

BID FORM

STIPULATED SUM

Southern Pines Elementary School

Southern Pines, North Carolina

Date 2/26/19

The undersigned, as Bidder, hereby declares that the only person or persons interested in this proposal as principal or principals is or are named herein and that no other person than herein mentioned has any interest in this proposal or in the contract to be entered into; that this proposal is made without connection with any other person, company or parties making a bid or proposal; and that it is in all respects fair and in good faith without collusion or fraud.

The bidder further declares that he has examined the site of the work and informed himself fully in regard to all conditions pertaining to the place where the work is to be done; that he has examined the Contract Documents relative thereto and he has taken special note that work shall be guaranteed for a period of one year after acceptance by Owner; and he has read all special provisions furnished prior to the opening of bids; that he has satisfied himself relative to the work to be performed.

The bidder proposes and agrees if this proposal is accepted to contract with the Owner in the form of contract specified, to furnish all necessary materials, equipment, machinery, tools, apparatus, means of transportation and labor necessary to complete the work as stated below in full and in complete accordance with the Contract Documents, as prepared by SFL+a Architects, with a definite understanding that no money will be allowed for extra work except as set forth in the Contract Documents for the sum of:

BASE BID

Twenty-nine Million Nine hundred thousand Dollars (\$ 29,900,000 ~~29,900,000~~)

Plumbing Subcontractor Haire Plumbing and Mech Inc. License No.: 423G

Mechanical Subcontractor Superior Mechanical Incorporated License No.: 12051

Electrical Subcontractor Moanlight Electric and Construction License No.: 21172-U

Civil/Site Work Subcontractor Hudson Paving Inc License No.: 9164

The bidder further proposes and agrees to commence work on a date to be specified in a written Notice to Proceed, estimated to be on or about March 18, 2019, and shall be substantially complete with the work within 440 days from the Notice to Proceed. The bidder also agrees to a Final Completion within 30 days from the date of Substantial Completion.

ALLOWANCES

General Construction Work Base Bid to include a Contingency Allowance as specified in Section 01 20 00 and listed below:

General Contingency: \$300,000.00

General Construction Work Base Bid to include Cash Allowances for face brick:

Face Brick BRK-1: Old Lynchburg by Palmetto Brick \$250.00 per thousand

General Construction Work Base Bid to include an Cash Allowance to be designated for lighting and sound system design and installation for the gymnasium/platform: \$100,000

Provide twenty (10) 18 x 18 inch ceiling access doors and frames in the Base Bid in addition to those shown in the drawings; locations to be determined.

ALTERNATES

Should any of the Alternates as described in the Contract Documents be accepted, the amounts written below shall be the amount to be added or deducted to the Base Bid.

Alternate No. 1 – Luxury Vinyl Tile

Provide Luxury Vinyl Tile (LVT) in lieu of specified terrazzo in classrooms and storage rooms for the following spaces:

Rooms # 201, 201A, 202, 202A, 203, 203A, 204, 204A, 205, 205A, 206, 206A, 207, 207A, 208, 209, 209A, 210, 210A, 211, 211A, 212, 212A, 213, 213A, 214, 214A, 215, 215A, 216, 216A, 303, 305, 305A, 305B, 403, 403A, 405A, 405B, 407, 407A, 408, 408A, 409, 409A, 410, 410A, 411, 411A, 412, 412A, 413, 413A, 414, 414A, 415, 415A, 416, 416A, 417, 417A, 418, 418A, 515, 515A, 516, 516A, 517A, 517B, 601, 601A, 602, 602A, 603, 603A, 604, 604A, 605, 605A, 606, 606A, 607, 607A, 608, 608A, 609, 609A, 610, 610A, 611, 611A, 612, 612A

Deduct Two hundred sixty-three Thousand and three hundred and Twelve Dollars (\$ 263,312)

Alternate No. 2 Door Hardware (Owner Preferred Alternates)

Alternate No. 2A (Owner Preferred Alternate)

State the amount to be added to the Base Bid to provide locks and latches with interchangeable cores by Schlage

Add No Change Dollars (\$)

Alternate No. 2B (Owner Preferred Alternate)

State the amount to be added to the Base Bid to provide exit devices by Von Duprin.

