop.	Deviation
1	1155	+14.25
2	1144	+3.25
3	1131	-9.75
4	1133	-7.75
	<u>4563</u>	




REQUEST FOR EXTENDED VACATION DAYS

Name Austin Deves Department Ambulance

Total number of vacation days to extend 1 / 24 hrs

Date vacation days extended to October 31, 2022

Department Head 
Signature

THIS REQUEST IS

☒ APPROVED ☐ DENIED

Board of Commissioners 
Signature

NAME OF APPLICANT Von Excavating, Inc.
 DATE 8/4/22 Permit Number _____

**APPLICATION FOR A PERMIT TO CUT INTO COUNTY ROAD
OR COUNTY ROAD RIGHT OF WAY**

AUTHORITY—Commissioner's Record 18 Page 201 June 15, 1959
 Amended—Commissioner's Record 19 Page 399-400 October 1, 1985
 Revised—Commissioner's Record 21 Page 202 April 4, 1995

TO: BOARD OF COMMISSIONERS OF NEWTON COUNTY
 COURTHOUSE
 KENTLAND, IN 47951

LOCATION:
 Legal Descrip Sec. ___ Twp. ___ N. Rge ___ W. ---Township Name Colfax

Exact Location (Road Numbers) CR 600 N 41.0862407 - 873041258

THE TYPE OF ROAD SURFACE OR COUNTY ROAD RIGHT OF WAY WHERE CUT IS TO BE MADE
 IS _____

PURPOSE OF OPENING No open cut. We will be horizontal drilling a casing pipe for
irrigation hose.

NATURE OF OPENING TO BE MADE:

Opening will be _____ feet long in the Road Right of Way. We will stay 5' below Rd and ditch
 Opening will be _____ feet long in the road surface.
 Opening will be _____ inches deep.

THERE WILL BE NO EXCAVATING FOR OPEN DITCHES ON COUNTY HIGHWAY RIGHT OF WAY OF MORE THAN THREE FEET BELOW THE GRADE LINE OF THE CENTER OF ROAD UNLESS THE BOARD OF COMMISSIONERS OF NEWTON COUNTY DEEM IT NECESSARY FOR DRAINAGE OF THE COUNTY ROAD.

THERE WILL BE NO EXCAVATING, ERECTING POLES OR STRUCTURES AT A DISTANCE OF LESS THAN THREE (3) FEET OF A SECTION CORNER, QUARTER SECTION CORNER, OR A PROPERTY CORNER.

RESPONSIBILITY: If this application to cut into road surface and roadbed or county road right of way is granted, I hereby agree that:
ANY OBJECT BEING TRENCHED THROUGH THE ROAD MUST BE BEDDED IN CLEAN SAND AND COVERED WITH AN APPROPRIATE AMOUNT OF #53 STONE. THIS IS TO BE COMPACTED AND COVERED WITH A LAYER OF GEO-GRID AND MORE #53 STONE BEFORE REPLACING THE ASPHALT TO A COMPACTED DEPTH OF THREE (3) INCHES. If a stone road, after bedding with sand, bring to grade with an appropriate amount of #53 stone. The stone is to be compacted even with the top of the traveled road surface and maintained at that elevation for a period of four (4) weeks.

I further agree to erect and maintain all necessary barricades and warning lights required to safely direct traffic over or around the part of the road where the above described work is to be done so long as the work in any way interferes with traffic.

I further agree to move or remove any structures installed under this permit, at applicant's own expense, should future traffic conditions or road improvements necessitate and when requested to do so by THE BOARD OF COUNTY COMMISSIONERS OF NEWTON COUNTY.

I further agree to assume all responsibility for any injury or damage to persons or property resulting directly or indirectly from the work contemplated in this application.

I further agree to stop said work at any time upon request of THE BOARD OF COUNTY COMMISSIONERS OF NEWTON COUNTY.

Ordinance 02-22-05-A
 Ordained and Amended the 22nd day of February, 2005.

I further agree that said work will not interfere with any existing structure along or across said county road, without permission from owner of said structure.

