

**Minutes of  
Clay County Board of Supervisors  
Meeting Held Monday, March 11, 2019 at 9:00 p.m.**

**BE IT REMEMBERED** a regular meeting of the Clay County Board of Supervisors was held at the Clay County Courthouse, West Point, Mississippi, on Monday, March 11, 2019.

**PRESENT:**

R.B. Davis, Supervisor District 3, Presiding  
Lynn D. Horton, Supervisor District 1  
Luke Lummus, Supervisor District 2  
Shelton Deanes, Supervisor District 4  
Joe Chandler, Supervisor District 5

Angela Turner Ford, Board Attorney  
Amy G. Berry, Chancery Clerk  
Eddie Scott, Sheriff  
Robert Calvert, County Engineer

Member of News Media  
County Residents

The following proceedings were had:

**CALL TO ORDER/INVOCATION**

The meeting was called to order by Sheriff Scott. The welcome was given by Supervisor Davis with invocation given by Supervisor Horton.

**ADOPT AGENDA**

Motion by Supervisor Horton to adopt the agenda as prepared.  
– Second by Supervisor Deanes.

(See Exhibit "A" - Agenda).

**AMEND AGENDA**

Motion by Supervisor Deanes to call for amendments of the agenda.

– Second by Supervisor Lummus.

**AMENDMENTS TO AGENDA ANNOUNCED**

None.

**AWARD AND ACCEPT BID FOR YOKOHAMA BOULEVARD PROJECT**

Motion by Supervisor Deanes to award and accept project bid for Yokohama Boulevard Bridges Project No. SAP-13(11)M, as recommended by Robert Calvert.

–Second by Supervisor Lummus.

(See Exhibit “B” - Bids).

**AUTHORITY TO SEEK ASSISTANCE OF TRVWMD ON BEHALF OF CCEDD**

Motion by Supervisor Lummus to seek the assistance of TRVWMD of behalf of the CCEDD to clean ditches and stabilize erosion on county owned property.

–Second by Supervisor Horton.

(See Exhibit “B-1 – Resolution to TRVWMD for YTMM Rail Spur Project”)

**AUTHORIZE LETTER TO TERMINATE INMATE CALLING SERVICES CONTRACT**

Motion by Supervisor Horton to have correspondence drafted by Board Attorney to terminate inmate telephone service contract.

–Second by Supervisor Deanes.

(See Exhibit “B-2 – Letter to Terminate Inmate Calling Services Contract”)

**PROPOSAL OF FRANKLIN FOR INTERNET SERVICES AT COURT COMPLEX**

Motion by Supervisor Deanes to approve the proposal of Franklin Telephone Company.

–Second by Supervisor Horton.

(See Exhibit “C” - Proposals)

TEMPORARY VIRTUAL NETWORK PLAN

Motion by Supervisor Deanes to accept the virtual network plan pending fiber installation from Franklin in the amount of \$2,949.00.

-Second by Supervisor Chandler.

(See Exhibit "D" - Proposals)

CLOSED SESSION

Motion by Supervisor Horton to go into closed session to determine the need to go into Executive Session.

-Second by Supervisor Deanes.

EXECUTIVE SESSION

Motion by Supervisor Deanes to go into Executive Session to discuss a matter of potential litigation.

-Second by Supervisor Lummus.

OPEN MEETING

Following a discussion in Executive Session, Supervisor Horton moved that the Board return to open meeting.

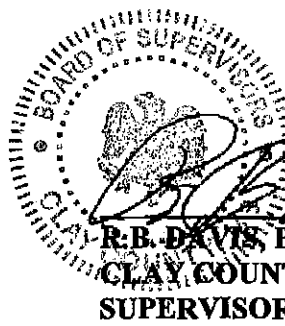
-Second by Supervisor Chandler.

RECESS


Motion by Supervisor Deanes to recess until March 20, 2019, at 9:00 a.m.

-Second by Supervisor Horton.

DATED this the 11<sup>th</sup> day of March, 2019.

 R.B. DAVIS, PRESIDENT  
CLAY COUNTY BOARD OF  
SUPERVISORS

ATTEST:

  
AMY G. BERRY, CHANCERY CLERK  
CLERK OF THE CLAY COUNTY  
BOARD OF SUPERVISORS

# EXHIBIT A

5

220

**Clay County Board of Supervisors  
Agenda for Regular Meeting  
Monday, March 11, 2019 at 9:00 a.m.**

- Call to Order
- Welcome and Prayer
- Adopt and Amend Agenda
- Robert Calvert
  - Request to award and accept bid for Yokohama Boulevard Bridges Project No. SAP-13(11)M
  - Request to authority from the TRVWMD on behalf of the CCEDD to clean out a ditch and stabilize erosion on county property
- Eddie Scott
  - Authorize and approve to terminate the agreement with Inmate Calling Solutions, LLC
- Treva Hodge
  - Authorize and approve to accept the Internet proposal from Franklin for Court Complex
  - Authorize and approve to accept the temporary virtual network plan pending the Fiber installation from Franklin in the amount of \$2,949.00
- Request to go into executive session regarding potential litigation matter as allowed under Section 25-41-7 of *Mississippi Code 1972*
- Recess until Thursday, March 28, 2019, at 9:00 a.m.

**Amendments:**

---

---

---

---

# EXHIBIT B

6

222

State Aid Project No. SAP-13(11)M  
CLAY County

ORDER OF CLAY COUNTY BOARD OF SUPERVISORS AWARDED  
CONTRACT AND ESTABLISHING PROJECT FUND FOR THE ABOVE NUMBERED PROJECT

WHEREAS, said Board has on this the 7<sup>th</sup> day of MARCH, 20 19 received and opened bids on said project, and

WHEREAS, We, the Board of Supervisors of CLAY County, Mississippi, having advertised for bids on the above numbered project and proof of publication of said advertisement having been filed with the Clerk of the Board of Supervisors in the manner and form required by statute, and

WHEREAS, the lowest regular bid was submitted by FALCON CONTRACTING Co., Inc. of COLUMBUS, MS in the amount of \$ 293,699<sup>40</sup>

NOW, THEREFORE, IT IS HEREBY ORDERED by the Board of Supervisors of CLAY County that the contract be awarded to FALCON CONTRACTING Co., Inc. subject to approval of the State Aid Engineer, and that the President of the Board be and he is hereby authorized to execute the contract with the Contractor after a satisfactory performance bond has been furnished.

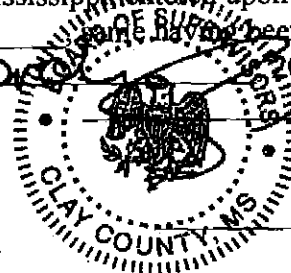
IT IS FURTHER ORDERED that the project fund in the amount of \$ 308,400<sup>00</sup> (including 5% contingencies) and an additional amount, limited to 12% of contract construction cost, to cover engineering services of \$ 35,200<sup>00</sup>, be established by transferring a total of \$ 343,600<sup>00</sup> State Aid funds from CLAY County's State Aid fund and County Funds in the amount of \$ -0- to a project fund and earmarked for this project. The State Aid Engineer is hereby authorized to take such action as necessary to effectuate this transfer. In case of unexpected overruns in costs which would increase the cost of the project beyond the amount of the project fund established herein, the State Aid Engineer is further authorized to transfer additional funds, limited to 10% of the construction costs, to the project fund as are needed to pay such overruns in final construction costs.

IT IS FURTHER ORDERED that the President of the Board is hereby authorized to execute Supplemental Agreements to the original contract which do not increase the cost of the project in excess of the project fund authorized herein. It is also ordered that the State Aid Engineer be furnished a certified copy of this order.

[Signature]  
President, Board of Supervisors  
Clay County

This is to certify that the foregoing is a true and correct copy of an order passed by the Board of Supervisors of Clay County, Mississippi, entered upon the minutes of said Board of Supervisors, Minute Book No. None, Page No. None, and has been adopted at a meeting of said Board of Supervisors on the 11<sup>th</sup> day of March, 2019.

[Signature]  
Clerk of Board of Supervisors  
Clay County





OFFICE OF  
STATE AID ROAD CONSTRUCTION

P.O. BOX 1850  
JACKSON, MISSISSIPPI 39215-1850

Harry Lee James, P.E.  
State Aid Engineer  
Telephone (601)359-7150  
www.msstateaidroads.us

412 Woodrow Wilson Avenue  
Jackson, Mississippi 39216  
Fax (601)359-7141  
mail@osarc.ms.gov

February 5, 2019

Board of Supervisors  
Clay County  
c/o Chancery Clerk  
West Point, MS 39773

Gentlemen:

RE: **STATE AID PROJECT**  
**PROJECT NO. SAP-13(11)M**  
**CLAY COUNTY**

The Plans and specifications for the above numbered project have been reviewed and are herewith approved. You are, therefore, authorized to advertise this project for bids. The work to be done under this project consists of **Bridge Undersealing**.

The date for opening these bids has been set for **Thursday, March 7, 2019 at 10:00 a.m. in the Boardroom at West Point.**

In accordance with the Provisions of Section 31-7-13, Mississippi Code of 1972 as amended by House Bills numbered 901 and 1306 of the 1991 regular Legislative Session, the advertisement for receipt of bids on this project must be made once each week for two (2) consecutive weeks in a regular newspaper published in your county and, further, that the date as published for the bid opening shall not be less than fifteen (15) working days after the last published notice. The date, as set above, should be no sooner than the sixteenth working day after the last advertisement appears in the newspaper.

We are returning herewith an approved copy of the Plans and Proposal Documents to be filed by your Clerk when advertisement is begun.

Sincerely,

Harry Lee James, P. E.  
State Aid Engineer

*Evelyn Hollins*

By: Evelyn Hollins  
Administrative Assistant

pc: Robert L. Calvert, P.E., Co. Eng./Project Eng.  
Supervisor District(s) 1  
Mark Whitney, P. E.  
F.H.W.A. , 00-01 (if Federal)  
System Consultants Associates  
McGraw Hill Construction Dodge  
MS Procurement Technical Assistance Program  
Associated General Contractors of Mississippi, Inc.  
M.R.B.A.  
Project File

224

AFFP

AFFIDAVIT OF PUBLICATION

STATE OF MISSISSIPPI  
COUNTY OF CLAY

SS

Cindy Cannon being duly sworn, says:

That she is Classified Clerk of Daily Times Leader, a daily newspaper of general circulation, printed and published in West Point, Clay County, Mississippi; that the publication, a copy of which is attached hereto, was published in the said newspaper on the following dates:

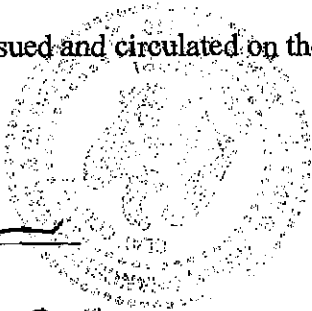
February 4, 2019

February 13, 2019

That said newspaper was regularly issued and circulated on those dates:

SIGNED

Cindy Cannon  
CLASSIFIED CLERK



Subscribed to and sworn to me this 21<sup>st</sup> day of Feb., 2019.

Amy Berry by: Sharniel Lewis D.C.

OFFICE OF STATE AID ROAD  
CONSTRUCTION MISSISSIPPI  
DEPARTMENT OF  
TRANSPORTATION  
AND  
CLAY COUNTY BOARD OF  
SUPERVISORS

REGION 900

NOTICE TO CONTRACTORS

Bids will be received by  
the Board of Supervisors of Clay  
County, Mississippi at the Clay  
County Courthouse, West Point,  
Mississippi, until 1:00 pm on the  
7th day of March 2013 and  
sealed proposals for bridge work  
for the construction of  
STATE HIGHWAY 100 on the  
ROADWAY FROM CLAYLAND ROAD  
TO STATE HIGHWAY 100  
IN CLAY COUNTY, MISSISSIPPI

PRINCIPAL ITEMS OF WORK  
ARE APPROXIMATELY AS  
FOLLOWS:

(TBM QUANTITY UNIT)

ROADWAY ITEMS:

CONCRETE LEAN SLAB  
ORIGINAL MATERIAL (1.00  
SQ YD) (1.00)  
CONCRETE (GROUP B)  
PORTLAND ASPHALT (MT) (6.0  
TBM) (6.0)  
PORTLAND ASPHALT (MT) (6.0  
TBM) (6.0)  
PORTLAND ASPHALT (MT) (6.0  
TBM) (6.0)  
LEAVELING  
COLD MILLING  
BITUMINOUS (1.12.00) BY  
PAVEMENT ALL DEPTH  
RUMBLE STRIPS (GROUND) (1  
YD) (1)  
GUARD RAIL (RFL AND POST  
REMOVE AND RESET)  
1.00 YD (1)  
GUARD RAIL (W) BEAM STEEL  
POST (100.00) (1)  
GUARD RAIL BRIDGE END  
SECTION (RAIL AND POST, RE  
MOVE AND RESET) 10.00 EA  
GUARD RAIL BRIDGE END  
SECTION (TYPIC BEAM STEEL  
POST) 1.00 EA  
GUARD RAIL TERMINAL END  
SECTION (RAIL AND POST, RE  
MOVE AND RESET) 1.00 EA  
GUARD RAIL TERMINAL END  
SECTION (STEEL POST) 1.00  
EA  
MAINTENANCE OF TRAFFIC  
LEAN SLAB  
ADDITIONAL CONSTRUCTION  
SIGN (1000) (1)  
6" WIDE THERMOPLASTIC  
EDGE STRIPE (CONTINUOUS  
WHITE) (60 MI) (0.10) (1)  
6" WIDE THERMOPLASTIC  
TRAFFIC STRIPE (300' YEL  
LOW) (60 MI) (0.10) (1)  
6" WIDE THERMOPLASTIC  
TRAFFIC STRIPE (CONTIN  
OUS YELLOW) (60 MI)

TRAFFIC (1)  
TWO-WAY YELLOW REFLECT  
IVE HIGH PERFORMANCE  
PAVED MARKERS (64.000 EA  
UNIDIRECTIONAL) 2,000.000 (1)

PROJECTING BAR (1000)  
CLAY COUNTY

NOTICE TO CONTRACTORS

CONTRACT TIME IS 90 Working  
Days

BASIS OF AWARD

The award of this contract will be made  
to the lowest bidder who has complied  
with the terms of the contract.

The Board of Supervisors hereby  
declares that it is the policy of this  
Board to award any con  
tract award to the lowest bidder who  
has complied with the terms of the  
contract and who has provided an  
irrevocable bid bond. The award will  
not be made until the award is  
made by the Board of Supervisors on  
behalf of the County.

PLANS AND SPECIFICATIONS  
are on file in the Office of the  
County Clerk of Clay  
County, the County Engineer's  
Office and the Office of the State Aid  
District #12  
E. Robinson, West Point,  
Mississippi. The project  
will be constructed in accord  
with the specifications of the  
Mississippi Standard Specifications  
for State Aid Road and  
Bridge Construction.

PLANS AND PROPOSALS may  
be obtained from Robert L. Clark,  
County Clerk, P.O. District  
1078, West Point, the County  
Engineer for Clay County, West  
Point, MS 39078, or the State Aid  
District #12, West Point, MS 39078, for the  
proposals, without charge.

Contract bond of 10% bond for five  
percent (5%) of the contract  
amount is required.  
Clay County and the State of Miss  
issippi shall be responsible for each  
proposal.

