

E. Schedule of Pricing/Cost – 20 Points

Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Total Price
203	Traffic Control, Allowance	L.S.	1	\$ 15,000.00	\$ 15,000.00
207a	Remove HMA Pavement (Excavated)	S.F.	29259	\$ 4 -	\$ 117,036 -
207b	Remove HMA Pavement (Mill)	TON	1400	\$ 58	\$ 81,200 -
208a	HMA Patching (Hand)	TON	1060	\$ 400 -	\$ 424,000 -
208b	HMA Patching (Machine Placed)	TON	1400	\$ 181	\$ 253,400 -
209a	Milling Machine Mobilization	EACH	6	\$ 2000 -	\$ 12,000 -
210	Subgrade Undercutting - Type II	C.Y.	120	\$ 120 -	\$ 14,400 -
211	21 AA Limestone - C.I.P.	C.Y.	60	\$ 80 -	\$ 4800 -
212	Class II Granular Backfill - C.I.P.	C.Y.	60	\$ 70 -	\$ 4200 -
255	Manhole / Inlet Structure Cover	EACH	6	\$ 2500 -	\$ 15,000 -
256	Handhole Assembly	EACH	4	\$ 1500 -	\$ 7500 -
266	Miscellaneous Repair Allowance	L.S.	1	\$ 15,000.00	\$ 15,000.00
267	Emergency Response Fee	EACH	4	\$ 5000 -	\$ 20,000 -
269	Overband Crackseal	LBS Applied	800	\$ 10 -	\$ 8,000 -

TOTAL BASE BID	\$ 991,536.00
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**Somerset
Paving**

**Authorized Negotiator
Matt Fisher
734-621-1231
mattf@getpaving.com**

ATTACHMENT B
GENERAL DECLARATIONS

City of Ann Arbor
Guy C. Larcom Municipal Building
Ann Arbor, Michigan 48107

Ladies and Gentlemen:

The undersigned, as Bidder, declares that this Bid is made in good faith, without fraud or collusion with any person or persons bidding on the same Contract; that this Bidder has carefully read and examined the bid documents, including City Nondiscrimination requirements and Declaration of Compliance Form, Living Wage requirements and Declaration of Compliance Form, Prevailing Wage requirements and Declaration of Compliance Form, Vendor Conflict of Interest Form, Notice of Pre-Bid Conference, General Information, Bid, Bid Forms, Contract, Bond Forms, General Conditions, Standard Specifications, Detailed Specifications, all Addenda, and the Plans (if applicable) and understands them. The Bidder declares that it conducted a full investigation at the site and of the work proposed and is fully informed as to the nature of the work and the conditions relating to the work's performance. The Bidder also declares that it has extensive experience in successfully completing projects similar to this one.

The Bidder acknowledges that it has not received or relied upon any representations or warrants of any nature whatsoever from the City of Ann Arbor, its agents or employees, and that this Bid is based solely upon the Bidder's own independent business judgment.

The undersigned proposes to perform all work shown on the plans or described in the bid documents, including any addenda issued, and to furnish all necessary machinery, tools, apparatus, and other means of construction to do all the work, furnish all the materials, and complete the work in strict accordance with all terms of the Contract of which this Bid is one part.

In accordance with these bid documents, and Addenda numbered _____, the undersigned, as Bidder, proposes to perform at the sites in and/or around Ann Arbor, Michigan, all the work included herein for the amounts set forth in the Bid Forms.

The Bidder declares that it has become fully familiar with the liquidated damage clauses for completion times and for compliance with City Code Chapter 112, understands and agrees that the liquidated damages are for the non-quantifiable aspects of non-compliance and do not cover actual damages that may be shown and agrees that if awarded the Contract, all liquidated damage clauses form part of the Contract.

The Bidder declares that it has become fully familiar with the provisions of Chapter 14, Section 1:320 (Prevailing wages) and Chapter 23 (Living Wage) of the Code of the City of Ann Arbor and that it understands and agrees to comply, to the extent applicable to employees providing services to the City under this Contract, with the wage and reporting requirements stated in the City Code provisions cited. Bidder certifies that the statements contained in the City Prevailing Wage and Living Wage Declaration of Compliance Forms are true and correct. Bidder further agrees that the cited provisions of Chapter 14 and Chapter 23 form a part of this Contract.

The Bidder declares that it has become familiar with the City Conflict of Interest Disclosure Form and certifies that the statement contained therein is true and correct.

The Bidder encloses a certified check or Bid Bond in the amount of 5% of the total of the Bid Price. The Bidder agrees both to contract for the work and to furnish the necessary Bonds and insurance documentation within 10 days after being notified of the acceptance of the Bid.

If this Bid is accepted by the City and the Bidder fails to contract and furnish the required Bonds and insurance documentation within 10 days after being notified of the acceptance of this Bid, then the Bidder shall be considered to have abandoned the Contract and the certified check or Bid Bond accompanying this Bid shall become due and payable to the City.

If the Bidder enters into the Contract in accordance with this Bid, or if this Bid is rejected, then the accompanying check or Bid Bond shall be returned to the Bidder.

In submitting this Bid, it is understood that the right is reserved by the City to accept any Bid, to reject any or all Bids, to waive irregularities and/or informalities in any Bid, and to make the award in any manner the City believes to be in its best interest.

SIGNED THIS 18 DAY OF June, 2024

Summerset Paving
Bidder's Name

Louise Pernicano
Authorized Signature of Bidder

11734 Whitmore Lake Road
Official Address

Louise Pernicano
(Print Name of Signer Above)

734-929-0641
Telephone Number

admin@getpaving.com
Email Address for Award Notice

ATTACHMENT C
LEGAL STATUS OF BIDDER

(The bidder shall fill out the appropriate form and strike out the other three.)

Bidder declares that it is:

* A corporation organized and doing business under the laws of the State of

_____, for whom _____, bearing the office title
of _____, whose signature is affixed to this Bid, is authorized to execute contracts.

NOTE: If not incorporated in Michigan, please attach the corporation's Certificate of Authority

• A limited liability company doing business under the laws of the State of Michigan
whom Louise Pernicano bearing the title of President
whose signature is affixed to this proposal, is authorized to execute contract on behalf of the
LLC.

* A partnership, organized under the laws of the state of _____ and filed in the county
of _____, whose members are (list all members and the street and mailing address of
each) (attach separate sheet if necessary):

* An individual, whose signature with address, is affixed to this Bid: _____
(initial here)

Authorized Official

Louise Pernicano Date 6/18/, 2024

(Print) Name Louise Pernicano Title President

Company: Somerset Paving Companies, LLC

Address: 11734 Whitmore Lake Road, Whitmore Lake MI 48189

Contact Phone 734 929-0641 Fax 734 527-6137

Email admin@getpaving.com

ATTACHMENT D

PREVAILING WAGE DECLARATION OF COMPLIANCE

The "wage and employment requirements" of Section 1:320 of Chapter 14 of Title I of the Ann Arbor City Code mandates that the city not enter any contract, understanding or other arrangement for a public improvement for or on behalf of the city unless the contract provides that all craftsmen, mechanics and laborers employed directly on the site in connection with said improvements, including said employees of subcontractors, shall receive the prevailing wage for the corresponding classes of craftsmen, mechanics and laborers, as determined by statistics for the Ann Arbor area compiled by the United States Department of Labor. Where the contract and the Ann Arbor City Code are silent as to definitions of terms required in determining contract compliance with regard to prevailing wages, the definitions provided in the Davis-Bacon Act as amended (40 U.S.C. 278-a to 276-a-7) for the terms shall be used. Further, to the extent that any employees of the contractor providing services under this contract are not part of the class of craftsmen, mechanics and laborers who receive a prevailing wage in conformance with section 1:320 of Chapter 14 of Title I of the Code of the City of Ann Arbor, employees shall be paid a prescribed minimum level of compensation (i.e. Living Wage) for the time those employees perform work on the contract in conformance with section 1:815 of Chapter 23 of Title I of the Code of the City of Ann Arbor.

At the request of the city, any contractor or subcontractor shall provide satisfactory proof of compliance with this provision.

The Contractor agrees:

- (a) To pay each of its employees whose wage level is required to comply with federal, state or local prevailing wage law, for work covered or funded by this contract with the City,
- (b) To require each subcontractor performing work covered or funded by this contract with the City to pay each of its employees the applicable prescribed wage level under the conditions stated in subsection (a) or (b) above.
- (c) To provide to the City payroll records or other documentation within ten (10) business days from the receipt of a request by the City.
- (d) To permit access to work sites to City representatives for the purposes of monitoring compliance, and investigating complaints or non-compliance.

The undersigned states that he/she has the requisite authority to act on behalf of his/her employer in these matters and has offered to provide the services in accordance with the terms of the wage and employment provisions of the Chapter 14 of the Ann Arbor City Code. The undersigned certifies that he/she has read and is familiar with the terms of Section 1:320 of Chapter 14 of the Ann Arbor City Code and by executing this Declaration of Compliance obligates his/her employer and any subcontractor employed by it to perform work on the contract to the wage and employment requirements stated herein. The undersigned further acknowledges and agrees that if it is found to be in violation of the wage and employment requirements of Section 1:320 of the Chapter 14 of the Ann Arbor City Code it shall have been deemed a material breach of the terms of the contract and grounds for termination of same by the City.

Somerset Paving Cos. LLC
Company Name

Louise Pernicano 6/18/24
Signature of Authorized Representative Date

Louise Pernicano, President
Print Name and Title

11734 Whitmore Lakes Road, Whitmore Lake, MI 48189
Address, City, State, Zip

734-929-0641 admin@getpaving.com
Phone/Email address

Questions about this form? Contact Procurement Office City of Ann Arbor Phone: 734/794-6500

ATTACHMENT E
LIVING WAGE ORDINANCE DECLARATION OF COMPLIANCE

The Ann Arbor Living Wage Ordinance (Section 1:811-1:821 of Chapter 23 of Title I of the Code) requires that an employer who is (a) a contractor providing services to or for the City for a value greater than \$10,000 for any twelve-month contract term, or (b) a recipient of federal, state, or local grant funding administered by the City for a value greater than \$10,000, or (c) a recipient of financial assistance awarded by the City for a value greater than \$10,000, shall pay its employees a prescribed minimum level of compensation (i.e., Living Wage) for the time those employees perform work on the contract or in connection with the grant or financial assistance. The Living Wage must be paid to these employees for the length of the contract/program.

Companies employing fewer than 5 persons and non-profits employing fewer than 10 persons are exempt from compliance with the Living Wage Ordinance. If this exemption applies to your company/non-profit agency please check here ☐ No. of employees

The Contractor or Grantee agrees:

- (a) To pay each of its employees whose wage level is not required to comply with federal, state or local prevailing wage law, for work covered or funded by a contract with or grant from the City, no less than the Living Wage. The current Living Wage is defined as \$16.43/hour for those employers that provide employee health care (as defined in the Ordinance at Section 1:815 Sec. 1 (a)), or no less than \$18.32/hour for those employers that do not provide health care. The Contractor or Grantor understands that the Living Wage is adjusted and established annually on April 30 in accordance with the Ordinance and covered employers shall be required to pay the adjusted amount thereafter to be in compliance with Section 1:815(3).