I further agree that all material used in connection with this work will meet the requirements of THE BOARD OF COUNTY COMMISSIONERS OF NEWTON COUNTY.

I further agree to notify the HIGHWAY SUPERINTENDENT OF NEWTON COUNTY preceding the beginning of the work.

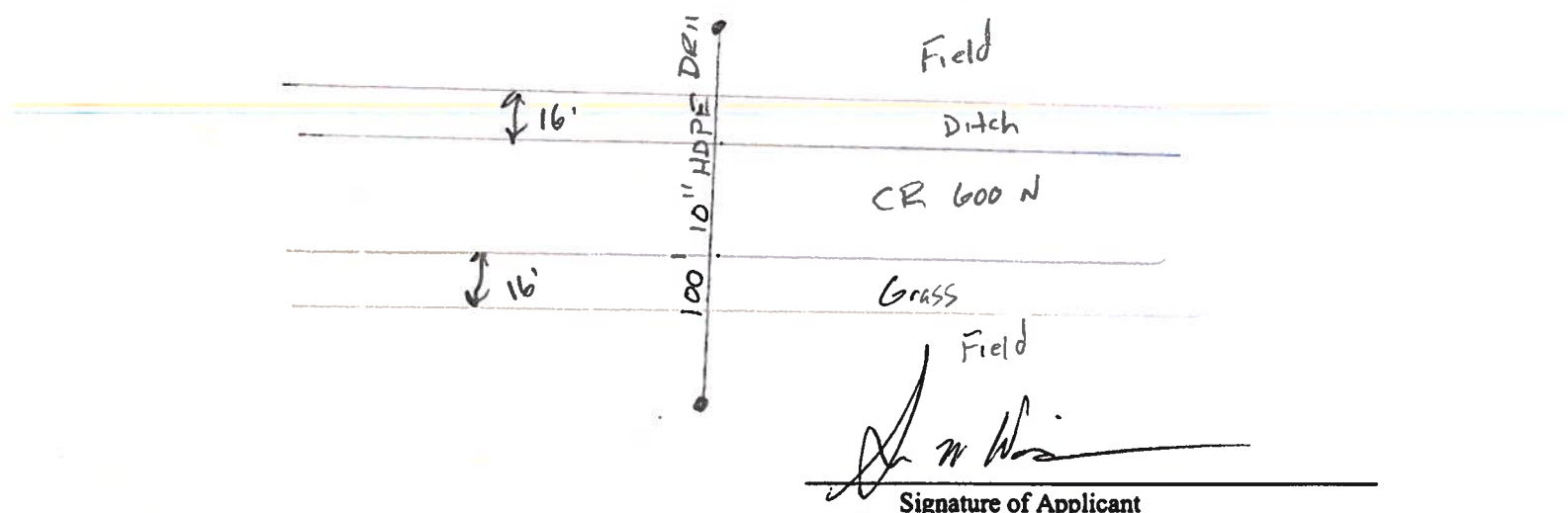
CHARGE: ATTACHED hereto payment of a minimum amount of One hundred Dollars (\$100.00) or a fee of Twenty Five Cents (\$0.25) per foot for encroachment upon the County Road or county Road Right of Way whichever is greater, covering the cost of this permit. Check or Bank Draft to be made payable to the Treasurer of Newton County.

Applicant shall notify all public utilities before beginning work.

This application will expire after sixty (60) days if work is not commenced.

FAILURE TO COMPLY WITH THE TERMS OF THIS PERMIT OR FAILING TO APPLY FOR A ROAD CUT PERMIT SHALL SUBJECT YOU TO BE A PARTY OF A FINE UP TO THE SUM OF \$1500.00.