Bidders are hereby notified that  
any proposal not accompanied by let  
ter quality bid bond meeting the  
condition stated herein will be  
rejected and the award will be  
made to the lowest bidder who  
has complied with the terms of the  
contract.

R. S. Davis, President  
Clay County Board of Supervisors  
Published February 8, 2013  
February 13, 2013

**BID SHEET**  
**Clay County Board of Supervisors - Bridge Undersealing**  
**Yokohama Boulevard - SAP-13(11)M**

March 7, 2019 10:00 A.M.  
CSE # 218089

---

---

**CONTRACTOR**

**BASE BID**

Sunbelt Sealing, Inc.  
License No. 05770-SC

\$ \_\_\_\_\_

Gregory Companies  
License No. 22120-MC

\$ 384,475.63

APAC-Mississippi, Inc.  
License No. 00095-MC

\$ not take part Did not have all  
the required info  
on the outside

Falcon Contracting  
License No. 05973-MC

\$ 293,695.40

Rutledge Contracting  
License No. 05499-MC

\$ 477,920.19

Engineer Estimate \$ 291,515.20

M-1

S-2

Total under  
advertisement

227

# EXHIBIT B-1

229

INTENTIONALLY

BLANK

LEFT

PAGE

THIS

**BIDDER CHECK LIST FOR STATE FUNDED PROJECTS**  
(Items requiring completion and/or signature at bid letting)

- LL Envelope has required information on outside and is sealed. (See Subsection S-102.01 and S-102.09)
  
- LL Affidavit regarding Non-Collusion, Debarment and Suspension, etc.: executed (signed and notarized) in duplicate.
  
- LL EEV Certification
  
- LL Section 902 Proposal - Complete the following:
  - LL Bid sheets: unit prices and item totals, subtotals and project totals, etc. entered.
  
  - LL Combination Bid Proposal of Section 902, where applicable: completed and signed for each project which is to be considered in combination. (See Subsection S-102.11)
  
  - LL Section 902 Proposal, page 3: completed and signed.
  
- LL Proposal Guaranty (Bid Bond): attached. (See Subsection S-103.05)
  
- LL Any issued addenda included and acknowledged as required.
  
- LL Non-resident Bidders: ON STATE FUNDED PROJECTS ONLY, a copy of the current laws regarding any preference for local Contractors from State wherein domiciled have been included. (See Subsection S-103.01)

**DO NOT** remove any part of the contract documents. A stripped proposal is considered as an irregular bid and will be cause for rejection.

*This checklist is to assist the contractor in the submission of a complete Bid Proposal. This checklist in no way relieves the contractor of the responsibility to submit a complete Proposal. Failure to complete any or all of the applicable requirements will be cause for the proposal to be considered irregular.*

Rev. June 6, 2012

OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION

(07-31-2012)

STATE AID PROJECT NO. SAP-13(11)M  
CLAY COUNTY

MISSISSIPPI STANDARD SPECIFICATION FOR STATE AID ROAD AND BRIDGE  
CONSTRUCTION, 2004 EDITION  
TABLE OF CONTENTS

Section 900	Notice of Advertisement
Special Notice To Bidders	Construction Safety and Health Standards
Notice To Bidders No. 1	Bidding Requirements and Conditions
Notice To Bidders No. 2	High Voltage Overhead Lines
Notice To Bidders No. 3	Specialty Items
Notice To Bidders No. 6	Petroleum Products Base Prices for Contract
Notice To Bidders No. 7	Payments to Subcontractors (With OCR-484-SA)
Notice To Bidders No. 8 (Rev. 11-08-2011)	Errata and Modifications to the 2004 Edition of the Standard Specifications for State Aid Road and Bridge Construction
Notice To Bidders No. 10	Monthly Estimate Retainage
Notice To Bidders No. 11 (Rev. 11-19-2009)	Certification of 100% of Payment To Subcontractor
Notice To Bidders No. 12	Fiber Reinforced Concrete
Notice To Bidders No. 13	Railroads and Contractor Responsibilities
Notice To Bidders No. 16	Safety Apparel
SS 901-S-102-1	Bid Bond Agent
SS 901-S-103-1	Contract Bond Agent or Liability Insurance Agent
SS 901-S-104-1	Removal and Disposal of Structures and Obstructions
SS 901-S-107-2	Material Pits and Quarries SS
SS 901-S-107-3	Permits, Licenses and Taxes
SP-907-420-3	Undersealing
SS 901-S-423-1	Ground-In Rumble Strips
SP 901-S-618-1	Supplement To Traffic Control Plan
SS 901-S-714-1	Geotextile Certification
Form SAA-2	Non-Collusion Affidavit
EEV Certification (Rev. 06-12)	Mississippi Employment Protection Act Compliance
Section 902	Proposal with Sheet No. 2-DBE (Rev. 01-08) Section
Section 903 (Rev. 03-11-2010)	Contract
Section 904 (Rev. 03-11-2010)	Contract Bond



OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION  
AND  
CLAY COUNTY BOARD OF SUPERVISORS

SECTION 900

NOTICE TO CONTRACTORS:

Sealed bids will be received by the Board of Supervisors of Clay County, Mississippi at the Clay County Courthouse, West Point, Mississippi, until 10:00 am on the 7th day of March, 2019 and shortly thereafter publicly opened for the construction of 0.478 miles of BRIDGE UNDERSEALING on the YOKOHAMA BOULEVARD being known as Project No. SAP-13(11)M in Clay County, Mississippi.

PRINCIPAL ITEMS OF WORK ARE APPROXIMATELY AS FOLLOWS:

ITEM	QUANTITY	UNIT
<u>ROADWAY ITEMS:</u>		
MOBILIZATION	LUMP SUM	LS
GRANULAR MATERIAL (LVM), (CLASS 3, GROUP B)	59.000	CY
HOT MIX ASPHALT, (MT) (9.5 mm)	422.000	TON
HOT MIX ASPHALT, (MT) (9.5 mm), LEVELING	562.000	TON
COLD MILLING OF BITUMINOUS PAVEMENT, ALL DEPTHS	5,112.000	SY
RUMBLE STRIPS, GROUND-IN	0.446	MI
GUARD RAIL, (RAIL AND POST, REMOVE AND RESET)	1,540.000	LF
GUARD RAIL, (W BEAM, STEEL POST)	100.000	LF
GUARD RAIL, BRIDGE END SECTION, (RAIL AND POST, REMOVE AND RESET)	16.000	EA
GUARD RAIL, BRIDGE END SECTION, (THREE-BEAM, STEEL POST)	1.000	EA
GUARD RAIL, TERMINAL END SECTION, (RAIL AND POST, REMOVE AND RESET)	8.000	EA
GUARD RAIL, TERMINAL END SECTION, (STEEL POST)	1.000	EA
MAINTENANCE OF TRAFFIC	LUMP SUM	LS
ADDITIONAL CONSTRUCTION SIGNS	0.000	SF
6" WIDE THERMOPLASTIC EDGE STRIPE (CONTINUOUS WHITE) (60 mil)	0.958	MI
6" WIDE THERMOPLASTIC TRAFFIC STRIPE (SKIP YELLOW) (90 mil)	0.432	MI
6" WIDE THERMOPLASTIC TRAFFIC STRIPE (CONTINUOUS YELLOW) (90 mil)	2,510.000	LF
TWO-WAY YELLOW REFLECTIVE HIGH PERFORMANCE RAISED MARKERS	64.000	EA
UNDERSEALING	2,200.000	LB

NOTICE TO CONTRACTORS:

CONTRACT TIME: 45 Working Days

BASIS OF AWARD

The award, if made, will be made to the lowest qualified bidder on the basis of published quantities.

The Board of Supervisors hereby notifies all bidders that it will affirmatively insure that in any contract entered into pursuant to this advertisement, minority business enterprise will be afforded full opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color, or national origin in consideration for an award.

PLANS AND SPECIFICATIONS are on file in the Office of the Chancery Clerk of Clay County, the County Engineer's office and the Office of the State Aid Engineer, 412 E. Woodrow Wilson Avenue, Jackson, Mississippi. This project shall be constructed in accordance with the latest edition of the Mississippi Standard Specifications for State Aid Road and Bridge Construction.

PLANS AND PROPOSALS may be secured from Robert L. Calvert, County Engineer for Clay County, Mississippi, P. O. Drawer 1078, West Point. The Cost is seventy-five dollars (\$75.00) for plans and seventy-five dollars (\$75.00) for the proposal, non-refundable

Certified check or bid bond for five percent (5%) of the total bid, made payable to Clay County and the State of Mississippi must accompany each proposal.

Bidders are hereby notified that any proposal accompanied by letters qualifying in any manner the condition under which the proposal is tendered will be considered an irregular bid and such proposal will not be considered in making the award.

R. B. Davis, President  
Clay County Board of Supervisors

Publish: February 6, 2019  
February 13, 2019

**SPECIAL NOTICE TO BIDDERS**

**CONSTRUCTION SAFETY AND HEALTH STANDARDS**

It is a condition of this contract, and shall be make a condition of each subcontract entered into pursuant to this contract, that the contractor and any subcontractor shall not require any laborer or mechanic employed in performance of the contract to work in surroundings or under working conditions which are unsanitary, hazardous, or dangerous to his health or safety, as determined under the following Federal regulations:

1. (a) Occupational Safety and Health Standards, Department of Labor, Occupational Safety and Health Administration, Federal Register of October 18, 1972, pages 22102 to 22356.  
(b) General Industry Guide for Applying Safety and Health Standards, OSHA Publication No. 2072, U. S. Department of Labor, Occupational Safety and Health Administration.
2. Safety and Health Regulations for Construction, Department of Labor, Occupational Safety and Health Administration, Federal Register of December 16, 1972, pages 27503 to 27600.
3. Safety and Health Standards for Maritime Employment, Department of Labor, Occupational Safety and Health Administration, Federal Register of October 19, 1972, pages 22458 to 22564.

**OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION**

**NOTICE TO BIDDERS NO. 1**

**DATE:** July 1, 2005

**SUBJECT:** BIDDING REQUIREMENTS AND CONDITIONS

**REFERENCE:** Section S-102.02 of 2004 Edition of the Standard Specifications for Road and Bridge Construction

**NOTICE TO BIDDERS**  
**(ALL PROJECTS)**

The current (2004) Edition of the Mississippi Standard Specifications for State Aid Road and Bridge Construction adopted by this Office on July 1, 2005, and approved by the Federal Highway Administration on July 1, 2005 is made a part hereof fully and completely as if it were attached hereto, except where superseded by special provisions, or amended by revisions of the Specifications contained herein. Copies of the specification book may be purchased from the Office of State Aid Road Construction.

A reference in any contract document to controlling requirements in another portion of the contract documents shall be understood to apply equally to any revision or amendment thereof included in the contract.

In the event the plans or proposal inadvertently contain references to the 1982 or 1989 Edition of the Mississippi Standard Specifications for State Aid Road and Bridge Construction, it is to be understood that such references shall mean the comparable provisions of the 2004 Edition of the Standard Specifications.

**NOTICE TO BIDDERS**  
**(FEDERAL AID PROJECTS)**

The Contractor and sub-contractors shall submit one copy each of FORMS CAD-880, "Weekly Summary of Wage Rates" and CAD-881, "Weekly Statement of Compliance" each week to the State Aid Engineer and to the County Engineer. The Contractor and sub-contractors may at their discretion, submit two (2) copies of each form to the County Engineer, who in turn, shall forward one copy to State Aid. The forms may be obtained from:

Office Supervisor  
Office of State Aid Road Construction  
P.O. Box 1850  
Jackson, Mississippi 39215-1850

235

OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION

NOTICE TO BIDDERS NO. 2

DATE: July 1, 2004

SUBJECT: HIGH VOLTAGE OVERHEAD LINES

NOTICE OF WORK TO BE PERFORMED  
IN PROXIMITY OF HIGH VOLTAGE POWER LINES

In accordance with Section 45-15-1, et seq., Mississippi Code of 1972 (as amended effective July 1, 1988), \_\_\_\_\_ (herein after referred to as "Applicant") (Supervisor in Charge: \_\_\_\_\_), whose address is \_\_\_\_\_, and whose telephone number is \_\_\_\_\_, hereby gives notice to the electric utility (hereinafter referred to as "Utility") that Applicant will be performing functions or activities at the location of \_\_\_\_\_ and that the estimated starting date of this work is \_\_\_\_\_. This work could reasonably be expected to cause persons, equipment or parts of tools or materials to be brought within ten (10) feet of Utility's high voltage lines at the proposed work area. Applicant hereby requests the Utility to confer with Applicant or his representative at the work site to ascertain the type of work activity that will take place and if further safety measures need to be taken by either the Applicant or the Utility. The Utility will give the Applicant a written cost estimate for safety arrangements to deter contact with on-site power lines. Applicant agrees not to perform such functions or activities until mutually satisfactory arrangements as provided by Section 45-15-9 have been made to deter contact with Utility's line.

Nothing contained in this Notice shall diminish or affect the obligation imposed upon the Utility under Section 45-15-1, et seq., or under existing laws or be construed as a waiver of the Applicant's or the Utility's rights under the law.

NOTICE GIVEN THIS, the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
APPLICANT

BY: \_\_\_\_\_

\_\_\_\_\_  
(Title)

Notice received by the Utility this the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION

NOTICE TO BIDDERS NO. 3

DATE: December 26, 2018

SUBJECT: SPECIALTY ITEMS

PROJECT: SAP-13(11)M COUNTY: CLAY

Pursuant to the provisions of Section S-108 of the Mississippi Standard Specifications for State Aid Road and Bridge Construction, 2004 Edition, the following work items are hereby designated as "Specialty Items" for this contract.

<u>PAY ITEM NO.</u>	<u>DESCRIPTION</u>
<u>S-606-B</u>	<u>Guard Rail, (Rail and Post, Remove and Reset)</u>
<u>S-606-B</u>	<u>Guard Rail, W Beam</u>
<u>S-606-D</u>	<u>Guard Rail, Bridge End Section, (Rail and Post, Remove and Reset)</u>
<u>S-606-D</u>	<u>Guard Rail, Bridge End Section, Type "I", Three-Beam</u>
<u>S-606-E</u>	<u>Guard Rail, Terminal End Section, (Rail and Post, Remove and Reset)</u>
<u>S-606-E</u>	<u>Guard Rail, Terminal End Section</u>
<u>S-618-A</u>	<u>Maintenance of Traffic</u>
<u>S-618-B</u>	<u>Additional Construction Signs</u>
<u>S-621-C</u>	<u>6" Wide Thermoplastic Edge Stripe, (Continuous White)(60mil)</u>
<u>S-621-D</u>	<u>6" Wide Thermoplastic Traffic Stripe, (Skip Yellow)(90mil)</u>
<u>S-621-E-1</u>	<u>6" Wide Thermoplastic Traffic Stripe, (Continuous Yellow)(90mil)</u>
<u>S-627-L</u>	<u>Two-Way Yellow Reflective High Performance Raised Markers</u>

(7-01-2004)

237

**OFFICE OF STATE AID ROAD CONSTRUCTION**

January 8, 2019

In accordance with Senate Bill No. 2241 of the Mississippi Legislature Regular Session 1981, the industry wide current petroleum products base prices for the month of February 2019 are furnished as follows.