Check the applicable box below which applies to your workforce

- ☐ Employees who are assigned to any covered City contract/grant will be paid at or above the applicable living wage without health benefits
- ☒ Employees who are assigned to any covered City contract/grant will be paid at or above the applicable living wage with health benefits

- (b) To post a notice approved by the City regarding the applicability of the Living Wage Ordinance in every work place or other location in which employees or other persons contracting for employment are working.
- (c) To provide to the City payroll records or other documentation within ten (10) business days from the receipt of a request by the City.
- (d) To permit access to work sites to City representatives for the purposes of monitoring compliance, and investigating complaints or non-compliance.
- (e) To take no action that would reduce the compensation, wages, fringe benefits, or leave available to any employee covered by the Living Wage Ordinance or any person contracted for employment and covered by the Living Wage Ordinance in order to pay the living wage required by the Living Wage Ordinance.

The undersigned states that he/she has the requisite authority to act on behalf of his/her employer in these matters and has offered to provide the services or agrees to accept financial assistance in accordance with the terms of the Living Wage Ordinance. The undersigned certifies that he/she has read and is familiar with the terms of the Living Wage Ordinance, obligates the Employer/Grantee to those terms and acknowledges that if his/her employer is found to be in violation of Ordinance it may be subject to civil penalties and termination of the awarded contract or grant of financial assistance.

Sommer set Paving Co., LLC
Company Name

11734 Whitmore Lake Road
Street Address

Louis Pernicano 6/18/24
Signature of Authorized Representative Date

Whitmore Lake, MI 48189
City, State, Zip

Louise Pernicano Resident
Print Name and Title

734-929-0641 admin@setpaving.com
Phone/Email address

Attachment F

**CITY OF ANN ARBOR
LIVING WAGE ORDINANCE**

RATE EFFECTIVE APRIL 30, 2024 - ENDING APRIL 29, 2025

\$16.43 per hour

If the employer provides health care benefits*

\$18.32 per hour

If the employer does **NOT** provide health care benefits*

Employers providing services to or for the City of Ann Arbor or recipients of grants or financial assistance from the City of Ann Arbor for a value of more than \$10,000 in a twelve-month period of time must pay those employees performing work on a City of Ann Arbor contract or grant, the above living wage.

ENFORCEMENT

The City of Ann Arbor may recover back wages either administratively or through court action for the employees that have been underpaid in violation of the law. Persons denied payment of the living wage have the right to bring a civil action for damages in addition to any action taken by the City.

Violation of this Ordinance is punishable by fines of not more than \$500/violation plus costs, with each day being considered a separate violation. Additionally, the City of Ann Arbor has the right to modify, terminate, cancel or suspend a contract in the event of a violation of the Ordinance.

* Health Care benefits include those paid for by the employer or making an employer contribution toward the purchase of health care. The employee contribution must not exceed \$.50 an hour for an average work week; and the employer cost or contribution must equal no less than \$1/hr for the average work week.

The Law Requires Employers to Display This Poster Where Employees Can Readily See It.

**For Additional Information or to File a Complaint contact
Colin Spencer at 734/794-6500 or cspencer@a2gov.org**



ATTACHMENT H

DECLARATION OF COMPLIANCE

Non-Discrimination Ordinance

The "non discrimination by city contractors" provision of the City of Ann Arbor Non-Discrimination Ordinance (Ann Arbor City Code Chapter 112, Section 9:158) requires all contractors proposing to do business with the City to treat employees in a manner which provides equal employment opportunity and does not discriminate against any of their employees, any City employee working with them, or any applicant for employment on the basis of actual or perceived age, arrest record, color, disability, educational association, familial status, family responsibilities, gender expression, gender identity, genetic information, height, HIV status, marital status, national origin, political beliefs, race, religion, sex, sexual orientation, source of income, veteran status, victim of domestic violence or stalking, or weight. It also requires that the contractors include a similar provision in all subcontracts that they execute for City work or programs.

In addition the City Non-Discrimination Ordinance requires that all contractors proposing to do business with the City of Ann Arbor must satisfy the contract compliance administrative policy adopted by the City Administrator. A copy of that policy may be obtained from the Purchasing Manager

The Contractor agrees:

- (a) To comply with the terms of the City of Ann Arbor's Non-Discrimination Ordinance and contract compliance administrative policy, including but not limited to an acceptable affirmative action program if applicable.
- (b) To post the City of Ann Arbor's Non-Discrimination Ordinance Notice in every work place or other location in which employees or other persons are contracted to provide services under a contract with the City.
- (c) To provide documentation within the specified time frame in connection with any workforce verification, compliance review or complaint investigation.
- (d) To permit access to employees and work sites to City representatives for the purposes of monitoring compliance, or investigating complaints of non-compliance.

The undersigned states that he/she has the requisite authority to act on behalf of his/her employer in these matters and has offered to provide the services in accordance with the terms of the Ann Arbor Non-Discrimination Ordinance. The undersigned certifies that he/she has read and is familiar with the terms of the Non-Discrimination Ordinance, obligates the Contractor to those terms and acknowledges that if his/her employer is found to be in violation of Ordinance it may be subject to civil penalties and termination of the awarded contract.

Somerset Paving Cos., LLC
Company Name

Louise Pernicano 6-18-24
Signature of Authorized Representative Date

Louise Pernicano President
Print Name and Title

11734 Whitmore Lake Road Whitmore Lake, MI 48189
Address, City, State, Zip

734-929-0641 admin@getpaving.com
Phone/Email Address

Questions about the Notice or the City Administrative Policy, Please contact:
Procurement Office of the City of Ann Arbor
(734) 794-6500

**Conforms with The American Institute of
Architects, A.I.A. Document No. A-310**

KNOW ALL BY THESE PRESENTS, that we, Sommerset Paving Companies, LLC

11734 Whitmore Lake Rd., Whitmore Lake, MI 48189

_____ as Principal, hereinafter called the Principal, and the
Atlantic Specialty Insurance Company _____, of
605 Highway 169 North, Suite 800 Plymouth, MN 55441 _____, a corporation duly organized under the laws of
the State of New York _____, as Surety, hereinafter called the Surety, are held and firmly bound unto
City of Ann Arbor _____ as Obligee, hereinafter called the Obligee, in the sum
of 5% of the amount bid including alternates _____

Dollars (\$ _____), for the payment of which sum well and truly to be made, the said Principal and the said Surety, bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, the Principal has submitted a bid for Street Cut and Miscellaneous Pavement Repair - RFP# 24-39

NOW, THEREFORE, if the Obligor shall accept the bid of the Principal and the Principal shall enter into a Contract with the Obligor in accordance with the terms of such bid, and give such bond or bonds as may be specified in the bidding or Contract Documents with good and sufficient surety for the faithful performance of such Contract and for the prompt payment of labor and material furnished in the prosecution thereof, or in the event of the failure of the Principal to enter such Contract and give bond or bonds, if the Principal shall pay to the Obligor the difference not to exceed the penalty hereof between the amount specified in said bid and such larger amount for which the Obligor may in good faith contract with another party to perform the Work covered by said bid, then this obligation shall be null and void, otherwise to remain in full force and effect.

Signed and sealed this 25th

day of **June, 2024**

Somerset Paving Companies, LLC

By

Principal

Atlantic Specialty Insurance Company

By

Melanie Blankenburg, Attorney-in-Fact

Surety

Agent:
The Fedeli Group
5005 Rockside Rd., Suite 500
Independence, OH 44131
216-328-8080





Power of Attorney

KNOW ALL MEN BY THESE PRESENTS, that ATLANTIC SPECIALTY INSURANCE COMPANY, a New York corporation with its principal office in Plymouth, Minnesota, does hereby constitute and appoint: **Daniel Fedeli, Jill LaBondano, Kevin S. Keller, Logan Liptak, Melanie Blankenburg, Scott Liptak, Sharon Brickman**, each individually if there be more than one named, its true and lawful Attorney-in-Fact, to make, execute, seal and deliver, for and on its behalf as surety, any and all bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof; provided that no bond or undertaking executed under this authority shall exceed in amount the sum of: **unlimited** and the execution of such bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof in pursuance of these presents, shall be as binding upon said Company as if they had been fully signed by an authorized officer of the Company and sealed with the Company seal. This Power of Attorney is made and executed by authority of the following resolutions adopted by the Board of Directors of ATLANTIC SPECIALTY INSURANCE COMPANY on the twenty-fifth day of September, 2012:

Resolved: That the President, any Senior Vice President or Vice-President (each an "Authorized Officer") may execute for and in behalf of the Company any and all bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof, and affix the seal of the Company thereto; and that the Authorized Officer may appoint and authorize an Attorney-in-Fact to execute on behalf of the Company any and all such instruments and to affix the Company seal thereto; and that the Authorized Officer may at any time remove any such Attorney-in-Fact and revoke all power and authority given to any such Attorney-in-Fact.

Resolved: That the Attorney-in-Fact may be given full power and authority to execute for and in the name and on behalf of the Company any and all bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof, and any such instrument executed by any such Attorney-in-Fact shall be as binding upon the Company as if signed and sealed by an Authorized Officer and, further, the Attorney-in-Fact is hereby authorized to verify any affidavit required to be attached to bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof.

This power of attorney is signed and sealed by facsimile under the authority of the following Resolution adopted by the Board of Directors of ATLANTIC SPECIALTY INSURANCE COMPANY on the twenty-fifth day of September, 2012:

Resolved: That the signature of an Authorized Officer, the signature of the Secretary or the Assistant Secretary, and the Company seal may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing an Attorney-in-Fact for purposes only of executing and sealing any bond, undertaking, recognizance or other written obligation in the nature thereof, and any such signature and seal where so used, being hereby adopted by the Company as the original signature of such officer and the original seal of the Company, to be valid and binding upon the Company with the same force and effect as though manually affixed.

IN WITNESS WHEREOF, ATLANTIC SPECIALTY INSURANCE COMPANY has caused these presents to be signed by an Authorized Officer and the seal of the Company to be affixed this first day of January, 2023.

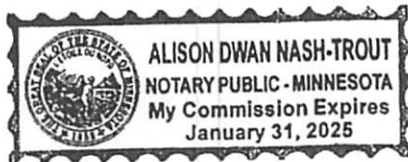


By

Sarah A. Kolar, Vice President and General Counsel

STATE OF MINNESOTA
HENNEPIN COUNTY

On this first day of January, 2023, before me personally came Sarah A. Kolar, Vice President and General Counsel of ATLANTIC SPECIALTY INSURANCE COMPANY, to me personally known to be the individual and officer described in and who executed the preceding instrument, and she acknowledged the execution of the same, and being by me duly sworn, that she is the said officer of the Company aforesaid, and that the seal affixed to the preceding instrument is the seal of said Company and that the said seal and the signature as such officer was duly affixed and subscribed to the said instrument by the authority and at the direction of the Company.



Notary Public

I, the undersigned, Secretary of ATLANTIC SPECIALTY INSURANCE COMPANY, a New York Corporation, do hereby certify that the foregoing power of attorney is in full force and has not been revoked, and the resolutions set forth above are now in force.