SKETCH Proposed location: 41.0862407 - 87.3041258



Address: 14459 N State Rd 49
Wheatfield, IN 46392

<u>Jim A. Carr</u>	COUNTY COMMISSIONER	DATE <u>8-15-2022</u>
<u>[Signature]</u>	COUNTY COMMISSIONER	DATE _____
<u>Ryan L. Canad</u>	COUNTY COMMISSIONER	DATE <u>8/15/2022</u>
_____	HIGHWAY SUPERINTENDENT	DATE _____
_____	COUNTY SURVEYOR	DATE _____

Ordinance 02-22-05-A
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NAME OF APPLICANT Von Excavating, Inc.
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TO: BOARD OF COMMISSIONERS OF NEWTON COUNTY
 COURTHOUSE
 KENTLAND, IN 47951

LOCATION:
 Legal Descrip Sec. _____ Twp. _____ N. Rge _____ W. --- Township Name Colfax

Exact Location (Road Numbers) CR 500 N 41.0714330, - 87.3006893

THE TYPE OF ROAD SURFACE OR COUNTY ROAD RIGHT OF WAY WHERE CUT IS TO BE MADE
 IS _____

PURPOSE OF OPENING We will be doing a horizontal drill, no open cut. We will drill 10' casing for irrigation hose.

NATURE OF OPENING TO BE MADE:

Opening will be _____ feet long in the Road Right of Way. We will stay 5.0' below ditch and RD.
 Opening will be _____ feet long in the road surface.
 Opening will be _____ inches deep.

THERE WILL BE NO EXCAVATING FOR OPEN DITCHES ON COUNTY HIGHWAY RIGHT OF WAY OF MORE THAN THREE FEET BELOW THE GRADE LINE OF THE CENTER OF ROAD UNLESS THE BOARD OF COMMISSIONERS OF NEWTON COUNTY DEEM IT NECESSARY FOR DRAINAGE OF THE COUNTY ROAD.

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I further agree to erect and maintain all necessary barricades and warning lights required to safely direct traffic over or around the part of the road where the above described work is to be done so long as the work in any way interferes with traffic.

I further agree to move or remove any structures installed under this permit, at applicant's own expense, should future traffic conditions or road improvements necessitate and when requested to do so by THE BOARD OF COUNTY COMMISSIONERS OF NEWTON COUNTY.

I further agree to assume all responsibility for any injury or damage to persons or property resulting directly or indirectly from the work contemplated in this application.

I further agree to stop said work at any time upon request of THE BOARD OF COUNTY COMMISSIONERS OF NEWTON COUNTY.

Ordinance 02-22-05-A
 Ordained and Amended the 22nd day of February, 2005.

I further agree that said work will not interfere with any existing structure along or across said county road, without permission from owner of said structure.

I further agree that all material used in connection with this work will meet the requirements of THE BOARD OF COUNTY COMMISSIONERS OF NEWTON COUNTY.

I further agree to notify the HIGHWAY SUPERINTENDENT OF NEWTON COUNTY preceding the beginning of the work.

