

# TOWN OF WINDERMERE REQUEST FOR QUALIFICATIONS

RFQ: #2020-03

# **Engineering Services: Butler & Bessie Basin Stormwater Maintenance Improvements**

### RESPONSES ARE DUE BY 5:00 PM EST January 11, 2021

#### MAIL OR DELIVER RESPONSES TO:

ATT: Robert Smith, Town Manager 614 Main St. Windermere, FL 34786 (Mail)

501 Forest St. Windermere, FL 34786 (Hand Delivery)

#### **CONTACT:**

Robert Smith, Town Manager 614 Main St. Windermere, FL 34786

Phone: (407) 876-2563, Fax (407) 876-0103 Email: rsmith@town.windermere.fl.us

### 1. OVERVIEW

The Town of Windermere (Town), Florida, is issuing a Request for Qualifications (RFQ) from qualified firms or individuals (Proposer) offering to provide Engineering Services for two specified stormwater basin areas: Butler and Bessie. The Town of Windermere was recently awarded two separate Hazard Mitigation Grant Projects (HMGP) for these basins. The Town has developed concepts for each basin area and is now prepared to move into the design phase.

The completed designs will be submitted to FEMA for approval. FEMA (through FDEM) will review project upon completion of Design Plans. Their approval relies on the flood mitigation as intended and stated in the scope of work. The hydrologic & hydraulic analysis (H&H) that is to be provided as part of the project deliverables to DEM under the contract Project Conditions and Requirements. The H&H study shall contain at least 3 scenarios, where losses are identified under pre- and post-mitigation conditions. The design shall also demonstrate mitigation effectiveness showing the physical locations and elevations of infrastructure/structures that are being damaged. If denied, Town Council has the option to proceed without grant funding and self-fund the construction. Respondents should have experience working with dirt roads, stormwater maintenance programs and have worked with HMGP grants in the past.

Those firms interested in providing this service are instructed to submit three (3) bound copies, one (1) unbound original, and one (1) electronic copy (CD: PDF Format) of their qualifications pertinent to the scope of work prior to 5pm Eastern Standard Time, January 11, 2021, to the attention of Robert Smith, Town Manager 614 Main St. Windermere, FL 34786 (Mail) 501 Forest St. Windermere, FL 34786 (Hand Delivery). Qualification documents received after this date and time will not be considered. The Town of Windermere reserves the right to reject any and all qualification documents received, to solicit new qualification documents, or take any other such actions that may be deemed to be in the best interest of the Town of Windermere. The Town of Windermere is an Equal Opportunity Employer. MBE/WBE/DBE businesses are encouraged to participate. The Town of Windermere strictly enforces open and fair competition.

The Town may reject any response not in compliance with all prescribed solicitation procedures and requirements and other applicable law, and may reject any or all responses in whole or in part when the cancellation or rejection is in the best interest of the Town, and at no cost to the Town.

### 2. **SUBMISSION REQUIREMENTS**:

Firms are invited to submit qualifications documents to the Town of Windermere RFQ #2020-03: Engineering Services: Butler & Bessie Basin Stormwater Maintenance Improvements.

Requirements for submission and selection criteria may be obtained from the Town of Windermere's web site at <a href="www.town.windermere.fl.us">www.town.windermere.fl.us</a>. All questions pertaining to this Request for Qualifications (RFQ) should be directed, in writing, to Robert Smith, Town Manager, 614 Main St. Windermere, FL 34786, by facsimile (407) 876-0103, or by email <a href="mailto:rsmith@town.windermere.fl.us">rsmith@town.windermere.fl.us</a>. Any addenda to this RFQ shall be made on the Town web site. It is the sole responsibility of those submitting an RFQ to check the web site for addendums. These questions are due by 5pm EST December 28, 2020. Final addenda will be posted by 5pm EST December 29, 2020.