Signed and sealed. Dated 25th day of June, 2024



This Power of Attorney expires
January 31, 2025

Kara L.B. Barrow, Secretary

CERTIFICATE OF AUTHORITY

Office of Financial and Insurance Regulation

Effective Date: June 8, 2011

THIS IS TO CERTIFY, that

ATLANTIC SPECIALTY INSURANCE COMPANY
(New York stock insurer)
NAIC No. 27154

is authorized in Michigan to transact the business of insurance, as defined in

Chapter 06 - Section 606 - Disability
Chapter 06 - Section 610 - Property
Chapter 06 - Section 614 - Ocean Marine
Chapter 06 - Section 616 - Inland Marine
Chapter 06 - Section 618 - Legal Expense
Chapter 06 - Section 620 - Automobile Insurance - limited
Chapter 06 - Section 624 - SubSection 1a - Casualty: Steam Boiler, Flywheel & Machinery
Chapter 06 - Section 624 - SubSection 1b - Casualty: Workers' Compensation
Chapter 06 - Section 624 - SubSection 1b - Casualty: Liability
Chapter 06 - Section 624 - SubSection 1b - Casualty: Automobile
Chapter 06 - Section 624 - SubSection 1c - Casualty: Plate Glass
Chapter 06 - Section 624 - SubSection 1d - Casualty: Sprinkler and Water Damage
Chapter 06 - Section 624 - SubSection 1e - Casualty: Credit
Chapter 06 - Section 624 - SubSection 1f - Casualty: Burglary and Theft
Chapter 06 - Section 624 - SubSection 1g - Casualty: Livestock
Chapter 06 - Section 624 - SubSection 1h - Casualty: Malpractice
Chapter 06 - Section 624 - SubSection 1i - Casualty: Misc - Other
Chapter 06 - Section 626 - Disability coverage supplemental to Auto Insurance
Chapter 06 - Section 628 - Surety & Fidelity

of P.A. 218 of 1956 as amended, The Michigan Insurance Code, so long as the insurer continues to conform to the authority granted by this certificate, its corporate articles, the requirements of P.A. 218 of 1956 and all amendments to it and any limitations, conditions or other matters which have been agreed to from time to time between the insurer and the Commissioner.

This Certificate of Authority is granted subject to the laws of the state of Michigan and, as set forth in Sections 405 and 405a of the Michigan Insurance Code (MCL 500.405 and 500.405a), shall be:

AUTOMATICALLY REVOKED 90 DAYS AFTER A CHANGE OF CONTROL WHICH HAS NOT RECEIVED PRIOR APPROVAL OR 90 DAYS AFTER THE INSURER OR AN AFFILIATED INSURER IS MADE SUBJECT TO FORMAL DELINQUENCY PROCEEDINGS UNLESS THE INSURER REQUALIFIES FOR A CERTIFICATE OF AUTHORITY UNDER THE PROVISIONS OF THE MICHIGAN INSURANCE CODE.



R. Kevin Clinton

R. Kevin Clinton, Commissioner




Atlantic Specialty Insurance Company
Period Ended 12/31/2023

Dollars displayed in thousands


Admitted Assets		Liabilities and Surplus	
Investments:		Liabilities	
Bonds	\$ 2,668,141	Loss Reserves	\$ 1,191,377
Preferred Stocks	-	Loss Adjustment Expense Reserves	401,505
Common Stocks	785,847	Total Loss & LAE Reserves	1,592,881
Mortgage Loans	-	Unearned Premium Reserve	808,718
Real Estate	-	Total Reinsurance Liabilities	45,997
Contract Loans	-	Commissions, Other Expenses, and Taxes due	78,425
Derivatives	-	Derivatives	-
Cash, Cash Equivalents & Short Term Investments	194,124	Payable to Parent, Subs or Affiliates	-
Other Investments	9,571	All Other Liabilities	810,774
Total Cash & Investments	3,635,684	Total Liabilities	3,334,795
Premiums and Considerations Due	338,312	Capital and Surplus	
Reinsurance Recoverable	127,403	Common Capital Stock	9,001
Receivable from Parent, Subsidiary or Affiliates	17,691	Preferred Capital Stock	-
All Other Admitted Assets	93,457	Surplus Notes	-
Total Admitted Assets	4,212,548	Unassigned Surplus	251,805
		Other Including Gross Contributed	618,948
		Capital & Surplus	877,751
		Total Liabilities and C&S	4,212,548

State of Minnesota
County of Hennepin

I, Kara Barrow, Secretary of Atlantic Specialty Insurance Company do hereby certify that the foregoing statement is a correct exhibit of the assets and liabilities of the said Company, on the 31st day of December, 2023, according to the best of my information, knowledge and belief.


Secretary

Subscribed and sworn to, before me, a Notary Public of the State of Minnesota on this 19th day of March, 2024.


Notary Public





**Sommerset
Paving**

**RFP No. 24-39 – Street Cut and Miscellaneous
Pavement Repair**

Sommerset Paving
11734 Whitmore Lake Road
Whitmore Lake, MI 48169
Matt Fisher
734-621-1231

A. Qualifications, Experience and Accountability

1. Qualifications and experience

- a. Matt Fisher. Project manager 40 years of experience in paving and grading management
- b. Victor Pernicano Project manager 10 years experience in the field
- c. Vincent Pernicano crew 6 years experience
- d. Louise Pernicano 16 years contract management and business ownership
- e. Tony Crump Paving foreman with 20 years of experience on roadway paving
- f. Sommerset Crews are all signatory to the laborers and operators union and have hundreds of years of combined experience

2. References

- a. Major Contracting; Michael Scappaticci michael@majorcontracting.com
 - i. Sommerset Paving has worked on a myriad of projects with Major Contracting in the City of Detroit and Wayne County. Public work projects such as PC 808, PC 815, 15 Police parking lots, utility patches all over the city
 - b. IMRA Keith Hammer KHammer@imroa.com
 - i. Sommerset is well known for solving complex paving scenarios and keeping business open under traffic.
 - c. Chestnut Development Steve Grownow steve@chestnutdev.com
 - i. Sommerset has paved multiple roadways throughout Livingston County for Chestnut development.
 - d. Z Contractors Dana Youmans DYoumans@z-contractors.com
 - i. From Bay City to Monroe Sommerset has paved bridge decks for Z Contractors
 - e. White Braun LLC Tad Traywick ttraywick@brauncg.com
 - i. White Braun is a contractor for Ford Motor company. Sommerset has paved at multiple Ford facilities under this prime contractor from patching to new construction to seal coating.
 - f. Sommerset has worked on roads in many municipalities. For instance, the City of Ann Arbor, The City of Chelsea, The Village of Dexter, The Village of Pinckney, the City of Rochester Hills, to name just a few
Attached as exhibit A two MDOT records of performance
3. Quality Control Program see attached labeled Exhibit B
 4. Bostwick Company is a planned major sub contractor. Estimated value \$350,000.00

B. Workplace Safety – 20 Points

1. Bidders Safety Program attached Exhibit C
2. EMR Rating Attached Exhibit D
3. OSHA Construction course E exhibit
4. No OSHA violations in the past 3 years Exhibit F attached

C. Workforce Development

1. Pay rates see attached Exhibit G
2. Sommerset participates in the laborers union apprenticeship program and currently has one apprentice. Dylan Villagrana
3. Sommerset will have zero 1099 employees involved in this project

D. Social Equity and Sustainability – 20 Points

1. Sommerset Paving Companies, LLC has 2 employees that reside in Washtenaw County and none that reside in the city of Ann Arbor
2. Equal opportunity attached Exhibit H
3. Equal opportunity attached Exhibit H
4. Asphalt is one of the most recyclable products on the planet. The composition of fresh hot mix asphalt contains recycled material. Sommerset is a paperless company unless requested to submit applications on paper. Sommerset does not allow its trucks to idle. Sommerset often mills asphalt surfaces and reutilizes the millings as base material to save on fuel emissions.
5. Sommerset has zero environmental fines, violations, or penalties.



**Somerset
Paving**

Exhibit A



Contractor's Performance Evaluation

Michigan Department of Transportation

10/20/2022 12:25 PM

FieldManager 5.3c

Contract: 82000-204928, Hot mix asphalt shared use path and parking lot and integral

Report Period 9/24/2021 - 9/28/2022		CPE Number 7	Contractor Sommerset Paving Companies, LLC	
CPE Date 10/20/2022	Report Type Final		Contractor Type Subcontractor	Subcontract Amount \$123,600.00
Form Version 082307	Route	District 07032	Business Enterprise Type DBE/WBE	
Location Edward N Hines Drive ... Ann Arbor Trail with Dearborn Heigh			Work Type Miscellaneous	
Evaluator DH2, Derek Hovis		Current Contract Amount \$590,579.75	Managing Office OHM	
Entered By VA, Vanessa Assi			Revised By	Revision Date Rev. No.
County(s) Wayne County				
Project(s) 204928A, Hot mix asphalt shared use path and parking lot and integral				
Comments				

Appraisal of the contractor's (subcontractor's) performance.

	Rating	Rating Remarks
A. Organization and Management		
1. To what degree are Contractor's project management personnel available and given the authority to execute the directions of the Engineer?	10	
2. To what degree are the Contractor's management personnel competent and effective in scheduling the work and organizing construction operations, including being punctual in starting and completing the work on the project and meeting critical intermediate phases in accordance with the contract?	9	



Contractor's Performance Evaluation

Appraisal of the contractor's (subcontractor's) performance.

	Rating	Rating Remarks
A. Organization and Management		
3. To what degree does the Contractor furnish required documentation and reports in a timely manner? This includes, but is not limited to, certification of materials, delivery tickets, invoices, progress schedule, shop drawings, material sampling, requests for extensions of time, contractor staking and Contractor Quality Assurance/Quality Control (QA/QC) plans and documentation.	10	The Contractor always furnishes all paperwork, documentation, reports, information, plans, etc., as required on time without MDOT request.
4. To what degree does the Contractor comply with the direction of the Engineer and follow the project authority as detailed in Division 1 of the Standard Specifications for Construction?	10	
5. To what degree does the Contractor comply timely with all appropriate wage rates, labor, EEO, and D.B.E. laws and regulations, submit accurate certified payrolls and promptly pay all subcontractors?	9	
B. Resources		
6. To what degree does the Contractor have adequate and sufficient equipment to keep the project on schedule? Does the equipment meet the requirements of the specifications and efficiently provide a quality product?	9	The Contractor has sufficient equipment to complete the project on schedule. All equipment meets the specification requirements.
7. To what degree does the Contractor have competent and sufficient personnel to keep the project on schedule?	9	The Contractor has competent and sufficient personnel to complete the project on schedule.
C. Work Performance		
8. To what degree does the Contractor have good safety practices? Does the Contractor follow their own safety program?	9	
9. To what degree did the Contractor comply with contract requirements for maintaining traffic?	10	
10. If applicable, to what degree does the Contractor meet the contract requirements for Contractor Quality Control (CQC)?	10	
11. To what degree does the Contractor provide a quality product?	10	
12. To what degree does the Contractor properly notify and coordinate work with utility companies, railroads, property owners, local unit of government, and Contractors working on adjacent projects?	10	



Michigan Department of Transportation

Contractor's Performance Evaluation

10/20/2022 12:25 PM


FieldManager 5.3c

Appraisal of the contractor's (subcontractor's) performance.