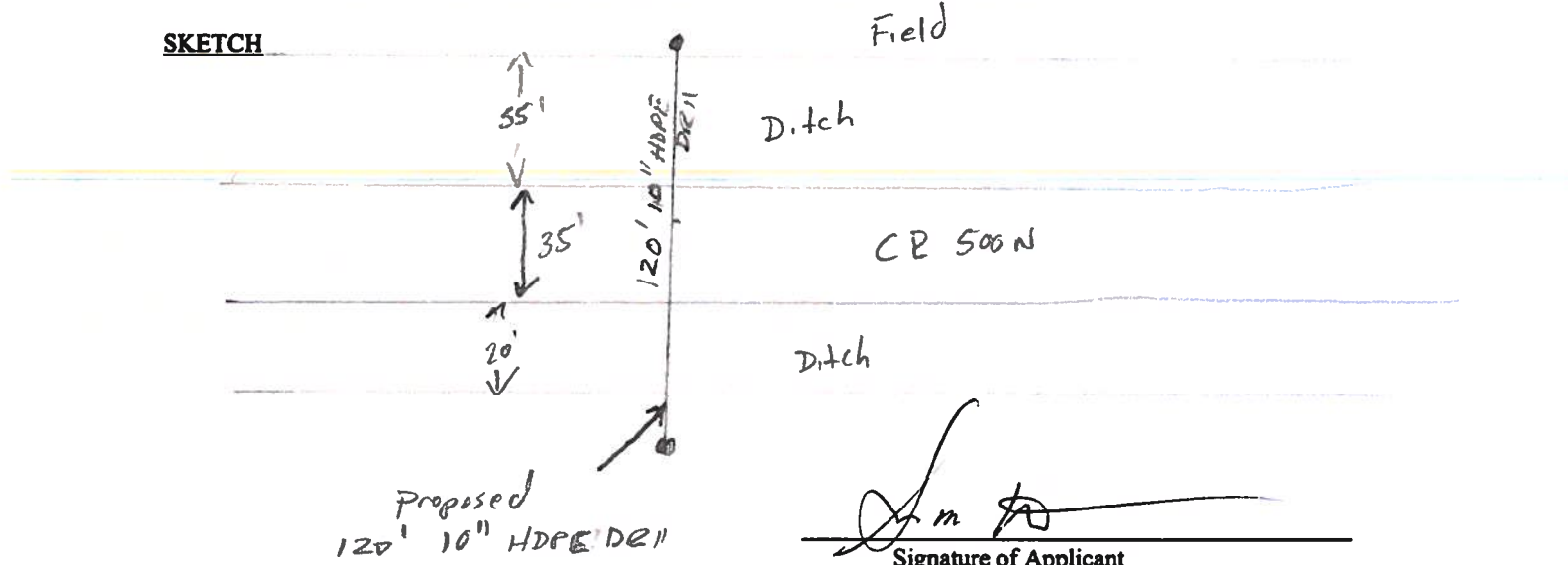
CHARGE: ATTACHED hereto payment of a minimum amount of One hundred Dollars (\$100.00) or a fee of Twenty Five Cents (\$0.25) per foot for encroachment upon the County Road or county Road Right of Way whichever is greater, covering the cost of this permit. Check or Bank Draft to be made payable to the Treasurer of Newton County.

Applicant shall notify all public utilities before beginning work.

This application will expire after sixty (60) days if work is not commenced.

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SKETCH



Address: 14459 N State Rd 49
Wheatfield, IN 46392

<u>Sen. A. C. [Signature]</u>	COUNTY COMMISSIONER	DATE _____
<u>[Signature]</u>	COUNTY COMMISSIONER	DATE _____
<u>[Signature]</u>	COUNTY COMMISSIONER	DATE <u>8/15/2022</u>
_____	HIGHWAY SUPERINTENDENT	DATE _____
_____	COUNTY SURVEYOR	DATE _____

Ordinance 02-22-05-A
Ordained and Amended the 22nd day of February, 2005.

Newton County Ambulance Service
Monthly Write Off Approval
2022

Write off Month JUNE 2022

Amount Written Off \$31,889.36

Approved by Board of Commissioners: *De P. Cant*

Approved by Newton Co. Ambulance: *Paula Knapp*
Chief Deputy

Newton County Ambulance Service
Monthly Write Off Approval
2022

Write off Month _____ MAY 2022 _____

Amount Written Off _____ \$32,758.36 _____

Approved by Board of Commissioners: Alan A. Cant

Approved by Newton Co. Ambulance: Paula Knapp
Chief Deputy

Reset Form

**CONTRACTOR'S BID FOR PUBLIC WORK - FORM 96**

State Form 52414 (R2 / 2-13) / Form 96 (Revised 2013)

Prescribed by State Board of Accounts

PART I*(To be completed for all bids. Please type or print)*Date (month, day, year): 08/14/20221. Governmental Unit (Owner): NEWTON COUNTY COMMISSIONERS2. County: NEWTON3. Bidder (Firm): KDM SERVICES LLCAddress: 11703 W 173RD AVENUECity/State/ZIPcode: LOWELL, INDIANA 463564. Telephone Number: (219) 690-1234

5. Agent of Bidder (if applicable): _____

Pursuant to notices given, the undersigned offers to furnish labor and/or material necessary to complete the public works project of NEWTON COUNTY FAIRGROUNDS ON-SITE SEWAGE TREATMENT SYSTEM (Governmental Unit) in accordance with plans and specifications prepared by WESSLER ENGINEERING, INC. NEWTON COUNTY COMMISSIONERS and dated 08/14/2022 for the sum of FOUR HUNDRED SEVENTY-FIVE THOUSAND DOLLARS AND NO CENTS \$ 475,000.00

The undersigned further agrees to furnish a bond or certified check with this bid for an amount specified in the notice of the letting. If alternative bids apply, the undersigned submits a proposal for each in accordance with the notice. Any addendums attached will be specifically referenced at the applicable page.