Add No Change Dollars (\$)

Alternate No. 2C (Owner Preferred Alternate)

State the amount to be added to the Base Bid to provide closers by LCN.

Add No Change Dollars (\$)

ALTERNATES - Continued Next Page

ALTERNATES - Continued

Alternate No. 2D (Owner Preferred Alternate)

State the amount to be added to the Base Bid to provide continuous hinges by Select.

Add No Change Dollars (\$ —)

Alternate No. 2E (Owner Preferred Alternate)

State the amount to be added to the Base Bid to provide Grand Master Key System by Schlage.

Add No Change Dollars (\$ —)

Alternate No. 3 - Plumbing Fixtures (Owner Preferred Alternate)

Alternate No. 3A (Owner Preferred Alternate)

State the amount to be added to the Base Bid to provide plumbing fixture faucets by Delta.

Add six thousand seven hundred and eighty Dollars (\$ 6,780)

Alternate No. 3B (Owner Preferred Alternate)

State the amount to be added to the Base Bid to provide plumbing fixture flush valves by Zurn.

Add Two Thousand and Three hundred - ~~2340~~ - and forty . Dollars (\$ 2,340)

Alternate No. 3C (Owner Preferred Alternate)

State the amount to be added to the Base Bid to provide plumbing fixture water coolers by Elkay.

Add No Change Dollars (\$ —)

Alternate No. 4 – Digital, Addressable Fire Alarm System (Owner Preferred Alternate)

State the amount to be added to the Base Bid to provide digital addressable fire alarm system by Notifier.

Add ~~52,000~~ Fifty-two thousand Dollars (\$ 52,000)

Alternate No. 5 – HVAC Equipment (Owner Preferred Alternate)

State the amount to be added to the Base Bid to provide HVAC Equipment by Trane.

Add No Change Dollars (\$ —)

Alternate No. 6 – Machine Room-less Elevator

State the amount to be added/deducted to the Base Bid to provide a machine room-less elevator in lieu of the hydraulic elevator shown

☒ Add ☐ Deduct (circle one) Thirty-five thousand Nine hundred and sixty-six. Dollars (\$ 35,966)

ALTERNATES - Continued Next Page

ALTERNATES – Continued

Alternate No. 7 – General-Duty Valves for Plumbing Piping (Owner Preferred Alternate)

State the amount to be added to the Base Bid to provide plumbing valves by Apollo.

Add No Change Dollars (\$ —)

Alternate No. 8 – NOT USED

Alternate No. 9 – Switchgear (Owner Preferred Alternate)

State the amount to be added to the Base Bid to provide Switchgear by Square D.

Add No Change Dollars (\$ —)

Alternate No. 10 – NOT USED

Alternate No. 11 – Photovoltaic Array

State the amount to be added to the Base Bid to provide the photovoltaic array and all associated materials/hardware/equipment as documented, including but not limited to, Sheets E-008, E-009, and E-222 in the Drawings.

Add Four hundred and fifty-one thousand Dollars (\$ 451,200)

Alternate No. 12 – Brick Seating Walls

Delete Flagpole wall and brick seating walls on west side of school as noted on the Drawings.

Deduct Thirty-three thousand and Nine hundred Dollars (\$ 33,900)

Alternate No. 13 – Dish Machine: Section 11 40 00 – Food Service Equipment

Delete dish machine (Food Service Item 51). All related equipment, piping, conduit, etc. to remain.

Deduct Twenty Thousand four hundred Dollars (\$ 20,461)

Alternate No. 14 – Emergency Responder System

State the amount to be added to Base Bid to provide Emergency Responder System as specified in section 27 53 19.

Add Seventy-four thousand eight hundred Dollars (\$ 74,800)
thousand

UNIT PRICES

Unit prices quoted and accepted shall apply throughout the life of the contract, except as specifically noted. Unit prices shall be applied, as appropriate, to compute the total value of changes in the scope of the work in accordance with the contract documents.