	Rating	Rating Remarks
C. Work Performance		
13. To what degree does the Contractor submit the necessary documentation to permit timely closeout and finaling of project?	10	
14. To what degree does the Contractor meet the environmental requirements of the contract?	9	
D. Subcontractor Management		
15. To what degree does the Contractor coordinate work with Subcontractor's work, exercise authority over Subcontractors, provide notice of Subcontractor's work schedule and ensure that Subcontractors are in compliance with contract requirements?	N/A	

Derek Hovis

Derek Hovis
Oct 24 2022 3:15 PM

 Clayton E. Stokes, PE
Digitally signed by Clayton E. Stokes
DN: cn=Clayton E. Stokes,
c=United States of America,
o=State of Michigan, ou=US
Resident, email=clayton.stokes@mi.gov
Date: 2022.10.24 13:45:00-0400

Evaluator

(Date)

Construction/Project Engineer
Gorette Yung
Digitally signed by Gorette Yung
DN: cn=Gorette Yung, email=g.yung@mi.gov,
c=US, o=State of Michigan
Date: 2022.10.24 13:45:00-0400

(Date)

TSC Manager: Yung, Gorette - Taylor TSC

(Date)



Michigan Department of Transportation

Contractor's Performance Evaluation

5/16/2023 2:13 PM

FieldManager 5.3c

Contract: 63000-209774, SRTS sidewalk, crosswalk, RRFB and pedestrian facility impr

Report Period 7/8/2021 - 5/16/2023		CPE Number 10	Contractor Sommerset Paving Companies, LLC	
CPE Date 5/16/2023	Report Type Final		Contractor Type Subcontractor	Subcontract Amount \$133,865.00
Form Version 082307	Route	District 07045	Business Enterprise Type DBE/WBE	
Location 11 Mile Road at Deerfield, Parkview, Novi Woods, Novi Meadow			Work Type Road Rehabilitation	
Evaluator TB, Tony Barile		Current Contract Amount \$1,169,884.26	Managing Office OHM Advisors	
Entered By VA, Vanessa Assi			Revised By	Revision Date Rev. No.
County(s) Oakland County				
Project(s) 209774A, SRTS sidewalk, crosswalk, RRFB and pedestrian facility impro				
Comments				

Appraisal of the contractor's (subcontractor's) performance.

	Rating	Rating Remarks
A. Organization and Management		
1. To what degree are Contractor's project management personnel available and given the authority to execute the directions of the Engineer?	8	
2. To what degree are the Contractor's management personnel competent and effective in scheduling the work and organizing construction operations, including being punctual in starting and completing the work on the project and meeting critical intermediate phases in accordance with the contract?	8	

**Contractor's Performance Evaluation**

Appraisal of the contractor's (subcontractor's) performance.

	Rating	Rating Remarks
A. Organization and Management		
3. To what degree does the Contractor furnish required documentation and reports in a timely manner? This includes, but is not limited to, certification of materials, delivery tickets, invoices, progress schedule, shop drawings, material sampling, requests for extensions of time, contractor staking and Contractor Quality Assurance/Quality Control (QA/QC) plans and documentation.	8	
4. To what degree does the Contractor comply with the direction of the Engineer and follow the project authority as detailed in Division 1 of the Standard Specifications for Construction?	8	
5. To what degree does the Contractor comply timely with all appropriate wage rates, labor, EEO, and D.B.E. laws and regulations, submit accurate certified payrolls and promptly pay all subcontractors?	8	
B. Resources		
6. To what degree does the Contractor have adequate and sufficient equipment to keep the project on schedule? Does the equipment meet the requirements of the specifications and efficiently provide a quality product?	8	
7. To what degree does the Contractor have competent and sufficient personnel to keep the project on schedule?	10	
C. Work Performance		
8. To what degree does the Contractor have good safety practices? Does the Contractor follow their own safety program?	10	
9. To what degree did the Contractor comply with contract requirements for maintaining traffic?	10	
10. If applicable, to what degree does the Contractor meet the contract requirements for Contractor Quality Control (CQC)?	N/A	
11. To what degree does the Contractor provide a quality product?	10	
12. To what degree does the Contractor properly notify and coordinate work with utility companies, railroads, property owners, local unit of government, and Contractors working on adjacent projects?	N/A	



Michigan Department of Transportation

Contractor's Performance Evaluation

5/16/2023 2:13 PM

FieldManager 5.3c

Appraisal of the contractor's (subcontractor's) performance.

	Rating	Rating Remarks
C. Work Performance		
13. To what degree does the Contractor submit the necessary documentation to permit timely closeout and finaling of project?	10	
14. To what degree does the Contractor meet the environmental requirements of the contract?	N/A	
D. Subcontractor Management		
15. To what degree does the Contractor coordinate work with Subcontractor's work, exercise authority over Subcontractors, provide notice of Subcontractor's work schedule and ensure that Subcontractors are in compliance with contract requirements?	8	

E-SIGNED by Anthony Barile
on 2023-06-13 18:03:20 EDT

E-SIGNED by Barry Gates
on 2023-06-13 18:45:14 EDT

E-SIGNED by Lori Swanson
on 2023-06-14 08:52:30 EDT

TSC Manager: Lori Swanson, PE MDOT

(Date)

(Date)

(Date)



**Somerset
Paving**

Exhibit B



Quality Assurance and Quality Control Plan for Asphalt and Concrete Paving Projects

Project Manager: Matt Fisher

Owner/President: Louise Pernicano

Quality Control

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1.0 Introduction

This Quality Assurance/Quality Control (QA/QC) Plan has been developed for asphalt and concrete paving projects by Sommerset Paving Companies, LLC. The purpose of this QA/QC Plan is to provide guidance and measures to be employed to ensure that all projects are completed in a safe manner that is consistent with project goals. It is important that Site authority and practices are clearly defined and that the practices and quality control methods are implemented consistently. This QA/QC Plan is intended to identify Site controls/authority, general procedures such as document/data control, and activity-specific controls and verification procedures.

1.1 QA/QC Plan Structure

The QA/QC Plan is organized into the following sections:

- Introduction;
- Project Organization and Authority;
- Site Background;
- Project Scope and Process Description;
- Project Quality Assurance and Quality Control;
- Documentation and Recordkeeping;
- Review and Evaluation, and;
- Reporting

2.0 Project Organization and Authority

The roles and responsibilities of the primary project organization and key personnel are presented below.

Project Organization:

Sommerset Paving Companies, LLC is responsible for the execution of asphalt and concrete paving projects, and to ensure that contractors and subcontractors conduct work according to plan. Overall management of projects will be conducted by Sommerset Paving Companies, LLC in addition to maintaining formal communication.

Sommerset Paving Companies, LLC would be the primary contractor responsible for providing personnel and equipment required to perform the project scope. Sommerset Paving Companies, LLC is required to conduct work activities to meet project goals and schedule.

Key Project Personnel:

Project Manager (on-site), Keith Hartwick – Manages project logistics, coordinates directly with the project waste manager, and QA/QC officer on weekly activities and project schedule. Reviews project plans, submittals, and procurement activities. Coordinates with subcontractors and vendors and acts as primary liaison. The Project Manager will also enforce provisions in the Site-specific HASP. Responsible for daily waste tracking and direct communication with transport vehicles. Daily communication with the Project Manager will allow the individual to ensure that all waste data and tracking is performed as required. The QA/QC Officer will also be responsible for ensuring that quality assurance protocols are followed and to perform several of the quality control checks that are required.

Regulatory/Waste Manager, Matt Fisher – Coordinates with subcontractors and vendors. Generates requests for information on technical issues and works to present possible solutions. Regulatory/Waste Manager will be responsible for implementation of waste management protocols and will establish, implement, and monitor the quality assurance program. Works closely with Project Manager and supervisors to plan, schedule, and implement waste management and handling related activities.

Site Safety Officer (on-site), Keith Hartwick – Serves as the general Site person responsible for accident prevention in accordance with 29 CFR 1926.20 and other applicable safety regulations as specified in Exhibit A of the Contract. Responsible for and authorized to act to ensure that personnel are not working under conditions that are unsanitary, hazardous, or dangerous to their health or safety. Responsibilities include:

1. Frequent and regular inspections of the jobsite;
2. Enforcement of the Site-specific HASP;
3. Inspections of materials on Site;
4. Review of demolition plans, and;
5. Inspection of equipment on Site.

3.0 Project Scope and Work Process Description

Hazardous Waste Removal and Unit Decontamination

Decontamination procedures include existing waste removal, triple rinse of the units and cleanup of residual impacts. The Project Team will manage, transport, and dispose of recovered waste in accordance with the appropriate waste classification as well as collect, remove, transport, and dispose of characteristic hazardous waste present.

The wastes that will be handled in conjunction with this activity are potentially hazardous to human health and the environment. Any worker who notices conditions that might affect workers or the environment has the authority to stop work as necessary. If conditions are not immediately dangerous, then the worker has the responsibility to notify the Project Manager or immediate supervisor.

4.0 Project Quality Assurance and Quality Controls

This section includes quality assurance and quality controls implemented at the Site. Quality assurance items are primarily procedures/processes that are implemented to ensure successful completion of the project. Quality control items are used to evaluate the implemented project procedures/protocols and identify deviations.

Quality Assurance

Specific project components require strict management methods in order to ensure a successful outcome. These aspects of the job are established below, but may be augmented as necessary during the performance of the project.

Waste Tracking and Documentation

Due to the varied waste streams and large quantities of waste that will be generated during demolition, clear, concise, accurate, and up-to-date waste tracking is critical to job success. The following measures will be employed to track all Site waste streams.

- Waste streams will be generated and (typically) sorted, stacked, and/or piled within the designated staging areas to create distinct areas of like materials for loading and transportation.
- The Regulatory/Waste Manager will be updated on a daily basis regarding waste streams on Site. The Regulatory/Waste Manager will initiate tracking of each new waste stream, which will allow for efficient preparation of profiles/manifests. Once specific wastes are cleared for disposal, the Regulatory/Waste Manager will coordinate with the Project Manager to arrange transportation.
- Management personnel will frequently monitor waste accumulation and schedule accordingly for transportation to off load waste to appropriate disposal facilities. Anticipated truck quantities and load types will be communicated to the field office each morning or the previous evening to allow preparation of paperwork and notification of the appropriate waste facilities.
- Site managers will also frequently monitor commodity wastes to help monitor for potential material loss through theft.
- Trucks arriving at the Site will be required to check in to the field office where they will be directed (as detailed in the Communications Plan). If necessary, the driver will also be given directions to the disposal facility.
- Notes will be collected to ensure that all pertinent waste information is maintained.
- Methods to ensure that all weigh tickets and signed manifests/transport documents are received by the field office will be established following further coordination with the waste facilities.
- Waste disposal tracking data will be updated daily.

Daily Job Activity Log

The Project Manager will maintain a log of Site activities performed each day. At a minimum, the daily log should include the following:

- Site activities performed and contractors on site;
- Working hours and weather
- All QC items performed
- Document delays, standby, and weather stand down, and;
- General site observations and deviations from normal conditions.

Daily logs will be compiled on a weekly basis and utilized to prepare a weekly update of Site activities and progress. In addition, the QA/QC Officer will maintain an individual daily log to record QC activities and observations.