If additional units of material included in the contract are needed, the cost of units must be the same as that shown in the original contract if accepted by the governmental unit. If the bid is to be awarded on a unit basis, the itemization of the units shall be shown on a separate attachment.

The contractor and his subcontractors, if any, shall not discriminate against or intimidate any employee, or applicant for employment, to be employed in the performance of this contract, with respect to any matter directly or indirectly related to employment because of race, religion, color, sex, national origin or ancestry. Breach of this covenant may be regarded as a material breach of the contract.

CERTIFICATION OF USE OF UNITED STATES STEEL PRODUCTS*(If applicable)*

I, the undersigned bidder or agent as a contractor on a public works project, understand my statutory obligation to use steel products made in the United States (I.C. 5-16-8-2). I hereby certify that I and all subcontractors employed by me for this project will use U.S. steel products on this project if awarded. I understand that violations hereunder may result in forfeiture of contractual payments.

ACCEPTANCE

The above bid is accepted this _____ day of _____, _____, subject to the following conditions: _____

Contracting Authority Members:

_____	_____
_____	_____
_____	_____

PART II
(For projects of \$170,000 or more – IC 36-1-12-4)

Governmental Unit: NEWTON COUNTY COMMISSIONERS

Bidder (Firm) KDM SERVICES LLC

Date (month, day, year): 08/14/2022

These statements to be submitted under oath by each bidder with and as a part of his bid. Attach additional pages for each section as needed.

SECTION I EXPERIENCE QUESTIONNAIRE

1. What public works projects has your organization completed for the period of one (1) year prior to the date of the current bid?

Contract Amount	Class of Work	Completion Date	Name and Address of Owner
95,995.00	SANITARY SEWER	06/30/2022	NEWTON COUNTY COMMISSIONERS
525,000.00	WASTEWATER TREATMENT IMPROVEMENTS	05/2021	TOWN OF REMINGTON

2. What public works projects are now in process of construction by your organization?

Contract Amount	Class of Work	Expected Completion Date	Name and Address of Owner
1,745,000.00	WASTEWATER TREATMENT IMPROVEMENTS	03/2023	CITY OF LAPORTE

3.

Have you ever failed to complete any work awarded to you? NO If so, where and why?
4.

List references from private firms for which you have performed work.
ZIESE AND SONS EXCAVATING
RONSON EQUIPMENT
ACCENT HOMES

SECTION II PLAN AND EQUIPMENT QUESTIONNAIRE

1.

Explain your plan or layout for performing proposed work. *(Examples could include a narrative of when you could begin work, complete the project, number of workers, etc. and any other information which you believe would enable the governmental unit to consider your bid.)*

PROJECT WILL BEGIN WITH MOBILIZATION. ONCE MOBILIZED, WE WILL WORK ON SEWER COLLECTION PIPING.
MOUND SYSTEM INSTALLATION IS DEPENDENT ON WEATHER. IF WEATHER CONDITIONS IN SEPT. - DEC.
ARE FAVORABLE FOR INSTALLATION, THAT WOULD PRIORITIZE SAND MOUND INSTALLATION. IF WEATHER IS NOT,
SAND MOUNDS WILL BE CONSTRUCTED THE FOLLOWING SUMMER BASED ON THE SOIL SCIENTIST'S RECOMMENDATIONS. DUMP
STATIONS WILL BE BUILT BEFORE OR AFTER MOUNDS. DEPENDENT ON WEATHER. THE LAST STEP IS. FINAL GRADING, CLEAN-UP AND DEMOBILIZATION.
2.