Proposers must submit one (1) original response unbound marked "Original", three (3) bound copies marked "Copies", and one (1) electronic copy (CD; PDF Format) of the submittal in a sealed envelope clearly marked on the outside with the Proposers name and "RFQ #2020-03: Engineering Services: Butler & Bessie Basin Stormwater Maintenance Improvements" addressed and delivered to:

Att: Robert Smith, Town Manager 614 Main Street Windermere, FL 34786 (Mail)

501 Forest St Windermere, FL 34786 (Hand Delivered)

All qualifications must be received by Robert Smith before 5:00pm EST January 11, 2021. Any qualifications received after this date and time will be automatically rejected. Materials may be delivered by Certified Mail, Return Receipt, hand delivered or couriered. Faxed or emailed proposals will be automatically rejected. Hand delivered qualification documents may request a receipt. If sent by mail or courier, the above-mentioned envelope shall be enclosed in another envelope addressed to the entity and address stated above. Proposers should be aware that certain "express mail" services will have to meet the required time frame of submittal or be deemed automatically rejected. It is the sole responsibility of the Proposer to ensure their proposal is received in a timely manner.

The Town of Windermere reserves the right to reject any and all proposals, to waive informalities in any or all qualification documents, to re-advertise for RFQ's, and to separately accept or reject any item or items and to negotiate contracts in the best interest of the Town of Windermere.

While every effort has been made to ensure the accuracy and completeness of the information in this RFQ we recognize that the information may not be complete in every detail and that all work may not be expressly mentioned in these specifications. It is the responsibility of the proposing company to include in their proposal all pertinent information in accordance with the objectives of the Town.

### 3. Calendar of Events

All times listed in the calendar of events is Eastern Daylight Time

Request for Qualifications Advertised	December 10, 2020
Technical Questions Due to the Town (written)	December 28,2020
Responses to Questions Due from the Town	December 29, 2020
Proposals Due to the Town	January 11,2021
Short List Presentations (if necessary)	January 2021
Contract Negotiated with Town	January/February 2021
Board Approval of Qualified Vendor	January/February 2021

• The Town reserves the right to alter scheduled dates if necessary

### 4. Instructions to Respondents

#### 4.01 Description

The Town of Windermere (Town), Florida, is issuing a Request for Qualifications (RFQ) from qualified firms or individuals (Proposer) with demonstrated experience in preparing stormwater maintenance improvement designs. The deign is strictly for stormwater design but may include add alts for potable water and fire flow protection designs based upon the Town's adopted Water Utility Master Plan. The Town recently adopted concepts to guide the design phase. The design will not follow Green Book Standards. The Town of Windermere will be utilizing best practices when it comes to stormwater management only. The dirt roads and the existing widths of those roads are to be maintained. The design will also limit the amount of right of way used to ensure that the appearance and look of the road and adjacent properties remain as it exists today and mirrors as reasonably as possible what it will look like at the final design. The Town was awarded two HMGP Grants and will submit to FDEM on behalf of FEMA for design approval to move into construction phase.

#### 4.02 Copies of Responding Documents

Only complete sets of Responding Documents will be issued and shall be used in preparing responses. The Town does not assume any responsibility for errors or misinterpretations resulting from the use of incomplete sets.

#### 4.03 Disqualification of Respondents

- A. **NON-COLLUSION AFFIDAVIT**: Any person submitting a response to this invitation must execute the enclosed NON-COLLUSION AFFIDVIT. If it is discovered that collusion exists among the Responders the response of all participants in such collusion shall be rejected, and no participants will be considered in future responses for the same work
- B. **PUBLIC ENTITY CRIME**: A person or affiliate who has been placed on the convicted vendor list following a conviction for a public entity crime may not submit a response/bid on a contract to provide any goods or services to a public entity submit response/bids on leases or perform work as a contractor, supplier, subcontractor, or consultant under a contract with any public entity, and may not

transact business with any public entity in excess of the threshold amount provided in section 287.017, Florida Statutes, for Category Two for a period of 36 months from the date of being placed on the convicted vendor list.