FUELS

	<u>Per Gallon</u>	<u>Per Liter</u>
Gasoline	\$1.6594	\$0.4384
Diesel	\$2.0027	\$0.5291

MATERIALS OF CONSTRUCTION

<u>ASPHALT CEMENT</u>	<u>Per Gallon</u>	<u>Per Ton</u>	<u>Per Liter</u>	<u>Per Metric Ton</u>
Viscosity Grade AC-5	\$2.2392	\$531.25	\$0.5915	\$585.59
Viscosity Grade AC-10	\$2.2129	\$525.00	\$0.5846	\$578.70
Viscosity Grade AC-20	\$2.1075	\$500.00	\$0.5567	\$551.15
Viscosity Grade AC-30	\$2.1075	\$500.00	\$0.5567	\$551.15
Grade PG-64-22	\$2.1075	\$500.00	\$0.5567	\$551.15
Grade PG-67-22	\$2.1356	\$506.67	\$0.5642	\$558.50
Grade PG-76-22	\$2.7337	\$648.57	\$0.7222	\$714.91
Grade PG-82-22	\$3.1507	\$747.50	\$0.8323	\$823.96

EMULSIFIED ASPHALTS, PRIMES, & TACK COATS

Grade SS-1	\$2.2574	\$0.5963
Grade RS-2C (CRS-2)	\$2.1039	\$0.5558
Grade CRS-2P	\$2.4099	\$0.6366
Grade EA-1, EPR-1, & AE-P	\$3.3000	\$0.8718
Grade CSS-1 & 1H (Undiluted)	\$2.2640	\$0.5981
Grade CSS-1 & 1H (Diluted 1 to 1 Fog Seal)	\$2.2700	\$0.5997

EARL GLENN, P.E.  
 STATE CONSTRUCTION ENGINEER

EG: tmb

**OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION**

**NOTICE TO BIDDERS NO. 7**

**DATE: July 1, 2004**

**SUBJECT: PAYMENTS TO SUBCONTRACTORS**

Bidders are hereby advised that each month, the Contractor will submit to the County/LSBP Engineer form OCR-484-SA certifying payments to all subcontractors. Form OCR-484-SA can be obtained from the Office Of State Aid Road Construction, MDOT Lab Building, 412 Woodrow Wilson Avenue, Jackson, MS, or on the State Aid website (<http://www.osarc.state.ms.us>) under Documents->Forms->State Aid Forms.



MISSISSIPPI DEPARTMENT OF TRANSPORTATION  
OFFICE OF STATE AID ROAD CONSTRUCTION  
JACKSON, MISSISSIPPI

**CERTIFICATION OF PAYMENTS TO SUBCONTRACTORS**

PROJECT NUMBER : \_\_\_\_\_ COUNTY : \_\_\_\_\_  
 CONTRACTOR: \_\_\_\_\_  
 COUNTY/LSBP ENGINEER: \_\_\_\_\_

THIS IS TO CERTIFY THAT PAYMENT HAS BEEN MADE TO THE FOLLOWING SUB-CONTRACTING FIRMS FOR THE AMOUNT INDICATED FOR WORK PERFORMED OR MATERIALS/SUPPLIES PURCHASED, ON THE REFERENCED PROJECT TO SATISFY THE REQUIREMENTS HB 1562 - REGULAR SESSION 2002.

**\*\*\* THIS REPORT IS SUBJECT TO AUDIT \*\*\***

Subcontractor	Date of Payment	Amount Paid This Period	Total Paid to Date	Amount of Retainage Withheld	Amount of Retainage Paid	Percent of Retainage Paid	% Sub-Contract Complete

SUBMITTED BY (Contractor)

DATE: \_\_\_\_\_

TITLE

REVIEWED BY (County/LSBP Engineer)

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

1. CONTRACTOR MUST SUBMIT THIS REPORT EACH MONTH TO THE COUNTY ENGINEER.
2. IF NO PAYMENTS ARE MADE THIS PERIOD, SUBMIT A NEGATIVE OR NO CHANGE REPORT TO THE COUNTY ENGINEER.
3. THE COUNTY ENGINEER WILL ATTACH THE OCR-484-SA TO THE MONTHLY ESTIMATE BEFORE SUBMITTING THE ESTIMATE TO THE OFFICE OF STATE AID ROAD CONSTRUCTION.
4. PROGRESS ESTIMATES MAY BE WITHHELD IF CONTRACTOR FAILS TO SUBMIT OCR-484-SA.

240

**OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION**

**NOTICE TO BIDDERS NO. 8**

**DATE:** November 8, 2011

**SUBJECT:** Errata and Modifications to the 2004 Edition of the Standard Specifications for State Aid Road and Bridge Construction

<u>Page</u>	<u>Subsection</u>	<u>Change</u>
1-21	S-103.02	In the third line of the last paragraph, change "contracts in the same" to "contracts, financed wholly with State funds, in the same".
1-42	S-105.17	In line (b) of the third paragraph, add "claim." at the end of the sentence.
1-47	S-106.04	In the next to last paragraph, change "TMD-22-0100-000" to "TMD-22-01-00-000" and change "TMD-21-0100-000" to "TMD-21-01-00-000".
1-84	S-109.06.2	In the eleventh line of the second paragraph, change "of material invoices" to "of paid material invoices".
<u>1-85</u>	<u>S-109.08</u>	Replace 4 <sup>th</sup> paragraph in its entirety with "The established base prices for bituminous products and fuels shall be the prices for the month prior to the month of the bid date and are available on the State Aid Website."
1-87	S-109.08	On page 1-87, insert the following after item (A6) and before the paragraph in the middle of the page:  "(A7) Asphalt for Fog Seal Mixture -- One half pay quantity in gallons."
1-87	S-109.08	Delete the last paragraph on the page in toto.
1-88	S-109.08	Under ADJUSTMENTS, change paragraph 5 to read as follows:  No adjustment will be made for items of work accomplished after the expiration of Contract Time except for cases involving natural or manmade disasters or other reasons not inherent to the construction industry. The contractor will submit documentation for the adjustment to the Engineer for approval/disapproval. If approved, the Engineer will prepare a supplemental agreement explaining the adjustment and submit the proper number of copies of the agreement to the Board of Supervisors for their consideration and action. If approved by the Board, all copies will be forwarded to the State Aid Engineer for concurrence. Upon concurrence, the State Aid Engineer will, if necessary, forward the agreement to any other involved parties for their action. A copy of the approved agreement will be furnished to all parties by the State Aid Engineer.
2-7	S-202.07	In the first sentence of the first paragraph, change "S-202" To "S-202-A". In the first sentence of the second paragraph, delete "S-202-A".

<u>Page</u>	<u>Subsection</u>	<u>Change</u>
3-30	S-308.15	In the third pay item, change "per square yard***" to "per square yard". In the fourth pay item, change " <u>S-308-B-1</u> " to " <u>S-308-B-2</u> ".
4-8	<u>S-401.02.4</u>	At the end of the third sentence, delete the "." and add "and as a base course."
4-8	S-401.02.4	In the table at the end of the Subsection, for the 19 mm, change "2 ¼" to "2 ½" in the Minimum and change "3" to "3 ½" in the Maximum; for the 12.5 mm, change "2" to "2 ½" in the Maximum; for the 9.5 mm, change "1 ½" to "2" in the Maximum; and for the 4.75 mm, change "¾" to "1 ¼" in the Maximum.
4-23	S-401.03.1.4	In the first paragraph, change "92.0 percent" to "the specified percentage (92.0 or 93.0)".
4-32	S-403.03.3	In the first sentence of the second paragraph, change "acceptance and pavement" to "acceptance and payment".
4-45	S-409.02.2	Change "PG 64-22" to "PG 67-22".
6-2	S-601.06	In the first sentence, change "S-804.03" to "S-804.03.5".
6-7	S-602.05	Change the subsection reference for Bending from "S-805.05" to "S-805.03.2".
6-9	S-603.02	Change the subsection reference for Joint Mortar from "707.02" to "714.11".
6-15	<u>S-603.09</u>	After second sentence, add "All lift holes shall be filled and/or sealed to the satisfaction of the Engineer."
6-78	S-620.06	Change the first sentence of the second paragraph, from "Legend will be measured by the square foot.", to "Legend will be measured by the linear foot or square foot, as applicable."
6-78	S-620.07	In the sixth pay item, change "S-620-E-1" to "S-620-E-2".
7-17	S-702.12	In TABLE I, under the heading of Test, in the second line change "140°F, poises" to "275°F, C <sub>s</sub> ".
7-20	S-703.02.1	In line (1) of the first paragraph, change "set-out" to "set out".
7-25	S-703.04.2	In the fifth paragraph, delete "S-703.04.3 and".
7-52	S-708.02.1.2	In the first sentence change "20 percent" to "25%".
7-104	S-714.13.1	Delete the fourth paragraph.
7-154	S-721.02.3.7	Delete Subsection S-721.02.3.7--Ground Plates in toto.
8-37	S-803.03.2.6	In the first sentence of the second paragraph, change "S-803.03.1.5.1" to "S-803.03.2.5".
8-45	S-803.04.1	Delete the second paragraph and replace with the following:  Test piles which require extensions or building up will not be measured for additional payment. Splices required for the extensions will not be measured for payment.

<u>Page</u>	<u>Subsection</u>	<u>Change</u>
		No measurement for payment will be made for cut-off of a test pile.
8-50	S-803	Under <u>COMPENSATION</u> , In the seventh pay item, change " <u>S-803-G: Blank</u> " to " <u>S-803-G: Concrete Piling Cut-off, Size</u> - per each"
8-60	S-804.02.11	In the last sentence of the first paragraph, change "automatically" to "automatic".
8-64	S-804.02.13	In the second line of paragraph (c), place a period after psi and delete "provided both the QC and QA test results are equal to or exceed the minimum compressive strength requirements."
8-66	S-804.02.13.1.3	In the last sentence change, "S-804.02.13.1" to "S-804.02.12".
8-67	S-804.02.13.1.5	Change the equation for % Reduction to:
		$\% \text{ Reduction} = \frac{(f_c - X)}{f_c} \times 100$
8-121	S-806.04	In the first sentence of the third paragraph, change "by the unit (one unit consists of one wing on each side and end of the abutment cap)" to "per each".
8-121	S-806.08	Change " <u>S-806.08--Basis of Payment.</u> " to " <u>S-806.05--Basis of Payment.</u> "
8-122	S-806.08	In the first pay item, change "' Interior" to "' Interior".
<u>8-122</u>	<u>S-806.08</u>	On pay item S-806-H, add "or Steel Posts"

**OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION**

NOTICE TO BIDDERS NO. 10

DATE: July 1, 2005

SUBJECT: MONTHLY ESTIMATE RETAINAGE

The monthly retainage for this project shall be two and one half (2-1/2) percent (%) subject to the provisions found in Subsection S-109.06.3-Retainage on page 1-84 of the 2004 Edition of the *Mississippi Standard Specifications for State Aid Road and Bridge Construction*.

244

**OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION**

**NOTICE TO BIDDERS NO. 11**

**DATE:** November 19, 2009

**SUBJECT:** CERTIFICATION OF 100 % PAYMENT TO SUBCONTRACTORS

Bidders are hereby advised that within thirty (30) days of any Subcontractor completing 100% of any subcontracted work, the Prime Contractor shall make full payment to the Subcontractor (including retainage), complete the following certification, attach it to form OCR-484-S or OCR-484-SA, as applicable, and submit it to the County/LSBP Engineer. Retainage on the subcontract will then be released to the Prime Contractor on a subsequent estimate.

**CERTIFICATION OF 100% OF PAYMENT TO SUBCONTRACTOR**

Date: \_\_\_\_\_  
Project No.: \_\_\_\_\_  
County: \_\_\_\_\_  
Prime Contractor: \_\_\_\_\_  
Subcontractor: \_\_\_\_\_

I, \_\_\_\_\_, hereby certify  
(Printed or typed name of Subcontractor)

that I have been paid 100% (including retainage) of the amount of work subcontracted on the above mentioned project in the amount of \_\_\_\_\_ and that I was paid within thirty (30) Days of when I completed said work.

\_\_\_\_\_  
(Signature of Subcontractor)

\_\_\_\_\_  
(Signature of Prime Contractor)

**Falsification of this Certification is subject to prosecution.**

**OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION**

**NOTICE TO BIDDERS NO. 12**

**DATE: May 10, 2006**

**SUBJECT: FIBER REINFORCED CONCRETE**

Bidders are hereby advised that synthetic structural fibers meeting the requirements of Supplemental Specification 901-S-711.04 may be used in lieu of wire mesh in some items of construction. Substitution of fibers for wire mesh will be allowed in the construction of paved ditches, paved flumes, paved inlet apron, driveways, guard rail anchors and pile encasements. Substitution in any other items of work must first be approved by the Engineer prior to use.

**OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION**

NOTICE TO BIDDERS NO. 13

DATE: April 02, 2007

**SUBJECT: Railroads and Contractor Responsibilities**

**Reference:** 2004 Edition of the Standard Specifications for State Aid Road and Bridge Construction Sections S-103.06 and S-107.08

The purpose of this Notice is to draw the Bidder's attention to the above Sections pertaining to railroads and the Contractor's responsibility. For work to be done within the limits of the Railroad right-of-way these Sections define the Railroad's minimum requirements the Contractor shall be held responsible for in the areas of, but not limited to, timely notification of scheduled work, required insurance coverage, construction and railroad flaggers. The Contractor should review these Sections and contact the Railroad. All work to be performed within Railroad right-of-way will be coordinated with the Railroad and to their satisfaction.

In the case of a grade separation project, a copy of the Railroad-County agreement (or the applicable portions thereof) is included with this Notice for the Bidders convenience.

**Railroad Company and Contacts:**

Sri Honnur  
Kansas City Southern Railway  
427 West 12th Street  
Kansas City, MO 64121  
816-983-1138 (office)  
816-719-8511 (cell)  
SHonnur@KCSouthern.com



**OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION**

NOTICE TO BIDDERS NO. 16

DATE: November 3, 2008

SUBJECT: Safety Apparel

Bidders are advised that the Code of Federal Regulations CFR 23 Part 634 final rule was adopted November 24, 2006 with an effective date of November 24, 2008. This rule requires that "All workers within the right of way of a Federal-Aid Highway who are exposed either to traffic (vehicles using the highway for the purposes of travel) or to construction equipment within the work area shall wear high-visibility safety apparel". High-visibility safety apparel is defined in the CFR as "personnel protective safety clothing that is intended to provide conspicuity during both daytime and nighttime usage, and that meets the Performance Class 2 or 3 requirements of the ANSI/ISEA 107-2004 publication entitled American National Standard for High-Visibility Safety Apparel and Headwear". All workers on County right-of-way shall comply with the Federal Regulation. Workers are defined by the CFR as "people on foot whose duties place them within the right-of-way of a Federal-Aid Highway, such as highway construction and maintenance forces, survey crews, utility crews, responders to incidents within the highway right-of-way, and law enforcement personnel when directing traffic, investigating crashes, and handling lane closures, obstructed roadways, and disasters within the right-of-way of a Federal-Aid Highway".

You can access this final rule at the following link:

<http://a257.g.akamai.net/7/257/2422/01jan20061800/edocket.access.gpo.gov/2006/pdf/36-19910.pdf>

**Supplemental Specification  
901-S-102-1  
Bidding Requirements and  
Conditions**

**OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION**

**DATE:** March 11, 2010

**SUBJECT:** Bid Bond Agent

Delete the first sentence of the second paragraph of S-102.08 on page 1-19, and substitute the following:

If a bid bond is offered as guaranty, the bond must be on a form approved by the State Aid Engineer, made by a Surety, and must be acceptable to the Board and the State Aid Engineer and signed or countersigned by a Mississippi Agent or Qualified Nonresident Agent and the bidder.

**OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION**

**DATE: March 11, 2010**

**SUBJECT: Contract Bond Agent or Liability Insurance Agent**

**Delete the last sentence of the paragraph of S-103.05 on page 1-22, and substitute the following:**

**The bond or bonds shall be negotiated for, procured from, signed or countersigned by, and the premium paid to a Mississippi Agent or Qualified Nonresident Agent of the Surety.**

**Delete the last sentence of the first paragraph of S-103.06.1 on page 1-22, and substitute the following:**

**Each policy shall be signed or countersigned by a Mississippi Agent or Qualified Nonresident Agent of the insurance company.**

**Delete the last sentence of the second paragraph of S-103.06.1 on page 1-23, and substitute the following:**

**Each policy shall be signed or countersigned by a Mississippi Agent or Qualified Nonresident Agent of the insurance company.**

Supplemental Specification  
901-S-104-1  
Removal and Disposal of Structures  
and Obstructions

OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION

DATE: July 1, 2005

**SUBJECT: Changes in Character of Work and Changed Physical Conditions and Removal and Disposal of Structures and Obstructions:**

**Section S-104 - SCOPE OF WORK:** of the MISSISSIPPI STANDARD SPECIFICATIONS FOR STATE AID ROAD AND BRIDGE CONSTRUCTION 2004 EDITION is hereby amended as follows:

**901-S-104.02.1--Changes in Character of the Work and Changed Physical Conditions:** Delete the last sentence of the first paragraph and add the following paragraphs:

Upon written notification, the Engineer will investigate the conditions, and if it is determined that the conditions materially differ and cause an increase or decrease in the cost or time required for the performance of any work under the contract, an adjustment, excluding anticipated profits, will be made and the contract modified in writing accordingly. The Engineer will notify the Contractor, in writing, of the determination whether or not an adjustment of the contract is warranted.

No contract adjustment which results in a benefit to the contractor will be allowed unless the contractor has provided the required written notice.

In the second paragraph, after the words " cannot be reached," delete "the State Aid Engineer" and insert "the Board, with the approval of the State Engineer,". Then delete the words "which the State Aid Engineer has" and insert "which the Board and the State Aid Engineer have".

**901-S-104.03--Removal and Disposal of Structures and Obstructions:** After the last paragraph on page 1-27, add the following paragraph:

The Contractor shall also furnish the Engineer a certified letter stating that the area of disposal is not in a wetland.

**901-S-104.04--Rights in and Use of Materials Found on the Work:** After the first sentence of the third paragraph insert the following sentence:

The Contractor shall also furnish the Engineer a certified letter stating that the area of disposal is not in a wetland.

OFFICE OF STATE AID ROAD CONSTRUCTION

MISSISSIPPI DEPARTMENT OF TRANSPORTATION

DATE: July 01, 2005

SUBJECT: Material Pits:

Section 8-107-LEGAL RELATIONS AND RESPONSIBILITY TO PUBLIC; of the MISSISSIPPI STANDARD SPECIFICATIONS FOR STATE AID ROAD AND BRIDGE CONSTRUCTION 2004 EDITION is hereby amended as follows:

**901-S-107.23--Material Pits:** Delete the first and second paragraph on page 1-66 and replace with the following paragraphs:

Before a pit (quarry) is opened (area cleared or overburden disturbed), furnish to the County Engineer a letter from the Executive Director of the Department of Archives and History, P. O. Box 571, Jackson, Mississippi 39205 (telephone number 601/576-6850), stating that the pit site is satisfactory from an archaeological and historical standpoint. Additionally, the contractor will furnish the Engineer either a copy of the " Notification of Exempt Operations" or a copy of the (permanent or temporary) Class II Permit approval from the Mississippi Department of Environmental Quality, Office of Geology.

For material pits located in Clarke, Covington, Forrest, George, Greene, Hancock, Harrison, Jackson, Jones, Lamar, Pearl River, Perry, Stone and Wayne Counties, the Contractor will be required to make special considerations regarding gopher tortoises. In addition to the normal required documentation associated with material pits, the Contractor shall, for each site used to obtain or dispose of materials associated with material pits located in these Counties, provide the Engineer with a letter from a qualified biologist certifying that the site was inspected prior to any clearing of vegetation or disposal of project materials and that the site is not inhabited by gopher tortoises, or appropriate avoidance measures have been installed. No individual lacking the proper State or Federal license shall touch or otherwise harass a gopher tortoise.

All costs involved in obtaining letters of clearance shall be born by the Contractor

OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION

DATE: May 10, 2006

SUBJECT: Permits, Licenses and Taxes:

Section S-107-LEGAL RELATIONS AND RESPONSIBILITY TO PUBLIC; of the MISSISSIPPI STANDARD SPECIFICATIONS FOR STATE AID ROAD AND BRIDGE CONSTRUCTION 2004 EDITION is hereby amended as follows:

901-S-107.02-Permits, Licenses and Taxes. Delete in toto Subsection 107.02 on page 1-50, and substitute the following:

Except as provided in S-107.09, and S-107.22, the Contractor or Subcontractor shall procure all permits and licenses, pay all charges, fees, and taxes, and give all notices necessary and incidental to the due and lawful prosecution of the work. At any time during the life of this contract, State Aid may audit the Contractor's or Subcontractor's compliance with the requirements of this section.

The Contractor or Subcontractor is advised that the "Mississippi Special Fuel Tax Law", Section 27-55-501, et seq. and the Mississippi Use Tax Law, Section 27-67-1, et seq., Mississippi Code of 1972, Annotated, and their requirements and penalties apply to any contract or subcontract for construction, reconstruction, maintenance or repairs, for contracts or subcontracts entered into with the State of Mississippi, any political subdivision of the State of Mississippi, or any Department, Agency, Institute of the State of Mississippi or any political subdivision thereof.

The Mississippi State Tax Commission will be notified of the name and address of Contractors or any Subcontractors that are awarded State Aid contracts. The Contractor or Subcontractor will be subject one or more audits during the life of this contract to make certain that all applicable fuel taxes are being paid promptly as outlined in Section 27-55-501, et seq., Mississippi Code of 1972, Annotated, and any sales and/or use taxes, as outlined in Section 27-67-1, et seq., Mississippi Code of 1972, Annotated are being paid in compliance with the law.

MISSISSIPPI DEPARTMENT OF TRANSPORTATION

SPECIAL PROVISION NO. 907-420-3

CODE: (SP)

DATE: 01/17/2017

SUBJECT: Undersealing

Section 907-420, Undersealing, is hereby added to and made a part of the 2017 Edition of the Mississippi Standard Specifications for Road and Bridge Construction as follows.

**SECTION 907-420 - UNDERSEALING**

**907-420.01-Description.** This work shall consist of filling voids (undersealing) in the base soil adjacent to an existing pipe culvert(s) and box culverts(s), or other locations determined by the Engineer. It is intended that the voids around the pipe culverts will be filled from the surface and voids around the box culverts will be filled from within the box culvert.

**907-420.02-Material.** The material for filling the voids shall be a "hydro-sensitive" high density polyurethane meeting the following requirements.

<u>Properties</u>	<u>Test Value</u>	<u>Test Method</u>
Density, lbs./ft., minimum	4.0	ASTM D 1622
Tensile Strength, psi, minimum	100	ASTM D 1622
Compression Strength, psi (at yield point), minimum	90	ASTM D 1621

The Contractor shall furnish the Engineer with certified test reports showing that the material meets the requirements of the specification.

**907-420.03-Construction Requirements.** All undersealing will be done at the locations specified in the plans, or as directed by the Engineer.

**907-420.03.1-Equipment.** The equipment shall be that customarily used in undersealing operations. Generally, it shall consist of a pneumatic or electric drill capable of drilling holes of adequate size in the embankment soil or culvert wall to accomplish the work. The exact depth into the embankment shall be determined by the Contractor. The equipment shall be in satisfactory operating condition and operated in such a manner as to prevent unnecessary damage to existing roadways, structures, and the surrounding area. The pump shall be capable of injecting the high density polyurethane at a rate and to a depth necessary to fill the void adjacent to the existing structures.

**907-420.03.2-Drilling Holes.** Unless otherwise shown in the plans, the size and location of the injection holes shall be as determined by the Manufacturer/Contractor.

**907-420.03.3-Injection Process.** The nozzle of the discharge hose shall be secured in the drilled hole in a manner that provides an adequate seal during the pumping process. The

polyurethane material shall be injected through the drilled holes until all known or encountered voids are filled. The rate and amount of material injection shall be determined by the Manufacturer/Contractor.

When the nozzle is removed, the hole shall be plugged or sealed to the satisfaction of the Engineer. Any excess polyurethane material shall be removed.

**907-420.04--Method of Measurement.** Undersealing, complete and accepted, will be measured by the pound. The quantity of urethane will be based on the supplier's packaging information for the material delivered and incorporated into the project.

**907-420.05--Basis of Payment.** Undersealing, as measured prescribed above, will be paid for at the contract unit price per pound, which price shall include all mobilization, labor, equipment, tools, materials, and incidentals necessary to complete the required work.

Cost for maintenance of traffic and individual traffic control devices as required for undersealing operations shall be included in the unit price for undersealing and will not be measured for separate payment.

Payment will be made under:

907-420-A: Undersealing

- per pound

255



OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION

DATE: July 01, 2005

SUBJECT: GROUND-IN RUMBLE STRIPS

The MISSISSIPPI STANDARD SPECIFICATIONS FOR STATE AID ROAD AND BRIDGE CONSTRUCTION 2004 EDITION is hereby amended as follows: At the bottom of page 4-75 change "Sections S-414 thru S-499 Blank." to "Sections S-414 thru S-422 Blank." And add the following:

**SECTION 901-S-423 - GROUND-IN RUMBLE STRIPS**

**901-S-423.01--Description.** This work consists of grinding rumble strips at the locations indicated on the plan, in accordance with the details on the plans, and the requirements set out herein.

**901-S-423.02--Blank.**

**901-S-423.03--Construction Requirements.**

**901-S-423.03.1--Equipment.** The equipment shall consist of a rotary type cutting head capable of cutting rumble strips to the dimensions shown on the plans. The cutting head shall have the cutting tips arranged in such pattern as to provide a relatively smooth cut of approximately 1/8 of an inch between peaks and valleys. The cutting head(s) shall be on its own independent suspension from that of the power unit to allow the tool to self align with the slope of the shoulder and/or any irregularities in the shoulder surface.

The finished rumble strips shall be cut to the dimensions as shown on the plans within the allowable tolerance and be perpendicular to the direction of travel. The rumble strips shall be placed in relation to the roadway according to the patterns shown on the plans.

Adequate back-up equipment such as mechanical sweeper/vacuum, water truck, etc. and personnel shall be provided to remove all grindings from the shoulder.

**901-S-423.03.2--Construction Details.** The cutting tool shall be equipped with guides to provide a consistent alignment of each cut in relation to the edge line and to provide uniformity and consistency throughout the project. The alignment of the cuts shall not deviate from the path of the edge line.

When the contract requires shoulder paving, the rumble strips shall be cut into the finished shoulder after the final course has been placed, otherwise, rumble strips shall be cut into the existing shoulder material. The debris/grindings generated from the cutting shall be picked up and removed on a daily basis by use of a sweeper/vacuum or other method approved by the Engineer. The shoulder shall be cleaned prior to opening the adjacent lane to traffic. Any other method of cleaning debris from the shoulder or roadway other than picking up shall be approved by the Engineer prior to beginning construction.

The Contractor shall demonstrate to the Engineer the ability to achieve the desired surface inside each depression without tearing or snagging the asphalt prior to beginning the work. Areas damaged by the Contractor's operations shall be corrected and/or repaired as directed by the Engineer at no additional cost to the Project.

When placed on concrete shoulders, the Contractor shall adjust the spacing of the rumble strips to ensure that the depressions are not cut across a concrete shoulder joint.

This construction operation will encroach on the lane adjacent to the shoulder receiving the rumble strips. Therefore, construction on roadways under traffic will either require a lane closure or be considered as a moving operation. Traffic control shall be handled in accordance with the appropriate standard drawings shown in the plans or contract documents.

**901-S-423.04--Method of Measurement.** Rumble strips, ground-in, completed in accordance with the plans and specifications, will be measured by the mile, which price shall be full compensation for all materials, equipment, tools, disposal of grinding debris, any associated traffic control, and all incidentals necessary to complete the work. Length of measurement will start at the beginning of a continuous series of rumble strips and will terminate at the end of the continuous series. The length used to measure rumble strips will be the horizontal length computed along the stationed control line. Each shoulder on which rumble strips have been ground will be measured separately with the measurements from each shoulder combined to obtain the pay length for rumble strips.

**901-S-423.05--Basis of Payment.** Rumble strips, measured as prescribed above, will be paid for at the contract unit price per mile, which price shall be full compensation for completing the work.

The price for rumble strips shall include the cost of any required maintenance of traffic and protective services.

Payment will be made under:

**901-S-423-A:** Rumble Strips, Ground-In - per mile

**Sections 8-424 thru 8-499 Blank**

Special Provision  
901-S-618-1  
Project No. SAP-13(11)M  
County: Clay

DATE: December 26, 2018  
SUBJECT: SUPPLEMENT TO TRAFFIC CONTROL PLAN

The existing roadway from the BOP Station to the EOP Station shall provide one lane open to traffic at all times. At night and anytime there is no construction activity and no flaggers present, both lanes will be open to traffic. Advance warning signs of "One Lane Traffic" and "Flagger Ahead" signs will be used, as well as flaggers. This same type of traffic control plan will be used for any general work needed. The contractor shall install and maintain signs and barricades as shown on the Traffic Control Plan on Sheet No. 2-H of the plans. There will be no trucks, equipment, or supplies parked or stored within close proximity of a traveled lane in use of public traffic, except for vehicles or supplies actually engaged in the work when construction is in progress. The specific requirements of the Contractor's responsibilities are as required by Subsections S-104.04, S-105.15, S-107.07, and S-107.10, Sheet 2-H of the plans, and Part VI of the MUTCD, latest edition. The requirements of this sheet do not alter or in any way change the requirements of the foregoing or any other requirements of the contract, except as specifically stated herein as an alteration or change.

Within three weeks of a traffic-related accident occurring within the limits of the project, the Contractor shall provide the County Engineer with a copy of an accident report for each accident. If analysis of the accident report by appropriate personnel reveals that corrective action is required, the Contractor shall proceed immediately with same.

Dale Rhodes is designated as the responsible person to insure the Contractor constructs, installs, and maintains the devices called for in the Traffic Control Plan. An inspection of the traffic control signs and devices shall be performed at periods not exceeding one week regardless of construction activity within the project.

Payments shall be made under Pay Item S-618-A, Maintenance of Traffic, and Pay Item S-618-B, Additional Construction Signs.

Supplemental Specification  
901-S-714-1  
Geotextile Certification

OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION

DATE: July 1, 2005

SUBJECT: Geotextile Certification:

Section S-714 - MISCELLANEOUS MATERIALS; of the MISSISSIPPI STANDARD SPECIFICATION FOR STATE AID ROAD AND BRIDGE CONSTRUCTION 2004 EDITION is hereby amended as follows:

901-S-714.13.10--Acceptance By Certification. After the second sentence of Subsection S-714.13.10 on page 7-105 insert the following:

Additionally, at least one certified test report, as per S-700.05.2, for each manufacturer's lot shall be furnished to the Engineer by the Contractor at no additional cost to the project.

OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION  
AFFIDAVIT

(To be Executed in Duplicate)

State of Mississippi

County of Clay

I, Luke Lewis (Name of person signing affidavit), individually, and in my

capacity as Project Manager (Title) of Gregory Companies, LLC  
(Name of Firm, Partnership, or Corporation) being duly sworn, on oath, do depose and say as follows:

That Gregory Companies, LLC (Name of Firm, Partnership, or Corporation), Bidder

on Project No. SAP-13(11)M in Clay County, Mississippi has not either directly or indirectly entered into any agreement, participated in any collusion; or otherwise taken any action in restraint of free competitive bidding in connection with this contract; nor have any of its officers, partners, employees, or principal owners.

Further, being duly sworn or under penalty of perjury under the laws of the United States and the State of Mississippi; certifies that, except as noted below, the company or any person associated therewith in the capacity of owner, partner, director, manager, auditor, or any position involving the administration of federal funds:

- (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 offense 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 in Item (b) of this subsection; 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.

Initial here " \_\_\_\_\_ " if exceptions are attached and made a part thereof. Any exceptions shall address to whom it applies, initiating agency and dates of such action.

The Bidder shall provide immediate written notice to the Board of Supervisors and the State Aid Engineer at any time, prior to or after award, that it is known a certification was erroneous when executed or has become erroneous by reason of changed circumstances.

NOTE: Exceptions will not necessarily result in denial of award but will be considered in determining bidder responsibility. Providing false information may result in criminal prosecution or administrative sanctions.

All of the foregoing and attachments (when indicated) are true and correct.

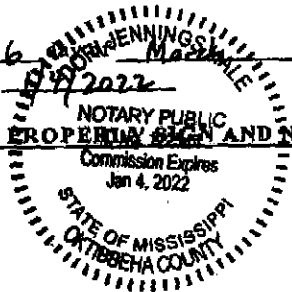
Signature: *Don Jennings Hale*  
Title: Project Manager

(SEAL)

Sworn before me this 6 day of March 2019  
My commission expires 04/2022

Notary Public: *Don Jennings Hale*

NOTE: FAILURE TO PROPERLY SIGN AND NOTARIZE THIS AFFIDAVIT WILL DISQUALIFY THE BID.



260

OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION  
AFFIDAVIT

(To be Executed in Duplicate)

State of Mississippi  
County of Clay

I, Luke Lewis (Name of person signing affidavit), individually, and in my capacity as Project Manager (Title) of Gregory Companies, LLC (Name of Firm, Partnership, or Corporation) being duly sworn, on oath, do depose and say as follows:

That Gregory Companies, LLC (Name of Firm, Partnership, or Corporation), Bidder on Project No. SAP-13C110M in Clay County, Mississippi has not either directly or indirectly entered into any agreement, participated in any collusion; or otherwise taken any action in restraint of free competitive bidding in connection with this contract; nor have any of its officers, partners, employees, or principal owners.

Further, being duly sworn or under penalty of perjury under the laws of the United States and the State of Mississippi; certifies that, except as noted below, the company or any person associated therewith in the capacity of owner, partner, director, manager, auditor, or any position involving the administration of federal funds:

- (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 offense 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 in Item (b) of this subsection; 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.

Initial here "\_\_\_\_\_" if exceptions are attached and made a part thereof. Any exceptions shall address to whom it applies, initiating agency and dates of such action.

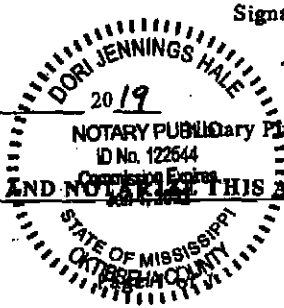
The Bidder shall provide immediate written notice to the Board of Supervisors and the State Aid Engineer at any time, prior to or after award, that it is known a certification was erroneous when executed or has become erroneous by reason of changed circumstances.

NOTE: Exceptions will not necessarily result in denial of award but will be considered in determining bidder responsibility. Providing false information may result in criminal prosecution or administrative sanctions.

All of the foregoing and attachments (when indicated) are true and correct.

(SEAL)

Sworn before me this 6 day of March  
My commission expires 1/4/2022



Signature: Luke Lewis

Title: Project Manager

Public: Dori Jennings Hale  
Dori Jennings Hale

NOTE: FAILURE TO PROPERLY SIGN AND NOTARIZE THIS AFFIDAVIT WILL DISQUALIFY THE BID.

MISSISSIPPI DEPARTMENT OF TRANSPORTATION  
OFFICE OF STATE AID ROAD CONSTRUCTION

CONTRACTOR EEV CERTIFICATION AND AGREEMENT

Project No: SAP-13C10M County: Clay

By executing this Certification and Agreement, the undersigned verifies its compliance with Senate Bill 2988 from the 2008 Mississippi Legislative Session, "Mississippi Employment Protection Act," as published in Laws, 2008 and codified in the Mississippi Code of 1972, as amended, and any rules or regulations promulgated by Office of State Aid Road Construction, Department of Employment Security, State Tax Commission, Secretary of State, and Department of Human Services in accordance with the Mississippi Administrative Procedures Law (Section 25-43-1 et seq., Mississippi Code of 1972, as amended), stating affirmatively that the individual, firm, or corporation which is contracting with the County and the Office of State Aid Road Construction has registered with and is participating in a federal work authorization program\* operated by the United States Department of Homeland Security to electronically verify information of newly hired employees pursuant to the Immigration Reform and Control Act of 1986, Pub.L. 99-603, 100 Stat 3359, as amended. The undersigned agrees to inform the Office of State Aid Road Construction if the undersigned is no longer registered or participating in the program.

The undersigned agrees that, should it employ or contract with any subconsultant(s) and/or subcontractor(s) in connection with the performance of this Contract, the undersigned will secure from such subconsultant(s) and/or subcontractor(s) verification of compliance with the Mississippi Employment Protection Act. The undersigned further agrees to maintain records of such compliance and provide a copy of each such verification to the Office of State Aid Road Construction, if requested, for the benefit of the County and the Office of State Road Construction or this Contract.

1229547  
EEV\* Company Identification Number [Required]

The undersigned certifies that the above information is complete, true and correct to the best of my knowledge and belief. The undersigned acknowledges that any violation may be subject to the cancellation of the contract, ineligibility for any state or public contract for up to three (3) years, the loss of any license, permit, certificate or other document granted by any agency, department or government entity for the right to do business in Mississippi for up to one (1) year, or both, any and all additional costs incurred because of the contract cancellation or the loss of any license or permit, and may be subject to additional felony prosecution for knowingly or recklessly accepting employment for compensation from an unauthorized alien as defined by 8 U.S.C §1324a(h)(3), said action punishable by imprisonment for not less than one (1) year nor more than five (5) years, a fine of not less than One Thousand Dollars (\$1,000.00) nor more than Ten Thousand Dollars (\$10,000.00), or both, in addition to such prosecution and penalties as provided by Federal law.

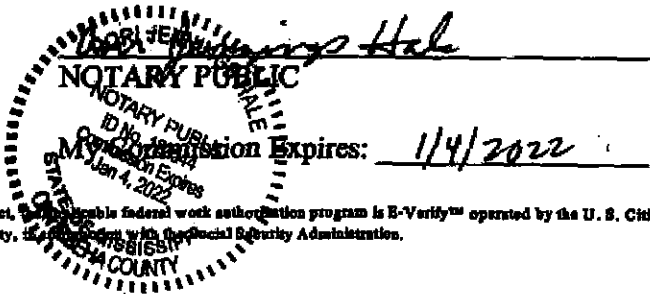
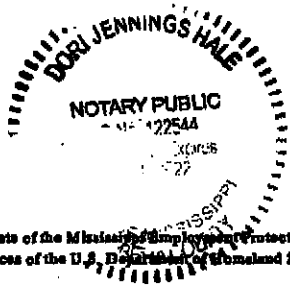
BY: Luke Lewis  
Authorized Officer or Agent

3/7/19  
Date

Luke Lewis  
Printed Name of Authorized Officer or Agent

Project Manager  
Title of Authorized Officer or Agent of Contractor

SWORN TO AND SUBSCRIBED before me on this the 6 day of March, 2019.



\* As of the effective date of the Mississippi Employment Protection Act, the applicable federal work authorization program is E-Verify™ operated by the U. S. Citizenship and Immigration Services of the U. S. Department of Homeland Security, in conjunction with the Social Security Administration.

SECTION 902  
**PROPOSAL**

Date 3/7/19

Proposal of SAP-13LUM Bridge Undersealing and Asphalt Paving  
of Yokohama Boulevard in Clay  
County, Mississippi

for constructing the following designated project within the time hereinafter specified.

The Plans are composed of drawings and blue prints on file in the offices of the Chancery Clerk of Clay  
County at West Point Mississippi.

The Specifications are the currently approved Standard Specifications of the Office of State Aid Road Construction of the Mississippi Department of Transportation and the Federal Highway Administration, except where superseded or amended by Special Provisions and Revisions of the Specifications attached hereto and made a part thereof.

Board of Supervisors

Clay County, West Point Mississippi

Sirs: The following is made on behalf of Gregory Companies, LLC

Po Box 3291

Tupelo, MS 38803

(Names and addresses of those interested)

and no others. Evidence of my (our) authority to submit the Proposal is hereby furnished. The Proposal is made without collusion on the part of any person, firm or corporation. I (we) certify that I (we) have carefully examined the Plans, and the Specifications, including the Special Provisions and Revisions herein, and have personally examined the site of the work. On the basis of the Specifications, Special Provisions, Revisions and Plans I (we) propose to furnish all necessary machinery, tools, apparatus and other means of construction and do all the work and furnish all the materials in the manner specified. I (we) understand that the quantities mentioned below are approximate only and are subject to either increase or decrease, and hereby propose to perform any increased or decreased quantities of work at the unit prices bid.

The following is my (our) itemized Proposal:

263

1



SECTION 902-Proposal (Continued)

In the event of award of the Contract to me (us) under this Proposal, I (we) contemplate the sub-contracting of the following items, to the persons or firms named after each item in accordance with Special Provisions providing for the sub-contracting attached hereto if such sub-contracting thereof is approved by the Board of Supervisors and the State Aid Engineer. In the event of disapproval of such sub-contracting, I (we) agree to perform such item or items of work with my (our) own organization, in full compliance with all applicable terms of this Proposal.

NOTE: Bidder will insert below a list of the specific Pay Items and Quantities thereof which he proposes to sub-contract, and the names and addresses of the persons or firms to whom he proposes to sub-contract each item.

- Pay Item No. 901-5-432-A 0.446 MI Rumble Strips, Ground - In  
(quantity) (description)  
to A-1 Sealing Inc of Richton, MS
- Pay Item No. S-606-B 1540 LF Guard Rail (Rail and Post, Remove and Reset)  
(quantity) (description)  
to Atwood Fence Co, Inc of Kosciusko, MS
- Pay Item No. S-606-B 100 LF Guard Rail (w Beam Post)  
(quantity) (description)  
to Atwood Fence Co, Inc of Kosciusko, MS
- Pay Item No. S-606-D 16 EA Guard Rail, Bridge End Section (Rail + Post, Remove Reset)  
(quantity) (description)  
to Atwood Fence Co, Inc of Kosciusko, MS
- Pay Item No. S-606-D 1 EA Guard Rail, Bridge End (Thrie-Beam, Steel Post)  
(quantity) (description)  
to Atwood Fence Co, Inc of Kosciusko, MS
- Pay Item No. S-606-E 8 EA Guard Rail, Terminal Section (Rail + Post, Remove Reset)  
(quantity) (description)  
to Atwood Fence Co, Inc of Kosciusko, MS
- Pay Item No. S-606-E 1 EA Guard Rail, Terminal Section (Steel Post)  
(quantity) (description)  
to Atwood Fence Co, Inc of Kosciusko, MS
- Pay Item No. S-621-G 0.958 MI 6" Wide Thermo Edge (Cont. White) (60 mil)  
(quantity) (description)  
to JC Cheek Contractors, Inc of Kosciusko, MS
- Pay Item No. S-621-D 0.432 MI 6" Wide Thermo Traffic (strip Yellow) (90 mil)  
(quantity) (description)  
to JC Cheek Contractors, Inc of Kosciusko, MS

I hereby certify that the persons or firms are named above as sub-contractors with the knowledge and consent of the persons or firms named.

Signed Lute Lewis

By Lute Lewis

In the event of the award of this contract to the above named bidder, for the performance of the work, and in the further event that the sub-contractor(s) named herein are approved by the Board of Supervisors and the State Aid Engineer, the sub-contractor or sub-contractors shall execute the following:

I (we) hereby certify that the use of our names as sub-contractors on the above items, was and is with our knowledge and consent.

- \_\_\_\_\_ 20 \_\_\_\_\_
- \_\_\_\_\_ 20 \_\_\_\_\_
- \_\_\_\_\_ 20 \_\_\_\_\_
- \_\_\_\_\_ 20 \_\_\_\_\_

For the construction of: BRIDGE UNDERSEALING on 0.478 mile(s) of county road known as YOKOHAMA BOULEVARD in Clay County, Mississippi under State Aid Project No. SAP-13(11)M.

I (We) agree to complete the entire project within 45 Working Days.

\*\*\*SPECIAL NOTICE TO BIDDERS\*\*\*

BIDS WILL NOT BE CONSIDERED UNLESS BOTH UNIT PRICES AND ITEM TOTALS ARE ENTERED

Ref. No.	Pay Item No.	Description	Approx. Quantity	Unit	Unit Price		Item Total	
					Dollars	Cents	Dollars	Cents
Roadway Items								
1	S-200-A	MOBILIZATION	Lump Sum	LS	XXXXXXXXXX	XXXXXXXXXX	45,025	92
2	S-304-A	GRANULAR MATERIAL (LVM), (CLASS 3, GROUP B)	59.000	CY	219	27	12,937	10
3	S-403-A	HOT MIX ASPHALT, (MT) (9.5 mm)	422.000	TON	126	40	53,340	98
4	S-403-B	HOT MIX ASPHALT, (MT) (9.5 mm), LEVELING	562.000	TON	112	35	63,143	08
5	S-406-A	COLD MILLING OF BITUMINOUS PAVEMENT, ALL DEPTHS	5,112.000	SY	6	47	33,084	70
6	901-S-423-A	RUMBLE STRIPS, GROUND-IN	0.446	MI	574	75	256	34
7	S-606-B	GUARD RAIL, (RAIL AND POST, REMOVE AND RESET)	1,540.000	LF	23	10	35,574	00
8	S-606-B	GUARD RAIL, (W BEAM, STEEL POST)	100.000	LF	24	20	2,420	00
9	S-606-D	GUARD RAIL, BRIDGE END SECTION, (RAIL AND POST, REMOVE AND RESET)	16.000	EA	2,035	00	32,560	00
10	S-606-D	GUARD RAIL, BRIDGE END SECTION, (THREE-BEAM, STEEL POST)	1.000	EA	247	50	247	50
11	S-606-E	GUARD RAIL, TERMINAL END SECTION, (RAIL AND POST, REMOVE AND RESET)	8.000	EA	2,200	00	17,600	00
12	S-606-E	GUARD RAIL, TERMINAL END SECTION, (STEEL POST)	1.000	EA	2,750	00	2,750	00
13	S-618-A	MAINTENANCE OF TRAFFIC	Lump Sum	LS	XXXXXXXXXX	XXXXXXXXXX	55,750	75
14	S-618-B	ADDITIONAL CONSTRUCTION SIGNS	0.000	SF	10	00	0	00
15	S-621-C	6" WIDE THERMOPLASTIC EDGE STRIPE (CONTINUOUS WHITE) (60 mil)	0.958	MI	3,448	50	3,303	66
16	S-621-D	6" WIDE THERMOPLASTIC TRAFFIC STRIPE (SKIP YELLOW) (90 mil)	0.432	MI	3,448	50	1,489	75

265

12,937.10  
53,340.98  
63,143.08  
33,084.70  
256.34  
35,574.00  
2,420.00  
32,560.00  
247.50  
17,600.00  
2,750.00  
55,750.75  
0.00  
3,303.66  
1,489.75

SECTION 902  
 PROPOSAL SHEET (2-B)

PROJECT NO. SAP-13(11)M  
 CLAY COUNTY, MISSISSIPPI

Ref. No.	Pay Item No.	Description	Approx. Quantity	Unit	Unit Price		Item Total	
					Dollars	Cents	Dollars	Cents
17	S-621-E-1	6" WIDE THERMOPLASTIC TRAFFIC STRIPE (CONTINUOUS YELLOW) (90 mil)	2,510.000	LF	3	74	9,377	05
18	S-627-L	TWO-WAY YELLOW REFLECTIVE HIGH PERFORMANCE RAISED MARKERS	64.000	EA	6	90	441	41
19	907-420-A	UNDERSEALING	2,200.000	LB	6	90	15,173	40
Subtotal Roadway Items							384,475	63
Total Bid							384,475	63

9387.40  
 441.50  
 15,173.40  
 RZC 3/7/19  
 RZC 3/7/19

384,479.99  
 RZC  
 3/7/19

266

SECTION 902 - Proposal (Continued)

I (we) further propose to perform all "force account or extra work" that may be required of me (us) on the basis provided in the Specifications and to give such work my (our) personal attention in order to see that it is economically performed.