Please list the names and addresses of all subcontractors *(i.e. persons or firms outside your own firm who have performed part of the work)* that you have used on public works projects during the past five (5) years along with a brief description of the work done by each subcontractor.

MIDWESTERN ELECTRIC, 1620 E CHICAGO AVE, E. CHICAGO, IN 46312 - ELECTRICAL
JACKSON FOUNDATIONS, 4008 S 550 E, LAPORTE, IN 46350 - CONCRETE FLATWORK
SCHAMBERS MASONRY, INC. 222 N RIVERSIDE DR. WINAMAC, IN 46996- CONCRETE FLATWORK
SCHUH CONSTRUCTION, 12463 S 980 WEST, GOODLAND, IN 47948 - CARPENTRY
WINCO CONSTRUCTION, 4801 US HWY 52 W, W. LAFAYETTE, IN 47906 - CONCRETE

3. If you intend to sublet any portion of the work, state the name and address of each subcontractor, equipment to be used by the subcontractor, and whether you will require a bond. However, if you are unable to currently provide a listing, please understand a listing must be provided prior to contract approval. Until the completion of the proposed project, you are under a continuing obligation to immediately notify the governmental unit in the event that you subsequently determine that you will use a subcontractor on the proposed project.

HOPKINS ELECTRIC, INC, 208 N 3RD STREET, KENTLAND, IN 47951

4. What equipment do you have available to use for the proposed project? Any equipment to be used by subcontractors may also be required to be listed by the governmental unit.

EXCAVATOR, DOZER, DUMP TRUCK, SKID STEER

5. Have you entered into contracts or received offers for all materials which substantiate the prices used in preparing your proposal? If not, please explain the rationale used which would corroborate the prices listed.

QUOTES HAVE BEEN RECEIVED FROM SUPPLIERS TO SUBSTANTIATE THE PRICES
USED IN PREPARING THIS PROPOSAL.

SECTION III CONTRACTOR'S FINANCIAL STATEMENT

Attachment of bidder's financial statement is mandatory. Any bid submitted without said financial statement as required by statute shall thereby be rendered invalid. The financial statement provided hereunder to the governing body awarding the contract must be specific enough in detail so that said governing body can make a proper determination of the bidder's capability for completing the project if awarded.

BID ATTACHMENT

ARTICLE 1 – BID RECIPIENT

- 1.01 This Bid of KDM Services LLC (Bidder) is submitted to Newton County, Indiana Board of Commissioners (Owner) for construction of the Newton County Fairgrounds Sanitary On-Site Treatment System.
- 1.02 The undersigned Bidder proposes and agrees, if this Bid is accepted, to enter into an Agreement with Owner in the form included in the Bidding Documents to perform all Work as specified or indicated in the Bidding Documents for the prices and within the times indicated in this Bid and in accordance with the other terms and conditions of the Bidding Documents.

ARTICLE 2 - BIDDER'S ACKNOWLEDGEMENTS

- 2.01 Bidder accepts all of the terms and conditions of the Instructions to Bidders, including without limitation those dealing with the disposition of Bid security. This Bid will remain subject to acceptance for 60 days after the Bid opening, or for such longer period of time that Bidder may agree to in writing upon request of Owner.

ARTICLE 3 - BIDDER'S REPRESENTATIONS

- 3.01 In submitting this Bid, Bidder represents that:
- A. Bidder has examined and carefully studied the Bidding Documents, and any data and reference items identified in the Bidding Documents, and hereby acknowledges receipt of the following Addenda:
- | <u>Addendum No.</u> | <u>Addendum, Date</u> |
|---------------------|-------------------------|
| <u>1</u> | <u>August, 10, 2022</u> |
| <u>2</u> | <u>August, 12, 2022</u> |
| | |
| | |
| | |
- B. Bidder has visited the Site, conducted a thorough, alert visual examination of the Site and adjacent areas, and become familiar with and satisfied itself as to the general, local, and Site conditions that may affect cost, progress, and performance of the Work.
- C. Bidder is familiar with and has satisfied itself as to all Laws and Regulations that may affect cost, progress, and performance of the Work.
- D. Bidder has carefully studied all: (1) reports of explorations and tests of subsurface conditions at or adjacent to the Site and all drawings of physical conditions relating to