1. Exit Sign	\$	<u>570</u>	each
2. Surface Mounted Strobe	\$	<u>500</u>	each
3. Surface Mounted Horn/Strobe	\$	<u>575</u>	each
4. Smoke Detector	\$	<u>575</u>	each
5. Heat Detector	\$	<u>525</u>	each
6. Fire Alarm Pull Station	\$	<u>550</u>	each
7. Data Outlet	\$	<u>525</u>	each
8. Duplex Power Outlet	\$	<u>375</u>	each
9. Woven Geotextile Separation and Stabilization Fabric	\$	<u>3.50</u>	/SY
10. Offsite Borrow Material	\$	<u>17.</u>	/CY

Note: Unit Price #10 includes an allowance cost for 3,000 cubic yards to be included in the Base Bid.

Provide on the Bid - Under GS 143-128.2(c) the undersigned bidder shall identify on its bid (Identification of Minority Business Participation form) the minority businesses that it will use on the Project with the total dollar value of the bids that will be performed by the minority businesses. Also list the good faith efforts (Affidavit A) made to solicit minority participation in the bid effort.

NOTE: A Contractor that performs all of the work with its own workforce may submit an Affidavit (B) to that effect in lieu of the Affidavit (A) required above. The MB Participation Form must still be submitted even if there is zero participation.

After the Bid Opening - The Owner will consider all Bids and Alternates and determine the lowest responsible, responsive bidder. Upon notification of being the apparent low bidder, the bidder shall then file within 72 hours of the notification of being the apparent lowest bidder, the following:

An Affidavit (C) that includes a description of the portion of work to be executed by minority businesses, expressed as a percentage of the total Contract Price, which is equal to or more than the 10% goal established. This Affidavit shall give rise to the presumption that the bidder has made the required good faith effort and Affidavit D is not necessary;

OR

If less than the 10% goal, Affidavit (D) of its good faith effort to meet the goal shall be provided. The document must include evidence of all good faith efforts that were implemented, including any advertisements, solicitations and other specific actions demonstrating recruitment and selection of minority businesses for participation in the contract.

NOTE: Bidders must always submit with their bid the Identification of Minority Business Participation listing all MB contractors, vendors and suppliers that will be used. If there is no MB participation, then enter zero on the form. Affidavit A **or** Affidavit B, as applicable, also must be submitted with the Bid. Failure to file a required Affidavit or documentation with the bid or after being notified apparent low bidder is grounds for rejection of the Bid.

Southern Pines Elementary School - 01801.000

PROPOSAL SIGNATURE PAGE

The undersigned further agrees that in the case of failure on his part to execute the said contract and the bonds within ten (10) consecutive calendar days after being given written notice of the award of contract, the certified check, cash or bid bond accompanying this bid shall be paid into the funds of the Owner's account set aside for the project as liquidated damages for such failure; otherwise, the certified check, cash or bid bond accompanying this proposal shall be returned to the undersigned.

Attach certified check, cash or bid bond to this Proposal.

Respectfully submitted this 26th day of February 20 19

Clancy & Theys Construction Co.
(Name of firm or corporation making bid)

WITNESS: By: 
Robert W. Hall

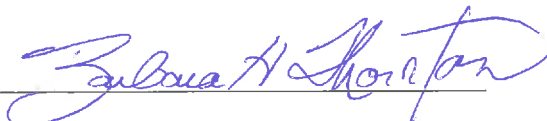
Proprietorship or Partnership Title: Vice President
(Owner, Partner, President or Vice President only)

Address: 7730 England Street

Charlotte, North Carolina 28273

License No: 2077

ATTEST:

By: 
Title: Assistant Secretary
(Corporate Secretary or Assistant Secretary only)



Addenda Received and Used in Computing Bids:

Addendum No. 1 Dated 2/8/19

Addendum No. 2 Dated 2/19/19

END OF DOCUMENT

Identification of Minority Business Participation

I, Clancy & Theys Construction Co.

(Name of Bidder)

do hereby certify that on this project, we will use the following minority business enterprises as construction subcontractors, vendors, suppliers or providers of professional services.