I (we) further propose to execute the attached contract agreement (Section 903) as soon as the work is awarded to me (us), and to begin and complete the work within the time limit provided for in the Specifications and Notice to Contractors. I (we) also propose to execute the attached contract bond (Section 904) in an amount not less than one hundred (100) per cent of the total of my (our) bid. This bond shall not only serve to guarantee the completion of the work on my (our) part, but also to guarantee the excellence of both workmanship and materials until the work is finally accepted.

I (we) enclose a certified check (bid bond) for 5% of Amount Bid (\$ \_\_\_\_\_) Dollars and hereby agree that in case of my (our) failure to execute the contract and furnish bond with FIFTEEN (15) days after notice of award, the amount of this check (bid bond) will be forfeited to the County of Clay State of Mississippi, as liquidated damages arising out of my (our) failure to execute the contract as proposed. It is understood that in case I am (we are) not awarded the work, the check will be returned as provided in the Specifications.

Respectfully submitted,

Luke Lewis

Signed

By Luke Lewis

Title Project Manager

Address PO Box 3291, Tupelo MS 38803

Date March 7, 2019

(To be filled in if a corporation)

Our corporation is chartered under the Laws of the State of Mississippi and the names, titles and business addresses of the executives are as follows:

Harrison Gregory  
President

PO Box 3291, Tupelo MS 38803  
Address

Rebecca Hayes  
Secretary

PO Box 3291, Tupelo MS 38803  
Address

Drew Moore  
Treasurer

PO Box 3291, Tupelo MS 38803  
Address

**Proposal Guaranty**

**Insert here or attach hereto certified check or Proposal Guaranty Bond in the amount as required in the Notice to Contractors.**

**Each agent representing such Surety Company must file with the contracting county his power of attorney duly executed by said Surety Company.**

MISSISSIPPI DEPARTMENT OF TRANSPORTATION

SECTION 903

**CONTRACT** (Rev. 03-11-2010)

CONTRACT FOR \_\_\_\_\_

LOCATED IN THE COUNTY OF \_\_\_\_\_

STATE OF MISSISSIPPI

COUNTY OF \_\_\_\_\_

This contract entered into by and between the Board of Supervisors of \_\_\_\_\_  
\_\_\_\_\_ County, Mississippi, on the one hand, and the  
undersigned contractor, on the other, witnesseth:

That in consideration of the payment by the Board of Supervisors of the prices set out in the proposal hereto attached, to the undersigned contractor, such payment to be made in the manner and at the time or times specified in the specifications and the special provisions, if any, the undersigned contractor hereby agrees to accept the prices stated in the proposal in full compensation for the furnishing of all materials and equipment and the executing of all the work contemplated in this contract.

It is understood and agreed that the advertising according to law, the notice to contractors, the instructions to bidders, the proposal for the contract, the specifications, the revisions of the specifications, the special provisions, and also the plans for the work herein contemplated, said plans showing more particularly the details of the work to be done, shall be held to be, and are hereby made a part of this contract by specific reference thereto and with like effect as if each and all of said instruments had been set out fully herein in words and figures.

It is further agreed that for the same consideration the undersigned contractor shall be responsible for all loss or damage arising out of the nature of the work aforesaid, or from the action of the elements, and unforeseen obstructions or difficulties which may be encountered in the prosecution of the same and for all risks of every description connected with the work for faithfully completing the whole work in good and workmanlike manner according to the approved Plans, Specifications, Special Provisions and requirements of the Board of Supervisors and the State Aid Engineer.

It is further agreed that the work shall be done under the direct supervision and to the complete satisfaction of the County Engineer, or his authorized representatives, subject to inspection at all times and approval by the State Aid Engineer, and when Federal Funds are involved, by the Federal Highway Administration, or their agents as the case may be, in accordance with those Acts of the Legislature of the State of Mississippi approved by the Governor and such rules and regulations issued pursuant thereto by the State Aid Engineer of the Mississippi Department of Transportation Authorized Federal Agencies.

The Contractor agrees that all labor as outlined in the Special Provisions will be secured from list furnished by

It is agreed and understood that each and every provision of law and clause required by law to be inserted in this, contract shall be deemed to be inserted herein and this contract shall be read and enforced as though it were included herein and, if through mere mistake or otherwise any such provision is not inserted, or is not correctly inserted, then upon the application of either party hereto, the contract shall forthwith be physically amended to make such insertion.

The Contractor agrees that he has read each and every clause of this Contract, and fully understands the meaning of same and that he will comply with all the terms, covenants and agreements therein set forth.

Witness our signatures this the \_\_\_\_\_ day of \_\_\_\_\_ 20 \_\_\_\_\_

(1) \_\_\_\_\_ APPROVED \_\_\_\_\_ 20 \_\_\_\_\_  
Contractor(s)

By \_\_\_\_\_ (3) \_\_\_\_\_  
State Aid Engineer

TITLE \_\_\_\_\_  
Signed and Sealed in the presence of:  
(names and addresses of witnesses) APPROVED \_\_\_\_\_ 20 \_\_\_\_\_

(1) \_\_\_\_\_ (4) TRANSPORTATION COMMISSION OF THE  
STATE OF MISSISSIPPI (Approval of the  
Commission not Required when no Federal Funds are  
involved.)

(2) BOARD OF SUPERVISORS  
\_\_\_\_\_ County

By \_\_\_\_\_ By \_\_\_\_\_  
President Executive Director

Award authorized by the Board of Supervisors of \_\_\_\_\_

County in session on the \_\_\_\_\_ Day of \_\_\_\_\_ 20 \_\_\_\_\_

Minute Book No. \_\_\_\_\_, Page no. \_\_\_\_\_

MISSISSIPPI DEPARTMENT OF TRANSPORTATION

SECTION 904

CONTRACT BOND (Rev. 03-11-2010)

CONTRACT BOND FOR \_\_\_\_\_

LOCATED IN THE COUNTY OF \_\_\_\_\_

STATE OF MISSISSIPPI

COUNTY OF \_\_\_\_\_

Know all men by these presents: that we, \_\_\_\_\_  
Principal, a \_\_\_\_\_ residing at \_\_\_\_\_  
in the State of \_\_\_\_\_ and \_\_\_\_\_  
residing at \_\_\_\_\_ in the State of \_\_\_\_\_  
authorized to do business in the State of Mississippi, under the laws thereof, as surety, are held and  
firmly bound unto the Board of Supervisors of \_\_\_\_\_ County,  
State of Mississippi, in the Penal sum of \_\_\_\_\_  
(\$) \_\_\_\_\_ Dollars, lawful money of the United States of America. to be paid  
to it for which payment well and truly to be made, we bind ourselves, our heirs, administrators,  
successors, or assigns jointly and severally by these presents.

Signed and sealed this the \_\_\_\_\_ day of \_\_\_\_\_ A. D., 20 \_\_\_\_\_.

The conditions of this bond are such, that whereas the said \_\_\_\_\_

principal, has (have) entered into a contract with the Board of Supervisors of \_\_\_\_\_  
County of the State of Mississippi, bearing the date of \_\_\_\_\_ day of \_\_\_\_\_  
\_\_\_\_\_ A. D., 20 \_\_\_\_\_ hereto annexed, for the construction of certain highways in the  
said county as mentioned in said contract in accordance with the plans, specifications and special  
provisions therefor, on file in the office of the Chancery Clerk of the county and state herein named.

Now, therefore, if the above bounden \_\_\_\_\_  
in all things shall stand to and abide by and well and truly observe, do, keep and perform all and  
singular the terms, covenants, conditions, guarantees and agreements in said contract, contained on  
his (their) part to be observed, done, kept and performed and each of them, at the time and in the  
manner and form and furnish all of the material and equipment specified in said contract in strict  
accordance with the terms of said contract which said plans, specifications and special provisions  
are included in and form a part. of said contract and shall maintain, the said work contemplated until



its final completion and acceptance as specified in the currently approved specifications, and save harmless said Board of Supervisors from any loss or damage arising out of or occasioned by the negligence, wrongful or criminal act, overcharge, fraud, or any other loss or damage whatsoever, on the part of said principal(s), his (their) agents, servants, or employees in the performance of said work or in any manner connected therewith, an shall be liable and responsible in a civil action instituted by the Board of Supervisors at the instance of the State Aid Engineer or any officer of the said county authorized in such cases, for double any amount in money or property, the Board of Supervisors may lose or be overcharged or otherwise defrauded of, by reason of any wrongful or criminal act, if any, of the Contractor(s), his (their) agents, or employees, and shall promptly pay the said agents, servants and employees and all persons furnishing labor, material, equipment or supplies therefor, including premiums incurred, for Surety Bonds, Liability Insurance, and Workmen's Compensation Insurance; with the additional obligation that such Contractor shall promptly make payment of all taxes, licenses, assessments, contributions, damages, penalties and interest thereon, when and as the same may be due this State, or any county, municipality, board, department Commission or political Subdivision; in the course of the performance of said work, and in accordance with Sections 31-5-51 et seq. of the Mississippi Code of 1972, and other State statutes applicable thereto, and shall carry out to the letter and to the satisfaction of both the Board of Supervisors of the aforesaid county and the State Aid Engineer all, each and every one of the stipulations, obligations, conditions, covenants and agreements and terms of said contract in accordance with all terms thereof and all of the expense and cost and Attorney's fees that may be incurred in the enforcement of the performance of said contract, or in the enforcement of the conditions and obligations of this bond, then this obligation shall be null and void, otherwise to be and remain in full force and virtue.

Witness our signatures this the \_\_\_\_\_ day of \_\_\_\_\_ A. D., 20 \_\_\_\_\_

\_\_\_\_\_  
 (CONTRACTORS) Principal

\_\_\_\_\_  
 SURETY

By: \_\_\_\_\_

By: \_\_\_\_\_

(Signature) ATTORNEY IN FACT.

TITLE \_\_\_\_\_

(Contractor's Seal)

\_\_\_\_\_  
 Name and address of MS agent or qualified non-resident agent

(Surety Seal)

# State of Mississippi

## BOARD OF CONTRACTORS

GREGORY COMPANIES, INC.  
1150 D.L. COLEUMS DR  
TUPLO, MS 38801

ACTIVE

is duly registered and entitled to perform

HIGHWAY, STREET AND BRIDGE CONSTRUCTION

*We have hereunto set our hand and caused the Seal of the Mississippi Board of Contractors to be affixed this 1 day of Mar., 2019*

CERTIFICATE OF RESPONSIBILITY

No. 22120-MC

Expires Mar. 1, 2020

*Jack A. Cavell*

CHAIRMAN OF THE BOARD



273

747

INTENTIONALLY

BLANK

LEFT

PAGE

THIS

**IN THE MATTER OF APPROVING AND AUTHORIZING THE TOMBIGBEE  
RIVER VALLEY WATER MANAGEMENT DISTRICT TO ASSIST THE  
CLAY COUNTY ECONOMIC DEVELOPMENT DISTRICT IN THE CLEAN OUT  
OF CERTAIN DITCHES LOCATED ALONG THE YOKOHAMA  
TIRE OFF-SITE RAIL**

---

Supervisor Lynn Horton offered and moved for the adoption of the following Resolution:

**RESOLUTION**

WHEREAS, there is an urgent need for the clean out of certain ditches located along the Yokohama Tire Off-Site Rail located in the City of West Point, Clay County, Mississippi, being further described as being located in Section 36, Township 16 South, Range 6 as identified in the Engineering Plan attached hereto as Exhibit A; and

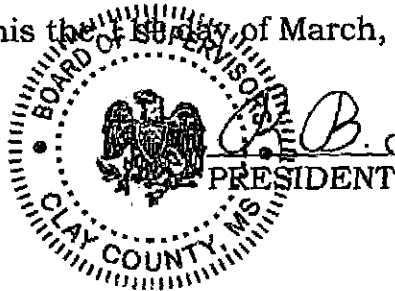
WHEREAS, without immediate attention taken toward this project, considerable damage to property and inconvenience to the general public may result; and

WHEREAS, it would appear to the Board that the Tombigbee River Valley Water Management District is willing to provide the labor and equipment in order to clean out the ditches and stabilize any erosion with the Clay County Economic Development District furnishing all materials and supplies needed for said project.

NOW THEREFORE, BE IT RESOLVED by the Board of Supervisors of Clay County, Mississippi that the Tombigbee River Valley Water Management District has been authorized and directed to perform the above stated task in Clay County as within its means to so do.

Supervisor Shelton Deanes seconded the motion with all members of the Board present voting "Aye." Thereupon, the President declared the motion carried and the Resolution approved.

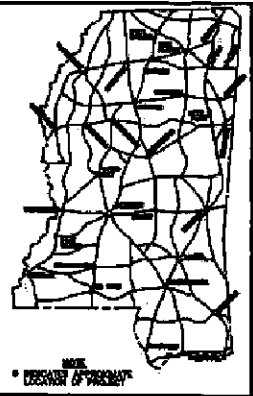
SO ORDERED, this the 1st day of March, 2019.