NEWTON CO. FAIRGROUNDS SANITARY
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existing surface or subsurface structures at the Site that have been identified in the Supplementary Conditions, especially with respect to Technical Data in such reports and drawings, and (2) reports and drawings relating to Hazardous Environmental Conditions, if any, at or adjacent to the Site that have been identified in the Supplementary Conditions, especially with respect to Technical Data in such reports and drawings.

- E. Bidder has considered the information known to Bidder itself; information commonly known to contractors doing business in the locality of the Site; information and observations obtained from visits to the Site; the Bidding Documents; and any Site-related reports and drawings identified in the Bidding Documents, with respect to the effect of such information, observations, and documents on (1) the cost, progress, and performance of the Work; (2) the means, methods, techniques, sequences, and procedures of construction to be employed by Bidder; and (3) Bidder's safety precautions and programs.
- F. Bidder agrees, based on the information and observations referred to in the preceding paragraph, that no further examinations, investigations, explorations, tests, studies, or data are necessary for the determination of this Bid for performance of the Work at the price bid and within the times required, and in accordance with the other terms and conditions of the Bidding Documents.
- G. Bidder is aware of the general nature of work to be performed by Owner and others at the Site that relates to the Work as indicated in the Bidding Documents.
- H. Bidder has given Engineer written notice of all conflicts, errors, ambiguities, or discrepancies that Bidder has discovered in the Bidding Documents, and confirms that the written resolution thereof by Engineer is acceptable to Bidder.
- I. The Bidding Documents are generally sufficient to indicate and convey understanding of all terms and conditions for the performance and furnishing of the Work.
- J. The submission of this Bid constitutes an incontrovertible representation by Bidder that Bidder has complied with every requirement of this Article, and that without exception the Bid and all prices in the Bid are premised upon performing and furnishing the Work required by the Bidding Documents.

ARTICLE 4 - BIDDER'S CERTIFICATION

4.01 Bidder certifies that:

- A. This Bid is genuine and not made in the interest of or on behalf of any undisclosed individual or entity and is not submitted in conformity with any collusive agreement or rules of any group, association, organization, or corporation;
- B. Bidder has not directly or indirectly induced or solicited any other Bidder to submit a false or sham Bid;

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SECTION IV CONTRACTOR'S NON - COLLUSION AFFIDAVIT

The undersigned bidder or agent, being duly sworn on oath, says that he has not, nor has any other member, representative, or agent of the firm, company, corporation or partnership represented by him, entered into any combination, collusion or agreement with any person relative to the price to be bid by anyone at such letting nor to prevent any person from bidding nor to include anyone to refrain from bidding, and that this bid is made without reference to any other bid and without any agreement, understanding or combination with any other person in reference to such bidding.

He further says that no person or persons, firms, or corporation has, have or will receive directly or indirectly, any rebate, fee, gift, commission or thing of value on account of such sale.

SECTION V OATH AND AFFIRMATION

I HEREBY AFFIRM UNDER THE PENALTIES FOR PERJURY THAT THE FACTS AND INFORMATION CONTAINED IN THE FOREGOING BID FOR PUBLIC WORKS ARE TRUE AND CORRECT.

Dated at 8:00 Am this 15th day of August, 2022

KDM Services LLC
(Name of Organization)

By [Signature]

OWNER
(Title of Person Signing)

ACKNOWLEDGEMENT

STATE OF Indiana)
COUNTY OF Lake) ss

Before me, a Notary Public, personally appeared the above-named KDM Services LLC and swore that the statements contained in the foregoing document are true and correct.

Subscribed and sworn to before me this 15th day of August, 2022.

Penny Schmal
Notary Public

My Commission Expires: 11-01-2023

County of Residence: Lake