Firm Name, Address and Phone #	Work type	*Minority Category
CB and H 1201 Aversboro Blvd ⁹¹⁹⁻⁸²⁸⁻⁸⁶⁰¹ 8 Suite 101 Garner, NC	Final Clean	B
Michael Elekis PO Box 49128 Greensboro, NC 336-299-2213	Lockers	F
Thompson and Little 933 Robeson St. Fayetteville, NC 910-484-1128	Kitchen Equipment	F
A-1 Fence Company 218 Adams St. Rock Hill, SC 803-329-2844	Fence	I
Arrow Exterminators 715 Battleground Ave. Greensboro, NC 336-273-6253	Termite Control	F
Myers ^{Inso} Insulation 1220 Nowell Rd Raleigh, NC 27670	Insulation	F

*Minority categories: Black, African American (B), Hispanic (H), Asian American (A) American Indian (I), Female (F) Socially and Economically Disadvantaged (D)

The total value of minority business contracting will be (\$) 670,598.

Moore County Schools-AFFIDAVIT A – Listing of Good Faith Efforts

County of Moore

(Name of Bidder)

Affidavit of Clancy & Theys Construction Co.

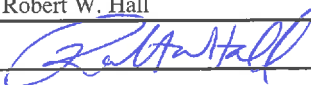
I have made a good faith effort to comply under the following areas checked:

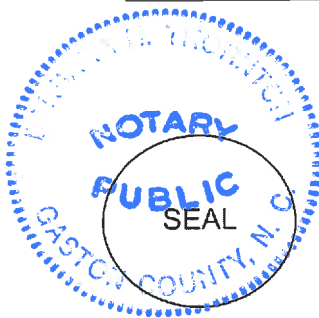
Bidders must earn at least 50 points from the good faith efforts listed for their bid to be considered responsive. (1 NC Administrative Code 30 I.0101)

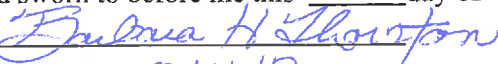
- ☒ **1 – (10 pts)** Contacted minority businesses that reasonably could have been expected to submit a quote and that were known to the contractor, or available on State or local government maintained lists, at least 10 days before the bid date and notified them of the nature and scope of the work to be performed.
- ☒ **2 --(10 pts)** Made the construction plans, specifications and requirements available for review by prospective minority businesses, or providing these documents to them at least 10 days before the bids are due.
- ☒ **3 – (15 pts)** Broken down or combined elements of work into economically feasible units to facilitate minority participation.
- ☐ **4 – (10 pts)** Worked with minority trade, community, or contractor organizations identified by the Office of Historically Underutilized Businesses and included in the bid documents that provide assistance in recruitment of minority businesses.
- ☒ **5 – (10 pts)** Attended prebid meetings scheduled by the public owner.
- ☐ **6 – (20 pts)** Provided assistance in getting required bonding or insurance or provided alternatives to bonding or insurance for subcontractors.
- ☒ **7 – (15 pts)** Negotiated in good faith with interested minority businesses and did not reject them as unqualified without sound reasons based on their capabilities. Any rejection of a minority business based on lack of qualification should have the reasons documented in writing.
- ☐ **8 – (25 pts)** Provided assistance to an otherwise qualified minority business in need of equipment, loan capital, lines of credit, or joint pay agreements to secure loans, supplies, or letters of credit, including waiving credit that is ordinarily required. Assisted minority businesses in obtaining the same unit pricing with the bidder's suppliers in order to help minority businesses in establishing credit.
- ☐ **9 – (20 pts)** Negotiated joint venture and partnership arrangements with minority businesses in order to increase opportunities for minority business participation on a public construction or repair project when possible.
- ☐ **10 - (20 pts)** Provided quick pay agreements and policies to enable minority contractors and suppliers to meet cash-flow demands.

The undersigned, if apparent low bidder, will enter into a formal agreement with the firms listed in the Identification of Minority Business Participation schedule conditional upon scope of contract to be executed with the Owner. Substitution of contractors must be in accordance with GS143-128.2(d) Failure to abide by this statutory provision will constitute a breach of the contract.

The undersigned hereby certifies that he or she has read the terms of the minority business commitment and is authorized to bind the bidder to the commitment herein set forth.