Periodic Project Review

Periodic project reviews are required to provide a format for discussion of ongoing schedules, priority assessment, project impediments, successful or unsuccessful work processes, and suggestions for improvement. Review meetings will be held as listed below:

- Primary management personnel – weekly
- Contractor-specific management teams and workers – twice monthly

Quality Controls

Individual controls will be implemented to ensure that project components are being carried out in a safe, efficient manner and in compliance with project specifications. Each item below describes the activity required, the primary personnel in charge of the activities, recording/documentation requirements, and required frequency of evaluation. The various quality control items have been separated according to the following groups:

- Hazardous Waste Removal Quality Control
- Health and Safety Quality Control
- Plan Compliance Quality Control

Hazardous Waste Removal Quality Control

Control Type	Description	Performance Frequency	Personnel in Charge	Documentation Method
Hazardous Waste Removal and Decontamination	Verify compliance with project specifications (Attachment 1A). Waste Removal – Review thoroughness, cleanliness. Decontamination – Review process, effectiveness of rinsing, rinseate volume generated. Compare to analytical testing (i.e.; too much/too little effort). Compliance with safety plan and BMPs.	Once Weekly/As Needed	QC Officer	Document Inspection in Daily Log
Waste Storage Areas	Evaluate compliance with BMPs, nightly shut-down, condition of vessels, signs, placards, barricades, etc.	Once Daily/As Needed	QC Officer	Document Inspection in Daily Log

Health and Safety Quality Control

Control Type	Description	Performance Frequency	Personnel in Charge	Documentation Method
Plan Compliance	SWPPP -Verify that SWPPP inspections being performed, conduct independent review of protective structures, discuss with PM.	Once Monthly	ERP/ QC officer	Log deviations – Notify PM Immediately
	HASP – Maintain awareness of Site activities with respect to health and safety protocols. Note deviations to personnel and/or supervisors. Note areas where improvement is required.	Ongoing	ERP/SSO – QC Officer	Log deviations and actions taken
	Demolition Engineering Plan – Review personnel compliance with restrictions for individual buildings. Evaluate condition of signage, barriers, knowledge of personnel on buildings undergoing active demolition. Note deviations and make corrections as needed.	Once Weekly	ERP/SSO – QC Officer	Log deviation and actions taken

	Dust Control – Evaluate effectiveness of dust control measures. Evaluate aesthetics from road. Note deviations	Weekly/As Needed	ERP/All contractors generating dust. QC Officer	Log deviations – Notify PM Immediately
	Noise Monitoring – Review monitoring	Twice	ERP/QC Officer	Document
	General – Select a specific area/activity being performed at the Site. Observe conduct and adherence to safety, Site, and activity protocols. Make notes and notify personnel of required corrective action.	weekly minimum	– QC Officer	Inspection in Daily Log
Safety/Training Certification Review	Review the safety/training certifications for on-site personnel. Verify documents are available and up-to-date	At Project Start and Once quarterly	ERP/SSO – QC Officer	Document Inspection in Daily Log
Security Verification	Review signage, fence line, and guard log paperwork. Perform check of guard at night or early morning.	Once Monthly/As Needed	ERP/PM –QC Officer	Document Inspection in Daily Log
Weather/Emergency Stand-Down	(Site Personnel Only) Sound the emergency/weather stand-down notice at the site. Time response to assembly area and observe evacuation methods from work zones. Post-review activity with all personnel.	Once per quarter	PM -SSO	Document Inspection in Daily Log
Mock Emergency Response	Coordinate with local emergency response departments. Conduct mock emergency response to a spill and/or injury. Observe response and perform post-review. Make modifications to response procedures based on observations.	Once during initial months of project	PM -SSO	Document Inspection in Daily Log

5.0 Documentation and Record Keeping

This section provides documentation and recordkeeping procedures will be implemented at the Site. Well organized and consistent methods of maintaining project information will be critical for project success.

Document Control

Sommerset Paving Companies, LLC is responsible for documentation and record keeping of project information. Project information will be primarily maintained on Site with the goal of allowing ready access and review by project staff and personnel.

- Ensure that contractors/subcontractors provide all forms, documents, permits, monitoring results, etc. to the field office in a timely fashion.
- Maintain hardcopy and electronic files on Site and organize the files according to a set filing structure.
- Maintain a complete backup of the electronic file system:
- Provide access to all project plans, procedures, and Right-to-Know area.

Document Organization

Documents that are generated during the course of the project will be filed according to a consistent file

structure. All personnel who are responsible for filing information will be made aware of the file structure and will not create new files/folders without the knowledge of other personnel.

Phone and Conversation Logs

All personnel associated with the project will be required to maintain a record of important conversations. Some of the fundamental types of conversations that should be documented include, but are not limited to:

- Any meeting/conversation with a regulating entity;
- Any interaction with a member of the community or media;
- Disciplinary actions or warnings to personnel;
- Conversations regarding key schedule items with client, contractors, suppliers, etc., and;

On-line Data and Management

With the burgeoning availability of on-line data storage and management capabilities, Sommerset Paving Companies, LLC will initiate some measure of on-line management protocol for the project. This will allow for more complete and efficient communication of project information to remote personnel. As a result, remote personnel will be able to provide greater support to on Site activities. The level and type of on-line management will be evaluated at the onset of the project.

5.1 Review and Evaluation Review and evaluation of quality data/information is a fundamental component of overall quality management. Following collection of quality control data, it is the responsibility of the QA/QC Officer to review any information or observations, evaluate the effect on the project, and initiate any changes or necessary corrective measures. Some of the main review components include:

- Compile and review assessment information from QC activities
- Evaluate deviations and (if necessary) prioritize the effect on project safety and/or success;
- Determine the appropriate required actions/corrective measures;
- Coordinate implementation of protocol changes;
- Documentation and distribution of any plan modifications, and;
- Perform verification of implemented protocols.

6.0 QA/QC Update

For the duration of Site activities, the QA/QC Officer will complete a monthly QA/QC update. This update will be reviewed by Energy Renewal and provided to the Trustee and contractors/subcontractors. The document will act as an assessment of ongoing activities and a tool for notification of protocol changes that have been implemented or proposed. The following items will be included, at a minimum, into the QA/QC Update:

- Summary of QA/QC Activities and Results.
- Results of QC review, including:
 - Deviations
 - Positive observations
 - Protocol/Procedure Changes that are: Implemented and Proposed



Exhibit C



Sommerset



Safety Program

**www.getpaving.com
11734 Whitmore Lake Road
Whitmore Lake, Michigan 48189
1.888.205.7215**

**Owner/President:
Louise Pernicano
Project Manager:
Tony Crump**

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Dear Employee:

It is Sommerset's policy that every employee is entitled to a safe and healthy workplace. ***Every reasonable effort will be made in the interest of accident/ fire prevention and health preservation.*** This is the only way that the employee and employer relationship will be mutually harmonious and profitable. It is imperative that:

1. We provide a safe workplace, safe equipment and proper materials
2. M.S.D.S. sheets are easily accessible in our office at all times
3. Safe work methods and practices are established, insisted on and adhered to
4. Weekly safety meetings and/or "Tool Talks" require mandatory attendance
5. Safety equipment provided ***is always worn at the work site - no exceptions!***

The employee's responsibility is to ensure that all of their co-workers are always safe and adhering to the safety guidelines. Every employee must accept this important responsibility, no matter what job they hold for us.

Attendance at our weekly safety meetings ***is mandatory and there are no exceptions!***

For our employees' best interest, the company has purchased and issued safety equipment. Safety vests, hard hats, gloves, protective eyewear, and earwear are provided. It is the employees' responsibility to wear this equipment and take good care of it so it does not become lost, stolen or damaged. Each and every truck is equipped with a First Aid kit.

New employees are also given Sommerset t-shirts which must be worn on all jobs. Let us know when you need more. These give all crew members a professional look and make you easily identifiable to customers.

We use "On The Clock", available on your phone to punch in and out. If you are on more than one job in a day, be sure to punch in and out of each. Victor Pernicano will set this up for you. Any questions can be directed to Victor, Ish Vargas, or Tony Crump.

Program Introduction:

Although Sommerset has done everything in their power to prevent injury and/or damage, the asphalt industry still has a reputation to be considered lax in its precautions. The President, Louise Pernicano and the Project Manager, Tony Crump are attempting to stop this perception. **We need each and every employee's cooperation to meet this challenge.** This Safety Program has been established to achieve this goal by recognizing the hazards and risks associated with our field of work. ***This will minimize personal injuries will maximize our efficiency by being safe and cost effective.***

The Safety Program in this manual can only be EFFECTIVE if there is active participation by ALL workers. Since Sommerset is always striving to provide a safer, healthier and overall better workplace, full cooperation is expected by all managers, supervisors and employees at all levels.

General guidelines that should be observed in all phases of the business are:

1. Plan to work to minimize risk.
2. Notify the appropriate person of any unsafe conditions and/or practices that you observe.
3. Correct unsafe conditions and/or practices efficiently and quickly.
4. Educate new employees in the correct and safe manner of performing the job.
5. Always have the right equipment/ tools, hard hats. heavy work boots, protective ear and eye wear, etc
6. Be familiar with health/safety regulations and other application standards
7. If a job construction site has its own safety program, we must comply.
8. If you have any questions or concerns, never hesitate to ask.

MANAGEMENT COMMITMENT AND PLANNING

SAFETY POLICY:

Sommerset believes that no job or no task is more important than worker health and safety - *NO exceptions!*

If a job represents a potential safety or health threat, every effort will be made to plan a safe way to do the task.

Every procedure must always be safe! Shortcuts in safe procedures by either foremen or workers will never be acceptable or tolerated!

If a worker observes any unsafe condition, which may pose a potential threat to their health or safety, it is expected that employees will immediately correct the situation when feasible or inform management. Management has the responsibility to take adequate precautions, comply with MIOSHA standards, and ensure the safety and health of employees.

If a job cannot be done safely it will not be done - NO exceptions!

Management will provide visible ongoing commitment, resources, and leadership to assure the implementation of the safety and health policy. All employees will be provided equally high quality safety and health protection.

Management will take prompt and consistent action when responding to safety and health issues. They will demonstrate our management commitment to addressing safety and health concerns and encourage employee participation. Management will respond to employees' reports of hazards or potential hazards.

Immediate supervisors will review, investigate, and take any necessary and appropriate action on all employee reports of hazards or potential hazards. The employee reporting the hazard or potential hazard will be notified of the outcome. Reporting of hazards or potential hazards will be without fear of reprimand.

We acknowledge the importance of creating a positive safety culture through employee involvement and effective policies and procedures.

SAFETY OBJECTIVES:

Sommerset plans to achieve worker safety through the following:

1. Designate a qualified safety person to coordinate the program.
2. Make regular job site safety inspections.
3. Follow safety procedures and rules.
4. Provide on-going safety training.
5. Enforce safety rules and use appropriate discipline.

DESIGNATED SAFETY COORDINATOR:

Sommerset has designated Tony Crump to coordinate, implement, and administer the safety system. Responsibilities include:

1. Understanding potential job hazards and how to eliminate them.
2. Conducting or assisting with Job Safety Analysis.
3. Assuring compliance with MIOSHA construction safety and health standard requirements.
4. Conducting regular job site inspections.
5. Establishing safety procedures.
6. Coordinating regular safety training.
7. Conducting or assisting with General Meetings and Tool Box Talks.
8. Maintaining documentation of training, inspections, injuries and illnesses, and other safety records.
9. Participating in accident investigations and implementation of corrective actions.
10. Involving employees in the implementation.
11. Create statistical reports that compare severity and frequency rates against prior records.

MANAGEMENT'S RESPONSIBILITY:

Management will maintain a comprehensive Safety Program. This program can only be completely effective with full cooperation from each and every employee. Management is responsible for the coordination and guidance of the Safety Program with all employees in order to achieve and maintain active participation. In addition to coordinating the program management's responsibilities include:

- Consideration of all safety factors during pre-planning.
- Plan and schedule work in such a way that minimizes personal injury.
- Schedule work in such a way that minimizes property damage hazards.
- Provide all necessary personal protective equipment.
- Ensure that tools and equipment are always maintained in safe working order.
- Compliance with the Occupational Safety and Health Act (OSHA) and other applicable federal, state, and local regulations and standards.
- Prompt filing of Federal, State and insurance company's accident reports and upkeep of proper accident records.
- The Safety Committee will perform investigation of any personal injury and/or property damage incident on a timely basis to determine the necessary facts for corrective action.
- Supply and maintain proper fire protection equipment at work and on the job site.
- Education of employees regarding the risks pertaining to their jobs.
- Correction of unsafe conditions and/or work habits of employees as soon as they are observed. Or prompt notification to the property authority of any situations beyond an employee's personal control.