- C. DRUG-FREE WORKPLACE FORM: Any person submitting a response or qualification documents in response to this invitation must execute the enclosed DRUG-FREE WORKPLACE FORM and submit it with the response. Failure to complete this form in every detail and submit it with your response will result in immediate disqualification of your response.
- D. **CONFLICT OF INTEREST**: Any Respondent who is deemed to have a conflict of interest prohibited by Chapter 112, Florida Statutes, shall be disqualified.
- E. **PROHIBITED COMMUNICATION**: Any form of communication, except for written correspondence authorized herein, shall be prohibited regarding this particular request for qualifications, or any other competitive solicitation between:
- Any person or person's representative seeking an award from such competitive solicitation; and
- 2. Any Town Council Member or any Town staff authorized to act on behalf of the Council to award a particular contract (Selection Committee Member, etc)

For the purpose of this section, a person's representative shall include but not limited to, the person's employee, partner, officer, director, consultant, lobbyist, or any actual or potential subcontractor or consultant of the person.

This prohibition on communication shall be in effect as of the publication of the bid advertisement. The provisions of this section shall not apply to oral communications at any public proceeding, oral presentations before selection committees, contract negotiations, presentations made to the Council if requested, and protest hearings.

The provisions of this section shall terminate at time of award of grant writing services, rejects all bids, or otherwise takes action which ends the solicitation process.

#### 4.04 EXAMINIATION OF RFQ DOCUMENTS

Each Respondent shall carefully examine the RFQ and other contract documents, and inform him or herself thoroughly regarding any and all conditions and requirements that may in any manner affect cost, progress, or performance of the work to be performed under the contract. Ignorance on the part of the Respondent in no way relieves the Respondent of the obligations and responsibilities assumed under the contract.

Should a Respondent find discrepancies or ambiguities in, or omissions from, the specifications, or be in doubt as to their meaning, Respondent shall notify the Town Manager in writing prior to the Response Question Due Date.

#### 4.05 INTERPRETATIONS, CLARIFICATIONS, AND ADDENDA

No oral interpretations will be made to any potential Respondent as to the meaning of the contract documents. Any inquiry or request for interpretation received on or before December 28, 2020 will be given consideration. Any changes or interruption will be made in writing in the form of an addendum and, if used, will be posted on the Town Web Site <a href="www.town.windermere.fl.us">www.town.windermere.fl.us</a>. Each respondent shall acknowledge receipt of any addenda in their proposal. If the acknowledgement is not included, the response to the RFQ will constitute acknowledgment. It is the responsibility of all Respondents to verify all addenda prior to submitting a response to the RFQ.

#### 4.06 GOVERNING LAWS AND REGUALTIONS

The Respondent is required to be familiar with and shall be responsible for complying with all Federal, State, and Local laws, ordinances, rules, and regulations that in any manner affect the work including grant award terms for all grants to which a respondent may apply on behalf of the Town.

#### 4.07 SIGNATURE OF RESPONDENT

The Respondent must sign the response forms in the space provided for the signature. If the Respondent is a professional association or other business entity, the title of the officer signing the response on behalf of the entity must be stated and evidence of the officer's authority to sign the response must be submitted. The Respondent shall state in the response the name and address of each person interested therein.

#### 4.08 COST OF PROPOSAL

The Town of Windermere assumes no responsibility or liability for the costs incurred by the submitting firm to prepare and/or submit a proposal. The entire cost of preparing and submitting qualification documents, or any work in connection therewith will be borne by the submitting form or team of firms.

#### 4.09: EQUAL EMOPLOYMENT OPPORTUNITY

Except as otherwise provided under 41 C.F.R. Part 60, all contracts that meet the definition of "federally assisted construction contract" in 41 C.F.R.§ 60-1.3 must include the equal opportunity clause provided under 41 C.F.R.§ 60-1.4(b), in accordance with Executive Order 11246, Equal Employment Opportunity (30 Fed. Reg. 12319, 12935, 3 C.F.R. Part, 1964-1965 Comp., p.339), as amended by Executive Order 11375, Amending Executive Order 11246 Relating to Equal Employment Opportunity, and implementing regulations at 41 C.F.R. Part 60 (Office of Federal Contract Compliance Programs, Equal Employment Opportunity, Department of Labor). See 2 C.F.R. Part 200, Appendix II(C).