# CONSTRUCTION PLANS FOR: YOKOHAMA TIRE OFF-SITE RAIL

## CLAY COUNTY ECONOMIC DEVELOPMENT DISTRICT CLAY COUNTY, MS

### WEST POINT, MISSISSIPPI



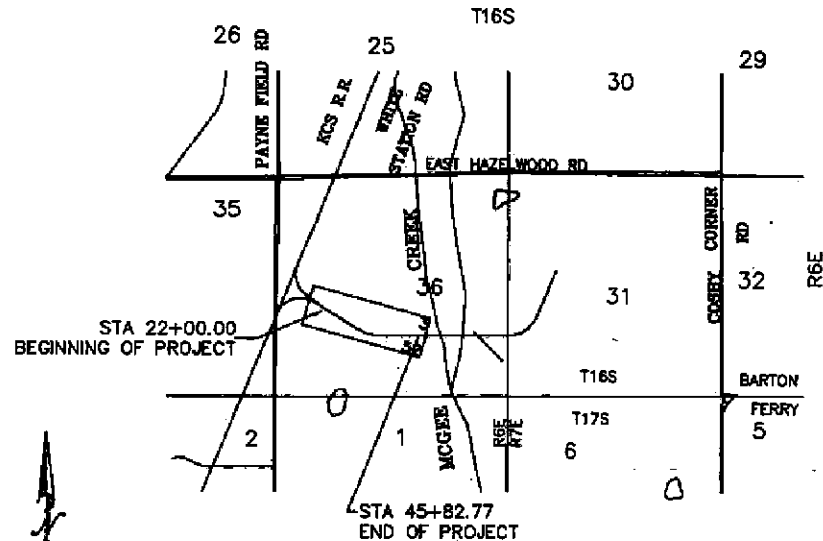
277

**CLAY COUNTY  
BOARD OF SUPERVISORS**  
LYNN HORTON, PRESIDENT  
R.B. DAVIS  
JOE CHANDLER  
LUKE LUMMUS  
SHELTON DEANES

**CHANCERY CLERK**  
AMY G. BERRY

**BOARD ATTORNEY**  
ROBERT B. MARSHALL

**CLAY COUNTY  
ECONOMIC DEVELOPMENT DISTRICT**  
H. SCOTT ROSS, PRESIDENT  
MILTON SUNDBECK, VICE PRESIDENT  
TOMMY COLEMAN  
KYLE CHANDLER III  
LARRY BARTON  
BENNIE JONES  
THOMAS EPPS  
**SECRETARY TREASURER**  
AMY G. BERRY



LOCATION MAP

SCALE: 1" = 3,000'



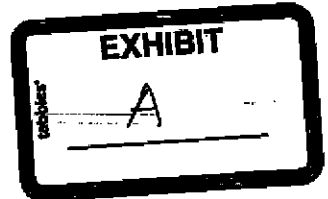
**PLANS ARE 1/2 SCALE**  
FULL SCALE PLANS AVAILABLE UPON REQUEST

Prepared By:  
CALVERT-SPRADLING ENGINEERS, INC.  
CONSULTING ENGINEERS  
P.O. DRAWER 1078  
WEST POINT, MISSISSIPPI 39773

Telephone: 662-494-7101

*Robert L. Calvert*

Seal



CSE PROJECT NO. 212153  
DATE: AUGUST 23, 2013

RATES OF APPLICATION	
ITEM	RATE
AGRICULTURAL LIMESTONE	1.0 TON/ACRE
COMMERCIAL FERTILIZER (13:13:13)	6.50 TON/ACRE
AMMONIUM NITRATE	0.25 TON/ACRE
MALCOLM VEGETATIVE MATERIAL	2.0 TON/ACRE
LINE	0.25 LBS./S.Y./IN.
SUBBALLAST (TYP. SECTION 1)	107.29 TON/STA
BALLAST (TYP. SECTION 1)	200.35 TON/STA
SUBBALLAST (TYP. SECTION 2)	15.53 TON/STA
BALLAST (TYP. SECTION 2)	142.65 TON/STA
CROSS TIES (2" O.C.)	24 TIES/STA
SPRINKLER FACTOR SUBBALLAST	1.35
SPRINKLER FACTOR BALLAST	1.15

TRACK ASSEMBLY LENGTH (TRACK FL.)	
GROSS LENGTH	9,020.61
LESS NO. 11 TURNOUT	248.28
LESS NO. 9 TURNOUT	107.38
NET TRACK ASSEMBLY	8,664.17

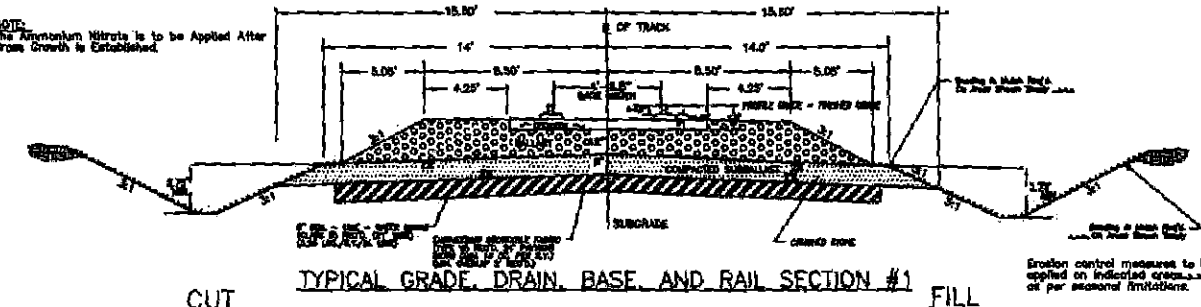
SUBBALLAST CRUSHED STONE	
SEIVE SIZE	PERCENTAGE PASSING
3/8"	100%
No. 4	50-85%
No. 10	25-50%
No. 40	15-30%
No. 200	0-15%

TRACK MATERIAL TIE PLATE	
SECONDHAND RAIL TO BE AREMA CLASS #1 RELAY 115/112	
RAIL GRADING CLASSIFICATION OR BETTER	
TIE PLATES	DOUBLE SHOULDER AREMA SPEEDS
CROSS TIES (No. 4)	7" x 9" 5'-6"
TRACK SPIKES	5/8" 6"
RAIL ANCHORAGE	MIN. 16 ANCHORS PER 30' PANEL
BOLT LENGTHS TO PROVIDE MIN. OF 1/2" BEYOND FACE OF NUT	MIN. 3 SPIKES PER TIE PLATE (TANGENT TRACK)
MIN. 3 SPIKES PER TIE PLATE (CURVE TRACK)	

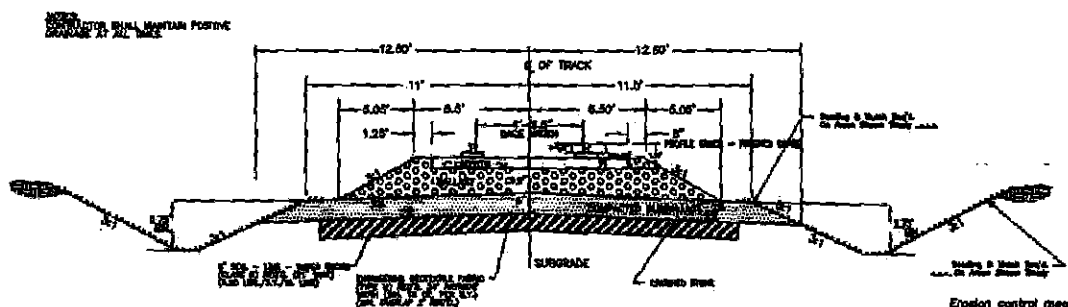
NOTE:  
Grading and Grubbing of Construction Elements necessary for constructing slopes along the roadway shall be considered as normal right-of-way and paid for by lump sum.

NOTE:  
Erosion control measures to be applied on indicated areas as per seasonal limitations.

NOTE:  
The Ammonium Nitrate is to be Applied After Grass Growth is Established.



CUT **TYPICAL GRADE, DRAIN, BASE, AND RAIL SECTION #1** FILL  
STA. 22+00.00 TO STA. 24+40.20 - RAIL "A"



CUT **TYPICAL GRADE, DRAIN, BASE, AND RAIL SECTION #2** FILL  
STA. 24+40.20 TO STA. 45+82.77 - RAIL "A"

NOTE:  
FOR WORK DONE WITHIN THE LIMITS OF THE KCS RAILROAD RIGHT OF WAY, THE CONTRACTOR SHALL FIRST CONTACT THE KCS RAILROAD AND BE RESPONSIBLE FOR PROVIDING TIMELY NOTIFICATION OF SCHEDULED WORK, REQUIRED INSURANCE COVERAGE, CONSTRUCTION AND RAILROAD FLAGGERS.

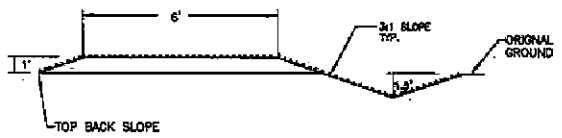
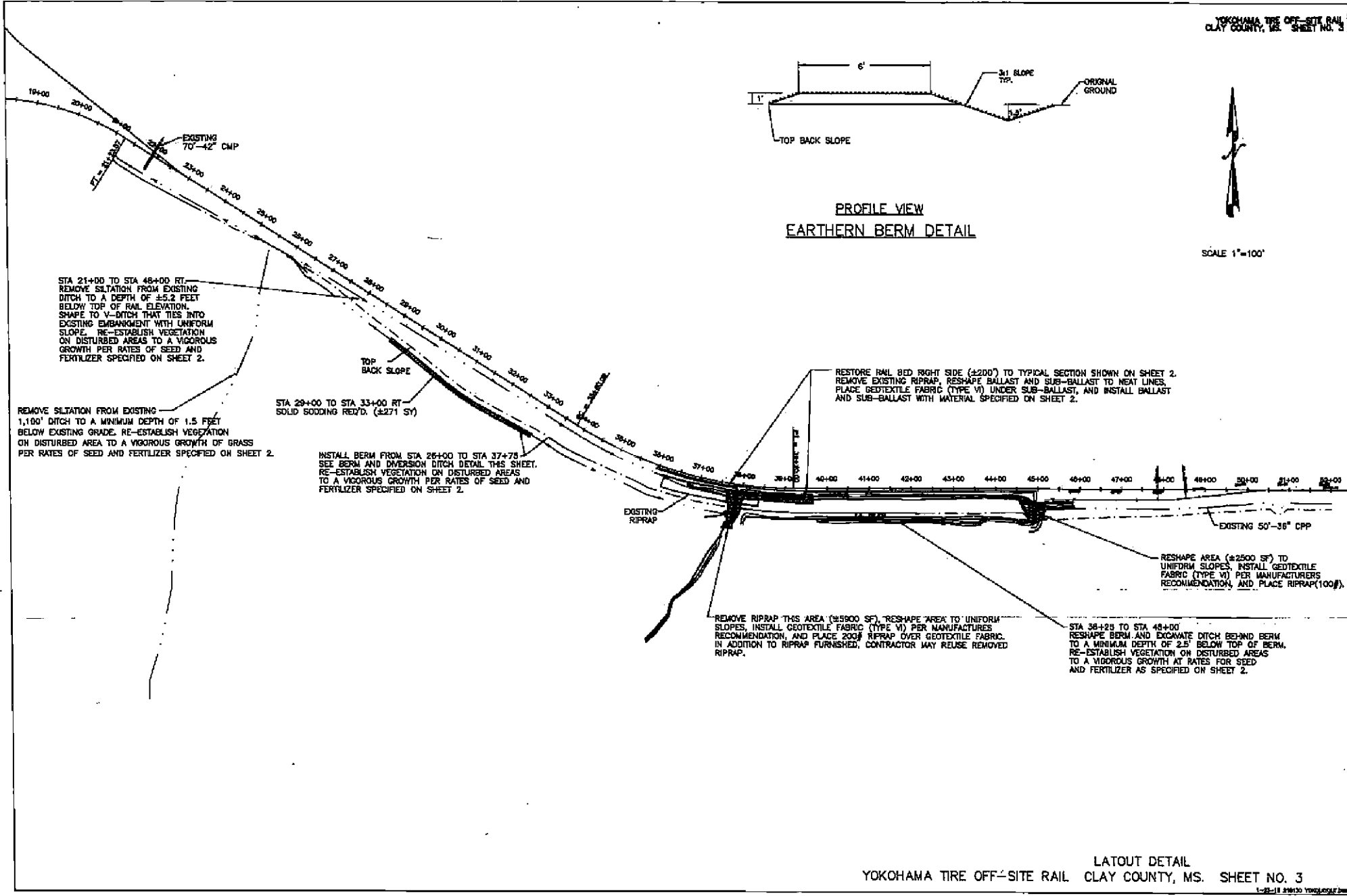
NOTE:  
SPECIFICATIONS FOR CONSTRUCTION OF INDUSTRIAL TRACKAGE CURRENTLY APPROVED BY KANSAS CITY SOUTHERN LINES ARE MADE A PART HEREOF FULLY AND COMPLETELY AS IF ATTACHED HERETO.

BALLAST AREMA NO. 4A GRADATION(2"-3/4")	
SEIVE SIZE	PERCENTAGE PASSING
2 1/2"	100%
2"	90-100%
1 1/2"	60-90%
1"	10-35%
3/4"	0-10%
3/8"	0-5%

BALLAST AREMA NO. 5 GRADATION(1"-3/8")	
SEIVE SIZE	PERCENTAGE PASSING
1 1/2"	100%
1"	90-100%
3/4"	40-75%
1/2"	15-35%
3/8"	0-15%
No. 4	0-5%

- NOTES:
- CONTRACTOR SHALL FURNISH ALL LABOR, MATERIALS, EQUIPMENT, FEES, TAXES, AND INSURANCE.
  - SPECIFICATIONS FOR CONSTRUCTION OF INDUSTRIAL TRACKAGE CURRENTLY APPROVED BY KANSAS CITY SOUTHERN LINES SHALL GOVERN ALL WORK.
  - PRIOR TO ANY EXCAVATION WORK THE CONTRACTOR SHALL CONTACT MISSISSIPPI ONE-CALL SYSTEM, INC. (TELEPHONE 811 OR 1-800-227-6477) TO HAVE ALL UTILITIES WITHIN THE VICINITY OF THE PROPOSED CONSTRUCTION LOCATED.
  - CONTRACTOR SHALL CONTACT & COOPERATE WITH UTILITY OWNERS TO RESTORE ANY DISRUPTION OF SERVICE. CARE SHALL BE EXERCISED AS NOT TO DAMAGE OR DISRUPT SERVICES OR OPERATIONS. CONTRACTOR SHALL BE RESPONSIBLE FOR REPAIR AND RESTORATION OF DAMAGES CAUSED BY CONTRACTOR DURING CONSTRUCTION. REQUIRED RELOCATION OF FACILITIES INTERFERING WITH CONSTRUCTION WILL BE THE RESPONSIBILITY OF THE OWNER TO MOVE.
  - FINAL ACCEPTANCE OF THE CONTRACTOR'S WORK IS BASED ON THE ISSURANCE OF A TRACK-IN-SERVICE BULLETIN BY THE KANSAS CITY SOUTHERN LINES.
  - CONTRACTOR SHALL COORDINATE AND COOPERATE WITH THE OTHER CONTRACTORS IN THE JOINING AND CONNECTION OF THE ON-SITE RAIL SPUR BEING CONSTRUCTED BY YOKOHAMA TIRE WITH THE OFF-SITE RAIL SPUR.
  - TRACK ASSEMBLY SHALL INCLUDE FURNISHING AND INSTALLING TWO RAILS, ALL TRACK MATERIALS, AND CROSS TIES. TRACK ASSEMBLY WILL BE MEASURED ALONG THE CENTERLINE OF THE COMPLETED TRACK. THE NUMBER OF TRACK FEET PAID WILL BE THE NUMBER OF RAILSPUR TRACK FEET ACCEPTABLY INSTALLED EXCLUSIVE OF ANY TURNOUT LENGTHS.
  - TURNOUT, DERAIL, RAIL, RAIL ACCESSORIES, AND TRACK BALLAST SHALL BE FURNISHED AND INSTALLED IN ACCORDANCE WITH THE KCS GUIDELINES FOR INDUSTRIAL TRACK.
  - ALL INCIDENTAL WORK FOR WHICH NO PAY ITEMS ARE PROVIDED IN THE PROPOSAL WILL NOT BE PAID FOR DIRECTLY AND COMPENSATION THEREFOR WILL BE CONSIDERED INCLUDED IN THE PRICE AND PAYMENTS FOR BID ITEMS. INCIDENTAL ITEMS INCLUDE ANY SPIKES, ANCHORS, TIE PLATES, WOOD PLUGS, COMPROMISE JOINTS, ETC. REQUIRED FOR TRACK OPERATION.
  - DURING AND UPON COMPLETION OF THE WORK THE CONTRACTOR SHALL POLICE THE AREA TO REMOVE ALL TRASH AND DEBRIS AND KEEP THE AREA CLEAR AND CLEAN THEREOF.
  - EROSION CONTROL WILL NOT BE PAID FOR DIRECTLY AND COMPENSATION THEREFOR WILL BE CONSIDERED INCLUDED IN OTHER BID ITEMS. ALL AREAS DISTURBED BY CONSTRUCTION SHALL BE LEVELED TO POSITIVE DRAINAGE AND RE-VEGETATED. DEVELOPMENT OF AND COMPLIANCE WITH THE STORM WATER POLLUTION PREVENTION PLAN SHALL BE THE RESPONSIBILITY OF THE CONTRACTOR.