Our supervisor's attitude plays a key role in obtaining or preventing the acceptance of safe work practices, policies, and procedures. It is the supervisor's responsibility to identify potential hazards, identify methods to control or eliminate the hazards, ensure employees engage in safe and healthful work practices, and ensure employees receive safety and health training to do their work. Safety performance will be an important part of our supervisor's evaluations.

EMPLOYEE INVOLVEMENT

SAFETY COMMITTEE:

The purpose of our safety committee is to participate in the implementation of the safety system at Sommerset. Management will take an active role on the safety committee. At least annually the committee will develop written safety goals and track monthly progress. These goals will be communicated to all employees. Our committee will be composed of management and hourly employees. Members will be appointed and will serve on the committee for the duration of their employment.

Our committee will be composed of management and employee representatives.

The committee will:

- Have defined goals and objectives.
- Address safety issues.
- Involve employees in problem solving.
- Document action taken and post on the bulletin boards for all employees to read and-or comment.

SAFETY INSPECTIONS:

Our employees will participate in regular safety and health inspections quarterly to help identify potentially hazardous conditions and unsafe actions and initiate corrections. Findings will be presented to the safety and health committee for review. Corrective action will be implemented under the direction of Tony Crump in a timely manner.

EMPLOYEE PARTICIPATION:

The primary purpose of this Safety Program is the protection of all employees because they are an integral part of making our operation a successful one. Although it is management's responsibility for the development and coordination of the Safety Program, it is imperative that each employee assume the responsibility of learning and using all applicable safety provisions. Each and every employee has the responsibility to correct unsafe conditions and/or work habits of other employees as soon as they are observed. When this is not possible, they are required to promptly notify the proper authority. Our employees will be given an opportunity to provide input regarding recommendations on safety and health products, procedures, and training as it pertains to daily work operations. For example, employees may be given some responsibility to test out products or conduct research to substantiate recommendations. Employee input may be provided through the suggestion system, report of hazard, or through actions the safety and health committee initiates. Employees may participate in a variety of ways such as a trainer, inspector, or problem solver.

THE FOREMAN'S/SUPERVISOR'S ROLE:

The foreman or supervisor's role is one of the most important in the Safety Program. The amount of time and effort they devote to accident prevention is key to the success of the program. The foreman has the following responsibilities.

- Always setting a good safety example.
- At the start of each project, the foreman will conduct a safety meeting to discuss the relevant topics concerning accident prevention/procedures.
- "Tool Box" safety meetings will be conducted on a weekly basis.
- Safety handouts will be distributed and discussed on a regular basis.
- Instructing and training all workers about safe work practices/methods on a timely basis.
- Informing the crew about all applicable safety requirements.
- Enforcing all applicable safety requirements.
- Ensuring that all employees have and use the proper safety equipment and suitable tools for the job.
- Instruction in the proper method of operating any equipment and/or machinery.
- Correction of unsafe conditions and/or work habits as soon as they are observed or if they are out of his control, promptly notifying the proper authority.
- Investigation of any personal injury and/or property damage. • Ensuring that timely first aid is available and administered to an injured employee and/or others at the site.
- Promptly completing accident reports.

NEW HIRES:

It is the foreman's responsibility to properly educate each new employee. New hires will be issued a hard hat, safety vest, goggles, gloves and protective eye and ear wear. Additionally, new employees will be instructed verbally in safety and accident prevention procedures by the foreman. They will not be allowed to operate any equipment and/or machinery or perform any tasks without thorough and proper training.

WORKSITE ANALYSIS

An analysis of all potential hazards will be performed prior to the start of any project. Management will do this during the project's planning phase. The foreman will complete an analysis in the beginning of the project's phase. Any safety and/or risk situations that are discovered will be addressed prior to the start of the project. Additionally, any hazardous situation that is not correctable will be brought to the employees' attention who will be performing the particular task. Listed below are types of worksite analysis actions that can assist with making an inventory of potential hazards in our workplace:

1. Job safety analysis.
2. Comprehensive hazard surveys (insurance inspections, MIOSHA on-site, etc.).
3. Hazard analysis of changes in the workplace (new equipment, new processes).
4. Regular site safety inspections (employee and management) .
5. Employee report of hazards or potential hazards.
6. Accident and incident investigations with corrective actions and follow-up .
7. Injury and illness trend analysis.
8. Personal protective equipment assessment.

JOB SAFETY ANALYSIS:

Sommerset will utilize job safety analysis to determine potential hazards and identify methods to reduce exposure to the hazards.

Job Safety Analysis (JSA) is a method of planning for safety and health. There are three parts to the JSA.

1. The first component of a JSA is breaking down a job or task into the specific steps it takes to complete the job. Although this can be done in small detail, typically only the major steps are listed. This often results in five to ten steps. The steps are listed in chronological order, listing the first thing that must be done, then what comes next, and so on.
2. The second component of a JSA is to list all the hazards that are involved in each step. There may be many hazards that get listed next to some steps and may not be any associated with some steps.
3. The third step is to write down how each hazard will be eliminated or controlled. In other words, describe what needs to be done in order to perform that task safely.

Sample JSA Form

Job Title:	Page: __ of	JSA No.	Date:	<input type="checkbox"/> New <input type="checkbox"/> Revised
Equipment:	Supervisor:	Analysis by:		
Department:	Approved by:			
Required Personal Protective Equipment (PPE):				
Job Steps	Potential Hazards	Recommended Safe Job Procedures		
Trainee(s) Name:			Training Date:	
Trainer(s) Name:			Trainer(s) Signature:	
Four-Step Instruction Completed?	Prepare the Worker..... Trainer(s) Initials Present the Operation..... Trainer(s) Initials Try Out Performance..... Trainer(s) Initials Follow Up..... Trainer(s) Initials			
Comments:				

EMPLOYEE REPORT OF HAZARDS:

Employees play a key role in identifying, controlling, and reporting hazards that may occur or already exist in the workplace. Employee reports of potential hazards can be an effective tool to trigger a closer look at a piece of equipment, operation, or how work is being performed.

ACCIDENT/INCIDENT INVESTIGATION:

We will conduct an investigation for all accidents/incidents and “near misses”. Our primary goal of conducting an investigation is to determine the “root cause” to prevent the risk of a future occurrence. Investigation reports can help determine injury and illness trends over time, so that patterns with common causes can be identified and prevented. Investigations are not intended to place blame.

Accidents and “near-miss” incidents will be investigated by Tony Crump.

HAZARD PREVENTION AND CONTROL

Our management will develop systems to prevent and control hazards. These include: the establishment of controls through engineering, work practice, personal protective equipment, and/or administrative actions; systems to track hazard correction; preventive maintenance systems; emergency preparation.

Our written system will be implemented to ensure guards, housekeeping, and personal protective equipment are provided and being used.

A written plan of action for the correction of hazards found in the workplace will be implemented by Tony Crump. Actions will be communicated to all employees.

Through a team effort, all employees at Sommerset will make “safety checks” a part of routine work practices.

JOB SITE INSPECTIONS:

Sommerset will conduct daily job site inspections. Hazards will be documented, reviewed, and corrections will be made in a timely manner. The Safety Coordinator or other designated safety person will tour each job site and observe potential safety/health hazards, and develop a plan for safeguarding our workers which may include the following:

1. Removing the hazard.
2. Guarding against the hazard as required by MIOSHA.
3. Providing personal protective equipment and enforcing its use.
4. Training workers in safe work practices.
5. Coordinating protection of workers through other contractors.

A record of all safety inspections and correctional steps will be kept.

ACCIDENT INVESTIGATIONS AND REPORTING:

Sommerset will conduct daily job site inspections. Hazards will be documented, reviewed, and corrections will be made in a timely manner. The Safety Coordinator or other designated safety person will tour each job site and observe potential safety/health hazards, and develop a plan for safeguarding our workers which may include the following:

1. All accidents, no matter how minor, must be reported to the Foreman immediately.
2. Foreman must report all accidents to the Safety Coordinator ASAP.
3. Foreman must complete an initial written accident investigation the day of the accident, if possible.
4. All workers involved in the accident or who witnessed the accident must complete a written statement describing the incident.
5. The Safety Coordinator will complete a thorough accident investigation to determine root causes and corrective actions.
6. "Near misses" (where an accident almost happened) should be reported. Corrective action must be taken to prevent the same situation from occurring again with the potential for serious injury. The foreman will note near misses, the corrective actions taken and report them to the Safety Coordinator, so that the same corrections may be made on all of our sites.

PERSONAL PROTECTIVE EQUIPMENT:

Special protective equipment will be provided for employees based on the preliminary analysis and/or conditions, which may arise during the course of a project. The minimum required on all jobs is as follows:

1. Hard hats will be worn on job sites at all times.
2. Eye protection will be worn when employees are performing any operation where they are exposed to eye hazards (flying objects or particles, chemicals, arcing, glare, or dust).
3. Work boots made of hard leather will be worn at all times on the job site to protect from falling objects, chemicals, or stepping on sharp objects. Safety toe footwear may be necessary in some instances. Athletic or canvas-type shoes will not be allowed ever - no exceptions.
4. Protective gloves or clothing shall be worn when required to protect against a hazard.
5. Ear protection/ear plugs will be worn on job sites always.

POLICIES, PROCEDURES, SAFETY AND HEALTH RULES:

Our management is responsible for implementing major decisions, policies and safety and health procedures. Specific safety and health procedures that are required by MIOSHA will be put in writing such as: lockout, right to know, fall protection, confined space, respiratory program, etc.

UNSAFE WORK PRACTICES:

Approximately 80% of all employee injuries are due to common unsafe work practices. **All of our safety rules must be obeyed. Failure to do so will result in strict disciplinary action.** A partial list of these *unsafe* practices is:

1. The use of illegal drugs or alcohol or being under the influence during work hours will be grounds for immediate termination. If your doctor has prescribed medication(s) that warn against driving or using machinery, inform your supervisor.
2. Not using the required personal protective equipment. Wear appropriate clothing and use sunblock to prevent sunburn.
3. Improper material handling procedures.
4. Disregard of proper operating procedures of machinery and/or equipment. Do not distract the attention of fellow workers or engage in horseplay. Do not engage in any act which would endanger another employee.
5. Disregard of company safety rules.
6. Not keeping your working area free of rubbish and debris; remove waste material, debris and rubbish from your work area regularly. Bottles, paper cups and other trash should be placed in the appropriate trash containers. A clean job site is the best start to a safe job site.
7. Not keeping away from all power lines (a minimum of 10').
8. Not watching where you are walking. Do not run or engage in horseplay. Keep your mind on work at all times.
9. Not lifting correctly - with your legs, not your back. If the load is too heavy **GET HELP!** Do stretching exercises prior to work activities. Approx. 20% of all construction-related injuries result from lifting materials.
10. Nobody but the operator is allowed to ride on equipment unless the equipment is designed to carry a passenger.
11. Using power tools and equipment when you have not been properly instructed in the safe work methods and been authorized to use them.
12. Oiling, lubricating, or fueling equipment while it is running or in motion. Always be sure before servicing, repairing or adjusting a power tool or piece of equipment, it is turned off or disconnected.

POWER TOOL & POWER-ACTUATED TOOL SAFETY:

1. All power saws must have the proper guards in place at all times.
2. Power and power-actuated tools must be used, operated, repaired and serviced only by authorized and qualified personnel.
3. All extension cords must be of the 3-prong variety and have grounded plugs.
4. All power and power-actuated tools must be inspected on a regular basis and maintained in good condition.

