

**CONTRACTOR RESPONSIBILITY CERTIFICATION**

WHEREAS, J.O. ECKMAN, INC., (hereinafter the "Contractor") intends to enter into ITHAN VALLEY BRIDGE CULVERT AND ARCH REHABILITATION (CONTRACT #B-23-005) (hereinafter the "Improvements") with Radnor Township (hereinafter the "Owner") to provide materials and perform labor as described in the contract documents

NOW THEREFORE, it is hereby stipulated and agreed, as part of said contract, that the Contractor confirms the following facts regarding its past performance and work history and its current qualifications and performance capabilities:

- (1) The Contractor and its employees have all valid, effective licenses, registrations or certificates required by federal, state, county, or local law, including, but not limited to, licenses, registrations or certificates required to:
  - (a) do business in the designated locale; and
  - (b) perform the contract work it seeks to perform. These shall include, but not limited to, licenses, registrations or certificates for any type of construction or maintenance trade work or specialty work which the Contractor proposes to self-perform.
- (2) The Contractor meets the bonding requirements for the contract, as required by applicable law or contract specifications and any insurance requirements, as required by applicable law or contract specifications, including general liability insurance, workers compensation insurance and unemployment insurance.
- (3) The Contractor has not been debarred or suspended by any federal, state or local government agency or authority in the past three years.
- (4) The Contractor has not defaulted on any project in the past three (3) years.
- (5) The Contractor has not had any type of business, contracting or trade license, registration, or other certification revoked or suspended in the past three (3) years.
- (6) The Contractor and its owners have not been convicted of any crime relating to the contracting business in the past ten (10) years.
- (7) The Contractor has not within the past three (3) years been found in violation of any law applicable to its contracting business, including, but not limited to, licensing laws, tax laws, prompt payment laws, wage and hour laws, prevailing wage laws, environmental laws or others, where the result of such violation was the payment of a fine, back pay damages or any other type of penalty in the amount of \$1,000 or more.
- (8) The Contractor will pay all craft employees that it employs on the Improvements the current wage rates and fringe benefits as required under applicable federal, state or local wage laws.
- (9) All craft labor that will be employed by the Contractor for the Improvements have completed the OSHA 10-hour training course for safety established by the U.S. Department of Labor, Occupational Safety & Health Administration. If the Contractor is a prime contractor, it shall also ensure that at least one person on the Improvements has completed the OSHA 30-hour construction training course established by the U.S. Department of Labor.

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- (10) The Contractor will employ craft employees in all classifications and individual trades required to successfully perform the work related to the Improvements.
  - (11) The Contractor participates in a Class A Apprenticeship Program for each separate trade or classification in which it employs craft employees and shall continue to participate in such program or programs for the duration of the Improvements.
    - (a) For purposes of this section, a Class A Apprenticeship Program is an apprenticeship program that is currently registered with and approved by the U.S. Department of Labor or a state apprenticeship agency and has graduated apprentices to journeyperson status for at least three (3) of the past five (5) years. This may be an apprenticeship program subject to the Employee Retirement Income Security Act of 1974 (ERISA), or a non-ERISA program.
    - (b) To demonstrate compliance with this section, the Contractor shall provide a list of all trades or classifications of craft employees it will employ on the Improvements and documentation verifying it participates in a Class A Apprenticeship Program for each trade or classification listed (Attachment 1).
  - (12) The Contractor has all other technical qualifications and resources, including equipment, personnel and financial resources, to perform the referenced contract, or will obtain same through the use of qualified, responsible subcontractors.
  - (13) The Contractor will maintain all qualifications, resources and capabilities referenced in this Contractor Responsibility Certification (hereinafter the "Certification") throughout the duration of the project.
  - (14) The Contractor shall notify the Owner within seven (7) days of any material changes to all matters attested to in this certification.
  - (15) The Contractor understands that this Certification shall be executed by a person who has sufficient knowledge to address all matters in this Certification and shall include an attestation stating, under the penalty of perjury, that the information submitted is true, complete and accurate.
  - (16) The Contractor shall ensure that at least seventy (70) percent of the craft labor workers employed on the Improvements shall be comprised of either journeyperson workers who have successfully completed a Class A Apprenticeship Program as defined in item 11 of this Certification or apprentices registered in such program, in the same trade or craft for which the workers are employed on the Improvements.