### 5. Scope of Services

#### **PROJECT SCOPE**

#### **Background Information**

The Town of Windermere is known as a small quaint Town located in Central Florida nestled in between Lake Butler and Lake Down, which are connected to the Butler Chain of Lakes. These outstanding Florida water bodies, dirt roads and tree canopy add to the charm of the Town while it has maintained its rural feel even though it is surrounded by extensive growth. The Town of Windermere was recently awarded two (2) separate Hazard Mitigation Grant Program (HMGP) funding for the Butler and Bessie basins. The Town has developed concepts for each basin area and is now prepared to move into the design phase. Those concepts maintain the dirt roadways and utilize the minimum amount right of way as reasonably as possible to maintain the look and charm of the project areas. The basis for the grants is to maintain stormwater flow and preserve the integrity of the area so there is continued access both from residents and emergency vehicles during major rain and storm events.

### 5.01.1 Services will include the following to the extent approved by the Town Council and/or Town Manager

- The Town of Windermere (Town), Florida, is issuing a Request for Qualifications (RFQ) from qualified firms or individuals (Proposer) offering to provide Engineering Services for two specified stormwater basin areas: Butler and Bessie.
- The Scope of Work (SOW) tasks which are described in this section shall be included in the Proposers SOW. In addition, if there are tasks which the Proposer believes should be part of the SOW, these tasks shall be included as optional tasks in their proposed SOW. The Town expects the Proposer to identify the assumptions, work products, and Town Input for each of the tasks described in this section of the RFQ. The quantity of each deliverable will be addressed during final scoping, fee, and schedule negotiation.
- <u>Project Management.</u> Each Proposer shall include Project Management as one of the work tasks. The following Project Management description is the minimum project management requirements and may be expanded upon by the Proposer:
  - The Proposer shall act as a manager of the Proposer's team, including any
     Subconsultants. The Proposer shall manage and coordinate all components of the

Project and take a proactive role in keeping all tasks on schedule and budget and ensure timely completion of the Project. Proposer shall give prior notice to Town, and obtain acceptance from same, before performing work outside the contract work scope and thereby contract budget amount.

- The Proposer shall ensure full coordination with Town staff and be responsive to any email and telephone discussions, in addition to the minimum meetings as listed under various tasks in the scope of work.
- The Proposer shall be in contact with the Town frequently enough to ensure a timely Town review of deliverables.
- o The Proposer is expected to work with all stakeholders in a responsible manner.
- o The Proposer shall organize a kickoff meeting with Town staff:
  - Define project goals and objectives
  - Outline project and management approach
  - Identify roles and responsibilities
  - Confirm scope and schedule
- Proposer shall prepare all project related agendas and meeting minutes. All agendas and the supporting information shall be distributed via emails to the Town Manager at least three (3) business days prior to any meetings, except draft reports for which shall be submitted at least five (5) business days ahead of the meetings. Meeting minutes shall be distributed to all attendees and any other identified parties within five (5) business days of the meeting date.
- <u>Stakeholder Involvement</u>. The Town will establish a Technical Advisory Committee. This committee will provide input at critical decision points in the plan development process and review of major milestone deliverables. The Consultant will attend meetings and prepare agendas, presentation materials, and meeting minutes.
- <u>Public Input</u>: Consultant will include at least 3 meetings with the general public prior to completion of 45% design and 100% design. These meetings will be held both virtually and in person.

• <u>Design</u>: The Design will follow the guidance of the adopted concepts for the identified basin areas. The completed designs will be submitted to FEMA for approval. FEMA (through FDEM) will review project upon completion of Design Plans. Their approval relies on the flood mitigation as intended and stated in the scope of work. The hydrologic & hydraulic analysis (H&H) that is to be provided as part of the project deliverables to DEM under the contract Project Conditions and Requirements. The H&H study shall contain at least 3 scenarios, where losses are identified under pre- and post-mitigation conditions. The design shall also demonstrate mitigation effectiveness showing the physical locations and elevations of infrastructure/structures that are being damaged. This shall be done using the most current FEMA Benefit Cost Analysis (BCA) software (can be downloaded from FEMA website). BCA Version 6.0 is the most current version and can be downloaded as an Excel Add-In.