LADDER SAFETY:

1. Use the “four to one” rule when using a ladder -- one foot of base for every four feet of height.
2. Ladders built on site must conform to MIOSHA standards.
3. Portable metal ladders should never be used in a situation where it might come in contact with electricity.
4. Portable ladders should be equipped with safety feet unless the ladders are tied, blocked or otherwise secured.
5. Step ladders should never be used as a straight ladder.
6. Wooden ladders that are used regularly at only one location should be fastened in position.
7. Ladders must extend 3 feet above a roof landing for proper use.
8. Defective ladders must be properly tagged and removed from service.

SAFETY DISCIPLINARY ACTIONS:

Sommerset's policy is in the new hire packets.

ZERO TOLERANCE SAFETY VIOLATIONS:

Some safety violations are of such a serious nature that there won't be any warnings and termination may result. Examples include:

- Entering hazardous confined spaces without following proper procedures
- Failing to use fall protection equipment
- Entering unsafe excavations.

Both the employee and the supervisor allowing these unsafe acts may be terminated.

A record will be maintained of all disciplinary actions.

EMERGENCY PROCEDURES:

In case of an emergency on site the following procedures will be instituted at each site.

1. Method of communication will be determined at each site: telephone, radio, etc.
2. Post the following emergency telephone numbers:
 - Police
 - Fire
 - Medical Response Team
3. Post the job site address near the communication station.
4. Post names of first aid responders on site. First responders should obtain all required First Aid/CPR and Bloodborne Exposure training.
5. Designate a person to direct emergency crews to the site emergency.

ELECTRICAL SAFETY:

Electrical safety involves two primary issues:

- Powerlines
- Temporary and permanent electrical wiring and equipment

To avoid electrical incidents, several basic safety rules must be followed:

1. Stay at least 10 feet back from power lines, in ALL directions.
2. Do not store materials under power lines.
3. Mark power lines on the job site with warning signs below.
4. Use ground fault circuit interrupters (GFCI) whenever plugging into temporary power or using an extension cord.
5. Extension cords and trailing cords with missing ground prongs must be removed from service.
6. Do not operate wet power tools.
7. Keep extension cords from being damaged in doorways or being run over.
8. Keep extension cords out of wet areas.
9. Never wire anything yourself or attempt to make electrical repairs. Leave that for an electrician to do.
10. Assume all wires and electrical boxes are live, unless you are certain they are not.
11. Do not store any materials within 3 feet of electrical boxes.

SAFETY AND HEALTH TRAINING SUMMARIZATION

Sommerset will provide training to assure the requirements of MIOSHA standards are met and continuously evaluate employee training needs to keep workers safe and healthy on the job.

- 1. New Employee Orientation: New employees will receive training on the company safety and health management system, safe work practices and expectations, and specific safety and health training for the tasks that they will perform.**
- 2. After inspecting a job site, Tony Crump will identify and evaluate all potential hazards for potential serious injuries and probability of an accident. Actions will be taken to minimize the hazards and protect the workers.**
- 3. The Safety Coordinator or other designated site person will appraise the skill and knowledge level of exposed workers and provide any needed training.**
- 4. Where safety and health training are needed, it will be provided.**
 - Hazards will be identified.**
 - Necessary precautions will be explained.**
 - Training length and level of detail will be determined by the severity of the hazards and the requirements of MIOSHA.**
- 5. Records will be maintained for all training sessions with descriptions of topics covered and names of workers trained.**
- 6. Toolbox talks will be conducted regularly. Topics covered will include:**
 - The safe work practices necessary for that day's work.**
 - Any safety concerns workers may have.**
 - Brief refresher training on relevant safety topics (topics to be provided by the Safety Coordinator).**

SAFETY OBSERVATIONS:

Safety observations will be performed periodically by supervisors or designated observers.

Safety and health work observations ensure: 1) an employee has the knowledge to perform the work as trained, and 2) is actually performing their work task safely. Observations/results will be documented, and follow-up training will be provided as needed. This process helps ensure safety training is effective for ALL employees.

Safety Pays!

For every \$1 invested in
workplace safety and health...
employers see a \$4 to \$6 return.

Bottom Line Benefits

- 1** Reduced absenteeism
- 2** Lower turnover rates
- 3** Higher productivity
- 4** Greater efficiency
- 5** Increased quality
- 6** Decreased scrap/waste
- 7** Increased employee morale
- 8** Positive brand image
- 9** Decreased health care costs
- 10** Decreased workers' compensation costs

WORK VEHICLE USE POLICIES AND PROCEDURES:

(Maintenance, Accidents, Disciplinary Actions and MVR's)

The following policy has been established to encourage safe operation of the trucks owned by Somerset and to clarify issues relating to our drivers:

- All employees must have a valid driver's license. A copy will be made and kept in the employee's file.
- A maintenance schedule for all work vehicles and equipment will be established by Tony Crump. Maintenance logs will be kept to document work performed and repairs scheduled.
- MVR's (motor vehicle records will be checked periodically). Driving privileges may be suspended or terminated if your record indicates an unacceptable number of accidents or violations. If our insurance carrier determines an employee to be an 'unacceptable driver', your employment may be terminated.
- Your supervisor must be notified of any changes in your license status or driving record.
- The Somerset trucks and equipment are to only be used for Somerset projects and are not to be used for personal reasons.
- In the event of an accident:
 - ☐ Take necessary steps to protect the lives of yourself and others.
 - ☐ Comply with police instructions.
 - ☐ Do not assume or admit fault. Our insurance carrier will determine liability and negligence after thorough investigation.
 - ☐ Report the accident to your supervisor as soon as possible.

SOMMERSET'S SAFETY PROGRAM

This is to acknowledge that I have received and thoroughly read a copy of Somerset's Safety Program.

I understand that my signature below indicates that I have read and understand all items in this safety program.

Employee's Printed Name:

Employee's Signature:

President/Owner's Printed Name:

Louise Pernicano

President/Owner's Signature:

Louise A. Pernicano

Date _____



Exhibit D



June 17, 2024

Sommerset Paving Companies LLC
Louise Pernicano
11734 Whitmore Lake Road
Whitmore Lake, MI 48189

Michigan Work Comp – Policy 6X53198

Dear Louise:

Please be advised the Michigan EMR for the current term and prior two years is as follows:

.76	2024-2025 Term
.74	2023-2024 Term
.74	2022-2023 Term

Sincerely,

Jane Crispen

Jane Crispen, CIC, CISR
Senior Account Manager
crispen@knightinsurance.com
(419) 254-2482

AdvanceOnline Solutions Online Institute

Certificate of Completion

VINCENT PERNICANO

has met the online course completion requirements for

OSHA 30-Hour Construction Safety

This student has completed the formal instruction for the 30-Hour Construction Outreach Program. Topics covered in this program were Introduction to OSHA, Managing Safety and Health, Struck-by and Caught-In or Between Hazards, Personal Protective Equipment, Hearing Conservation, Respiratory Protection, Lead and Crystalline Silica, Asbestos, GHS Hazard Communication, Electrical Safety, Hand and Power Tools, Fall Protection, Ladder Safety, Excavations, Scaffolds, Crane Safety, Heavy Equipment, Forklift Safety, Materials Handling, Permit-Required Confined Spaces, Fire Safety, Welding and Cutting, Concrete and Masonry, Steel Erection, and Ergonomics.

As an OSHA Outreach Training Program trainer, I affirm that I have conducted this OSHA Outreach Training Program training class in accordance with OSHA Outreach Training Program requirements. I will document this class to my OSHA Authorizing Training Organization. Upon successful review of my documentation, I will provide each student their course completion card within 90 calendar days of the end of the class --Jason Cole

Instructor Jason Cole

Course ID A0310

Certificate ID 565614_1758977

Date 6/30/2021 1:19:00 PM

Time Online 31:31:43

AdvanceOnline Solutions, Inc.

1220 Augusta Dr Ste 250

Houston, Texas 77057

www.advanceonline.com

(713) 621-1100

AdvanceOnline
S O L U T I O N S

AdvanceOnline Solutions Online Institute

Certificate of Completion

Victor Pernicano

has met the online course completion requirements for

OSHA 30-Hour Construction Safety

This student has completed the formal instruction for the 30-Hour Construction Outreach Program. Topics covered in this program were Introduction to OSHA, Managing Safety and Health, Struck-by and Caught-In or Between Hazards, Personal Protective Equipment, Hearing Conservation, Respiratory Protection, Lead and Crystalline Silica, Asbestos, GHS Hazard Communication, Electrical Safety, Hand and Power Tools, Fall Protection, Ladder Safety, Excavations, Scaffolds, Crane Safety, Heavy Equipment, Forklift Safety, Materials Handling, Permit-Required Confined Spaces, Fire Safety, Welding and Cutting, Concrete and Masonry, Steel Erection, and Ergonomics.

As an OSHA Outreach Training Program trainer, I affirm that I have conducted this OSHA Outreach Training Program training class in accordance with OSHA Outreach Training Program requirements. I will document this class to my OSHA Authorizing Training Organization. Upon successful review of my documentation, I will provide each student their course completion card within 90 calendar days of the end of the class. — Rick Gleason

Instructor Rick Gleason
Course ID A0310
Certificate ID 6745_1687099

Date 3/25/2020 9:01:00 AM
Time Online 31:15:16
AdvanceOnline Solutions, Inc.
1811 Bering Drive, Suite 430
Houston, Texas 77057
www.advanceonline.com
(713) 621-1100

Advance Online
S O L U T I O N S



**Somerset
Paving**

Exhibit E



**Somerset
Paving**

Exhibit F

OSHA's Form 300A (Rev. 04/2004)

Summary of Work-Related Injuries and Illnesses

Note: You can type input into this form and save it. Because the forms in this recordkeeping package are "fillable/writable" PDF documents, you can type into the input form fields and then save your inputs using the free Adobe PDF Reader.

Year 20 21



U.S. Department of Labor
Occupational Safety and Health Administration

Form approved OMB no. 1218-0176

All establishments covered by Part 1904 must complete this Summary page, even if no work-related injuries or illnesses occurred during the year. Remember to review the Log to verify that the entries are complete and accurate before completing this summary.

Using the Log, count the individual entries you made for each category. Then write the totals below, making sure you've added the entries from every page of the Log. If you had no cases, write "0."

Employees, former employees, and their representatives have the right to review the OSHA Form 300 in its entirety. They also have limited access to the OSHA Form 301 or its equivalent. See 29 CFR Part 1904.35, in OSHA's recordkeeping rule, for further details on the access provisions for these forms.

Number of Cases

Total number of deaths	Total number of cases with days away from work	Total number of cases with job transfer or restriction	Total number of other recordable cases
<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
(G)	(H)	(I)	(J)

Number of Days

Total number of days away from work	Total number of days of job transfer or restriction
<u>0</u>	<u>0</u>
(K)	(L)

Injury and Illness Types

Total number of . . . (M)			
(1) Injuries	<u>0</u>	(4) Poisonings	<u>0</u>
(2) Skin disorders	<u>0</u>	(5) Hearing loss	<u>0</u>
(3) Respiratory conditions	<u>0</u>	(6) All other illnesses	<u>0</u>

Post this Summary page from February 1 to April 30 of the year following the year covered by the form.

Public reporting burden for this collection of information is estimated to average 58 minutes per response, including time to review the instructions, search and gather the data needed, and complete and review the collection of information. Persons are not required to respond to the collection of information unless it displays a currently valid OMB control number. If you have any comments about these estimates or any other aspects of this data collection, contact: US Department of Labor, OSHA Office of Statistical Analysis, Room N-3644, 200 Constitution Avenue, NW, Washington, DC 20210. Do not send the completed forms to this office.

Establishment information

Your establishment name Sommerset Paving Cos, LLC

Street 11734 Whitmore Lake Rd.