278



PROFILE VIEW  
EARTHEN BERM DETAIL



SCALE 1"=100'

279

STA 21+00 TO STA 46+00 RT.  
REMOVE SILTATION FROM EXISTING  
DITCH TO A DEPTH OF ±5.2 FEET  
BELOW TOP OF RAIL ELEVATION.  
SHAPE TO V-DITCH THAT TIES INTO  
EXISTING EMBANKMENT WITH UNIFORM  
SLOPE. RE-ESTABLISH VEGETATION  
ON DISTURBED AREAS TO A VIGOROUS  
GROWTH PER RATES OF SEED AND  
FERTILIZER SPECIFIED ON SHEET 2.

REMOVE SILTATION FROM EXISTING  
1,100' DITCH TO A MINIMUM DEPTH OF 1.5 FEET  
BELOW EXISTING GRADE. RE-ESTABLISH VEGETATION  
ON DISTURBED AREA TO A VIGOROUS GROWTH OF GRASS  
PER RATES OF SEED AND FERTILIZER SPECIFIED ON SHEET 2.

STA 29+00 TO STA 33+00 RT.  
SOLID SOODING REQ'D. (±271 SY)

INSTALL BERM FROM STA 26+00 TO STA 37+75  
SEE BERM AND DIVERSION DITCH DETAIL THIS SHEET.  
RE-ESTABLISH VEGETATION ON DISTURBED AREAS  
TO A VIGOROUS GROWTH PER RATES OF SEED AND  
FERTILIZER SPECIFIED ON SHEET 2.

RESTORE RAIL BED RIGHT SIDE (±200') TO TYPICAL SECTION SHOWN ON SHEET 2.  
REMOVE EXISTING RIPRAP, RESHAPE BALLAST AND SUB-BALLAST TO NEAT LINES.  
PLACE GEOTEXTILE FABRIC (TYPE VI) UNDER SUB-BALLAST, AND INSTALL BALLAST  
AND SUB-BALLAST WITH MATERIAL SPECIFIED ON SHEET 2.

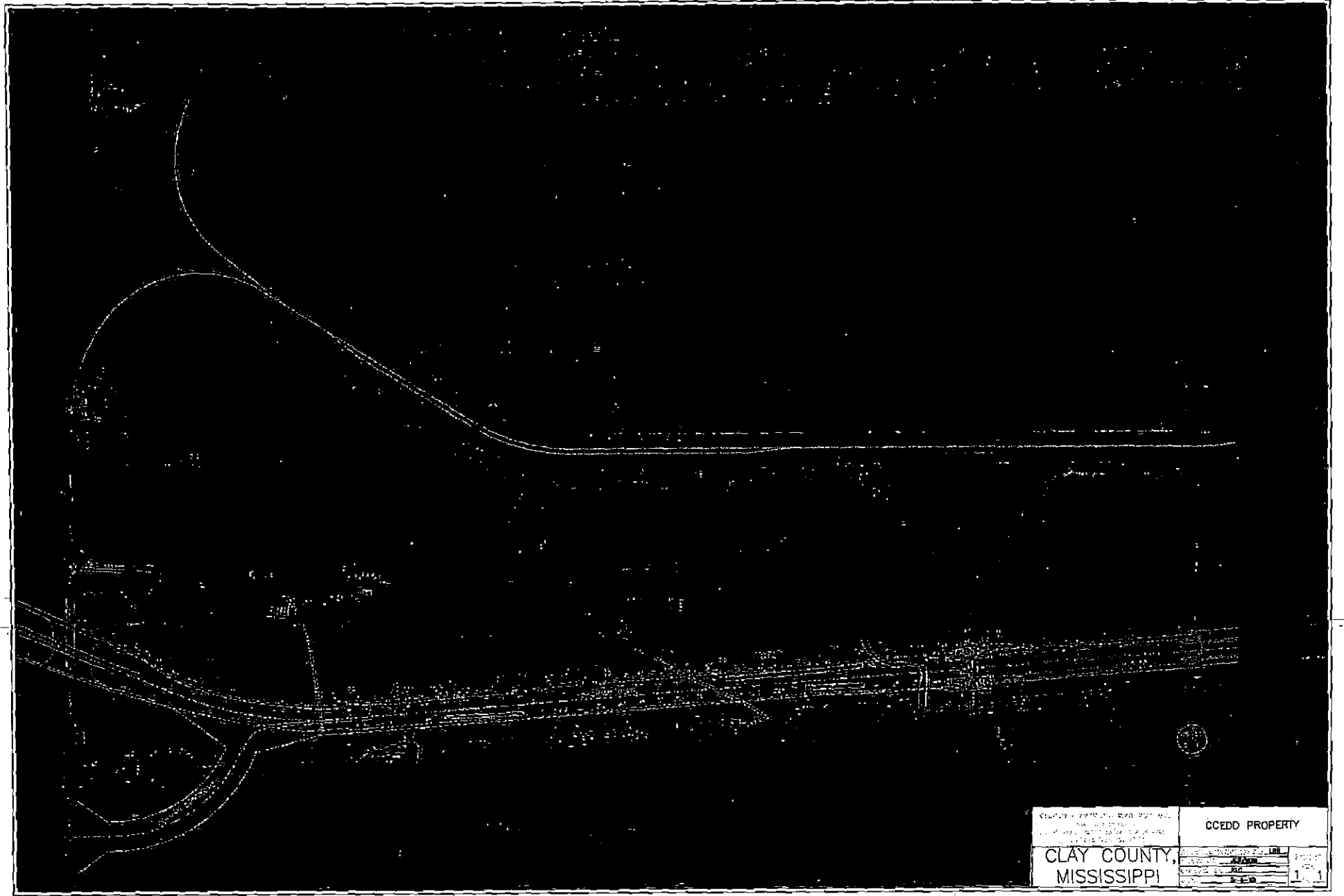
RESHAPE AREA (±2500 SF) TO  
UNIFORM SLOPES, INSTALL GEOTEXTILE  
FABRIC (TYPE VI) PER MANUFACTURERS  
RECOMMENDATION, AND PLACE RIPRAP (100#).

REMOVE RIPRAP THIS AREA (±5900 SF). RESHAPE AREA TO UNIFORM  
SLOPES, INSTALL GEOTEXTILE FABRIC (TYPE VI) PER MANUFACTURERS  
RECOMMENDATION, AND PLACE 200# RIPRAP OVER GEOTEXTILE FABRIC.  
IN ADDITION TO RIPRAP FURNISHED, CONTRACTOR MAY REUSE REMOVED  
RIPRAP.

STA 36+28 TO STA 46+00  
RESHAPE BERM AND EXCAVATE DITCH BEHIND BERM  
TO A MINIMUM DEPTH OF 2.5' BELOW TOP OF BERM.  
RE-ESTABLISH VEGETATION ON DISTURBED AREAS  
TO A VIGOROUS GROWTH AT RATES FOR SEED  
AND FERTILIZER AS SPECIFIED ON SHEET 2.



280



CLAY COUNTY, MISSISSIPPI	CCEDD PROPERTY
LIB	188
RC	1

# EXHIBIT B-2

281



## Clay County Board of Supervisors

Post Office Box 815  
West Point, Mississippi 39773  
Telephone: (662) 494-331  
Facsimile: (662) 492-4059  
Website: [claycountymiss.com](http://claycountymiss.com)  
E-mail: [aberry@claycounty.ms.gov](mailto:aberry@claycounty.ms.gov)

March 11, 2019

District 1  
Lynn D. Horton  
District 2  
Luke Lummus,  
Vice President  
District 3  
R.B. Davis, President  
District 4  
Shelton Deanes  
District 5  
Joe Chandler

Inmate Calling Solutions, LLC  
2200 Danbury Street  
San Antonio, TX 78217

Re: *Clay County (Mississippi) Sheriff's Office*

Dear Sir/Madam:

Please accept this correspondence as formal notice of our intent to terminate *Inmate Telephone Services Agreement*, effective May 15, 2019.

The Sheriff's Department's canteen fund is tracking well under projected revenues, which could impact inmate services. The Sheriff's Office has been directed by the Clay County Board of Supervisors to explore other products and services to rectify that potential impact.

We are most appreciative of the services you have provided in the past. Should you need any additional information, please do not hesitate to call.

Sincerely yours,

Sheriff Eddie Scott

cc: Mr. R.B. Davis, Board President  
Amy G. Berry, Clerk of the Board  
Hon. Angela Turner Ford, Attorney for the Board

# EXHIBIT C

7

283

**Amy Berry**

---

**From:** Treva Hodge <thodge@claycounty.ms.gov>  
**Sent:** Friday, March 08, 2019 3:43 PM  
**To:** angela@btumerlaw.com; aberry@claycounty.ms.gov  
**Subject:** VPN Quotes for Justice Complex  
**Attachments:** VPN Quotes.pdf

Attached are 3 quotes:

- Synergetics \$3910.00
- Franklin \$2949.00
- The third is internet only from Franklin. Internet is required at building for either company's VPN solution. David Palmer does not sell internet so he said Franklin was a good deal.

**Treva Hodge**  
Clay County, MS  
P O Box 815 | 365 Court Street  
West Point, MS 39773  
662-494-3124 (courthouse office)  
662-494-5152 (911 office)  
662-295-0909 (cell)  
662-492-4059 (fax)  
[thodge@claycounty.ms.gov](mailto:thodge@claycounty.ms.gov)

**Telecommunications Proposal**  
**#2997556**

**Date Created: Feb 22, 2019**

**Expire Date: Mar 22, 2019**

**Clay County Court Complex**

**West Point, MS 39735**

**662-495-**

**County: Clay**

**District: 4**

**Maximum Concurrent Calls: 1**

*Internet Service Only*



**FRANKLIN TELEPHONE COMPANY**



*Revolutionizing Communication Technology*

Qty Description	Price	Extension
1 Fiber Internet - 20MB	\$285.00	\$285.00

**SUBTOTAL \$285.00**

\* The taxes quoted are an approximation and are intended to give you a good idea of the total cost involved

**GOVERNMENT FEES & TAXES\* \$37.05**

\*\* Prices quoted reflect a 12 month agreement.

**TOTAL CHARGES \$322.05**

\*\*\* Usage on 800 numbers billed at 5.04 per minute.

**MONTHLY RECURRING SUBTOTAL \$285.00**

**MONTHLY RECURRING GOV. FEES & TAXES\* \$37.05**

**TAXES\***

**MONTHLY RECURRING TOTAL \$322.05**

**Quote Acceptance Information**

**Signature**

**Name**

**Title**

**Date**

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

285

# EXHIBIT D

8

286



Quote: QTE-060178

Date: 02/20/2019

Page 1 of 1

To:

Clay County Board of Supervisors  
 PO Box 815  
 West Point, MS 39773  
 Contact: Treva Hodge  
 (Ph:) (662) 494-3124 Ext. 0000

From:

Sales Account Manager  
 Mckenzie Brent  
 Office: (662) 323-9484 Ext. 112  
 Mobile: (000) 000-0000  
 Email: mbrent@syndcs.com  
 Inside Sales Representative  
 Jessica Keel  
 Office: (662) 323-9484 ext. 113  
 Email: jkeel@syndcs.com

Item Number	Description	Quantity	Unit Price	Total Price
	Attn: Treva Hodge RE: Court House Annex Firewall and VLAN Configuration and Configuration of Annex Devices - Computers, Printers, & Copiers			
1.00	WGT70001-US			
	WatchGuard Firebox T70 and 1-yr Standard Support (US)		\$1,090.00	\$1,090.00
8.00	SERV-NETWORK05			
	Hourly Rate for Network Engineer (Network Service)		\$125.00	\$1,000.00
28.00	SERV-COMPUTER05			
	Hourly Rate for Computer Technician (Computer Service)		\$65.00	\$1,820.00
PLEASE NOTE: - Quote assumes all end user devices have been moved to Annex, & physically set back up in new environment ready to be configured. - Watchguard requires a yearly renewal for support (approx \$275.00)				
			<b>Subtotal</b>	<b>\$3,910.00</b>
			<b>Discount</b>	<b>\$0.00</b>
			<b>Freight</b>	<b>\$0.00</b>
			<b>Tax</b>	<b>\$0.00</b>
			<b>Total</b>	<b>\$3,910.00</b>

Synergetics DCS, Inc.  
 P.O. Box 80264  
 Starkville, MS 39759  
 Office: (662) 323-9484  
 Fax: (662) 461-0170

*Mckenzie Brent*

Quote is valid for 30 days

287



**Telecommunications Proposal**

#2997555

Date Created: Feb 21, 2019

Expire Date: Mar 21, 2019

Clay County Court Complex

West Point, MS 39773

662-495-

County: Clay

District: 4

Maximum Concurrent Calls: 1



**FRANKLIN TELEPHONE COMPANY**



*Revolutionizing Communication Technology*

Qty Description	Price	Extension
16 Labor - Configuring Router, Installation, Testing	\$95.00	\$1,520.00
2 VPN Software Upgrade Adtran 3140 Router	\$283.50	\$567.00
1 Adtran 3140 Router	\$672.00	\$672.00
2 Labor - Reconfiguring IP Range at Court Complex	\$95.00	\$190.00

SUBTOTAL **\$2949.00**

\* The taxes quoted are an approximation and are intended to give you a good idea of the total cost involved

GOVERNMENT FEES & TAXES\*

~~\$363.37~~ *tax exempt*

\*\* Prices quoted reflect a 36 month agreement.

TOTAL CHARGES

~~\$3332.37~~

\*\*\* Usage on 800 numbers billed at \$.04 per minute.

MONTHLY RECURRING SUBTOTAL \$0.00

MONTHLY RECURRING GOV. FEES & TAXES\* \$0.00

MONTHLY RECURRING TOTAL \$0.00

**Quote Acceptance Information**

Signature \_\_\_\_\_  
 Name \_\_\_\_\_  
 Title \_\_\_\_\_  
 Date \_\_\_\_\_