#### • Additional Design Items:

- Potable Water: The Proposer shall have experience in the design of potable water systems. The negotiated Individual Project Order (IPO) shall include design alternatives and costs to install potable water systems based on the Town's adopted Water Master Utility Study.
- Dirt Roads: The proposer shall have experience with the maintenance and associated stormwater system infrastructure to maintain the integrity of said roadway and proper grading solutions for an effective stormwater improvement.
- Road Alignments: Some roadway alignments may be adjusted from a curve to a T intersection. Proposer shall be well versed in the implementation in accordance with Federal, State and local standards as it relates to realignments and ancillary signage.
- Landscape Architect/Certified Arborists. Vendor may be required to have a landscape architect or certified arborist on staff to assist in reducing impacts to the tree canopy and vegetation in the basin areas. Also, the potential to design rain gardens and guidance on re-plantings within the basin areas to not only assist with water quality but the look of the project.

- <u>Capital Improvements Plan (CIP) Update</u>. Proposer shall prepare a prioritized CIP list of stormwater maintenance system improvements for the next 5-year planning period based on the findings of the work described in this RFQ.
- <u>Policy Maker Presentations & Design Adoption</u>. Proposer will be required to present findings and designs to Town Council at 45% completion and 100% Completion. Additional workshops may be required.
- Reporting. The Proposer will be required to submit quarterly reports to the FDEM to
  appraise the State Agency of the project progress. In addition, quarterly reimbursement
  requests will accompany the quarterly reports for each period of reporting. The
  Respondent shall document the work completed during each quarterly period and provide
  copies of invoices and cancelled checks to the FDEM. FDEM will provide the reimbursement
  Excel file to be completed and returned to the State.

### 6. Qualification/Experience requirements:

The Respondent must submit qualification/experience.

#### 6.01 Respondents must demonstrate the following:

- The firm must be established as a legal entity, be licensed in the State of Florida, and the principals of the firm must have performed continuous Engineering Servicers for a minimum of five (5) years.
- Respondent must be a qualified Engineer who has experience in projects specifically in the development Stormwater Maintenance Improvements
- Respondent must be a qualified Engineer who has experience in projects specifically in the development potable water systems
- Respondent must be a qualified Engineer who has experience in projects specifically in the development and maintenance of dirt roads
- Capability of the proposer to deliver the proposed services, as demonstrated on recent projects (either completed or underway) of similar project type, size, scope, and complexity for other municipalities within the State of Florida.
- Responses from a minimum of three references
- Describe your general approach and estimated time frame for the project.
- o Provide information on any additional benefits of your team

#### 6.02 The Supervision and Personnel

Respondent must demonstrate how the operation will be supervised and what current quality controls policies would be in place for the service. Please identify the individual who, from project start to finish, will be the leader of your design team and the principal point of contact between your firm and the Town, the Engineer, and other consultants. This individual's competence, his/her leadership, and his/her/her ability to achieve customer satisfaction will be heavily considered in the selection of a Designer

#### 6.03 Records

Respondent shall be required to maintain records in accordance with local, State, and Federal Public Records Retention Requirements.

#### 6.04 FEMA/FDEM/CCNA:

Respondent shall be required to enter into an agreement that meets all contractual guidelines and requirements of the HMGP Grant as well as any applicable Federal, State or Local guidelines.

### 7. EVALUATION/PROPOSAL FORMAT

Qualification documents will be evaluated on the basis of Scope of Services listed.

Proposals will be evaluated based on the information provided in the response. All Respondents who demonstrate previous success as described above and are not disqualified on some other basis outlined in this RFQ shall be approved as a qualified vendor. For qualification documents to be eligible, the format must be strictly followed. All qualification documents should be type written, bound 8 1/2 x 11 format, and should be properly identified by name of respondent and marked with "RFQ #2020-03: Engineering Services: Butler & Bessie Basin Stormwater Maintenance Improvements" to facilitate effective evaluation by the Town, qualification documents shall be limited to 25 pages. MBE/WBE/DBE certificate(s), other appendix documentation, sectional dividers, and front and back covers will not be counted towards the total. A letter of interest or executive summary, not to exceed three (3) additional pages, may also be included in the proposal. Qualification documents that exceed this length will be considered non responsive and will not be evaluated. During this RFQ process, any intentional omissions, alterations, or false representations will be grounds for rejection of any proposal.