The Contractor acknowledges that the execution of this Certification required by Ordinance 2022-08 (hereinafter the "Ordinance") shall not establish a presumption of contractor responsibility and the Owner may require any additional information it deems necessary to evaluate a firm's status as a responsible contractor, including technical qualifications, financial capacity or other resources and performance capabilities.

The Contractor further acknowledges that, if it receives a notice of intent to award contract, it will provide a subcontractor list and required subcontractor information as specified in Section 145-11 of the Ordinance.

If the Contractor has ever operated under another name or controls, is controlled by another company or business entity or in the past five years controlled or was controlled by another company or business entity, whether as a parent company, subsidiary or in any other business relation, it shall attach a separate statement to this Certification that explains in detail the nature of any such relationship and shall provide any additional information as may be required from such an entity if the relationship in question could potentially impact contract performance.

I state that J.D. ECKMAN, INC. (Contractor) understands and acknowledges that the above representations are material and important and will be relied on by Owner in awarding the Contract for which this bid is submitted. I understand and my firm understands that any misstatement in this Certification is and shall be treated as fraudulent concealment from the Owner of the true facts relating to the submission of this bid.



(Signature)

TYLER SILFIES

(Signatory's Name)

ESTIMATOR

(Signatory's Title)

SWORN TO AND SUBSCRIBED

BEFORE ME THIS 13 DAY OF June 2023



Notary Public

My Commission Expires

4/13/2027

Commonwealth of Pennsylvania - Notary Seal  
Heather M. Clark, Notary Public  
Chester County  
My commission expires April 13, 2027  
Commission number 1289869  
Member, Pennsylvania Association of Notaries

Attachment 1

CONTRACT NAME: ITHAN VALLEY BRIDGE CULVERT AND ARCH REHABILITATION

CONTRACT NUMBER: CONTRACT #B-23-005

CONTRACTOR NAME: J.D. ECKMAN, INC.

The following trades or classifications of craft employees are required by and will be employed on the Contract:

NAME OF TRADE OR CLASSIFICATION	PARTICIPATION IN CLASS A REGISTERED APPRENTICESHIP PROGRAM
<i>(CARPENTRY) (CONSTRUCTION)</i>	<i>ABC KEYSTONE</i>

Include documentation of apprenticeship programs for each trade (if applicable) with Attachment 1. See Appendix C for sample documentation.



ABC Keystone  
Headquarters  
135 Shellyland Road  
Manheim, PA 17545  
Office: (717) 653-8106  
Fax: (717) 653-6431

Nittany Valley Office  
898 N Eagle Valley Road  
Milesburg, PA 16853  
Legislative Office  
800 N 3rd Street, Ste. 407  
Harrisburg, PA 17102

June 12, 2023

To Whom It May Concern:

This letter is for the purpose of verifying that J.D. Eckman, Inc. is a current member of Associated Builders & Contractors, and they actively participate in the apprenticeship programs and our ERISA Trust administered through the Keystone Chapter.

The Apprenticeship programs sponsored by the Keystone Chapter of Associated Builders & Contractors are registered with and approved by the Pennsylvania Apprenticeship and Training Council. The Keystone Chapter started apprenticeship in 1969 with our first graduating class in 1973, and we have had graduates every year since.

Pennsylvania apprenticeship programs fall under the jurisdiction of the State Council; however, the Office of Apprenticeship & Training (a federal agency, under the United States Department of Labor & Industry) provides supervision and conducts audits for the State Council. Thus, we meet both state and federal guidelines for registered apprenticeship.

The Keystone Chapter of Associated Builders & Contractors has the following approved apprenticeship programs:

AC & Refrigeration Mechanic	Insulation Worker
Brick Mason	Painter
Carpentry (construction)	Plumber/Pipefitter
Construction Craft Laborer	Sheet Metal Mechanic
Electrician (construction)	Sprinkler Fitter
Heavy Equipment Operator	Structural Steel Worker

For further information regarding the registered programs of the Keystone Chapter of Associated Builders and Contractors please feel free to contact me.

Sincerely,

Cynthia S. DeWire  
Director of Apprenticeship  
[cindy@abckeystone.org](mailto:cindy@abckeystone.org)