Date: 2/26/19 Name of Authorized Officer: Robert W. Hall
 Signature: 
 Title: Vice President



State of North Carolina, County of Mecklenburg
 Subscribed and sworn to before me this 26th day of February 20 19
 Notary Public 
 My commission expires 8/11/20

FORM OF BID BOND

KNOW ALL MEN BY THESE PRESENTS THAT _____

Clancy & Theys Construction Company _____ as
principal, and Travelers Casualty and Surety Company of America _____, as surety, who is
duly licensed to act as surety in North Carolina, are held and firmly bound unto
Moore County Board of Education _____ as obligee,
in the penal sum of Five Percent of Amount Bid _____ 5% _____ DOLLARS, lawful money of
the United States of America, for the payment of which, well and truly to be made, we bind
ourselves, our heirs, executors, administrators, successors and assigns, jointly and
severally, firmly by these presents.

Signed, sealed and dated this 22nd day of February, 2019

WHEREAS, the said principal is herewith submitting proposal for

Southern Pines Elementary, S. Carlisle St., Southern Pines, NC

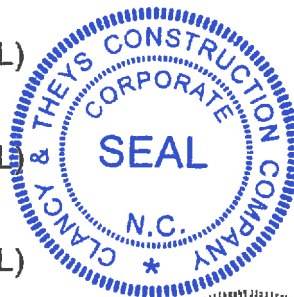
and the principal desires to file this bid bond in lieu of making the cash deposit as required
by G.S. 143-129.

NOW, THEREFORE, THE CONDITION OF THE ABOVE OBLIGATION is such, that
if the principal shall be awarded the contract for which the bid is submitted and shall
execute the contract and give bond for the faithful performance thereof within ten days after
the award of same to the principal, then this obligation shall be null and void; but if the
principal fails to so execute such contract and give performance bond as required by G.S.
143-129, the surety shall, upon demand, forthwith pay to the obligee the amount set forth in
the first paragraph hereof. Provided further, that the bid may be withdrawn as provided by
G.S. 143-129.1

Clancy & Theys Construction Company (SEAL)

By: [Signature] (SEAL)

(SEAL)



Travelers Casualty and Surety Company of America (SEAL)

By: [Signature] (SEAL)

Phoebe C. Honeycutt, Attorney-in-Fact





POWER OF ATTORNEY

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
St. Paul Fire and Marine Insurance Company
St. Paul Guardian Insurance Company

St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company

Surety Bond No. Bid Bond

Principal: Clancy & Theys Construction Company

OR

Project Description: Southern Pines Elementary, S. Carlisle St.,
Southern Pines, NC

Obligee: Moore County Board of Education

KNOW ALL MEN BY THESE PRESENTS: That Farmington Casualty Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, are corporations duly organized under the laws of the State of Connecticut, that Fidelity and Guaranty Insurance Company is a corporation duly organized under the laws of the State of Iowa, and that Fidelity and Guaranty Insurance Underwriters, Inc. is a corporation duly organized under the laws of the State of Wisconsin (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint **Phoebe C. Honeycutt** of the City of **Durham**, State of **NC**, their true and lawful Attorney-in-Fact, to sign, execute, seal and acknowledge the surety bond(s) referenced above.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this **24th** day of **June, 2016**.

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
St. Paul Fire and Marine Insurance Company
St. Paul Guardian Insurance Company

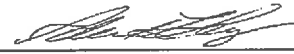
St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company



State of Connecticut

City of Hartford ss.

By:

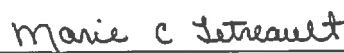

Robert L. Raney, Senior Vice President

On this the **24th** day of **June, 2016**, before me personally appeared **Robert L. Raney**, who acknowledged himself to be the Senior Vice President of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

In Witness Whereof, I hereunto set my hand and official seal.

My Commission expires the **30th** day of **June, 2021**.




Marie C. Tetreault, Notary Public

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, which resolutions are now in full force and effect, reading as follows:

RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the Company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is

FURTHER RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary; and it is

FURTHER RESOLVED, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority; and it is

FURTHER RESOLVED, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any Power of Attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such Power of Attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or understanding to which it is attached.

I, Kevin E. Hughes, the undersigned, Assistant Secretary, of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 22nd day of February, 2019.

Kevin E. Hughes

Kevin E. Hughes, Assistant Secretary



To verify the authenticity of this Power of Attorney, call 1-800-421-3880 or contact us at www.travelersbond.com. Please refer to the Attorney-In-Fact number, the above-named individuals and the details of the bond to which the power is attached.