Proposals must include the following tabbed sections:

- 1. Company or Personal Background
- 2. Experience
- 3. References
- 4. Service approach
- 5. Required Forms
  - a. Response Cover
  - b. Hold Harmless Agreement
  - c. Certificate of Insurance
  - d. Non Collusion Affidavit
  - e. Drug Free Workplace Form

#### 8. Indemnification and Insurance

#### 8.01.1 Indemnification and Hold Harmless

The Respondent agrees to indemnify and hold the Town harmless for any and all claims, liability, losses and causes of action which may arise out of its fulfillment of the contract awarded pursuant to this RFQ. It agrees to pay all claims and losses, including related court costs and reasonable attorneys' fees, and shall defend all suits filed due to the negligent acts, error or omissions or Respondent employees and/or agents

In the event the completion of a project awarded pursuant to this RFQ (to include the work of others) is delayed or suspended as a result of the Respondent's failure to purchase or maintain the required insurance, the Respondent shall indemnify the Town from any and all increased expenses resulting from such delay.

#### 8.01.2 Insurance Requirements

Respondent must provide a certificate of insurance with their response.

RESPONSE TO:	RFQ #2020-03: Engineering Services: Butler & Bessie Basin Stormwater Maintenance Improvements ROBERT SMITH, TOWN MANAGER 614 MAIN ST. WINDERMERE, FL 34786		
I acknowledge receipt of an	y/all Addenda:		
I have included:			
<ul> <li>Hold Harmless Agre</li> <li>Certificate of Insura</li> <li>Non-Collusion Affid</li> <li>Drug Free Workplace</li> </ul>	nce avit		
Mailing Address:			
		TELEPHONE	
		_ FAX:	
		DATE	
am not a member or an em in an administrative or judio		ng authority; and (c) I do not represent any property o	wner
Signature of Respondent	- <del></del>	Witness	
STATE OF FLORIDA COUNTY OF			
Sworn to (or affirmed) and smaking statement).	subscribed before n	ne this day of, 20, by (name of perso	n
Notary Public			
Personally Known O		ification	
My Commission Expires			

### **HOLD HARMLESS AGREEMENT**

I (Respondent) agrees to indemnify and hold the Town harmless for any and all claims, liability, losses and causes of action which may arise out of its fulfillment of the contract awarded pursuant to this RFQ. It agrees to pay all claims and losses, including related court costs and reasonable attorneys' fees, and shall defend all suits filed due to the negligent acts, error or omissions of Respondent or employees and/or agents of Respondent.			
In the event the completion of a project awarded pursuant to this RFQ (to include the work of others) is delayed or suspended as a result of the Respondent's failure to purchase or maintain the required insurance, the Respondent shall indemnify the Town from any and all increased expenses resulting from such delay.			
Signature of Respondent Witness			
STATE OF FLORIDA COUNTY OF			
Sworn to (or affirmed) and subscribed before me this day of, 20, by (name of person making statement).			
Notary Public			
Personally Known OR Produced Identification Type of Identification Produced			
My Commission Expires			

### **NON-COLLUSION AFFIDAVIT**

I (Respondent) of the firm of	(Respondent Firm
Name) responded to the notice for calling for qualification	
Windermere. This proposal has been executed with full as	_
arrived at independently without collusion, consultation, of	·
of restricting competition, as to any matter relating to qua	
responder or with any competitor, and no attempt has been	·
induce any other person, partnership or corporation to sul	
purpose of restricting competition;	offic, of flot to subfill, a response for the
purpose of restricting competition,	
The Statements contained within this affidavit are true and	d correct, and made with full knowledge that
the Town of Windermere relies upon the truth of the state	ements contained in this affidavit in awarding
contracts for said services.	
<del></del>	
Signature of Respondent W	/itness
STATE OF FLORIDA	
COUNTY OF	
Sworn to (or affirmed) and subscribed before me this	_ day of, 20, by (name of person
making statement).	
Notary Public	
Personally Known OR Produced Identification	
Type of Identification Produced	
My Commission Expires	