City Whitmore Lake State MI Zip 48189

Industry description (e.g., *Manufacture of motor truck trailers*)
asphalt and concrete paving

North American Industrial Classification (NAICS), if known (e.g., 336212)

236990

Employment Information (If you don't have these figures, see the Worksheet on the next page to estimate.)

Annual average number of employees 21

Total hours worked by all employees last year 24,008.00

Sign here

Knowingly falsifying this document may result in a fine.

I certify that I have examined this document and that to the best of my knowledge the entries are true, accurate, and complete.

Louise Permicani Title Owner
Company executive
Phone 734-929-0641 Date 04/05/22

Reset

Log of Work-Related Injuries and Illnesses

You must record information about every work-related death and about every work-related injury or illness that involves loss of consciousness, restricted work activity or job transfer, days away from work, or medical treatment beyond first aid. You must also record significant work-related injuries and illnesses that are diagnosed by a physician or licensed health care professional. You must also record work-related injuries and illnesses that meet any of the specific recording criteria listed in 29 CFR Part 1904.12. Fill in the use two lines for a single case if you need to. You must complete an injury and illness incident report (OSHA Form 301) or equivalent form for each injury or illness recorded on this form. If you're not sure whether a case is recordable, call your local OSHA office for help.

Attention: This form contains information relating to employee health and must be used in a manner that protects the confidentiality of employees to the extent possible while the information is being used for occupational safety and health purposes.

ESTABLISHED FIRM NAME: **Sommeret Paving Co., LLC**
City/State/Zip: **Coquitlam BC V3R 9M1**

Identify the person		Describe the case		Classify the case		Enter the number of days the injured or ill worker was:		Check the "injury" column or choose one type of illness:										
(A) Case no.	(B) Employee's name	(C) Job title (e.g., Welder)	(D) Date of injury or onset of illness	(E) Where the event occurred (e.g., Loading dock north end)	(F) Describe injury or illness, parts of body affected, and object/substance that directly injured or made person ill (e.g., Second degree burns on right forearm from acetone torch)	Days away from work (H)	Job transfer or restriction (I)	Other recordable cases (J)	Death (G)	Away from work (K)	On job transfer or restriction (L)	Injury (M)	Skin disorder (1)	Respiratory condition (2)	Poisoning (3)	Hearing loss (4)	All other illnesses (5)	
1			1/1/2021															
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Public reporting burden for this collection of information is estimated to average 11 minutes per response, including time to review the instructions, search existing data sources, gather the data needed, and complete and review the collection of information. Persons are not required to respond to the collection of information unless it displays a currently valid OMB control number. If you have any comments about this estimate of burden, including suggestions for reducing the burden, write to Washington, DC 20543, OMB Office of Management and Budget, Paperwork Project Director. Do not send the completed forms to this office.

OSHA's Form 300A (Rev. 04/2004)

Summary of Work-Related Injuries and Illnesses

All establishments covered by Part 1904 must complete this Summary page, even if no work-related injuries or illnesses occurred during the year. Remember to review the Log to verify that the entries are complete and accurate before completing this summary.

Using the Log, count the individual entries you made for each category. Then write the totals below, making sure you've added the entries from every page of the Log. If you had no cases, write "0."

Employees, former employees, and their representatives have the right to review the OSHA Form 300 in its entirety. They also have limited access to the OSHA Form 301 or its equivalent. See 29 CFR Part 1904.35, in OSHA's recordkeeping rule, for further details on the access provisions for these forms.

Number of Cases

Total number of deaths	Total number of cases with days away from work	Total number of cases with job transfer or restriction	Total number of other recordable cases
0	0	0	0
(G)	(H)	(I)	(J)

Number of Days

Total number of days away from work	Total number of days of job transfer or restriction
0	0
(K)	(L)

Injury and Illness Types

Total number of . . . (M)	
(1) Injuries	0
(2) Skin disorders	0
(3) Respiratory conditions	0
(4) Poisonings	0
(5) Hearing loss	0
(6) All other illnesses	0

Post this Summary page from February 1 to April 30 of the year following the year covered by the form.

Public reporting burden for this collection of information is estimated to average 58 minutes per response, including time to review the instructions, search and gather the data needed, and complete and review the collection of information. Persons are not required to respond to the collection of information unless it displays a currently valid OMB control number. If you have any comments about these estimates or any other aspects of this data collection, contact: US Department of Labor, OSHA Office of Statistical Analysis, Room N-3644, 200 Constitution Avenue, NW, Washington, DC 20210. Do not send the completed forms to this office.

Note: You can type input into this form and save it. Because the forms in this recordkeeping package are "fillable/writable" PDF documents, you can type into the input form fields and then save your inputs using the free Adobe PDF Reader.

Year 2022



U.S. Department of Labor
Occupational Safety and Health Administration

Form approved OMB no. 1218-0176

Establishment Information

Your establishment name Sommerset Paving Co, LLC
Street 11734 Whitmore Lake Rd
City Whitmore Lake State MI Zip 48189

Industry description (e.g., Manufacture of motor truck trailers)

asphalt and concrete paving
North American Industrial Classification (NAICS), if known (e.g., 336212)
236990

Employment Information (If you don't have these figures, see the Worksheet on the next page to estimate.)

Annual average number of employees 21
Total hours worked by all employees last year 23,687

Sign here

Knowingly falsifying this document may result in a fine.

I certify that I have examined this document and that to the best of my knowledge the entries are true, accurate, and complete.

Louise Romano Owner
Company executive Title
Phone 734-929-0641 Date 4.10.23

Reset

Year 2023

U.S. Department of Labor
Occupational Safety and Health Administration

Form approved OMB no. 1218-0170

Establishment name Somerset Paving Cos. LLC
City Whitman MA State MA

Identify the person			Describe the case		Classify the case				Enter the number of days the injured or ill worker was:		Check the "injury" column or choose one type of illness:						
(A) Case no.	(B) Employee's name	(C) Job title (e.g., Welder)	(D) Date of injury or onset of illness	(E) Where the event occurred (e.g., Loading dock north end)	(F) Describe injury or illness, parts of body affected, and object/substance that directly injured or made person ill (e.g., Second degree burns on right forearm from acetylene torch)	Classify the case CHECK ONLY ONE box for each case based on the most serious outcome for that case:				Enter the number of days the injured or ill worker was:		Check the "injury" column or choose one type of illness:					
						Remained at Work				Away from work	On job transfer or restriction	(M)					
						Death	Days away from work	Job transfer or restriction	Other recordable cases			Injury	Skin disorder	Respiratory condition	Poisoning	Hearing loss	All other illnesses
						(G)	(H)	(I)	(J)	(K)	(L)	(1)	(2)	(3)	(4)	(5)	(6)
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OSHA's Form 300A (Rev. 01/2004)

Summary of Work-Related Injuries and Illnesses

Year 2023

U.S. Department of Labor
Occupational Safety and Health Administration
Form approved OMB no. 1218-0176

All establishments covered by Part 1904 must complete this Summary page, even if no work-related injuries or illnesses occurred during the year. Remember to review the Log to verify that the entries are complete and accurate before completing this summary.

Using the Log, count the individual entries you made for each category. Then write the totals below, making sure you've added the entries from every page of the Log. If you had no cases, write "0."

Employees, former employees, and their representatives have the right to review the OSHA Form 300 in its entirety. They also have limited access to the OSHA Form 301 or its equivalent. See 29 CFR Part 1904.35, in OSHA's recordkeeping rule, for further details on the access provisions for these forms.

Number of Cases

Total number of deaths	Total number of cases with days away from work	Total number of cases with job transfer or restriction	Total number of other recordable cases
<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
(G)	(H)	(I)	(J)

Number of Days

Total number of days away from work	Total number of days of job transfer or restriction
<u>0</u>	<u>0</u>
(K)	(L)

Injury and Illness Types

Total number of ... (M)			
(1) Injuries	<u>0</u>	(4) Poisonings	<u>0</u>
(2) Skin disorders	<u>0</u>	(5) Hearing loss	<u>0</u>
(3) Respiratory conditions	<u>0</u>	(6) All other illnesses	<u>0</u>

Post this Summary page from February 1 to April 30 of the year following the year covered by the form.

Public reporting burden for this collection of information is estimated to average 58 minutes per response, including time to review the instructions, search and gather the data needed, and complete and review the collection of information. Persons are not required to respond to the collection of information unless it displays a currently valid OMB control number. If you have any comments about these estimates or any other aspects of this data collection, contact: US Department of Labor, OSHA Office of Statistical Analysis, Room N-3644, 200 Constitution Avenue, NW, Washington, DC 20210. Do not send the completed forms to this office.

Establishment Information

Your establishment name Sommerset Paving Co., LLC
Street 11234 Whitmore Lake Road
City Whitmore Lake State MI ZIP 48189

Industry description (e.g., Manufacture of motor truck trailers)

asphalt concrete paving
Standard Industrial Classification (SIC), if known (e.g., 3715)

OR

North American Industrial Classification (NAICS), if known (e.g., 336212)

236990

Employment Information (If you don't have these figures, see the Worksheet on the back of this page to estimate.)

Annual average number of employees 21
Total hours worked by all employees last year 24,105

Sign here

Knowingly falsifying this document may result in a fine.

I certify that I have examined this document and that to the best of my knowledge the entries are true, accurate, and complete.

Jeanne Pennicard 6.10.24
Company executive Title
734 2429-0671 Daren
Phone Date



Exhibit G

MBE/WBE STATUS

What is (are) the race(s) of the owner(s) of your company?

WBE - CAUCASIAN

Is 51% or more of your company owned by a woman or women according to the shares of ownership of your company? / Yes No

FRINGE BENEFITS STATEMENT

The following are the basic hourly rate and fringe benefits paid to our employees, and where the fringe benefits payments are made:

TRADE ENGI0324-006Union Name/Local OPE 324Basic Hourly rate: 40.46

Fringe Benefits	Vacation/Holiday	\$ 6.07
(list)	Pension	\$ 13.95
	Health Care	\$ 8.55
	A/O	\$ 1.44
	T/R	\$ 1.65
		\$

TRADE LABO0465-001Union Name/Local Laborers 1191Basic Hourly rate: 29.67

Fringe Benefits	Vacation	\$ 4.65
(list)	Health Care	\$ 6.00
	Pension	\$ 7.00
	A/O	\$ 1.47
	T/R	\$.45
		\$

TRADE _____

Union Name/Local _____

Basic Hourly rate: _____

Fringe Benefits		\$
(list)		\$
		\$
		\$
		\$
		\$

TRADE _____

Union Name/Local _____

Basic Hourly rate: _____

Fringe Benefits		\$
(list)		\$
		\$
		\$
		\$
		\$

CERTIFICATION

The undersigned certifies compliance with all Labor Standards and Prevailing Wage requirements

Name: Louise A PernicanoTitle: OwnerDate: 05/08/24



**Somerset
Paving**

Exhibit H



Equal Opportunity Statement

Sommerset Paving is an equal opportunity Employer. We are committed to ensuring all workers are treated equally, and we do not tolerate discrimination based on race, color, religion, sex, sexual orientation, gender identity, marital status, pregnancy, age, disability, national or ethnic origin, height, weight, military service status, citizenship or other protected characteristic.

Sommerset Paving also has a longstanding policy that supports, inspires, and respects all individuals including minorities, women, veterans, returning citizens, and small businesses.

"All employees and contractors of Sommerset Paving are responsible for maintaining a work culture free from discrimination and harassment by treating others with kindness and respect."



**Sommerset
Paving**

Schedule of Pricing