#### DRUG FREE WORKPLACE CERTIFICATION

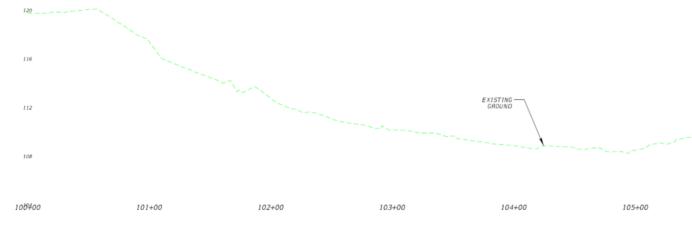
In order to have a drug-free workplace program, a business shall:

- 1. Publish a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the workplace and specifying the actions that will be taken against an employee for violations of such prohibition.
- 2. Inform employees about the dangers of drug abuse in the workplace, the business's policy of maintaining a drug free workplace, available drug counseling, rehabilitation, and employee assistance programs, and the penalties that may be imposed upon employees from drug abuse violations.
- 3. Give each employee engaged in providing the commodities or contractual services that are under this solicitation a copy of the statement specified in subsection (1) above.
- 4. In the statement specified in subsection (1), notify the employees that, as a condition of working in the commodities or contractual services that are under this solicitation, the employee will abide by the terms of the statement and will notify the employee of any conviction of, or plea of guilty or nolo contender to, any violation of Chapter 893 or of and controlled substance law of the United States or any state, for a violation occurring in the work place no later than five (5) days after such conviction.
- 5. Impose a sanction on, or require the satisfactory participation in, a drug abuse assistance or rehabilitation program if such is available in the employee's community, by any employee who is so convicted.
- 6. Make a good faith effort to continue to maintain a drug-free workplace though implementation of this section.

As the person authorized to sign the statement, requirements.	, I certify that this firm complies fully with the above
requirements.	
Signature of Respondent	Witness

#### **BUTLER BASIN CONCEPTS**



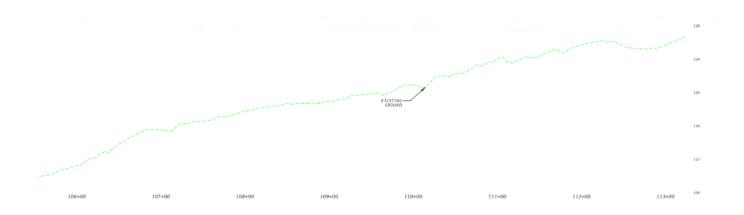




RAIN GARDEN EXAMPLE

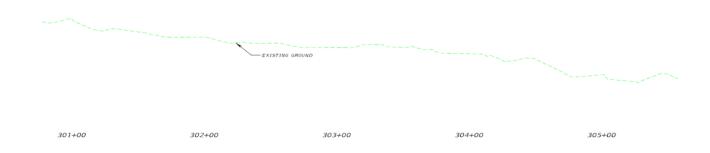
### **BUTLER BASIN CONCEPTS**





#### **BESSIE BASIN CONCEPTS**

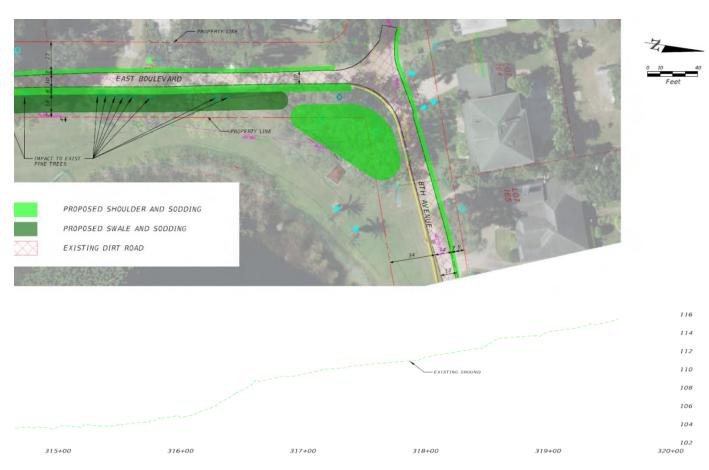




#### **BESSIE BASIN CONCEPTS**



#### **BESSIE BASIN CONEPTS**



#### **BESSIE BASIN CONCEPT**

